



# THE CITY RECORD

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## PUBLIC HEARINGS AND MEETINGS

See Also: Procurement; Agency Rules

### CITY COUNCIL

#### PUBLIC HEARING

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

The Subcommittee on Zoning and Franchises will hold a public hearing on the following matters in the Council Committee Room, City Hall, New York City, New York 10007, commencing at 9:30 A.M. on Monday, October 26, 2009:

#### ELDERT LANE RESIDENTIAL DEVELOPMENT BROOKLYN CB - 5 C 090307 MMK

Application submitted by Eldert Lane Development Ltd. and the New York City Department of Parks and Recreation pursuant to Sections 197-c and 199 of the New York City Charter for an amendment to the City Map involving:

- the establishment and realignment of Eldert Lane between Conduit Boulevard and Sutter Avenue;
- the elimination of a portion of Robert Venable Park;
- the extinguishment of a permanent access easement;
- the adjustment of grades necessitated thereby,

and any acquisition or disposition of real property related thereto all within an area generally bounded by Belmont Avenue, Conduit Boulevard, Forbell Street, Sutter Avenue and Sheridan Avenue, in accordance with Map No. X-2714, dated June 5, 2009, and signed by the Borough President.

#### ELDERT LANE RESIDENTIAL DEVELOPMENT BROOKLYN CB - 5 C 090308 ZMK

Application submitted by Eldert Lane Residential Development, Ltd. and the Department of Parks and Recreation pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 1 8a changing from an R5 District to an R6A District property bounded Belmont Avenue, South Conduit Avenue, Eldert Lane, Sutter Avenue, and Sheridan Avenue, as shown on a diagram (for illustrative purposes only) dated June 15, 2009.

#### FRESH FOODS ZONING TEXT

CITYWIDE N 090412 ZRY  
Application submitted by the Department of City Planning pursuant to Section 201 of the New York City Charter for an amendment of the Zoning Resolution of the City of New York relating to Article VI, Chapter 3 (Special Regulations Applying to FRESH Food Stores) concerning provisions related to the establishment of FRESH Food Stores.

#### Article VI Special Regulations Applicable to Certain Areas

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### Chapter 3 Special Regulations Applying to FRESH Food Stores

#### 63-00 GENERAL PURPOSES

The provisions of this Chapter establish special regulations that guide the development of FRESH food stores to promote and protect public health, safety and general welfare. These general goals include, among others, the following purposes:

- encourage a healthy lifestyle by facilitating the development of FRESH food stores that sell a healthy selection of food products;
- provide greater incentives for FRESH food stores to locate in neighborhoods underserved by such establishments;
- encourage FRESH food stores to locate in locations that are easily accessible to nearby residents; and
- strengthen the economic base of the City, conserve the value of land and buildings, and protect the City's tax revenues.

#### 63-01 Definitions

##### FRESH food store

A "FRESH food store" is a food store #use# as listed in Section 32-15 (Use Group 6), where at least 6,000 square feet of #floor area#, or #cellar# space utilized for retailing, is utilized for the sale of a general line of food and non-food grocery products, such as dairy, canned and frozen foods, fresh fruits and vegetables, fresh and prepared meats, fish and poultry, intended for home preparation, consumption and utilization. Such retail space utilized for the sale of a general line of food and non-food grocery products shall be distributed as follows:

- at least 3,000 square feet or 50 percent of such retail space, whichever is greater, shall be utilized for the sale of a general line of food products intended for home preparation, consumption and utilization; and
- at least 2,000 square feet or 30 percent of such retail space, whichever is greater, shall be utilized for the sale of perishable goods that shall include dairy, fresh produce, and frozen foods and may include fresh meats, poultry and fish, of which at least 500 square feet of such retail space shall be designated for the sale of fresh produce.

A food store shall be certified as a #FRESH food store# by the Chairperson of the City Planning Commission, pursuant to Section 63-30 (CERTIFICATION FOR FRESH FOOD STORE).

#### 63-02 Applicability

- The regulations of all other Chapters of this Resolution are applicable, except as superseded, supplemented or modified by the provisions of this Chapter. In the event of a conflict between the provisions of this Chapter and other regulations of this Resolution, the provisions of this Chapter shall control.

(b) The provisions of this Chapter shall apply to all #Commercial# and #Manufacturing Districts# in the following #FRESH food store# designated areas, except as provided in paragraph (c) of this Section:

- In the Borough of the Bronx, Community Districts 1, 2, 3, 4, 5, 6 and 7 except portions of Community District 7, as shown on Map 1 in Appendix A of this Chapter;
- In the Borough of Brooklyn, Community Districts 3, 4, 5, 8, 9, 16 and 17 except portions of Community District 8, as shown on Map 2 in Appendix A;
- In the Borough of Manhattan, Community Districts 9, 10, 11 and 12 except portions of Community District 9 and 12, as shown on Maps 3 and 4 in Appendix A; and
- In the Borough of Queens, the #Special Downtown Jamaica District#.

(c) The provisions of this Chapter shall not apply to the following Special Purpose Districts:

- #Special Madison Avenue Preservation District#;
- #Special Manhattanville Mixed Use District#;
- #Special Park Improvement District#; and
- #Special Hunts Point District#.

#### 63-10 SPECIAL USE REGULATIONS

##### 63-11 Special Use Regulations for FRESH Food Stores in M1 Districts

In M1 Districts, the regulations of Section 42-12 (Use Groups 3A, 6A, 6B, 6D, 6F, 7B, 7C, 7D, 7E, 8, 9B, 9C, 10A, 10B, 10C, 11, 12A, 12C, 12D, 12E, 13, 14 and 16) are modified to permit #FRESH food stores# with up to 30,000 square feet of #floor area#. The provisions of this Section shall not apply where the regulations of the underlying district permit Use Group 6A food stores with #floor area# greater than 30,000 square feet.

##### 63-12 Special Sign Regulations

All permitted #signs# shall be subject to the provisions of the #sign# regulations of the underlying districts. In addition, a #FRESH food store# shall provide signage pursuant to this Section.

A #sign# comprised of the #FRESH food store# graphic as shown on the Department of City Planning website ([www.nyc.gov](http://www.nyc.gov)) shall be mounted on an exterior #building# wall adjacent to and no more than five feet from the principal entrance of the #FRESH food store#. The #sign# shall be placed so that it is directly visible, without any obstruction, to customers entering the #FRESH food store#, and at a height no less than three feet and no more than five feet above the adjoining grade. Such #FRESH food store# graphic shall be no less than 12 inches by 12 inches and no more than 16 inches by 16 inches in size and shall be fully opaque, non reflective and constructed of permanent, highly durable materials.

#### 63-20 SPECIAL BULK AND PARKING REGULATIONS

##### 63-21 Special Floor Area Regulations

##### 63-21 For mixed buildings in Commercial Districts containing FRESH food stores

The provisions of Section 35-31 (Maximum Floor Area Ratio for Mixed Buildings) relating to the maximum permitted #floor area ratio# for each permitted #use# shall apply, and the provisions relating to the total of all such #floor area ratios# shall be modified in accordance with the provisions of this Section. Where all non-#residential uses# in such #mixed

building# have a permitted #floor area ratio# equal to or less than that permitted for a #residential use#, the total #floor area# permitted for such #mixed building# may be increased by one square foot for each square foot of #FRESH food store floor area#, up to 20,000 square feet.

### 63-212 For mixed use buildings in Special Mixed Use Districts containing FRESH food stores

The provisions of Section 123-64 (Maximum Floor Area Ratio and Lot Coverage Requirements For Mixed Use Buildings) relating to the maximum permitted #floor area ratio# for each permitted #use# shall apply, and the provisions relating to the total of all such #floor area ratios# shall be modified in accordance with the provisions of this Section. Where all non-#residential uses# in such #mixed use building# have a permitted #floor area ratio# equal to or less than that permitted for a #residential use#, the total #floor area# permitted for such #mixed use building# may be increased by one square foot for each square foot of #FRESH food store floor area#, up to 20,000 square feet.

### 63-22 Authorization to Modify Maximum Building Height

For #mixed buildings# or #mixed use buildings# containing a #FRESH food store#, the City Planning Commission may authorize modifications to Sections 35-24 (Special Street Wall Location and Height and Setback Regulations in Certain Districts) and 123-66 (Height and Setback Regulations) to allow the applicable maximum building height to be increased by up to 15 feet, provided that the first #story# occupied by a #FRESH food store# has a minimum finished floor to finished ceiling height of 14 feet, and provided that such finished ceiling height is at least 14 feet above the #base plane# or #curb level#, as applicable.

In order to grant such authorizations, the Commission shall find that:

- such modifications are necessary to accommodate a first #story# utilized as a #FRESH food store#;
- the proposed modifications shall not adversely affect the essential scale and character of the adjacent buildings and any adjacent historic resources; and
- the proposed modifications will not unduly obstruct access to light and air of adjacent properties.

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

### 63-23 Special Transparency Requirements

For all #FRESH food stores#, the ground floor level of the #street wall# fronting upon a principal #street# shall be glazed with materials which may include show windows, glazed transoms or glazed portions of doors. Such glazing shall occupy at least 70 percent of the area of such ground floor level #street wall#, measured to a height of 10 feet above the level of the adjoining sidewalk. No less than 50 percent of the area of such ground floor level #street wall# shall be glazed with transparent materials and up to 20 percent of such area may be glazed with translucent materials.

Furthermore, for #buildings# with frontage on two or more #streets#, the Chairperson of the City Planning Commission may certify that the glazing requirements of this Section shall only be applicable to the #street wall# fronting upon the principal #street#, as determined by the Chairperson.

In addition, the Chairperson of the City Planning Commission may, by certification, allow a reduction in the glazing requirements of this Section, provided that the Chairperson finds that such #mixed building# or #mixed use building# is a recipient of #public funding# as defined in Section 23-911 (General Definitions). Such reduced glazing may occupy no less than 50 percent of the area of such ground floor level #street wall# and shall be glazed with transparent materials.

### 63-24 Security Gates

All security gates installed between the #street wall# and the #street line# (after effective date of amendment), that are swung, drawn or lowered to secure #FRESH food store# premises shall, when closed, permit visibility of at least 75 percent of the area covered by such gate when viewed from the #street#.

### 63-25 Required Accessory Off-street Parking Spaces in Certain Districts

- In C1-1, C1-2, C1-3, C2-1, C2-2, C2-3, and C4-3 Districts, the #accessory# off-street parking regulations in Section 3 6-20 (REQUIRED ACCESSORY OFF-STREET PARKING SPACES FOR COMMERCIAL OR COMMUNITY FACILITY USES) applicable to a C1-4 District shall apply to any #FRESH food store#.
- In the Borough of Brooklyn, in those portions of Community District 5 located south of Flatlands Avenue and east of the centerline prolongation of Schenck Avenue, a #FRESH food store# shall provide #accessory# off-street# parking spaces as required for #uses# in parking category B in the applicable #Commercial# and #Manufacturing Districts#.
- In C8-1, C8-2, M1-1, M1-2, and M1-3 Districts, a #FRESH food store# shall provide one parking space per 1,000 square feet of #floor area# or #cellar# space utilized for retailing, up to a maximum of 15,000 square feet. The underlying off-street parking regulations in Sections 3 6-20 or

44-20 shall apply to the #floor area# or #cellar# space, in excess of 15,000 square feet, utilized for retailing in such #FRESH food store#.

(d) The provisions of this Section shall not apply to:

- In the Borough of the Bronx, portions of Community District 7 and in the Borough of Manhattan, portions of Community District 12, as shown on Map 1 in Appendix B of this Chapter;
- In the Borough of Brooklyn, portions of Community District 5, as shown on Map 2 in Appendix B;
- In the Borough of Brooklyn, portions of Community Districts 16 and 17, as shown on Map 3 in Appendix B; and
- In the Borough of Queens, the #Special Downtown Jamaica District#.

### 63-30 CERTIFICATION FOR A FRESH FOOD STORE

Upon application, the Chairperson of the City Planning Commission shall certify that a food store #use# is a #FRESH food store#, provided that:

- drawings have been submitted to the Chairperson that clearly specify:
    - all #floor area# or #cellar# space utilized as a #FRESH food store#, showing in the form of an illustrative layout, that such designated space is designed and arranged to meet the requirements for food and non-food grocery products, pursuant to Section 63-01;
    - all #floor area# that will result from any permitted increase in #floor area#, pursuant to Section 63-21, including the location of such #floor area#;
    - the size, format and location of the required #sign#, pursuant to Section 63-12, including detailed information about dimensions of the #sign#, lettering, color and materials;
    - the location of the ground floor level #street wall# fronting upon a principal #street#, pursuant to Section 63-23;
  - a signed lease or written commitment from the prospective operator of the #FRESH food store# has been provided in a form acceptable to the Chairperson for utilization of such #floor area# or #cellar# space and its operation as a #FRESH food store#; and
  - a legal commitment, in the form of a declaration of restrictions has been executed, in a form acceptable to the Department of City Planning, binding upon the owner and its successor and assigns, and providing for continued utilization of all #floor area# or #cellar# space as a #FRESH food store#, the operation of which shall commence within a reasonable period following the issuance of a temporary certificate of occupancy for the #floor area# or #cellar# space to be utilized by the #FRESH food store#.
- Such declaration of restrictions shall provide that the legal commitment for continued occupancy of the #floor area# or #cellar space# as a #FRESH food store# shall not apply during any:

- six (6) month period from the date such #floor area# or #cellar# space is vacated by the operator, provided that the owner timely notifies the Department of City Planning of such vacancy in accordance with the requirements of the restrictive declaration; or
- event of force majeure, as determined by the Chairperson.

The filing and recordation of the declaration of restrictions in the Office of the City Register of the City of New York against all tax lots comprising the #FRESH food store#, and receipt of proof of recordation of such declaration in a form acceptable to the Department, shall be a precondition to the issuance of any building permit, including any foundation or alteration permit, for any #development# or #enlargement# under this Chapter.

In granting the certification, the Chairperson may specify that minor changes in store layout consistent with the definition of a #FRESH food store# in Section 63-01 shall not warrant further certification pursuant to this Section.

No later than the date on which an application for certification pursuant to this Section is first submitted, a copy of the drawings submitted pursuant to paragraph (a) of this Section shall be submitted by the applicant to the affected Community Board, which shall have 45 days to review said application. The Chairperson shall not issue a certification for an application during the Community Board review period, unless the Community Board has submitted to the Chairperson comments regarding such proposal or informs the Chairperson that the Community Board has no comments.

### 63-31 Requirements for Certificate of Occupancy

No certificate of occupancy shall be issued for any portion of the #development# or #enlargement# identified in the

drawings submitted pursuant to paragraph (a) (2) of Section 63-30 until a temporary certificate of occupancy has been issued for the #FRESH food store# space. No final certificate of occupancy shall be issued for any such portion of the #development# or #enlargement# identified in such drawings until the #FRESH food store# space has been completed in accordance with the drawings submitted pursuant to paragraph (a) (1) of Section 63-30 and a final certificate of occupancy has been issued for the #FRESH food store# space. The declaration of restrictions shall be noted on any temporary or final certificate of occupancy for the #building#.

### 63-40 CERTIFICATION FOR CHANGE OF USE OF A FRESH FOOD STORE

A #FRESH food store# for which a certification has been issued pursuant to Section 63-30 may be changed to any #use# permitted by the underlying district upon certification by the Chairperson of the City Planning Commission that such change of #use# would not create a new #non-compliance#, increase the degree of #non-compliance# of #buildings# on the #zoning lot#, or result in reduction in the number of required #accessory# off-street parking spaces under the applicable district regulations.

If a certification pursuant to this Section is granted, a notice of cancellation, in a form acceptable to the Department of City Planning, of the declaration of restrictions recorded pursuant to Section 63-30 shall be executed and recorded in the Office of the City Register of the City of New York against all tax lots comprising the former #FRESH food store#.

### 63-50 AUTHORIZATION FOR BULK AND PARKING MODIFICATIONS

The City Planning Commission may, by authorization, permit modifications to the #bulk# and #accessory# off-street parking requirements of the applicable zoning districts, when a change of #use# of a #FRESH food store# for which a certification has been issued pursuant to Section 63-30, would create a new #non-compliance#, increase the degree of #non-compliance# of #buildings# on the #zoning lot#, or result in reduction in the number of required #accessory# off-street parking spaces under the applicable district regulations, provided that such #use# is permitted by the underlying districts.

In order to grant such authorization, the Commission shall find that:

- due to the market conditions prevalent at the time of the application, there is no reasonable possibility that the operation of a #FRESH food store# will bring a reasonable return;
- the applicant, the operator or a prior operator of such #FRESH food store# has not created, or contributed to, such unfavorable market conditions;
- the applicant, the operator or a prior operator of such #FRESH food store# has undertaken commercially reasonable efforts to secure a new operator, and demonstrates to the City Planning Commission that such efforts have been unsuccessful;
- any proposed #non-compliance# or increase in the degree of #non-compliance# will not be incompatible with or adversely affect adjacent #uses# including #uses# within the building; and
- any reduction of required #accessory# off-street parking shall not create or contribute to serious traffic congestion and will not unduly inhibit surface traffic and pedestrian movement.

If such authorization is granted, a notice of cancellation, in a form acceptable to the Department of City Planning, of the declaration of restrictions recorded pursuant to Section 63-30, shall be executed and recorded in the Office of the City Register of the City of New York against all tax lots comprising the former #FRESH food store#.

In issuing authorizations under this Section, the Commission may impose conditions and safeguards, to minimize adverse impacts on the character of the surrounding area.

### 63-60 COMPLIANCE

No later than June 30 of the year, beginning in the first calendar year following the calendar year in which certification was made and at three year intervals thereafter, the Chairperson shall be provided with an affidavit, in a form acceptable to the Department of City Planning, regarding compliance with the requirements of the declaration of restrictions and the regulations of this Chapter, as of a date of inspection which shall be no earlier than June 1st of the year in which the affidavit is filed. Such affidavit shall be provided by the owner(s) of the tax lot(s) on which the #FRESH food store# is located. Such affidavit shall include, without limitation.

- A copy of the original #FRESH food store# certification letter and if applicable, any approval letter pertaining to any other authorization or certification pursuant to this Chapter;
- A statement that the #floor area# or #cellar# space that was certified to be operated as a #FRESH food store# continues to be operated as such in accordance with the declaration of restrictions; and
- Photographs documenting the condition of the #FRESH food store# at the time of inspection, sufficient to clearly show all #floor area# or #cellar# space operated as #FRESH food store#.

Failure to comply with a condition or restriction in an authorization or certification granted pursuant this Chapter or with approved plans related thereto, or failure to submit a

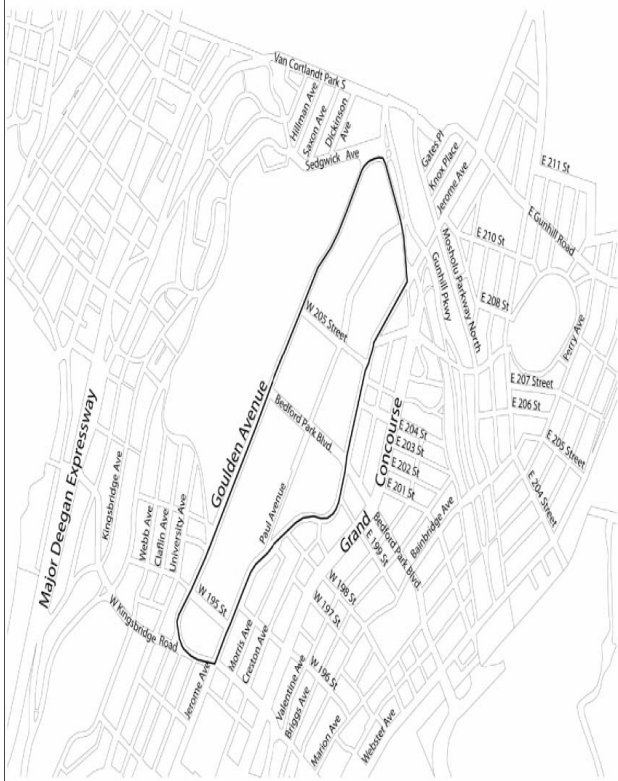
required compliance report, shall constitute a violation of this Resolution and may constitute the basis for denial or revocation of a building permit or certificate of occupancy, or for a revocation or such authorization or certification, and for all other applicable remedies.

APPENDIX A

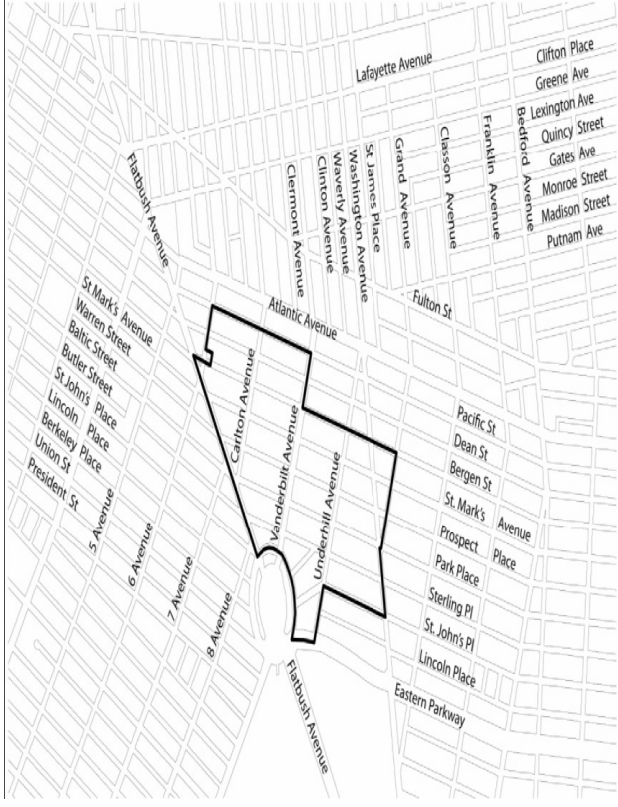
FRESH FOOD STORE DESIGNATED AREAS: EXCLUDED PORTIONS

The #FRESH food store# designated areas are listed by community district and borough in Section 63-02 (Applicability) of this Chapter. Excluded portions of community districts are shown on the following maps.

Map 1. Excluded Portions of Community District 7, Bronx



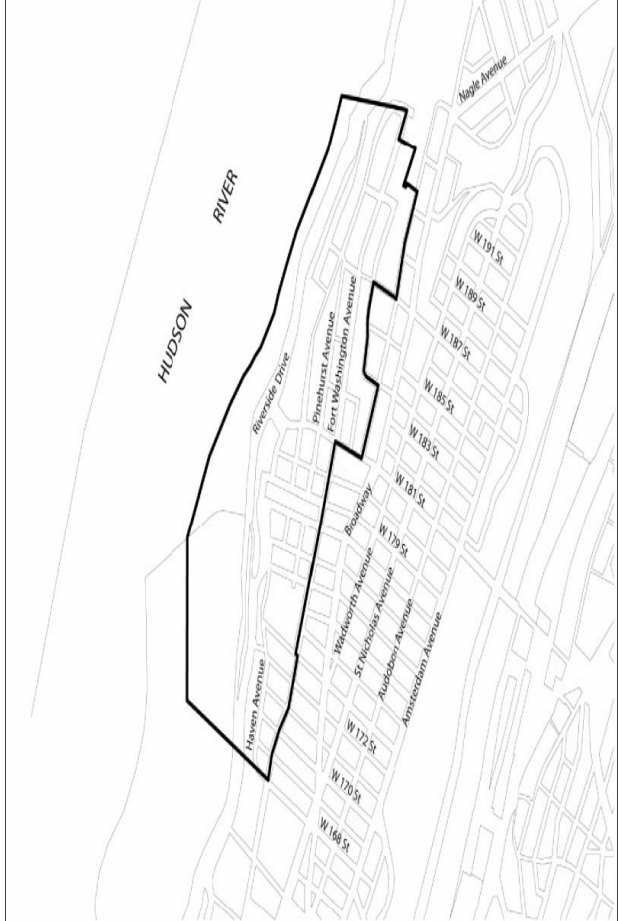
Map 2. Excluded Portions of Community District 8, Brooklyn



Map 3. Excluded Portions of Community District 9, Manhattan



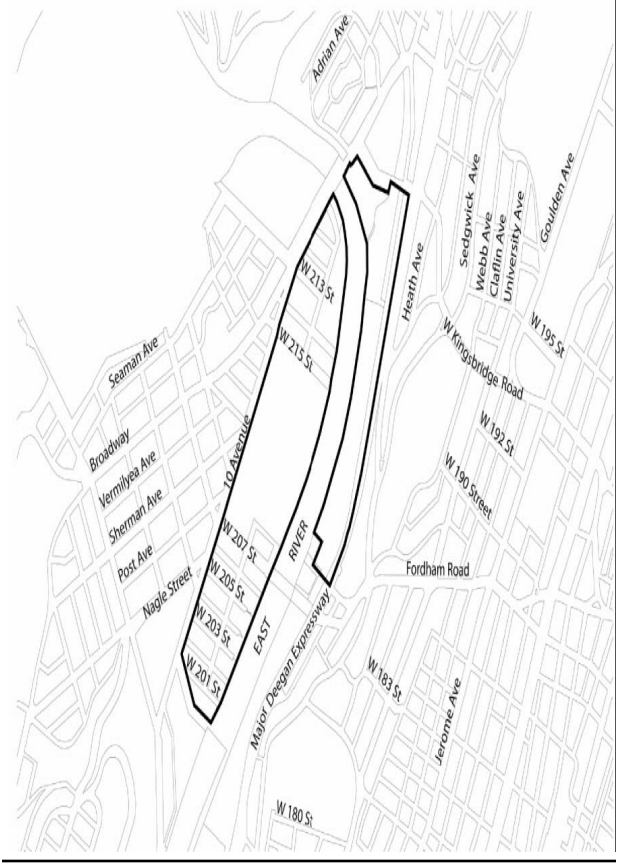
Map 4. Excluded Portions of Community District 12, Manhattan



APPENDIX B

REQUIRED OFF-STREET ACCESSORY PARKING EXCEPTIONS

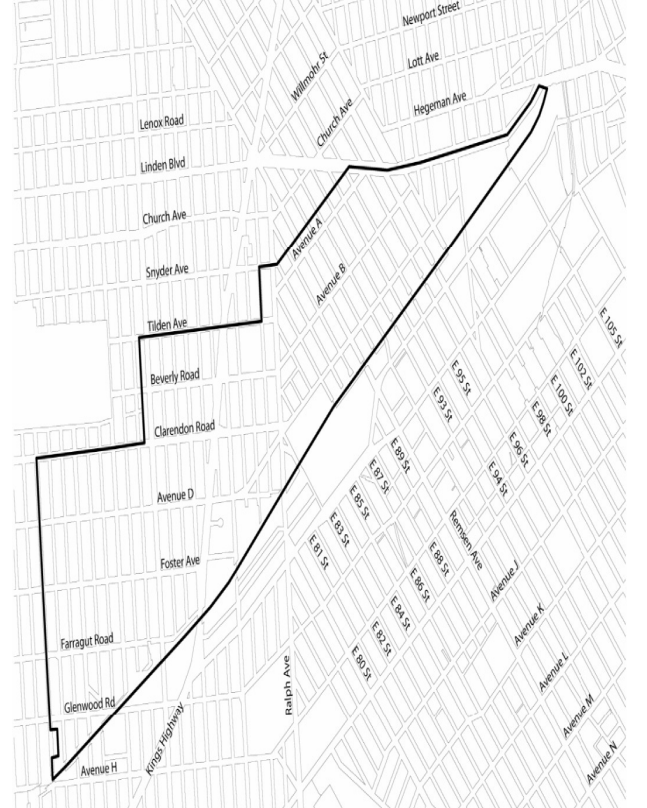
Map 1. Excluded portions of Community District 12, Manhattan and portion of Community District 7, Bronx



Map 2. Excluded portions of Community District 5, Brooklyn



Map 3. Excluded portions of Community Districts 16 and 17, Brooklyn



CARROLL GARDENS REZONING

BROOKLYN CB - 6 C 090462 ZMK Application submitted by the Department of City Planning pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section Nos. 16a & 16c:

- 1. eliminating from within an existing R6 District a C 1-3 District bounded by:
f. Kane Street, a line 100 feet southeasterly of Columbia Street, Degraw Street, a line 150 feet southeasterly of Columbia Street, a line midway between Sackett Street and Union Street, Hick Street (westerly portion), a line midway between Union Street and President Street, a line 150 feet southeasterly of Columbia Street, Carroll Street, and Columbia Street;
g. Sackett Street, a line 150 feet southeasterly of Henry Street, a line midway between Union Street and President Street, Hicks Street (easterly portion), Union Street, and a line 150 feet northwesterly of Henry Street;
h. Degraw Street, Court Street, Warren Street, a line 150 feet southeasterly of Court Street, President Street, Court Street, 1st Place, a line 150 feet southeasterly of Court Street, Luquer Street, Court Street, 4th Place, and a line 150 feet northwesterly of Court Street;
i. Warren Street, a line 150 feet southeasterly of Smith Street, Butler Street, and a line 150 feet northwesterly of Smith Street, and
j. Warren Street, Hoyt Street, Douglass Street, and a line 150 feet northwesterly of Hoyt Street;
2. eliminating from within an existing R6 District a C2-3 District bounded by:
g. Sackett Street, Columbia Street, Carroll Street, a line 150 feet southeasterly of Columbia Street, Woodhull Street, Columbia Street, Summit Street, a line 100 feet northwesterly of Columbia Street, Union Street, a line 150\* feet northwesterly of Columbia Street, a line midway between Sackett Street and Union Street, and a line 100 feet northwesterly of Columbia Street;
h. Butler Street, a line 150 feet southeasterly of Smith Street, President Street, and a line 150 feet northwesterly of Smith Street;
i. a line 100 feet southwesterly of 3rd Street, a line 100 feet southeasterly of Smith Street, a line midway between 4th Street and 5th Street, and Smith Street;
j. 4th Place, Court Street, Nelson Street, a line 150 feet southeasterly of Court Street, Huntington Street, Court Street, a line 110 feet northeasterly of West 9th Street, a line 65 feet southeasterly of Court Street, West 9th Street, a line 100 feet southeasterly of Court Street, a line midway between Garnet Street and Centre Street, a line 275 feet northwesterly of Smith Street, Centre Street, Hamilton Avenue (northeast portion), Court Street, Garnet Street, Hamilton Avenue (northeast portion), a line 100 feet northeasterly of Garnet Street, a line 100 feet northwesterly of Court Street, Huntington Street, and a line 150 feet northwesterly of Court Street;
k. Huntington Street, a line perpendicular to the southwesterly street line of Huntington Street distant 115 feet southeasterly (as measured along the street line) from the point of intersection of the southwesterly street line of Huntington Street and the northeasterly street line of Hamilton Avenue (northeast portion), a line midway between Huntington Street and West 9th Street, a line perpendicular to the northeasterly street line of West 9th Street distant 85 feet southeasterly (as measured along the street line) from the point of

intersection of the northeasterly street line of West 9th Street and the northeasterly street line of Hamilton Avenue (northeast portion), and Hamilton Avenue (northeast portion); and

1. a line 105 feet northeasterly of West 9th Street, Smith Street, Garnet Street, and a line 80 feet northwesterly of Smith Street;
3. changing from an R6 District to an R6A District property bounded by:
  - a. Kane Street, Tiffany Place, Degraw Street, a line 100 feet southeasterly of Columbia Street, Woodhull Street, Columbia Street, Union Street, a line 150 feet northwesterly of Columbia Street, a line midway between Sackett Street and Union Street, a line 100 feet northwesterly of Columbia Street, Sackett Street, and Columbia Street
  - b. Degraw Street, a line 100 feet southeasterly of Henry Street, Union Street, Henry Street, President Street, a line 100 feet southeasterly of Henry Street, Carroll Street, Henry Street, a line 75 feet northeasterly of Carroll Street, a line 100 feet northwesterly of Henry Street, President Street, Brooklyn-Queens Connecting Highway, Union Street, a line 100 feet northwesterly of Henry Street, a line midway between Degraw Street and Sackett Street, and Henry Street; and
  - c. Warren Street, a line 100 feet southeasterly of Court Street, Butler Street, a line 80 feet southeasterly of Court Street, President Street, Court Street, Carroll Street, a line 50 feet southeasterly of Court Street, 1st Place, a line 100 feet southeasterly of Court Street, a line 100 feet northeasterly of 2nd Place, a line 50 feet southeasterly of Court Street, 3rd Place, a line 80 feet southeasterly of Court Street, 4th Place, a line 100 feet southeasterly of Court Street, Nelson Street, a line 80 feet southeasterly of Court Street, Huntington Street, Smith Street, West 9th Street, a line 100 feet southeasterly of Court Street, a line midway between Garnet Street and Centre Street, a line 275 feet northwesterly of Smith Street, Centre Street, Hamilton Avenue (northeast portion), a line 80 feet northwesterly of Court Street, West 9th Street, a line 125 feet northwesterly of Court Street, a line midway between Huntington Street and West 9th Street, a line 80 feet northwesterly of Court Street, Luquer Street, a line 50 feet northwesterly of Court Street, 4th Place, a line 80 feet northwesterly of Court Street, a line midway between 3rd Place and 4th Place, Court Street, 3rd Place, a line 50 feet northwesterly of Court Street, a line midway between 1st Place and 2nd Place, Clinton Street, 1st Place, a line 80 feet northwesterly of Clinton Street, a line 50 feet southwesterly of Degraw Street, Clinton Street, Degraw Street, a line 100 feet southeasterly of Clinton Street, Sackett Street, a line 190 feet southeasterly of Clinton Street, Union Street, a line 100 feet southeasterly of Clinton Street, President Street, a line 265 feet southeasterly of Clinton Street, a line midway between President Street and Carroll Street, a line 100 feet southeasterly of Clinton Street, a line midway between Carroll Street and 1st Place, a line 50 feet northwesterly of Court Street, Carroll Street, a line 100 feet northwesterly of Court Street, a line midway between President Street and Carroll Street, a line 50 feet northwesterly of Court Street, President Street, a line 100 feet northwesterly of Court Street, Degraw Street, and Court Street;
4. changing from an R6 District to an R6B District property bounded by:
  - a. Warren Street, a line 150 feet southeasterly of Columbia Street, Baltic Street, Hicks Street (easterly portion), Kane Street, and Columbia Street;
  - b. Union Street, Columbia Street, Summit Street, a line 100 feet northwesterly of Columbia Street, a line midway between Carroll Street and Summit Street, a line 200 feet northwesterly of Columbia Street, Summit Street, a line 350 feet northwesterly of Columbia Street, a line midway between Carroll Street and Summit Street, a line 260 feet northwesterly of Columbia Street, Carroll Street, a line 240 feet northwesterly of Columbia Street, a line midway between President Street and Carroll Street, a line 367 feet northwesterly of Columbia Street, President Street, a line 350 feet northwesterly of Columbia Street, a line midway between Union Street and President Street, a line 120 feet northwesterly of Columbia Street, a line 130 feet northwesterly of President Street, and a line 100 feet northwesterly of Columbia Street,
  - c. Degraw Street, Henry Street, a line midway between Degraw Street and Sackett Street, a line 100 feet northwesterly of Henry Street, Union Street, Brooklyn-Queens Connecting Highway, President Street, a line 100 feet northwesterly of Henry Street, a line 75 feet northeasterly of Carroll Street, Henry Street, Carroll Street, a line 100 feet southeasterly of Henry Street, President Street, Henry Street, Union Street, a line 100 feet southeasterly of Henry Street, Degraw Street, Clinton Street, a line 50 feet southwesterly of Degraw Street, a line 80 feet northwesterly of Clinton Street, 1st Place, Clinton Street, a line midway between 1st Place and 2nd Place, a line 50 feet northwesterly of Court Street, 3rd Place, Court Street, a line midway between 3rd Place and 4th Place, a line 80 feet northwesterly of Court Street, 4th Place, a line 50 feet northwesterly of Court Street, Luquer Street, a line 80 feet northwesterly of Court Street, a line midway between Huntington Street and West 9th Street, a line 125 feet

northwesterly of Court Street, West 9th Street, a line 80 feet northwesterly of Court Street, Hamilton Avenue (northeast portion), Clinton Street, Hamilton Avenue (northeast portion), Henry Street, Coles Street, Hamilton Avenue (northeast portion), Hicks Street (westerly portion), Woodhull Street, and a line 100 feet southeasterly of Columbia Street;

- d. Degraw Street, a line 100 feet northwesterly of Court Street, President Street, a line 50 feet northwesterly of Court Street, a line midway between President Street and Carroll Street, a line 100 feet northwesterly of Court Street, Carroll Street, a line 50 feet northwesterly of Court Street, a line midway between Carroll Street and 1st Place, a line 100 feet southeasterly of Clinton Street, a line midway between President Street and Carroll Street, a line 265 feet southeasterly of Clinton Street, President Street, a line 100 feet southeasterly of Clinton Street, Union Street, a line 190 feet southeasterly of Clinton Street, Sackett Street, and a line 100 feet southeasterly of Clinton Street;
- e. Warren Street, Hoyt Street, Douglass Street, Bond Street, 3rd Street, Hoyt Street, a line midway between 3rd Street and 4th Street, a line perpendicular to the northeasterly street line of 4th Street distant 365 feet northwesterly (as measured along the street line) from the point of intersection of the northeasterly street line of 4th Street and the northwesterly street line of Hoyt Street, 4th Street, a line perpendicular to the northeasterly street line of 5th Street distant 220 feet northwesterly (as measured along the street line) from the point of intersection of the northeasterly street line of 5th Street and the northwesterly street line of Hoyt Street, a line midway between 4th Street and 5th Street, Smith Street, Huntington Street, a line 80 feet southeasterly of Court Street, Nelson Street, a line 100 feet southeasterly of Court Street, 4th Place, a line 80 feet southeasterly of Court Street, 3rd Place, a line 50 feet southeasterly of Court Street, a line 100 feet northwesterly of 2nd Place, a line 100 feet southeasterly of Court Street, 1st Place, a line 50 feet southeasterly of Court Street, Carroll Street, Court Street, President Street, a line 80 feet southeasterly of Court Street, Butler Street, and a line 100 feet southeasterly of Court Street; and
- f. West 9th Street, Smith Street, Garnet Street, a line 100 feet northwesterly of Smith Street, a line midway between Garnet Street and Centre Street, and a line 100 feet southeasterly of Court Street;
5. changing from an R6 District to an R7A District property bounded by Kane Street, Hicks Street (easterly portion), Degraw Street, and Tiffany Place;
6. establishing within a proposed R6A District a C2-4 District bounded by:
  - f. Kane Street, a line 100 feet southeasterly of Columbia Street, Woodhull Street, Columbia Street, Union Street, a line 150 feet northwesterly of Columbia Street, a line midway between Sackett Street and Union Street, a line 100 feet northwesterly of Columbia Street, Sackett Street, and Columbia Street;
  - g. a line midway between Degraw Street and Sackett Street, Henry Street, Sackett Street, a line 100 feet southeasterly of Henry Street, Union Street, Henry Street, a line 100 feet southwesterly of Union Street, and a line 100 feet northwesterly of Henry Street;
  - h. Union Street, a line 120 feet southeasterly of Hicks Street, President Street, and Hicks Street (easterly portion);
  - i. Warren Street, a line 100 feet southeasterly of Court Street, Butler Street, a line 80 feet southeasterly of Court Street, President Street, Court Street, Carroll Street, a line 50 feet southeasterly of Court Street, 1st Place, a line 100 feet southeasterly of Court Street, a line 100 feet northwesterly of 2nd Place, a line 50 feet southeasterly of Court Street, 3rd Place, a line 80 feet southeasterly of Court Street, Luquer Street, Court Street, Nelson Street, a line 80 feet southeasterly of Court Street, Huntington Street, Court Street, a line 110 feet northeasterly of West 9th Street, a line 65 feet southeasterly of Court Street, West 9th Street, a line 100 feet southeasterly of Court Street, a line midway between Garnet Street and Centre Street, a line 275 feet northwesterly of Smith Street, Centre Street, Hamilton Avenue (northeast portion), Court Street, Garnet Street, a line 80 feet northwesterly of Court Street, West 9th Street, a line 125 feet northwesterly of Court Street, a line midway between Huntington Street and West 9th Street, a line 80 feet northwesterly of Court Street, Luquer Street, a line 50 feet northwesterly of Court Street, 4th Place, a line 80 feet northwesterly of Court Street, a line midway between 3rd Place and 4th Place, Court Street, 3rd Place, a line 50 feet northwesterly of Court Street, Carroll Street, a line 100 feet northwesterly of Court Street, Degraw Street, and Court Street; and
  - j. a line 105 feet northeasterly of West 9th Street, Smith Street, West 9th Street, and a line 80 feet northwesterly of Smith Street;
7. establishing within a proposed R6B District a C2-4 District bounded by:

- l. Union Street, Columbia Street, Summit Street, and a line 100 feet northwesterly of Columbia Street;
- m. a line midway between Sackett Street and Union Street, Hicks Street (westerly portion), a line midway between Union Street and President Street, and a line 100 feet southeasterly of Columbia Street;
- n. Degraw Street, Henry Street, a line midway between Degraw Street and Sackett Street, and a line 100 feet northwesterly of Henry Street;
- o. Union Street, a line 100 feet southeasterly of Henry Street, a line 100 feet southwesterly of Union Street, and Henry Street;
- p. Carroll Street, a line 100 feet southeasterly of Henry Street, a line midway between Carroll Street and 1st Place, and Henry Street;
- q. Summit Street, a line 100 feet southeasterly of Hicks Street (easterly portion), Woodhull Street, and Hicks Street (easterly portion);
- r. Huntington Street, a line perpendicular to the southwesterly street line of Huntington Street distant 115 feet southeasterly (as measured along the street line) from the point of intersection of the southwesterly street line of Huntington Street and the northeasterly street line of Hamilton Avenue (northeast portion), a line midway between Huntington Street and West 9th Street, a line perpendicular to the northeasterly street line of West 9th Street distant 85 feet southeasterly (as measured along the street line) from the point of intersection of the northeasterly street line of West 9th Street and the northeasterly street line of Hamilton Avenue (northeast portion), and Hamilton Avenue (northeast portion);
- s. a line 100 feet northeasterly of Garnet Street and its northwesterly prolongation, a line 80 feet northwesterly of Court Street, Garnet Street, and Hamilton Avenue (northeast portion);
- t. West 9th Street, Smith Street, Garnet Street, and a line 80 feet northwesterly of Smith Street;
- u. Warren Street, a line 100 feet southeasterly of Smith Street, Baltic Street, a line 80 feet southeasterly of Smith Street, 2nd Street, a line 50 feet southeasterly of Smith Street, 3rd Street, a line perpendicular to the southwesterly street line of 3rd Street distant 50 feet southeasterly (as measured along the street line) from the point of intersection of the southwesterly street line of 3rd Street and the southeasterly street line of Smith Street, a line 80 feet southwesterly of 3rd Street, a line perpendicular to the northeasterly street line of 4th Street distant 80 feet southeasterly (as measured along the street line) from the point of intersection of the northeasterly street line of 4th Street and the southeasterly street line of Smith Street, 4th Street, a line 100 feet southeasterly of Smith Street, a line midway between 4th Street and 5th Street, Smith Street, 2nd Place, a line 100 feet northwesterly of Smith Street, a line midway between 1st Place and 2nd Place, Smith Street, President Street, a line 100 feet northwesterly of Smith Street, a line midway between Union Street and President Street, a line 50 feet northwesterly of Smith Street, Union Street, a line 80 feet northwesterly of Smith Street, Sackett Street, a line 50 feet northwesterly of Smith Street, Butler Street, and a line 100 feet northwesterly of Smith Street; and
- v. Warren Street, Hoyt Street, Douglass Street, a line 80 feet northwesterly of Hoyt Street, Butler Street, and a line 50 feet northwesterly of Hoyt Street;

as shown on a diagram (for illustrative purposes only) dated June 1, 2009.

**TABOON**

**MANHATTAN CB - 4 20095520 TCM**  
Application pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of Taboon Restaurant Corp., d/b/a Taboon, for a revocable consent to continue to maintain and operate an unenclosed sidewalk café at 773 Tenth Avenue.

**The Subcommittee on Landmarks, Public Siting and Maritime Uses will hold a public hearing on the following matters in the Council Committee Room, City Hall, New York City, New York 10007, commencing at 11:00 A.M. on Monday, October 26, 2009:**

**P.S. 292-BRONX**

**BRONX CB - 11 20095703 SCX**  
Application pursuant to Section 1732 of the New York School Construction Authority Act, concerning the proposed site selection for a new, approximately 380-Seat Primary School Facility, to be located on the block generally bounded by Barnes Avenue, Lydig Avenue, Brady and Matthews Avenue in the Morris Park section of the Bronx (Block 4293, Lot 31), Borough of the Bronx, Community School District No. 11.

**POLICE ACADEMY**

**QUEENS CB - 7 C 090403 PSQ**  
Application submitted by the New York City Police Department and the Department of Citywide Administrative Services, pursuant to Section 197-c of the New York City Charter, for site selection of property generally bounded by 28th Avenue, Ulmer Street, 31st Avenue and College Point Boulevard:

BLOCK	LOTS
4301	p/o 1
4321	48
4323	19
4324	1
4325	1

4326	1
4327	p/o 1
4328	p/o 1
4329	1, 7, 10,75
4359	p/o 1
4358	p/o 1
4357	p/o 1
4356	p/o 30
4354	50

including all portions of the former streets located within the boundaries of the project site that are shown on the available tax maps (including portions of the following streets which were demapped on City Map 4700 as of February 28, 1977: 124th Street, 125th Street, 126th Street, 127th Street, 128th Street, 129th Street/20th Street, 130th Street/21st Street, 22nd Street) for use as a police academy.

**The Subcommittee on Planning, Dispositions and Concessions will hold a public hearing on the following matters in the Council Committee Room, City Hall, New York City, New York 10007, commencing at 1:00 P.M. on Monday, October 26, 2009:**

**THE DEMPSEY  
MANHATTAN CB - 10 C 090374 HAM**  
Application submitted by the Department of Housing Preservation and Development (HPD):

- 1) pursuant to Article 16 of the General Municipal Law of New York State for:
  - a. the designation of property located at 138-150 West 128th Street (Block 1912, p/o Lot 12), as an Urban Development Action Area; and
  - b. an Urban Development Action Area Project for property; and
- 2) pursuant to Section 197-c of the New York City Charter for the disposition of such property to a developer selected by HPD;

to facilitate development of a six-story building, tentatively known as The Dempsey, with approximately 80 dwelling units.

**CORETTA SCOTT KING APARTMENTS  
BROOKLYN CB - 5 C 090467 HAK**  
Application submitted by the New York City Department of Housing Preservation and Development (HPD):

- 1) pursuant to Article 16 of the General Municipal Law of New York State for:
  - a. the designation of property located at 660 Jerome Street and 741 Barbey Street (Block 4309, Lots 1 and 46) as an Urban Development Action Area; and
  - b. an Urban Development Action Area Project for such area; and
- 2) pursuant to Section 197-c of the New York City Charter for the disposition of such property to a developer selected by HPD;

to facilitate a four-story, 51-unit development, tentatively known as Coretta Scott King Apartments, to be developed under the U.S. Department of Housing and Urban Development's Section 202 Supportive Housing Program for the Elderly.

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

1. Find that the present status of the listed areas tends to impair or arrest the sound growth and development of the municipality and that the proposed Urban Development Action Area Project is consistent with the policy and purposes of Section 691 of the General Municipal Law;
2. Waive the area designation requirements of Section 693 of the General Municipal Law pursuant to said Section;
3. Waive the requirements of Sections 197-c and 197-d of the New York City Charter pursuant to Section 694 of the General Municipal Law; and
4. Approve the projects as Urban Development Action Area Projects pursuant to Section 694 of the General Municipal Law.
5. Approve an exemption of the project from real property taxes pursuant to Section 696 of the General Municipal Law for #1.

NO.	ADDRESS	BLOCK/		BORO	COMMUNITY	
		LOT			PROGRAM	BOARD
1)	64 Harman Street	3285/22		Brooklyn	Asset Control	04
	1231 Putnam Avenue	3368/51			Area	
	69 Cornelia Street	3374/57				
2)	551 Bay Street	491/11		Staten Island	Amendment	01
	571 Bay Street (Private Lot)	491/1				

o20-26

**CITY PLANNING COMMISSION**

■ PUBLIC HEARINGS

**NOTICE IS HEREBY GIVEN THAT RESOLUTIONS Have been adopted by the City Planning Commission scheduling public hearings on the following matters to**

**be held at Spector Hall, 22 Reade Street New York, New York, on Wednesday, October 21, 2009, commencing at 10:00 A.M.**

**BOROUGH OF MANHATTAN  
Nos. 1  
EAST HARLEM VETERANS INITIATIVE  
CD 11 C 090504 HAM**  
**IN THE MATTER OF** an application submitted by the Department of Housing Preservation and Development (HPD):

- 1) pursuant to Article 16 of the General Municipal Law of New York State for:
  - a) the designation of property located at 110 East 118th Street and 1669-1671 Park Avenue (Block 1645, Lots 70 and 71) as an Urban Development Action Area; and
  - b) an Urban Development Action Area Project for such area; and
- 2) pursuant to Section 197-c of the New York City Charter for the disposition of such property to a developer selected by HPD;

to facilitate development of a six-story building, tentatively known as East Harlem Veterans Initiative, with approximately 87 residential units.

**DELURY SQUARE PARK TEXT AMENDMENT  
No. 2  
CD 1 N 090509 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, concerning Section 91-063 (Modification of use and bulk regulations for zoning lots fronting upon DeLury Square Park) in the Special Lower Manhattan District, Community District 1, Borough of Manhattan.

**DeLury Square Park Text Amendment**  
Matter in underline is new, to be added;  
Matter in ~~strikeout~~ is old, to be deleted;  
\* \* \* indicates where unchanged text appears in the Zoning Resolution

**ARTICLE IX: SPECIAL PURPOSE DISTRICTS  
Chapter 1: Special Lower Manhattan District  
\* \* \***

**91-06  
Applicability of Article VII Provisions  
\* \* \***

**91-063  
Modification of use and bulk regulations for zoning lots fronting upon DeLury Square Park**  
Where the #lot line# of a #zoning lot# coincides or is within 20 feet of the boundary of DeLury Square Park, such #lot line# shall be considered to be a #street line# for the purposes of applying all #use# and #bulk# regulations of this Resolution.

**No. 3  
2148 BROADWAY GARAGE  
CD 7 C 090478 ZSM**  
**IN THE MATTER OF** an application submitted by 76<sup>th</sup> and Broadway Owner LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Sections 13-562 and 74-52 of the Zoning Resolution to allow for an attended public parking garage with a maximum capacity of 194 spaces on portions of the ground, cellar and first subcellar levels of a proposed mixed use development on property located at 2148 Broadway a.k.a. 208-216 West 76th Street (Block 1167, Lots 37 and 40), in a C4-6A District.

Plans for this proposal are on file with the City Planning Commission and may be seen in Room 3N, 22 Reade Street, New York, N.Y. 10007.

**BOROUGH OF QUEENS  
No. 4  
RIDGEWOOD NORTH HISTORIC DISTRICT  
CD 5 N 100104 HKQ**  
**IN THE MATTER OF** a communication dated September 15, 2009 from the Executive Director of the Landmarks Preservation Commission regarding the landmark designation of Ridgewood North Historic District, designated by the Landmarks Preservation Commission on September 15, 2009 (List No. 417, LP No.2319). The District boundaries are: bounded by a line beginning at the northwest corner of Fairview Avenue and Woodbine Street, extending northeasterly along the western curblines of Woodbine Street to the western curblines of Forest Avenue, northerly along the western curblines of Forest Avenue to the eastern curblines of Gates Avenue, southwesterly along the eastern curblines of Gates Avenue to the southern curblines of Grandview Avenue, northwesterly across Gates Avenue and along the southern curblines of Grandview Avenue to the eastern curblines of Linden Street, southwesterly along the eastern curblines of Linden Street to a point extending northwesterly from the southern (rear) property line of 652 Grandview Avenue, southeasterly along said line and the southern (rear) property lines of 652, 654, 656 and 658 Grandview Avenue to the western (rear) property line of 2055 Gates Avenue, southwesterly along said line and the western (rear) property lines of 2053 to 2027 Gates Avenue to the northern curblines of Fairview Avenue, and southeasterly along the northern curblines of Fairview Avenue to the point of beginning.

Plans for this proposal are on file with the City Planning Commission and may be seen in Room 3N, 22 Reade Street, New York, N.Y. 10007.

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

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

**NOTICE IS HEREBY GIVEN THAT RESOLUTIONS Have been adopted by the City Planning Commission scheduling public hearings on the following matters to**

**be held at Spector Hall, 22 Reade Street New York, New York, on Wednesday, November 4, 2009, commencing at 10:00 A.M.**

**BOROUGH OF BROOKLYN  
No. 1  
HOPKINSON/PARK PLACE  
CD 16 C 100067 HAK**  
**IN THE MATTER OF** an application submitted by the Department of Housing Preservation and Development (HPD):

- 1) pursuant to Article 16 of the General Municipal Law of New York State for:
  - a) the designation of property located at 1612 Park Place (Block 1468, Lot 56); and 404 A, 408, 414, and 416 Hopkinson Avenue (Block 1468, Lots 58, 60, 63, and 64), as an Urban Development Action Area; and
  - b) an Urban Development Action Area Project for such area; and
- 2) pursuant to Section 197-c of the New York City Charter for the disposition of such property to a developer selected by HPD;

to facilitate development of a residential building, tentatively known as Hopkinson/Park Place, with approximately 25 units, to be developed under the Department of Housing Preservation and Development's New Foundations Program.

**BOROUGH OF MANHATTAN  
No. 2  
BANANA REPUBLIC  
CD 2 C 090362 ZSM**  
**IN THE MATTER OF** an application submitted by Banana Republic, LLC. pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-922 of the Zoning Resolution to allow a large retail establishment (Use Group 6 and 10A uses) with no limitation on floor area on property located at 550-556 Broadway (Block 497, Lots 11 & 12), in an M1-5B District.

Plans for this proposal are on file with the City Planning Commission and may be seen in Room 3N, 22 Reade Street, New York, N.Y. 10007.

Plans for this proposal are on file with the City Planning Commission and may be seen in Room 3N, 22 Reade Street, New York, N.Y. 10007.

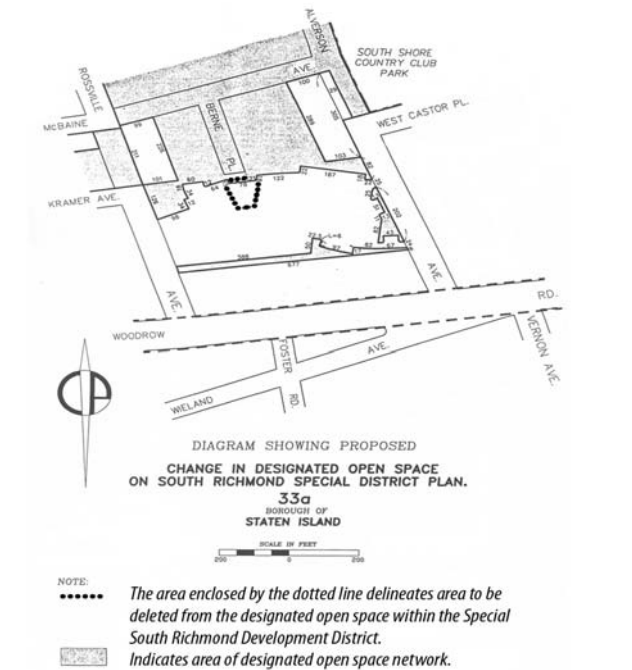
**BOROUGH OF STATEN ISLAND  
Nos. 3 & 4  
NYC WiN TELECOMMUNICATIONS TOWER  
No. 3  
CD 3 C 090383 ZSR**  
**IN THE MATTER OF** an application submitted by Northrop Grumman Information Technology Inc., pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 107-73 of the Zoning Resolution to modify the height and setback regulations of Section 107-43 to allow a 120 foot-high NYC WiN telecommunications tower in connection with a proposed wireless communications facility on property located at 645 Rossville Avenue (Block 6145, Lots 40 and 300), in an R3X/C1-2 District, within the Special South Richmond District.

Plans for this proposal are on file with the City Planning Commission and may be seen in Room 3N, 22 Reade Street, New York, N.Y. 10007.

Plans for this proposal are on file with the City Planning Commission and may be seen in Room 3N, 22 Reade Street, New York, N.Y. 10007.

**No. 4  
N 090384 ZRR**  
**IN THE MATTER OF** an application submitted by Northrop Grumman Information Technology Inc., pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, concerning the Special South Richmond Development District (Article X, Chapter 7), Appendix A, relating to modification of designated open space boundaries in Community District 3, Borough of Staten Island.

Plans for this proposal are on file with the City Planning Commission and may be seen in Room 3N, 22 Reade Street, New York, N.Y. 10007.



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

**COMMUNITY BOARDS**

■ PUBLIC HEARINGS

**BOROUGH OF QUEENS**

Community Board #10 - Public Hearing on Capital and Expense Budget for FY 2011 will take place on Thursday, November 5, 2009 at 7:45 P.M. at the Knights of Columbus Hall, 135-45 Lefferts Blvd., South Ozone Park, New York 11420.

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

#### BOROUGH OF QUEENS

COMMUNITY BOARD NO. 7 - Monday, October 26, 2009 at 7:00 P.M., Union Plaza Care Center, 33-23 Union Street - 1st Floor, Flushing, NY

##### #174-09-BZY and 175-09-A

Location - 25-50 Francis Lewis Boulevard (a.k.a. 165-43 168th Street)

Application pursuant to Section 11-331 of the Zoning Resolution for a six-month extension of time to permit the completion of foundation.

Application to appeal the decision of the Department of Buildings revolving approvals and permits for construction of alteration to existing building, due to change in zoning. Owner had acquired vested rights based on work completed prior to change in zoning.

o20-26

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

#### BOROUGH OF BROOKLYN

COMMUNITY BOARD NO. 18 - Wednesday, October 21, 2009 at 8:00 P.M., Kings Plaza Community Room, Flatbush Avenue and Avenue V, Brooklyn, NY

Capital and Expense Budget Submissions for Fiscal Year 2011 - budget submissions, local civic associations, block associations, and community residents are invited to submit budget requests for consideration by the Board, for inclusion in the Board's budget submissions.

o15-21

#### BOROUGH OF BRONX

Community Board #5 - Public Hearing on Capital and Expense Budget for FY 2011 will take place on Wednesday, October 28, 2009 at 5:00 P.M. at South Bronx Job Corps, 1771 Andrews Avenue (corner of West Tremont Avenue), Bronx.

o21-28

#### BOROUGH OF BRONX

Community Board #2 - Public Hearing on Capital and Expense Budget for FY 2011 will take place on Wednesday, October 28, 2009 at 6:00 P.M. at the Banknote Building, 1231 Lafayette Avenue, Bronx, NY 10474.

o21-27

#### BOROUGH OF BROOKLYN

Community Board #5 - Public Hearing on Capital and Expense Budget for FY 2011 will take place on Wednesday, October 28, 2009 at 6:30 P.M. at 127 Pennsylvania Avenue, (in the Gym), Brooklyn, NY

o21-27

#### BOROUGH OF BRONX

Community Board #7 - Public Hearing on Capital and Expense Budget for FY 2011 will take place on Tuesday, October 20, 2009 at 6:00 P.M. at Oberia Dempsey Center, 127 West 183rd Street and Hall of Fame Terrace.

o14-21

#### BOROUGH OF BRONX

Community Board NO. 12 - Public Hearing on Capital and Expense Budget for FY 2011 will take place on Thursday, October 22, 2009 at 6:30 P.M. at Town Hall - 4101 White Plains Road, Bronx.

o16-22

#### BOROUGH OF BRONX

Community Board #4 - Public Hearing on Capital and Expense Budget for FY 2011 will take place on Tuesday, October 27, 2009 at 6:00 P.M. at The Bronx County Building (ROTUNDA), 851 Grand Concourse at 161st Street.

o21-27

#### BOROUGH OF MANHATTAN

Community Board #10 - Public Hearing on Capital and Expense Budget for FY 2011 will take place on Monday, October 26, 2009 at 6:00 P.M. at Oberia Dempsey Center, 127 West 127th Street (Adam Clayton Powell Jr. and Malcolm X Boulevards).

o19-23

### EMPLOYEES' RETIREMENT SYSTEM

#### MEETING

Please be advised that the next Investment Meeting of the Board of Trustees of the New York City Employees' Retirement System has been scheduled for Tuesday, October 27, 2009 at 9:30 A.M. to be held at the New York City Employees' Retirement System, 335 Adams Street, 22nd Floor Boardroom, Brooklyn, NY 11201-3751.

o20-26

### ENVIRONMENTAL CONTROL BOARD

#### MEETING

#### OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS /ENVIRONMENTAL CONTROL BOARD

The next meeting will take place on Thursday, October 29, 2009 at 40 Rector Street, OATH Lecture Room, 14th Floor, New York, NY 10006 at 9:15 A.M., at the call of the Chairman.

o20-22

### DIVISION OF HOUSING AND COMMUNITY RENEWAL

#### OFFICE OF RENT ADMINISTRATION

#### PUBLIC HEARINGS

#### NOTICE OF MAXIMUM BASE RENT PUBLIC HEARING

PUBLIC NOTICE IS HEREBY GIVEN pursuant to Section 26-405a(9) of the New York City Rent and Rehabilitation Law that the New York State Division of Housing and Community Renewal (DHCR) will conduct a public hearing to be held at the New York City Department of City Planning, Spector Hall, 22 Reade Street, (First Floor), New York, NY on Friday, November 6, 2009 for the purpose of collecting information relating to all factors which the DHCR may consider in establishing a Maximum Base Rent (MBR) for rent controlled housing accommodations located in the City of New York for the 2010-2011 biennial MBR cycle. The morning session of the hearing will be held from 10:00 A.M. to 12:30 P.M.; the afternoon session will run from 2:00 P.M. to 4:30 P.M.

Pre-registration of speakers is advised. Those who wish to pre-register may call the office of Michael Berrios, Executive Assistant, at (718) 262-4816 and state the time they wish to speak at the hearing and whom they represent. Pre-registered speakers who have reserved a time to speak will be heard at approximately that time. Speakers who register the day of the hearing will be heard in the order of registration at those times not already reserved by pre-registered speakers. Speaking time will be limited to five minutes in order to give as many people as possible the opportunity to be heard. Speakers should be prepared to submit copies of their remarks to the DHCR official presiding over the hearing. The hearing will conclude when all registered speakers in attendance at the hearing have been heard. DHCR will also accept written testimony submitted prior to the end of the hearing. Submissions may also be sent in advance to Michael Berrios, Executive Assistant, 6th Floor, Division of Housing and Community Renewal, Gertz Plaza, 92-31 Union Hall Street, Jamaica, NY 11433. To obtain a report on the DHCR recommendation for the 2010-2011 MBR cycle, interested parties should call (718) 262-4816.

o9-n5

### LANDMARKS PRESERVATION COMMISSION

#### PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN THAT PURSUANT to the provisions of 3020 of the New York City Charter and Chapter 3 of Title 24 of the Administrative Code of the City of New York (Sections 25-303 and 25-313) that on **Tuesday, October 27, 2009**, the Landmarks Preservation Commission will conduct a *public hearing* in the Public Meeting Room of the Landmarks Preservation Commission, located at The Municipal Building, 1 Centre Street, 9th Floor North, City of New York with respect to the following proposed Landmark, Landmark Site and Historic Districts. Any person requiring reasonable accommodation in order to participate in the hearing should call or write the Landmarks Preservation Commission, [Municipal Building, 1 Centre Street, 9th Floor North, New York, NY 10007, (212) 669-7700] no later than five (5) business days before the hearing. There will also be a public meeting on that day.

#### PUBLIC HEARING ITEM NO. 1

LP-2387

**THE BRILL BUILDING**, 1619 Broadway (aka 1613-1623 Broadway; 207-213 West 49th Street), Manhattan  
*Landmark Site:* Borough of Manhattan Tax Map Block 1021, Lot 19

#### PUBLIC HEARING ITEM NO. 2

LP-2361

**PROPOSED CROWN HEIGHTS NORTH HISTORIC DISTRICT II**, Borough of Brooklyn.

#### Boundary Description

The Proposed Crown Heights North Historic District II consists of the properties bounded by a line beginning at the northwest corner of Block 1213 Lot 72 (1109 Bergen Street), extending southerly across Bergen Street to its southern curblin, westerly along the southern curblin of Bergen Street to a point formed by its intersection with a line extending northerly from the western property line of 1100 Bergen Street, southerly along said property line, easterly along the southern property lines of 1100 to 1108 Bergen Street, southerly along a portion of the western property line of 1110 Bergen Street (aka 715 St. Mark's Avenue, Block 1220, Lot 19) to a point formed by its intersection with a line extending westerly from the southwest corner of the northern building on Lot 19, easterly along said line, the southern building line of the northern building on Lot 19, and a line extending easterly to the western property line of 1120 Bergen Street, southerly along a portion of the western property line of 1120 Bergen Street, southerly along the southern property line of 1120 Bergen Street, southerly along a portion of the western property line of 1130 Bergen Street and the western property line of 731 St. Mark's Avenue (aka 731-751 St. Mark's Avenue and 150 New York Avenue) and across St. Mark's Avenue to the southern curblin of St. Mark's Avenue, westerly along the southern curblin of St. Mark's Avenue to a point formed by its intersection with a line extending northerly from the western property line of 744 St. Mark's Avenue (aka 744-748 St. Mark's Avenue), southerly along the western property line of 744 St. Mark's Avenue (aka 744-748 St. Mark's Avenue), westerly along the northern property lines of 837 to 833 Prospect Place, northerly along the eastern property line of 827 Prospect Place, westerly along the northern property lines of 827 and 825 Prospect Place, northerly along eastern property line of 821-823 Prospect Place, westerly along the northern property line of 821-823 Prospect Place, southerly along the western property line of 821-823 Prospect Place, westerly along the

northern property line of 819 Prospect Place and part of the northern property line of 817 Prospect Place, northerly along part of the eastern property line of 817 Prospect Place, westerly along part of the northern property line of 817 Prospect Place, westerly along the northern property line of 815 Prospect Place, southerly along the western property line of 815 Prospect Place, westerly along the northern property line of 809 Prospect Place, northerly along the eastern property line of 805 Prospect Place, westerly along the northern property lines of 805 and 801 Prospect Place, southerly along the western property line of 801 Prospect Place, southerly across Prospect Place to the southern curblin of Prospect Place, westerly along the southern curblin of Prospect Place to the eastern curblin of Nostrand Avenue, southerly along the eastern curblin of Nostrand Avenue to the northern curblin of Sterling Place, easterly along the northern curblin of Sterling Place to a point formed by its intersection with a line extending northerly from the western property line of 860 Sterling Place, southerly across Sterling Place and along the western property line of 860 Sterling Place, easterly along the southern property lines of 860 to 868 Sterling Place, southerly along the western property line of 857 St. John's Place, westerly along the northern property line of 853 St. John's Place, southerly along the western property line of 853 St. John's Place to its intersection with the northern curblin of St. John's Place, easterly along the northern curblin of St. John's Place to a point formed by its intersection with a line extending northerly from the western property line of 856 St. John's Place, southerly across St. John's Place and along the western property lines of 856 St. John's Place and 799 Lincoln Place, westerly along the northern property lines of 797 to 787 Lincoln Place (aka 767B-775 Nostrand Avenue) to the eastern curblin of Nostrand Avenue, southerly along the eastern curblin of Nostrand Avenue, southerly across Lincoln Place, southerly along the eastern curblin of Nostrand Avenue to the northern curblin of Eastern Parkway, easterly along the northern curblin of Eastern Parkway, easterly across New York Avenue to a point formed by its intersection with a line extending southerly from the eastern property line of 299 New York Avenue (aka 619 Eastern Parkway), northerly along the eastern property lines of 299 (aka 619 Eastern Parkway) to 291 New York Avenue, easterly along the southern property lines of 884 to 932 Lincoln Place, southerly along the western property line of 276 Brooklyn Avenue, easterly along the southern property line of 276 Brooklyn Avenue to the western curblin of Brooklyn Avenue, northerly along the western curblin of Brooklyn Avenue across Lincoln Place, St. John's Place, Sterling Place, and Park Place to a point formed by its intersection with a line extending easterly from the northern property line of 186 Brooklyn Avenue, westerly along the northern property line of 186 Brooklyn Avenue, southerly along the western property line of 186 Brooklyn Avenue, westerly along the northern property lines of 979 and 975 Park Place, northerly along the eastern property line of 963-973 Park Place and 940 Prospect Place, northerly across Prospect Place to the northern curblin of Prospect Place, westerly along the northern curblin of Prospect Place to a point formed by its intersection with a line extending southerly from the eastern property line of 895-905 Prospect Place (aka 800-810 St. Mark's Avenue), northerly along part of the eastern property line of 895-905 Prospect Place (aka 800-810 St. Mark's Avenue), easterly along part of the southern property line of 895-905 Prospect Place (aka 800-810 St. Mark's Avenue), northerly along part of the eastern property line of 895-905 Prospect Place (aka 800-810 St. Mark's Avenue), northerly across St. Mark's Avenue to the northern curblin of St. Mark's Avenue, westerly along the northern curblin of St. Mark's Avenue to a point formed by its intersection with a line extending southerly from the eastern property line of 777-785 St. Mark's Avenue (aka 1180 Bergen Street), northerly along the eastern property line of 777-785 St. Mark's Avenue (aka 1180 Bergen Street) to the southern curblin of Bergen Street, westerly along the southern curblin of Bergen Street to the eastern curblin of New York Avenue, northerly along the eastern curblin of New York Avenue to a point formed by its intersection with a line extending easterly from the northern property line of 110 New York Avenue (aka 110-120 New York Avenue and aka 1145-1155 Bergen Street), westerly across New York Avenue, westerly along the northern property line of 110 New York Avenue (aka 110-120 New York Avenue and aka 1145-1155 Bergen Street), westerly along the northern property lines of 1141 to 1131 Bergen Street, southerly along the western property line of 1131 Bergen Street, westerly along the northern property lines of 1127 to 1121 Bergen Street, northerly along the eastern property line of 1119 Bergen Street, westerly along the northern property line of 1119 Bergen Street, southerly along the western property line of 1119 Bergen Street, westerly along the northern property lines of 1117 to 1109 Bergen Street, to the point of beginning.

#### PUBLIC HEARING ITEM NO. 3

LP-2362

**PROPOSED SOHO-CAST IRON HISTORIC DISTRICT EXTENSION**, Borough of Manhattan

#### Boundary Description

##### Area 1

The Proposed Soho-Cast Iron Historic District Extension consists of the properties bounded by a line beginning at the southwest corner of West Broadway and West Houston Street, then extending westerly along the southern curblin of West Houston Street, southerly along the western property lines of 482 and 480 West Broadway, westerly along the northern property line of 474-478 West Broadway (aka 146 Thompson Street) to the eastern curblin of Thompson Street, southerly along the eastern curblin of Thompson Street to a point formed by its intersection with a line extending westerly from a part of the southern property line of 468-472 West Broadway (aka 138-150 Thompson Street), easterly along a portion of the southern property line of 468-472 West Broadway (aka 138-150 Thompson Street), southerly along the western property lines of 460 to 454 West Broadway and 157 Prince Street to the northern curblin of Prince Street, easterly along the northern curblin of Prince Street to a point formed by its intersection with a line extending northerly from the western property line of 150-154 Prince Street (aka 436-442 West Broadway), southerly across Prince Street and along the western property line of 150-154 Prince Street (aka 436-442 West Broadway), westerly along the northern property line of 430-436 West Broadway, southerly along the western

property line of 430-436 West Broadway, westerly along the northern property line of 426-428 West Broadway (aka 102-104 Thompson Street) to the eastern curbline of Thompson Street, southerly along the eastern curbline of Thompson Street to a point formed by its intersection with a line extending westerly from the southern property line of 426-428 West Broadway (aka 102-104 Thompson Street), easterly along the southern property line of 426-428 West Broadway (aka 102-104 Thompson Street), southerly along the western property lines of 424 and 422 West Broadway, westerly along the northern property line of 418-420 West Broadway (aka 94-96 Thompson Street) to the eastern curbline of Thompson Street, southerly along the eastern curbline of Thompson Street to a point formed by its intersection with a line extending westerly from the southern property line of 418-420 West Broadway (aka 94-96 Thompson Street), easterly along the southern property line of 418-420 West Broadway (aka 94-96 Thompson Street), southerly along the western property lines of 414-416 West Broadway and 169 Spring Street to the northern curbline of Spring Street, easterly along the northern curbline of Spring Street to a point formed by its intersection with a line extending northerly from the western property line of 166 Spring Street (aka 402-404 West Broadway), southerly across Spring Street and along the western property line of 166 Spring Street (aka 402-404 West Broadway), westerly along the northern property line of 400 West Broadway, southerly along the western property lines of 400 to 390 West Broadway, easterly along the southern property line of 390 West Broadway, southerly along the western property lines of 386-388 to 378-380 West Broadway and a portion of the western property line of 372-376 West Broadway (aka 504-506 Broome Street), easterly along a portion of the southern property line of 372-376 West Broadway (aka 504-506 Broome Street), southerly along a portion of the western property line of 372-376 West Broadway (aka 504-506 Broome Street) and across Broome Street (Watts Street) to the southern curbline of Broome Street (Watts Street), westerly along said curbline to a point formed by its intersection with a line extending northerly from the western property line of 505 Broome Street (aka 366-368 West Broadway and 1-3 Watts Street), southerly along the western property line of 505 Broome Street (aka 366-368 West Broadway and 1-3 Watts Street), westerly long a portion of the northern property line of 362-364 West Broadway, southerly along a portion of the western property line of 362-364 West Broadway, westerly long a portion of the northern property line of 362-364 West Broadway, southerly along a portion of the western property line of 362-364 West Broadway, easterly along the southern property line of 362-364 West Broadway to the centerline of West Broadway, northerly along the centerline of West Broadway to a point formed by its intersection with a line extending easterly from the southern curbline of West Houston Street, then westerly to the point of the beginning.

#### Area 2

The Proposed Soho-Cast Iron Historic District Extension consists of the properties bounded by a line beginning at the southwest corner of Lafayette Street and East Houston Street, then extending southerly along the western curbline of Lafayette Street, across Prince Street and following the curve of Lafayette Street to the northwest corner of Lafayette Street and Spring Street, westerly along the northern curbline of Spring Street to a point formed by its intersection with a line extending northerly from the eastern property line of 72-78 Spring Street (aka 65-71 Crosby Street), southerly across Spring Street and along the eastern property line of 72-78 Spring Street (aka 65-71 Crosby Street) and a portion of the eastern property line of 61-63 Crosby Street, easterly along a portion of the northern property line of 61-63 Crosby Street, southerly along a portion of the eastern property line of 61-63 Crosby Street, westerly along the southern property line of 61-63 Crosby Street, southerly along the eastern property lines of 59 to 44-47 Crosby Street, easterly along the northerly property line of 416-422 Broome Street (aka 202 Lafayette Street) to the western curbline of Lafayette Street, northerly along said curbline to a point formed by its intersection with a line extending westerly from the southern curbline of Kenmare Street, easterly across Lafayette Street and along the southern curbline of Kenmare Street to the southwest corner of Kenmare Street and Cleveland Place, southerly along the western curbline of Cleveland Place, across Broome Street, and continuing southerly along the western curbline of Centre Street to the northwest corner of Centre Street and Grand Street, westerly along the northern curbline of Grand Street and across Lafayette Street to the northwest corner of Grand Street and Lafayette Street, southerly across Grand Street and along the western curbline of Lafayette Street to a point formed by its intersection with a line extending easterly from the southern property line of 158-164 Lafayette Street (aka 151 Grand Street), westerly along the southern property line of 158-164 Lafayette Street (aka 151 Grand Street), southerly along the eastern property lines of 13-17 to 1 Crosby Street (aka 28 Howard Street), across Howard Street and continuing southerly along the eastern property line of 19 Howard Street and a portion of the eastern property line of 21-23 Howard Street (aka 261-267 Canal Street, easterly along a portion of the northern property line 257 Canal Street, southerly along a portion of the eastern property line of 257 Canal Street, easterly along a portion of the northern property line of 257 Canal Street and the northern property line of 255 Canal Street, southerly along the eastern property line of 255 Canal Street to the centerline of Canal Street, westerly along the centerline of Canal Street to the centerline of Broadway, northerly along the centerline of Broadway to the centerline of Howard Street, easterly along the centerline of Howard Street to the centerline of Crosby Street, northerly along the centerline of Crosby Street to the southeast corner of Crosby Street and East Houston Street, easterly along the southern curbline of East Houston Street to the point of the beginning.

#### PUBLIC HEARING ITEM NO. 4

LP-2373  
**PROPOSED UPPER EAST SIDE HISTORIC DISTRICT EXTENSION**, Borough of Manhattan

#### Boundary Description

##### Area I (Northern Section)

Area I of the Proposed Upper East Side Historic District Extension consists of the property bounded by a line

beginning at the intersection of the southern curbline of East 75th Street and the eastern curbline of Lexington Avenue, extending northerly across the roadbed of East 75th Street and along the eastern curbline of Lexington Avenue to a point formed by its intersection with a line extending westerly from the northern property line of 1061-1065 Lexington Avenue, easterly along said property line and the northern property lines of 157 through 163-173 East 75th Street to the eastern property line of 163-173 East 75th Street, southerly along said property line and across the roadbed to the southern curbline of East 75th Street, westerly along said curbline to a point formed by its intersection with a line extending northerly from the eastern property line of 176 East 75th Street, southerly along said property line to the southern property line of 176 East 75th Street, westerly along said property line, the southern property line of 174 East 75th Street, and a portion of the southern property line of 172 East 75th Street to the eastern property line of 151 East 74th Street, southerly along said property line and across the roadbed to the southern curbline of East 74th Street, westerly along said curbline to a point formed by its intersection with a line extending northerly from the eastern property line of 144 East 74th Street (aka 1031 Lexington Avenue), southerly along said property line to the northern property line of 1019-1029 Lexington Avenue (aka 145-151 East 73rd Street), easterly along a portion of said property line to the eastern property line of 1019-1029 Lexington Avenue (aka 145-151 East 73rd Street), southerly along said property line to the northern property line of 153-157 East 73rd Street, easterly along a portion of said property line to the eastern property line of 153-157 East 73rd Street, southerly along said property line to the northern curbline of East 73rd Street, easterly along said curbline to a point formed by its intersection with a line extending northerly from the eastern property line of 1009-1017 Lexington Avenue (aka 150 East 73rd Street), southerly across the roadbed and along said property line to the northern property line of 153-155 East 72nd Street, easterly along a portion of said property line and along the northern property line of 157 East 72nd Street to the eastern property line of 157 East 72nd Street, southerly along said property line to the northern curbline of East 72nd Street, westerly along said curbline to a point formed by its intersection with a line extending northerly from the eastern property line of 164-172 East 72nd Street, southerly across the roadbed and along said property line to the southern property line of 164-172 East 72nd Street, westerly along said property line and a portion of the southern property line of 158-162 East 72nd Street, southerly along a portion of the eastern property line of 158-162 East 72nd Street, westerly along a portion of the southern property line of 158-162 East 72nd Street and along the southern property line of 993-999 Lexington Avenue (aka 150-156 East 72nd Street) to the eastern curbline of Lexington Avenue, northerly along said curbline and across the roadbed to the northern curbline of East 72nd Street, westerly across the roadbed and along the northern curbline of East 72nd Street to a point formed by its intersection with a line extending southerly from the western property line of 113-115 East 72nd Street, northerly along said property line to the northern property line of 113-115 East 72nd Street, easterly along said property line, the northern property line of 117-123 East 72nd Street, and a portion of the northern property line of 1004-1010 Lexington Avenue (aka 125-139 East 72nd Street) to the western property line of 1012 Lexington Avenue, northerly along said property line, the western property lines of 1014 through 1020 Lexington Avenue, the western property line of 1022 Lexington Avenue (aka 138-140 East 72nd Street), and across the roadbed to the northern curbline of East 73rd Street, easterly along said curbline to the western curbline of Lexington Avenue, northerly along said curbline to a point formed by its intersection with a line extending easterly from the southern property line of 1032-1034 Lexington Avenue, westerly along said property line to the western property line of 1032-1034 Lexington Avenue, northerly along said property line to the northern property line of 1032-1034 Lexington Avenue, easterly along a portion of said property line to the western property line of 142 East 74th Street (aka 1034A Lexington Avenue), northerly along said property line to the southern curbline of East 74th Street, westerly along said curbline to a point formed by its intersection with a line extending southerly from the western property line of 1036-1038 Lexington Avenue (aka 135-143 East 74th Street), northerly across the roadbed, along said property line, and along a portion of the western property line of 1040-1054 Lexington Avenue (aka 126-130 East 75th Street) to the southern property line of 1040-1054 Lexington Avenue (aka 126-130 East 75th Street), westerly along a portion of said property line to the western property line of 1040-1045 Lexington Avenue (aka 126-130 East 75th Street), northerly along said property line to the southern curbline of East 75th Street, easterly along said curbline and across the roadbed to the point of the beginning.

##### Area II (Southern Section)

Area II of the Proposed Upper East Side Historic District Extension consists of the property bounded by a line beginning at the intersection of the northern curbline of East 63rd Street and the western curbline of Lexington Avenue, extending westerly along the northern curbline of East 63rd Street to a point formed by its intersection with a line extending southerly from the western property line of 125 East 63rd Street, northerly along said property line to the northern property line of 125 East 63rd Street, easterly along said property line to the western property line of 826-842 Lexington Avenue (aka 136 East 64th Street), northerly along a portion of said property line to the southern curbline of East 64th Street, westerly along said curbline to a point formed by its intersection with a line extending southerly from the western property line of 844-854 Lexington Avenue (aka 133-135 East 64th Street), northerly across the roadbed and along said property line to the northern property line of 844-854 Lexington Avenue (aka 133-135 East 64th Street), easterly along a portion of said property line to the western property line 856 Lexington Avenue, northerly along said property line, the western property lines of 858 through 864 Lexington Avenue, and the western property line of 866 Lexington Avenue (aka 130 ½ East 65th Street), across the roadbed to the northern curbline of East 65th Street, easterly along said curbline, across the roadbed, and along said curbline to the point of its intersection with a line extending northerly from the eastern property line of 144-146 East 65th Street, southerly across the roadbed and along said property line to the southern property line of 144-146 East 65th

Street, westerly along said property line and the southern property lines of 142 through 132 East 65th Street to the eastern property line of 851 Lexington Avenue, southerly along said property line, the eastern property lines of 843 through 849 Lexington Avenue, and the eastern property line of 841 Lexington Avenue (aka 155-157 East 64th Street) to the northern curbline of East 64th Street, westerly along said curbline and across the roadbed to its intersection with the western curbline of Lexington Avenue, southerly across the roadbed and along said curbline to the point of the beginning.

#### PUBLIC HEARING ITEM NO. 5

LP-2366  
**PROPOSED GREENWICH VILLAGE HISTORIC DISTRICT EXTENSION II**, Borough of Manhattan

#### Boundary Description

##### Area I

Area I of the Proposed Greenwich Village Historic District Extension II consists of the property bounded by a line beginning at the northwest corner of West Houston Street and Sixth Avenue, extending northeasterly along the western curbline of Sixth Avenue to a point in the middle of the roadbed of West 4th Street, northwesterly along a line in the middle of the roadbed of West 4th Street to a point on a line extending northeasterly from the northern property line of 180 West 4th Street (aka 180-184 West 4th Street and 1-3 Jones Street), southwestly along said line and the northern property lines of 180 West 4th Street (aka 180-184 West 4th Street and 1-3 Jones Street) through 287 Bleecker Street, southwestly to a point in the middle of the roadbed of Seventh Avenue South, southwestly along a line in the middle of the roadbed of Seventh Avenue South to a point on a line extending northwesterly from the eastern curbline of Bedford Street, southeasterly along said line and the eastern curbline of Bedford Street to the southeastern corner of Leroy and Bedford Streets, southwestly along the southern curbline of Leroy Street to a point on a line extending northwesterly from the western property line of 42 Leroy Street, southeasterly along said line and the western property line of 42 Leroy Street, northeasterly along the southern property lines of 42 Leroy Street and 45 Bedford Street (aka 40 Leroy Street) to the eastern curbline of Bedford Street, southeasterly along the eastern curbline of Bedford Street to the southeastern corner of Carmine and Bedford Streets, southwestly along the southern curbline of Carmine Street to a point on a line extending northwesterly from the western property line of 60 Carmine Street (aka 60-64 Carmine Street and 37A Bedford Street), southeasterly along the said line and the western property line of 60 Carmine Street (aka 60-64 Carmine Street and 37A Bedford Street), southwestly along part of the northern property line of 35 (aka 35-37) Bedford Street and the northern property lines of 45 (aka 45-47) Downing Street through 55 ½ (aka 55, 55 ½ and 55A) Downing Street, southeasterly along the western property line of 55 ½ (aka 55, 55 ½ and 55A) Downing Street to the southern curbline of Downing Street, northeasterly along the southern curbline of Downing Street to a point on a line extending northwesterly from the western property line of 46 (aka 46-48) Downing Street, southeasterly along said line and the western property line of 46 (aka 46-48) Downing Street, northeasterly along the southern property line of 46 (aka 46-48) Downing Street through 38 Downing Street, northwesterly along part of the eastern property line of 38 Downing Street, easterly and northeasterly along the southern property line of 17 (aka 17-19) Bedford Street to the eastern curbline of Bedford Street, southeasterly along the eastern curbline of Bedford Street and the northern curbline of West Houston Street to the point of beginning, Borough of Manhattan.

##### Area II

Area II of the Proposed Greenwich Village Historic District Extension II consists of the property bounded by a line beginning at the northwest corner of Clarkson Street and Seventh Avenue South, extending northeasterly along the western curbline of Seventh Avenue South to a point in the middle of the roadbed of Leroy Street, southwestly along the middle of the roadbed of Leroy Street to a point on a line extending northerly from the western property line of 66 Leroy Street (aka 66-68 Leroy Street and 10-12 Seventh Avenue South), southerly along said line and part of the western property line of 66 Leroy Street (aka 66-68 Leroy Street and 10-12 Seventh Avenue South), westerly and southerly along part of the irregular northern and western property lines of 2 Seventh Avenue South (aka 2-8 Seventh Avenue South), southerly along part of the western property line of 2 Seventh Avenue South (aka 2-8 Seventh Avenue South) to the northern curbline of Clarkson Street and easterly along the northern curbline of Clarkson Street to the point of beginning, Borough of Manhattan.

o13-26

## OFFICE OF THE MAYOR

### ■ PUBLIC HEARINGS

#### NOTICE OF PUBLIC HEARING ON PROPOSED LOCAL LAWS

PURSUANT TO STATUTORY REQUIREMENT, NOTICE IS HEREBY GIVEN that proposed local laws numbered and titled hereinafter have been passed by the Council and that a public hearing on such proposed local laws will be held in the Blue Room at City Hall, Borough of Manhattan, New York City, on **Wednesday, October 28, 2009 at 11:30 A.M.:**

**Intro 396-A** – A Local Law to amend the New York city charter in relation to requiring the New York city Department of Education to report on the implementation of Billy's Law.

**Intro 433-A** – A Local Law to amend the New York city charter and the administrative code of the city of New York, in relation to the regulation of tobacco products.

**Intro 1015-A** – A Local Law to amend the administrative code of the city New York, in relation to the safety and security of construction sites at which permitted work has been suspended.

Michael R. Bloomberg  
Mayor

**NOTE:** Individuals requesting Sign Language Interpreters should contact the Mayor's Office of City Legislative Affairs, 253 Broadway, 14th Floor, New York, NY 10007, (212) 788-3678, no later than five business days prior to the public hearing. TDD users call Verizon relay service.

o21

**TEACHERS' RETIREMENT BOARD**

MEETING

A regular meeting of the Teacher's Retirement Board will be held on Thursday, October 22, 2009 at 3:30 P.M. in the 16th Floor Boardroom, 55 Water Street, New York, NY 10041.

o19-22

**VOTER ASSISTANCE COMMISSION**

MEETING

NOTICE: VAC Bi-Monthly Open Meeting  
HOSTED BY: Staten Island Borough President's Office  
Thursday, October 22, 2009, 1:00 P.M. - 3:00 P.M.  
Staten Island Borough Hall, 10 Richmond Terrace  
Conference Room, 1st Floor

Anyone who wishes to testify, please call Ms. Bibi Yusuf at (212) 788-8384. Please note that, due to the expected volume of testimony, we asked that one person per organization testify and testimonies must be kept less than four (4) minutes.

o20-22



**CITYWIDE ADMINISTRATIVE SERVICES**

DIVISION OF MUNICIPAL SUPPLY SERVICES

AUCTION

**PUBLIC AUCTION SALE NUMBER 10001-I**

NOTICE IS HEREBY GIVEN of a bi-weekly public auction of City fleet vehicles consisting of cars, vans, light duty vehicles, trucks, heavy equipment and miscellaneous automotive equipment to be held on Wednesday, October 28, 2009 (SALE NUMBER 10001-I). This auction is held every other Wednesday unless otherwise notified. Viewing is on auction day only from 8:30 A.M. until 9:00 A.M. The auction begins at 9:00 A.M.

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

A listing of vehicles to be offered for sale in the next auction can be viewed on our website, on the Friday prior to the sale date at: <http://www.nyc.gov/autoauction> or <http://www.nyc.gov/autoauctions>

Terms and Conditions of Sale can also be viewed at this site. For further information please call (718) 417-2155 or (718) 625-1313.

o15-28

**POLICE**

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

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

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

**INQUIRIES**

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

**FOR MOTOR VEHICLES**

(All Boroughs):

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

**FOR ALL OTHER PROPERTY**

- \* Manhattan - 1 Police Plaza, New York, NY 10038, (212) 374-4925.
- \* Brooklyn - 84th Precinct, 301 Gold Street,

- \* Brooklyn, NY 11201, (718) 875-6675.
- \* Bronx Property Clerk - 215 East 161 Street, Bronx, NY 10451, (718) 590-2806.
- \* Queens Property Clerk - 47-07 Pearson Place, Long Island City, NY 11101, (718) 433-2678.
- \* Staten Island Property Clerk - 1 Edgewater Plaza, Staten Island, NY 10301, (718) 876-8484.

j1-d31

AUCTION

**PUBLIC AUCTION SALE NUMBER 1170**

NOTICE IS HEREBY GIVEN of a ONE (1) day public auction of unclaimed salvage vehicles, motorcycles, automobiles, trucks, and vans. Inspection day is November 2, 2009 from 10:00 A.M. - 2:00 P.M., Salvage vehicles, motorcycles, automobiles, trucks, and vans will be auctioned on November 3, 2009 at approximately 9:30 A.M.

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

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

o21-n2



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

**CITYWIDE ADMINISTRATIVE SERVICES**

DIVISION OF MUNICIPAL SUPPLY SERVICES

SOLICITATIONS

Goods

**SEWER MANHOLE EXTENSION RINGS** – Competitive Sealed Bids – PIN# 8571000212 – DUE 11-05-09 AT 10:30 A.M.

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

o21

AWARDS

Goods

**BURNISHER, FLOOR** – Competitive Sealed Bids – PIN# 857900987 – AMT: \$132,455.00 – TO: Kew Forest Maintenance Supply Co., Inc., 59-16 Broadway, Woodside, NY 11377.

● **SEAFOOD, DOC** – Competitive Sealed Bids – PIN# 8571000087 – AMT: \$344,000.00 – TO: Jamac Frozen Food Corp., 570 Grand Street, Jersey City, NJ 07302.

● **SEAFOOD, DOC** – Competitive Sealed Bids – PIN# 8571000087 – AMT: \$50,680.00 – TO: Tony's Fish and Seafood Corp., A-1 Hunts Point Co-Op Market, Bronx, NY 10474.

● **TRUCK, FIRE, 100 FT. REARMOUNT AERIAL** – Competitive Sealed Bids – PIN# 857900011 – AMT: \$21,016,210.00 – TO: Ferrara Fire Apparatus, Inc., 27855 James Chapel Road, P.O. Box 249, Holden, LA 70744.

o21

**MCAFFEE NETWORKING SOFTWARE - NYPD**

– Intergovernmental Purchase – PIN# 8571000273 – AMT: \$386,480.00 – TO: Dyntek Services, 1250 Broadway, Suite 3801, New York, NY 10001.  
NYS Contracts #PT59096; PS59097.

● **SUN MICROSYSTEMS - DOF** – Intergovernmental Purchase – PIN# 8571000176 – AMT: \$301,407.77 – TO: Universal Technologies LLC, 194 Washington Ave., Ste. 610, Albany, NY 12210. NYS Contract #PT61313.

● **CISCO COMMUNICATIONS EQUIPMENT - DOHMH** – Intergovernmental Purchase – PIN# 8571000269 – AMT: \$549,802.82 – TO: EPlus Technology, One Penn Plaza, 6th Fl., New York, NY 10119.  
NYS Contract #PT59009 and PS59010.

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

o21

VENDOR LISTS

Goods

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

1. Mix, Biscuit - AB-14-1:92
2. Mix, Bran Muffin - AB-14-2:91
3. Mix, Corn Muffin - AB-14-5:91
4. Mix, Pie Crust - AB-14-9:91
5. Mixes, Cake - AB-14-11:92A

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

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

jy17-j4

**EQUIPMENT FOR DEPARTMENT OF SANITATION**

– In accordance with PPB Rules, Section 2.05(c)(3), an acceptable brands list will be established for the following equipment for the Department of Sanitation:  
A. Collection Truck Bodies  
B. Collection Truck Cab Chassis  
C. Major Component Parts (Engine, Transmission, etc.)

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

jy17-j4

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

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

jy17-j4

**EDUCATION**

DIVISION OF CONTRACTS AND PURCHASING

SOLICITATIONS

Goods

**MANUFACTURE DIRECT FOOD PRODUCTS V** – Competitive Sealed Bids – PIN# B1166040 – DUE 11-23-09 AT 5:00 P.M. – The Division of Contracts and Purchasing (DCP), on behalf of the Department of Education (DOE) and Office of School Food (OSF), is issuing this request for bid for Manufacturer Direct Food Products V. This RFB includes: frozen entrees, poultry, beef, fish nuggets, apple slices, ham, shelf stable juices, yogurt and more. If you cannot download this bid, please send an e-mail to VendorHotline@schools.nyc.gov with the bid number and title in the subject line of your e-mail. For all questions related to this bid, please send an e-mail to fcastel@schools.nyc.gov with the bid number and title in the subject line of your e-mail.

There will be a pre-bid conference on Thursday, November 5th, 2009 at 1:00 P.M. Conference will be held at Brooklyn Borough Hall, 209 Joralemon Street, 1st Floor Conference Room, Brooklyn, New York 11201. Please e-mail fcastel@schools.nyc.gov to confirm attendance at the pre-bid conference. Bid opening: Tuesday, November 24th, 2009 at 11:00 A.M.

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

o21

**HEALTH AND HOSPITALS CORPORATION**

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

j1-d31

SOLICITATIONS

Goods & Services

**TANKLESS WATER COOLERS** – Competitive Sealed Bids – PIN# 11110060 – DUE 11-13-09 AT 3:00 P.M. – Furnish all labor, materials, and equipment necessary to furnish and install tankless water coolers.

There will be a mandatory pre-bid meeting and walk-through on Thursday, November 5, 2009 in the 3rd Floor conference room of Bellevue Hospital Center's C and D Building at 11:00 A.M. Prospective bidders must attend this meeting to submit a successful bid. Vendors that do not attend this meeting and walk-through will have their bids declared "non-responsive."

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
Bellevue Hospital Center, Purchasing, 462 First Avenue Room# 12 East 32, New York, NY 10016.  
Matt Gaumer (212) 562-2867,  
matthew.gaumer@bellevue.nychhc.org

o21



**METAL DOORS AND FRAMES** – Competitive Sealed Bids – PIN# 11210026 – DUE 11-02-09 AT 4:00 P.M. – Mandatory site visits at the Lower Washington Heights Center, 1727 Amsterdam Avenue, New York, NY 10031, 1st Floor, Room 107, Facilities Management Department at 11:00 A.M. on 10/23/2009 and 10/27/2009, attn: Cromwell Barrington.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
Lincoln Hospital Center, 234 East 149th Street, Room 2A2 Bronx, NY 10451. Edwin Iyasare (212) 939-3978 edwin.iyasare@nychhc.org

o21

Services (Other Than Human Services)

**MEDICAL RECORD REVIEW SERVICES** – Request for Proposals – PIN# 100912R062 – DUE 11-13-09 AT 11:00 A.M.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
MetroPlus Health Plan, 160 Water Street, 3rd Floor New York, NY 10038. Kathleen Nolan (212) 908-8730 nolan.k@nychhc.org

o21

**HEALTH AND MENTAL HYGIENE**

■ SOLICITATIONS

Services (Other Than Human Services)

**HVAC COMBINED SERVICES** – Competitive Sealed Bids – PIN# 10HS005400R0X00 – DUE 11-23-09 AT 10:00 A.M. – The New York City Department of Health and Mental Hygiene (DOHMH) seeks a qualified vendor to perform professional repair and maintenance, including labor and material for the central air conditioning plants located at various buildings operated by DOHMH within the five Boroughs. The contractor shall perform routine maintenance, make repairs and replace parts, as needed, in accordance with original equipment manufacturer's (OEM) manuals, instructions, and recommendations and with Departmental approval and scheduling. The contractor shall be responsible for obtaining all service manuals.

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.  
Health and Mental Hygiene, 125 Worth Street, Rm. 812 NYC 10013. Amina Velazquez (212) 788-5309, avelazquez@health.nyc.gov  
ACCO, 93 Worth Street, Rm. 812, New York City 10013.

o21

**ELECTRICAL SERVICES AS NEEDED FOR VARIOUS LOCATIONS** – Competitive Sealed Bids – PIN# 10HS005000R0X00 – DUE 11-23-09 AT 10:00 A.M. – NYC Licensed Electrical Contractor to furnish all labor and materials necessary and required to provide Electrical Services on an as needed basis, in various buildings owned or operated by the Department's Bureau of Operations within the five boroughs of New York City. The purpose is to establish a requirements contract with firm pricing and delivery under which the Department may place orders for services stated in the specifications below.

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.  
Health and Mental Hygiene, 125 Worth Street, Rm. 812 NYC 10013. Amina Velazquez (212) 788-5309, avelazquez@health.nyc.gov  
ACCO, 93 Worth Street, Rm. 812, NY, NY 10013.

o21

**HOMELESS SERVICES**

OFFICE OF CONTRACTS AND PROCUREMENT

■ SOLICITATIONS

Human/Client Service

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

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

j12-24

**HOUSING AUTHORITY**

■ SOLICITATIONS

Construction/Construction Services

**ROOFING REPLACEMENT AND ASBESTOS ABATEMENT** – Competitive Sealed Bids – PIN# RF9015378 – DUE 10-28-09 AT 11:00 A.M. – At Washington Height Rehab. Phase IV (C and D) 506, 510, 514 West 176th Street and 502 West 177th Street, Manhattan,

NY 10032. Bid documents are available Monday through Friday, 9:00 A.M. to 4:00 P.M. for a \$25.00 fee in the form of a money order or certified check made payable to NYCHA.

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

o15-21

**STAIR REPLACEMENT AT OCEAN HILL-BROWNSVILLE AND STERLING PLACE REHABS. (STERLING-BUFFALO)** – Competitive Sealed Bids – PIN# GR9006933 – DUE 10-28-09 AT 10:00 A.M. – Bid documents are available Monday through Friday, 9:00 A.M. to 4:00 P.M., for a \$25.00 fee in the form of a money order or certified check made payable to NYCHA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
Housing Authority, 90 Church Street, 11th Floor New York, NY

o19-23

**JUVENILE JUSTICE**

■ SOLICITATIONS

Human/Client Service

**PROVISION OF NON-SECURE DETENTION GROUP HOMES** – Negotiated Acquisition – Judgment required in evaluating proposals - PIN# 13010DJJ000 – DUE 06-30-11 AT 2:00 P.M. – The Department of Juvenile Justice is soliciting applications from organizations interested in operating non-secure detention group homes in New York City. This is an open-ended solicitation; applications will be accepted on a rolling basis until 2:00 P.M. on 6/30/11.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
Department of Juvenile Justice, 110 William Street 14th Floor, New York, NY 10038.  
Chuma Uwechia (212) 442-7716, cuwechia@djj.nyc.gov

jj1-d16

**SANITATION**

AGENCY CHIEF CONTRACTING OFFICER

■ SOLICITATIONS

Human/Client Service

**SAMSHA FORENSIC TOXICOLOGY** – Competitive Sealed Bids – PIN# 82709AD00024 – DUE 11-19-09 AT 11:00 A.M. – Bid Estimate \$750,000. There is a \$40.00 refundable fee for this bid documents, postal money order only, please make payable to "Comptroller, City of New York."

DSNY is soliciting bids from Contractors to provide services as required by the Federal Department of Transportation Omnibus Transportation Act of 1994 (OTA) which mandates every state to conduct substance use testing for all employees who hold Commercial Driver's License or risk the imposition of fines and/or other penalties. The Mayor's Office, in order to comply with OTA, directed DSNY to administer the testing for its affected employees and 7 other City Agencies. The contractor must provide substance use forensic toxicology testing, transportation of specimens to the laboratory, specimen collection when the Medical Division is closed, providing all associated supplies and documents, written laboratory test results and providing testimony and discovery documents when necessary. The services and supplies must be performed and provided in strict accordance with the procedures, standards and regulations as set forth by OTA.

Last day for questions is 11/6/09 at 3:00 P.M., please contact Paul Cillo at (917) 237-5972, or e-mail at pcillo@dsgny.nyc.gov. In accordance with Schedule A of the bid document, if your bid is over \$500,000, you must submit a certified check or money order equal to 5 percent of the bid amount or bid bond with Penal Sum equal to 10 percent of the bid amount. Note: Documents will be available between 8:00 A.M. to 3:00 P.M., Monday thru Friday. VSID#: 64239.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
Department of Sanitation, 51 Chambers Street, Room 806, New York, NY 10007. ACCO, (917) 237-5358; (917) 237-5357.

o21

**AGENCY RULES**

**BUILDINGS**

■ NOTICE

**NOTICE OF OPPORTUNITY TO COMMENT ON PROPOSED RULE AMENDMENT RELATING TO VIOLATION RECLASSIFICATION, ESTABLISHMENT OF PERIODIC PENALTIES AND CERTIFICATION OF CORRECTION**

Notice is hereby given, pursuant to the authority vested in the Commissioner of Buildings by Section 643 of the New York City Charter and in accordance with section 1043 of the Charter and Sections 28-201.2, 28-202.1, and 28-204.2 of the New York City Administrative Code, that the Department of Buildings proposes to amend Section 102-01 of Subchapter B of Chapter 100 of Title 1 of the Official Compilation of the Rules of the City of New York, relating to the classification of violations, establishment of daily and monthly penalties for certain of those violations, and processes for certifying their correction before the Department.

A public hearing on the proposed rule amendment will be held at the Department of Buildings, 280 Broadway, 3rd Floor Conference Room, New York, New York on November 23, 2009 at 11:00 A.M. Written comments regarding the proposed rule may be submitted to Deborah Glikin, Assistant General Counsel, New York City Department of Buildings, 280 Broadway, 7th floor, New York, New York 10007, on or before November 23, 2009.

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

Persons who request that a sign language interpreter or other form of reasonable accommodation for a disability be provided at the hearing, or who wish to testify, are asked to notify Ms. Glikin at the foregoing address by November 16, 2009.

This rule was not included in the agency's regulatory agenda because the statute and its regulatory scheme were not anticipated at the time the agenda was published.

Matter underlined is new.

Subdivision (j) of Section 102-01 of Subchapter B of Chapter 100 of Title 1 of the Rules of the City of New York is amended by adding, in numerical order, new entries relating to New York City Administrative Code Sections 28-504.3, 28-504.3(2), 28-504.6, 28-504.7 and 34 RCNY 2-18, to read as follows:

Section of Law	Classification	Violation Description
28-504.3	Class 2	Failure to complete/ implement/ amend bicycle access plan or provide request for exception.
28-504.3(2)	Class 2	Failure to implement the terms and conditions of bicycle access plan/letter of exception as prescribed in 34 RCNY 2-18.
28-504.6	Class 2	Failure to post a bicycle access plan/letter of exception/notice of availability of plan/letter.
28-504.7	Class 2	Failure to timely file bicycle access plan or amendment with DOT as prescribed in 34 RCNY 2-18.

**Statement of Basis and Purpose**

The foregoing rule amendment is proposed pursuant to the authority of the Commissioner of Buildings under Sections 643 and 1043(a) of the New York City Charter.

The proposed amendments to Section 102-01 of the Department's rules result from the enactment of Local Law 52 of 2009, which was signed into law on August 13, 2009 and takes effect on December 11, 2009.

Local Law 52 amends Chapter 5 of Title 28 of the New York City Administrative Code by adding a new Article 504 relating to bicycle access in office buildings. The new Article 504 applies to buildings, "the main occupancy of which is offices, that (i) are in existence on the effective date of this article, or for which a permit has been issued but which have not yet been completed, and (ii) have a freight elevator that either complies with ASME 17.1 with regard to the carrying of passengers on freight elevators, as referenced in chapter thirty-five of the New York city building code, or is operated by a freight elevator operator, and (iii) are not subject to the bicycle parking provisions of sections 25-80, 36-70 and 44-60 of the zoning resolution of the city of New York." The law presumes that "if a freight elevator is available for carrying freight, it is available for carrying bicycles."

The Department and the Department of Transportation ("DOT") will jointly enforce this new law. The Commissioner of Buildings has delegated authority to DOT to enforce the provisions of Article 504. DOT inspectors will issue violations using the Building Department's forms and penalty structure.

In accordance with the changes made by Local Law 52, the Department proposes to add four new infractions to Subdivision (j) of 1 RCNY 102-01 and the Department's Penalty Schedule in order to adequately and effectively enforce this new law. In addition, prior to the effective date of Local Law 52, DOT plans to promulgate 34 RCNY 2-18, which will outline a plan for the implementation of this law.

o21

**TRANSPORTATION**

■ NOTICE

**Notice of Opportunity to Comment on Proposed Rule** regarding providing bicycle access to office buildings.

**NOTICE IS HEREBY GIVEN PURSUANT TO THE AUTHORITY VESTED IN THE** Commissioner of the

Department of Transportation by subdivision (b) of Section 2903 of the New York City Charter, and in accordance with the requirements of Section 1043 of the New York City Charter, that the Department of Transportation proposes to amend Chapter 2 of Title 34 of the Official Compilation of the Rules of the City of New York, the Highway Rules, by adding a new Section 2-18. Matter underlined is new; matter in [brackets] is deleted. This rule was not included in the agency's regulatory agenda, as it was not anticipated at the time the agenda was published.

Written comments regarding the proposed rules may be sent to Brooke McKenna, Assistant Commissioner, Department of Transportation, 55 Water Street, 6th Floor, New York, NY 10041 on or before November 23rd, 2009. A public hearing shall be held on November 23rd, 2009 at the New York City Department of Buildings, 280 Broadway, 3rd floor conference room, New York, NY 10013 at 10:00 A.M. Persons seeking to testify are requested to notify Assistant Commissioner McKenna at the address stated above by November 16th, 2009. Persons who need a sign language interpreter or other accommodation for a disability at the hearing are asked to notify Assistant Commissioner McKenna, Department of Transportation, 55 Water Street, 6th floor, New York, NY 10041 by November 16th, 2009. Persons interested in receiving comments may request them by writing to: Department of Transportation, Record Access Office, 55 Water Street, 6th Floor, New York, N.Y. 10041. Janette Sadik-Khan, Commissioner.

Section 1. Chapter 2 of Title 34 of the Rules of the City of New York is amended by adding a new Section 2-18, to read as follows:

**Section 2-18**  
**Bicycle Access in Office Buildings**

(a) **Definitions.** For purposes of this section, the following terms shall have the following meanings:

(1) **Accessible Level.** "Accessible level" shall mean one that facilitates the approach, entry or use for bicyclists on whose behalf the tenant or subtenant has requested bicycle access.

(2) **Available.** "Available" shall mean accessible for use by bicyclists on whose behalf the tenant or subtenant has requested bicycle access.

(3) **Control.** "Control" shall mean to exercise legal authority over through deed, permit, lease, contract or otherwise.

(4) **Covered.** "Covered" shall mean enveloped by a roof or functional equivalent. For purposes of this definition, "roof" shall mean the outer cover and its supporting structures on the top of a building.

(5) **Indoor.** "Indoor" shall mean situated in the interior of or within a building that is within three blocks or seven hundred fifty feet, whichever is less, of the building for which a bicycle access plan is requested.

(6) **Off-street.** "Off-street" shall mean located in an area other than the roadway or the public sidewalk within three blocks or seven hundred fifty feet, whichever is less, of the building for which a bicycle access plan is requested.

(7) **Secure.** "Secure" shall mean that (i) the entry to or exit from the alternate bicycle parking is locked or supervised by building personnel and permitted only to (A) the owner, lessee, manager or other person who controls such building and their agents, and (B) bicycle owners on whose behalf the tenant or subtenant has requested bicycle access, and (ii) a bicycle owner can lock a bicycle to a fixed object (including, but not limited to, a bicycle rack) such that the bicycle is protected from damage or theft.

(b) **Bicycle Access Plan.**

(1) **Request for Bicycle Access.**

(i) The tenant or subtenant of an office building, as defined in Administrative Code §28-504.1, may submit a request for bicycle access, in writing on a form provided by the Department, to the owner, lessee, manager or other person who controls such office building. Such request shall be submitted by certified mail, return receipt requested.

(ii) The tenant or subtenant shall file a copy of any request for bicycle access with the Department. Such request may be filed electronically by submitting it through the Department's website ([www.nyc.gov/bikesinbuildings](http://www.nyc.gov/bikesinbuildings)) or by submitting such request by regular mail to the Department of Transportation, 55 Water Street, 6th Floor, New York, NY 10041, Attention: Bikes in Buildings Program.

(iii) The owner, lessee, manager, or other person who controls such office building shall complete and implement a bicycle access plan for such building within thirty (30) days after receipt of a written request from such tenant or subtenant of such building.

(iv) The owner, lessee, manager or other person in control of the building may request an exception to the requirements of Administrative Code §28-504.3 in accordance with subdivision (d) of this section.

(2) **Contents of Bicycle Access Plan.**

(i) **Requirements.** The bicycle access plan prepared by the owner, lessee, manager or other

person who controls a building shall, for bicyclists on whose behalf the tenant or subtenant has requested bicycle access, include but not be limited to:

- A. the location of entrances within or to the building;
- B. the route to elevator(s) that accommodate bicycle access;
- C. the regular hours of operation of the elevator(s);
- D. such other information as is deemed to be appropriate by and for the particular building; and

(ii) For purposes of these rules it shall be presumed that if a freight elevator in the building is available for carrying freight, it is available for carrying a bicycle for purposes of providing bicycle access.

(iii) Bicycle access shall be available, at minimum, during the regular operating hours of the freight elevator in the event that such elevator is used for bicycle access.

(iv) Upon receiving and reviewing its copy of a request for a bicycle access plan that has been filed in accordance with subparagraph (ii) of paragraph one of subdivision (b) of this section, the Department may require that additional information be included in the plan because it has determined that such information is appropriate for the particular building in question.

(c) **Amendments to plan.** The owner, lessee, manager, or other person who controls a building shall amend a plan as needed (1) to address changed circumstances which warrant a revision in a particular tenant's or subtenant's plan, or in a plan that is applicable to all tenants; or (2) to accommodate new requests from other tenants or subtenants requesting bicycle access. Should such owner, lessee, manager, or other such person who controls a building elect to amend a bicycle access plan pursuant to this section, such plan shall be amended within thirty (30) days of receiving a request for bicycle access. Any amendments that may materially affect the bicycle access plan shall be completed and implemented within thirty (30) days of the changed circumstances or to accommodate new requests from other tenants or subtenants requesting bicycle access, and do not preclude the requirement to comply with the provisions of this section. All amendments shall be filed with the Department pursuant to the provisions of subdivision (h) of this section.

(d) **Exceptions.**

(1) Bicycle access need not be provided if an owner, lessee, manager or other person who controls a building applies to the Commissioner for, and is granted, a letter of exception as set forth below. Such request shall be sent by certified mail, return receipt requested within fifteen (15) days of receipt of a request for a bicycle access plan to the Department of Transportation, 55 Water Street, 6th Floor, New York, NY 10041, Attention: Bikes in Buildings Program, and certifies the following:

(i) the building's freight elevator is not available because unique circumstances exist involving substantial safety risks directly related to the use of such elevator pursuant to Administrative Code § 28.504.4(1) ("Exception 1"); or

(ii) there is sufficient secure alternate covered off-street no-cost bicycle parking within three blocks or seven hundred fifty (750) feet, whichever is less; or there is sufficient secure alternate indoor no-cost bicycle parking available on the premises or within three blocks or seven hundred fifty (750) feet, whichever is less, of such building to accommodate all tenants or subtenants of such building requesting bicycle access pursuant to Administrative Code § 28.504.4(2) ("Exception 2"). The number of bicycle parking spaces available shall be at least equal to the number of bicycles contained in the bicycle access tenant requests.

(2) A request for Exception 1 shall include the basis for requesting such an exception and shall also include but not be limited to the following supporting documentation:

(i) A certification from a professional engineer who is licensed and registered in New York State. Such certification shall include but not be limited to the following facts:

- (A) The date the building was constructed;
- (B) The date the elevator was installed;
- (C) The method of elevator door closing;
- (D) Whether the elevator is self-service or there is an operator;
- (E) Whether there is a car top;
- (F) Whether there is a car gate or door; and
- (G) The professional engineer's license number.

(ii) Upon receiving and reviewing a request based on Exception 1, the Department may require that additional information be submitted in support

of the request because it has determined that such information is appropriate for the particular building in question.

(3) A request for Exception 2 shall include the basis for requesting such an exception and shall also include but not be limited to the following supporting documentation:

(i) Proof that secure alternate covered off-street no-cost bicycle parking or secure alternate indoor no-cost bicycle parking is available to or under the control of the owner, lessee, manager or other person who controls the building. Such proof may include but not be limited to a copy of a deed, lease, title, permit or contract evidencing such control.

(ii) The route to the secure alternate covered off-street no-cost bicycle parking that is within three blocks or seven hundred fifty (750) feet, whichever is less; or the route to the secure alternate indoor no-cost bicycle parking available on the premises or is within three blocks or seven hundred fifty (750) feet, whichever is less, of such building.

(iii) Upon receiving and reviewing a request based on Exception 2, the Department may require that additional information be submitted in support of the request because it has determined that such information is appropriate for the particular building in question.

(4) Pending the Department's inspection, review and determination of a request for a letter of exception, an owner, lessee, manager or other person who controls a building shall be exempt from complying with the requirements of this section

(e) **Inspection and Determination.**

(1) If Exception 1 is sought: After conducting an inspection of the building and freight elevator, the Commissioner of the Department of Buildings shall thereafter issue a final determination to the Department as to whether to grant Exception 1. Such final determination shall be included in the Department's letter of exception or denial sent to the owner, lessee, manager, or other person who controls the building.

(2) If Exception 2 is sought: After conducting an inspection in consultation with the Department of Buildings of the secure alternate covered off-street no-cost bicycle parking or the secure alternate indoor no-cost bicycle parking, the Commissioner shall thereafter issue a final determination as to whether to grant Exception 2.

(3) A letter of exception or denial shall be sent by the Department by certified mail, return receipt requested, to the owner, lessee, manager, or other person who controls the building.

(4) If a letter of denial is sent, a bicycle access plan shall be posted within twenty (20) days of receipt of such letter.

(f) **Posting.**

(1) Every owner, lessee, manager or other person who controls a building for which a bicycle access plan has been adopted shall post in such building either a current bicycle access plan or a notice in the building lobby indicating that the plan is available in the building manager's office upon request. The posting of such plan or notice shall be made within five (5) days of implementation of such plan.

(2) Every owner, lessee, manager or other person who controls a building for which an exception to the bicycle access plan requirement has been granted shall post in such a building the letter of exception provided by the Commissioner pursuant to subdivision (d) of this section, or a notice in the building lobby indicating that such letter of exception is available in the building manager's office upon request. The posting of such letter or notice shall be made within five (5) days of receipt of such letter of exception.

(3) Bicycle access plans, letters of exception and notices of availability of either such documents shall be made available to the Department, the Department of Buildings or authorized representatives of any other City agency upon request.

(g) **Filing of bicycle access plan and subsequent amendments with the Department.**

A bicycle access plan shall be filed with the Department by electronic submission through the Department's website ([www.nyc.gov/bikesinbuildings](http://www.nyc.gov/bikesinbuildings)) or by regular mail to the Department of Transportation 55 Water Street, 6th Floor, New York, NY 10041, Attention: Bikes in Buildings Program, within ten (10) days of implementation of such plan. Should the owner, lessee, manager or other person who controls a building amend their bicycle access plan pursuant to subdivision (c) of this section, such amendment shall be filed with the Department as outlined above within ten (10) business days of completion and implementation of such amendment.

**Statement of Basis and Purpose**

The Commissioner of the New York City Department of Transportation (DOT) is authorized to promulgate rules pursuant to Section 2903 of the New York City Charter.

Chapter 2 of Title 34 of the Rules of the City of New York (RCNY) is being amended to comply with Local Law 52 of 2009, which statute relates to bicycle access to office buildings. DOT is promulgating these rules to set forth the procedures for implementing bicycle access as contemplated in Local Law 52.

SPECIAL MATERIALS

CITY RECORD

NOTICE

Statement of Ownership, Management, and Circulation (Requester Publications Only) for The City Record, September 30, 2009.

Table with 4 columns: Publication Title, Extent and Nature of Circulation, Issue Date for Circulation Data Below, and Average No. Copies Each Issue During Preceding 12 Months.

CITY PLANNING

NOTICE

NEGATIVE DECLARATION

Project Identification: Hudson Yards Parking Text Amendment. Lead Agency: City Planning Commission.

City Planning Commission, 22 Reade Street, New York, NY 10007. Contact: Robert Dobruskin (212) 720-3423.

Name, Description and Location of Proposal:

Hudson Yards Parking Text Amendment. The New York City Department of City Planning (DCP) is proposing a zoning text amendment to the parking regulations of the Special Hudson Yards District...

The proposed text amendment would decrease anticipated amounts of parking in this area by eliminating requirements for off-street parking and reducing the rates of parking that would be permitted for new residential and commercial development.

In summary, the proposed text amendment would amend parking regulations in the project area as follows:

- Off-street parking would no longer be required. All off-street parking spaces constructed in the project area would be required to be located on the same zoning lots as the uses to which they are accessory.

- The sum of the number of public parking spaces in the Reservoir Parking Supply and the Hudson Yards Development Parking Supply would not exceed 6,905 spaces.

Additionally, the proposed text amendment would also provide the following:

- The authorization to permit accessory off-street parking in existing buildings pursuant to Section 13-551 of the Zoning Resolution would not apply to the Hudson Yards Area.

The analysis of the proposed action has been performed for an analysis year of 2025, consistent with the Hudson Yards Final Generic Environmental Impact Statement (FGEIS), which is the year that full build-out of development as a result of the Hudson Yards rezoning is expected to be complete.

Statement of No Significant Effect:

The Environmental Assessment and Review Division of the Department of City Planning, on behalf of the City Planning Commission, has completed its technical review of the Environmental Assessment Statement, dated October 16, 2009, prepared in connection with the ULURP Application (N100119ZRM).

Supporting Statement:

The above determination is based on an environmental assessment which finds that no significant effects on the environment which would require an Environmental Impact Statement are foreseeable.

Should you have any questions pertaining to this Negative Declaration, you may contact Celeste Evans at (212) 720-3321.

CHANGES IN PERSONNEL

HRA/DEPT OF SOCIAL SERVICES FOR PERIOD ENDING 09/18/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for HRA/DEPT OF SOCIAL SERVICES.

Table with columns: IZRILLOVA, TEO, JACOB, SUSAN, JANI, MILIN, JOHNSON, SHIRLEY A, JOHNSON, SHIRLEY A, KAYEMBE, KALOMBO S, LAGUDA, KEHINDE, LAI, TRAN N, LAI, TRAN N, LEE, LAMIRIAM, LEE, LAMIRIAM, LI, LUNG S, LI, LUNG S, LOVE, NICOLE, LUK, PO SANG, MAKOVOZ, IGOR, MARZBANI, AMANDA, MCDONOUGH, SHAYNA M, MEJIA, SANDRA M, MENDEZ, MARGARIT, MICKENS, RENEE J, NASEER, AHMAD, NEGRON, NICOLE, OJO, OPEYEMI O, OJO, OPEYEMI O, OKOCHA, EMMANUEL, OSODE, GABRIEL A, PATEL, KRISHNA M, PATEL, KRISHNA M, PATINO, ALEXANDR, PENA-CHAVEZ, AMAIRIS, PORTES, IRASETT, RABAEVA, IRINA, RABAEVA, IRINA, RICHARDSON, YVETTE M, RIOS, YVETTE M, RIZZO, JACK P, ROBINSON, ISAAC, RODRIGUEZ, KELVIN, ROMAIN, MAETRUDE, ROSTEK, MARION J, SAHA, BASUDEV, SALAS-ROCA, ESTRELLI, SALAS-ROCA, ESTRELLI, SAMOU, GUY, SCIANNA, MICHAEL, SMART, SHIRMAIN A, SMART, SHIRMAIN A, SMITH, SHARON E, SMITH, SHARON E, SNAGG, VINCENT, SOLIS, AZALIA, SOLIS, AZALIA, STABILE, FRANKLIN, STELMACH, HANS, STEWART, SHARON L, STOCKWELL, ROBERT H, TAVERAS, HECTOR, TAVERAS, HECTOR, WALCOTT, ANDREA J, WALLACE, CRYSTAL, WILLIAM, HUGHES, YANKILEVICH, IGOR, ZAMAN, SAYED S.

# READER'S GUIDE

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

## NOTICE TO ALL NEW YORK CITY CONTRACTORS

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

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

## CONSTRUCTION/CONSTRUCTION SERVICES OR CONSTRUCTION RELATED SERVICES

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

## VENDOR ENROLLMENT APPLICATION

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

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

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

### Attention Existing Suppliers:

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

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

## SELLING TO GOVERNMENT TRAINING WORKSHOP

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

## PRE-QUALIFIED LIST

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

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

## NON-MAYORAL ENTITIES

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

## PUBLIC ACCESS CENTER

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

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

Join the growing number of Minority and Women Owned Business Enterprises (M/WBEs) that are competing for New York City's business. In order to become certified for the program, your company must substantiate that it: (1) is at least fifty-one percent (51%) owned, operated and controlled by a minority or woman and (2) is either located in New York City or has a significant tie to New York City's business community. To obtain a copy of the certification application and to learn more about the program, contact the New York City Department of Small Business Services, 110 William Street, 2nd Floor, New York, New York 10038 (212) 513-6311.

## PROMPT PAYMENT

It is the policy of the City of New York to pay its bills promptly. The Procurement Policy Board Rules generally require that the City pay its bills within 30 days after the receipt of a proper invoice. The City now pays interest on all late invoices. The grace period that formerly existed was eliminated on July 1, 2000. However, there are certain types of payments that are not eligible for interest. These are listed in Section 4-06 of the Procurement Policy Board Rules. The Comptroller and OMB determine the interest rate on late payments twice a year, in January and in July.

## PROCUREMENT POLICY BOARD RULES

The Rules may also be accessed on the City Website, <http://nyc.gov/selltonyc>

## COMMON ABBREVIATIONS USED IN THE CR

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

- AB ..... Acceptable Brands List
- AC ..... Accelerated Procurement
- AMT ..... Amount of Contract
- BL ..... Bidders List
- CSB ..... Competitive Sealed Bidding (including multi-step)
- CB/PQ ..... CB from Pre-qualified Vendor List
- CP ..... Competitive Sealed Proposal (including multi-step)
- CP/PQ ..... CP from Pre-qualified Vendor List
- CR ..... The City Record newspaper
- DA ..... Date bid/proposal documents available
- DUE ..... Bid/Proposal due date; bid opening date
- EM ..... Emergency Procurement
- IG ..... Intergovernmental Purchasing
- LBE ..... Locally Based Business Enterprise
- M/WBE ..... Minority/Women's Business Enterprise
- NA ..... Negotiated Acquisition
- NOTICE ..... Date Intent to Negotiate Notice was published in CR
- OLB ..... Award to Other Than Lowest Responsible & Responsive Bidder/Proposer
- PIN ..... Procurement Identification Number
- PPB ..... Procurement Policy Board
- PQ ..... Pre-qualified Vendors List
- RS ..... Source required by state/federal law or grant
- SCE ..... Service Contract Short-Term Extension
- DP ..... Demonstration Project
- SS ..... Sole Source Procurement
- ST/FED ..... Subject to State &/or Federal requirements

## KEY TO METHODS OF SOURCE SELECTION

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

- CSB ..... **Competitive Sealed Bidding** (including multi-step)  
*Special Case Solicitations / Summary of Circumstances:*
- CP ..... **Competitive Sealed Proposal** (including multi-step)
- CP/1 ..... Specifications not sufficiently definite
- CP/2 ..... Judgement required in best interest of City
- CP/3 ..... Testing required to evaluate
- CB/PQ/4 ....
- CP/PQ/4 .... **CB or CP from Pre-qualified Vendor List/** Advance qualification screening needed
- DP ..... Demonstration Project
- SS ..... **Sole Source Procurement/**only one source
- RS ..... Procurement from a Required Source/ST/FED
- NA ..... Negotiated Acquisition  
*For ongoing construction project only:*
- NA/8 ..... Compelling programmatic needs

- NA/9 ..... New contractor needed for changed/additional work
- NA/10 ..... Change in scope, essential to solicit one or limited number of contractors
- NA/11 ..... Immediate successor contractor required due to termination/default

*For Legal services only:*

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

## HOW TO READ CR PROCUREMENT NOTICES

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

Notices of Public Hearings on Contract Awards appear at the end of the Procurement Section. At the end of each Agency (or Division) listing is a paragraph giving the specific address to contact to secure, examine and/or to submit bid or proposal documents, forms, plans, specifications, and other information, as well as where bids will be publicly opened and read. This address should be used for the purpose specified UNLESS a different one is given in the individual notice. In that event, the directions in the individual notice should be followed. The following is a SAMPLE notice and an explanation of the notice format used by the CR.

## SAMPLE NOTICE:

### POLICE

#### DEPARTMENT OF YOUTH SERVICES

##### ■ SOLICITATIONS

*Services (Other Than Human Services)*

**BUS SERVICES FOR CITY YOUTH PROGRAM** – Competitive Sealed Bids – PIN# 056020000293 – DUE 04-21-03 AT 11:00 A.M.

*Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.*  
NYPD, Contract Administration Unit, 51 Chambers Street, Room 310, New York, NY 10007. Manuel Cruz (646) 610-5225.

☛ m27-30

ITEM	EXPLANATION
POLICE DEPARTMENT	Name of contracting agency
DEPARTMENT OF YOUTH SERVICES	Name of contracting division
■ SOLICITATIONS	Type of Procurement action
<i>Services (Other Than Human Services)</i>	Category of procurement
BUS SERVICES FOR CITY YOUTH PROGRAM	Short Title
CSB	Method of source selection
PIN # 056020000293	Procurement identification number
DUE 04-21-03 AT 11:00 am	Bid submission due 4-21-03 by 11:00 am; bid opening date/time is the same.
<i>Use the following address unless otherwise specified in notice, to secure, examine-submit bid/proposal documents; etc.</i>	Paragraph at the end of Agency Division listing giving contact information, or submit bid/information or and Agency Contact address
	NYPD, Contract Administration Unit 51 Chambers Street, Room 310 New York, NY 10007. Manuel Cruz (646) 610-5225.
☛	Indicates New Ad
m27-30	Date that notice appears in City Record

## NUMBERED NOTES

**Numbered Notes are Footnotes.** If a Numbered Note is referenced in a notice, the note so referenced must be read as part of the notice. **1.** All bid deposits must be by company certified check or money order made payable to Agency or Company.