



# THE CITY RECORD

Official Journal of The City of New York

THE CITY RECORD  
U.S.P.S. 0114-660

Printed on paper containing  
40% post-consumer material

VOLUME CXXXVII NUMBER 249

THURSDAY, DECEMBER 30, 2010

PRICE \$4.00

## TABLE OF CONTENTS

### PUBLIC HEARINGS & MEETINGS

Brooklyn Borough President . . . . .	3613
Staten Island Borough President . . . . .	3613
City Planning Commission . . . . .	3613
Community Board . . . . .	3616
Consumer Affairs . . . . .	3616
Landmarks Preservation Commission . . . . .	3616
Office of the Mayor . . . . .	3617

### PROPERTY DISPOSITION

Citywide Administrative Services . . . . .	3617
Municipal Supply Services . . . . .	3617
Sale by Auction . . . . .	3617

Police . . . . .	3617
<b>PROCUREMENT</b>	
City University . . . . .	3618
Citywide Administrative Services . . . . .	3618
Municipal Supply Services . . . . .	3618
Vendor Lists . . . . .	3618
Correction . . . . .	3618
Central Office of Procurement . . . . .	3618
Health and Hospitals Corporation . . . . .	3618
Health and Mental Hygiene . . . . .	3618
Agency Chief Contracting Officer . . . . .	3618

Homeless Services . . . . .	3618
Office of Contracts and Procurement . . . . .	3618
Housing Authority . . . . .	3618
Human Resources Administration . . . . .	3619
Contracts . . . . .	3619
Juvenile Justice . . . . .	3619
Police . . . . .	3619
Contract Administration Unit . . . . .	3619
School Construction Authority . . . . .	3619
Contract Administration . . . . .	3619
Small Business Services . . . . .	3619

### AGENCY RULES

Buildings . . . . .	3619
Taxi and Limousine Commission . . . . .	3625

### SPECIAL MATERIALS

Citywide Administrative Services . . . . .	3626
City Record . . . . .	3627
Transportation . . . . .	3627
Youth and Community Development . . . . .	3628

### LATE NOTICES

Community Boards . . . . .	3628
Transportation . . . . .	3628

## THE CITY RECORD

MICHAEL R. BLOOMBERG, Mayor

EDNA WELLS HANDY, Commissioner, Department of Citywide Administrative Services.  
ELI BLACHMAN, Editor of The City Record.

Published Monday through Friday, except legal holidays by the Department of Citywide Administrative Services of the City of New York under Authority of Section 1066 of the New York City Charter.

Subscription—\$500 a year; daily, \$4.00 a copy (\$5.00 by mail) Periodicals Postage Paid at New York, N.Y.  
POSTMASTER: Send address changes to THE CITY RECORD, 1 Centre Street, Room 2208, New York, N.Y. 10007 - 1602

Editorial Office  
1 Centre Street, Room 2208  
New York N.Y. 10007-1602  
Telephone (212) 669-8252

Subscription Changes/Information  
1 Centre Street, Room 2208  
New York N.Y. 10007-1602  
Telephone (212) 669-8252

The City of New York Home Page  
provides Internet access via the WORLD  
WIDE WEB to solicitations and awards  
<http://www.nyc.gov/cityrecord>

## PUBLIC HEARINGS AND MEETINGS

See Also: Procurement; Agency Rules

### BROOKLYN BOROUGH PRESIDENT

#### ■ PUBLIC HEARINGS

#### UNIFORM LAND USE REVIEW PROCEDURE

NOTICE IS HEREBY GIVEN that, pursuant to Sections 82 and 197-C of the New York City Charter, the Brooklyn Borough President will hold a public hearing on the following matters in the Borough President's Court Room, Brooklyn Borough Hall, 209 Joralemon Street, Brooklyn, New York 11201, commencing at 6:00 P.M. on Wednesday, January 5, 2011.

#### CALENDAR ITEM 1 CARROLL STREET REZONING ZONING MAP AMENDMENT COMMUNITY DISTRICT 6 090225ZMK

In the matter an application submitted by the Center for Negative Thinking LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the zoning Map, changing from an M1-1 District to an R6B District property bounded by a line 100 feet southwesterly of President Street, a line 240 feet northwesterly of Columbia Street, Carroll Street, and a line 375 feet northwesterly of Columbia Street.

#### CALENDAR ITEM 2 20-30 CARROLL STREET REZONING ZONING MAP AMENDMENT COMMUNITY DISTRICT 6 110118ZMK

In the matter an application submitted by the NYC Department of City Planning pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, changing from an M1-1 District to an R6B District property bounded by Carroll Street, a line 260 feet northwesterly of Columbia Street, a line midway between Carroll Street and Summit Street, and a line 380 feet northwesterly of Columbia Street.

#### CALENDAR ITEM 3 HOWARD AVENUE REZONING 542/556 HOWARD AVENUE ZONING MAP AMENDMENT COMMUNITY DISTRICT 16 070579ZMK

In the matter of an application submitted by S&H Glazer Bros., Inc. pursuant to Sections 197-c and 201 of the New York City Charter for an amendment to the Zoning Map

changing from a C8-2 District property bounded by Eastern Parkway, Howard Avenue, and Pitkin Avenue; and, establishing within the proposed R6A District a C2-4 District bounded by Eastern Parkway, Howard Avenue, and Pitkin Avenue.

Note: To request a sign language interpreter, or to request TTD services, call Mr. Kevin Parris at (718) 802-3856 at least five business days before the day of the hearing.

d29-j5

### STATEN ISLAND BOROUGH PRESIDENT

#### ■ PUBLIC MEETING

NOTICE OF PUBLIC MEETING of the Staten Island Borough Board on Wednesday, January 5, 2011 in Conference Room 122 at 5:30 P.M. at the Staten Island Borough Hall, Stuyvesant Place, Staten Island, New York 10301.

d28-j5

### 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, January 5, 2011 at 10:00 A.M.

#### BOROUGH OF THE BRONX Nos. 1 & 2 WEBSTER AVENUE/BEDFORD PARK/NORWOOD REZONING No. 1

CDs 7 & 12 C110085 ZMX  
IN THE MATTER OF an application submitted by the Department of City Planning pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section Nos. 1d and 3c:

- eliminating from within an existing R7-1 District a C13 District bounded by:
  - line 100 feet southwesterly of East Gun Hill Road, Reservoir Place, a line 150 feet southwesterly of East Gun Hill Road, and Putnam Place;
  - a line 100 feet southerly of East Gun Hill Road, a line midway between Decatur Avenue and Webster Avenue, a line 150 feet southerly of East Gun Hill Road, and Perry Avenue;
  - East 207th Street-Msgr. John C. McCarthy Place and its westerly centerline prolongation, a line 150 feet easterly of Bainbridge Avenue, East 205th Street, a line 150 feet northeasterly of East 204th Street, a line 100 feet southeasterly of Decatur Avenue, a line 100 feet northeasterly of East 204th Street, Webster Avenue, a line 100 feet southwesterly of East 204th Street, a line

midway between Decatur Avenue and Webster Avenue, a line 150 feet southwesterly of East 204th Street, Bainbridge Avenue, and a line midway between Rochambeau Avenue and Bainbridge Avenue;

- Valentine Avenue, a line 150 feet northeasterly of East 198th Street, Bainbridge Avenue, and line 100 feet northeasterly of East 198th Street;
  - Valentine Avenue, a line 100 feet southwesterly of East 198th Street, a line 100 feet southeasterly of Bainbridge Avenue, East 198th Street, a line midway between Bainbridge Avenue and Pond Place, and a line 150 feet southwesterly of East 198th Street;
  - a line 100 feet northwesterly of Decatur Avenue, Bedford Park Boulevard, Decatur Avenue, a line 150 feet northeasterly of Bedford Park Boulevard, Webster Avenue, and a line 100 feet southwesterly of Bedford Park Boulevard;
  - a line 150 feet northeasterly of East 194th Street, Marion Avenue, and a line 100 feet northeasterly of East 194th Street, and a line midway between Valentine Avenue and Briggs Avenue; and
  - Briggs Avenue, a line perpendicular to the southeasterly street line of Briggs Avenue distant 125 feet southwesterly (as measured along the street line) from the point of intersection of the southeasterly street line of Briggs Avenue and the southwesterly street line of East 194th Street, Bainbridge Avenue, a line midway between East 193rd Street and East 194th Street, Marion Avenue, Bainbridge Avenue, and a line 150 feet southwesterly of East 194th Street;
- eliminating from within an existing R7-1 District a C2-3 District bounded by:
    - Van Courtlandt Avenue East and its northeasterly centerline prolongation, Reservoir Oval East, a line 150 feet easterly of Bainbridge Avenue, East 207th Street- Msgr. John C. McCarthy Place and its westerly centerline prolongation, and a line midway between Rochambeau Avenue and Bainbridge Avenue;
    - a line 100 feet southeasterly of Decatur Avenue, East 205th Street, Webster Avenue, and a line 100 feet northeasterly of East 204th Street;
    - a line 100 feet northwesterly of Webster Avenue, East 201st Street, Webster Avenue, and a line 150 feet northeasterly of Bedford Park Boulevard;
    - a line 100 feet northwesterly of Webster Avenue, a line 100 feet southwesterly of Bedford Park Boulevard, Webster Avenue, and East 197th Street; and
    - East 194th Street, Webster Avenue, a line 100 feet southwesterly of East 193rd Street, and a line 100 feet northwesterly of Decatur Avenue;
  - eliminating from within an existing R8 District a C2-3 District bounded by a line 100 feet northwesterly of Webster Avenue, East Mosholu Parkway South, Webster Avenue, and East 201st Street;
  - changing from an R7-1 District to an R4A District property bounded by East 193rd Street, a line 150 feet northwesterly of Decatur Avenue, a line 100 feet southwesterly of East 193rd Street, a line 300 feet northerly of East Fordham Road and its easterly prolongation, and Marion Avenue;
  - changing from an C4-4 District to an R4A District property bounded by a line 300 feet northwesterly of East Fordham Road and its easterly

- prolongation, a line 100 feet northwesterly of Decatur Avenue, a line perpendicular to the northwesterly street line of Marion Avenue distant 280 feet northeasterly (as measured along the street line) from the point of intersection of the northwesterly street line of Marion Avenue and the northerly street line of East Fordham Road, and Marion Avenue;
6. changing from an R7-1 District to an R5A District property bounded by:
- a. East 210th Street, Bainbridge Avenue, a line 100 feet southwesterly of East 210th Street, a line midway between Bainbridge Avenue and Reservoir Oval West, a line perpendicular to the northwesterly street line of Reservoir Oval West distant 320 feet southwesterly (as measured along the street line) from the point of intersection of the northwesterly street line of Reservoir Oval West and the southwesterly street line of East 210th Street, Reservoir Oval West, East 208th Street, and a line midway between Rochambeau Avenue and Bainbridge Avenue;
- b. East 207th Street, a line perpendicular to East 206th Street distant 315 feet westerly (as measured along the street line) from the point of intersection of northerly street line of East 206th Street and the westerly street line of Perry Avenue, East 206th Street, and a line 100 feet easterly of Bainbridge Avenue;
- c. Hull Avenue, a line perpendicular to the southeasterly street line of Hull Avenue distant 100 feet southwesterly (as measured along the street line) from the point of intersection of the southeasterly street line of Hull Avenue and the southwesterly street line of East 207th Street, a line midway between Hull Avenue and Decatur Avenue, and a line perpendicular to the southeasterly street line of Hull Avenue distant 450 feet southwesterly (as measured along the street line) from the point of intersection of the southeasterly street line of Hull Avenue and the southwesterly street line of East 207th Street;
- d. Hull Avenue, a line 270 feet southwesterly of East 205th Street, a line midway between Hull Avenue and Decatur Avenue, a line 210 feet southwesterly of East 205th Street, Decatur Avenue, and a line 100 feet northeasterly of East 204th Street;
- e. East 201st Street, Bainbridge Avenue, a line 100 feet northeasterly of Bedford Park Boulevard, a line midway between Briggs Avenue and Bainbridge Avenue, a line 100 feet southwesterly of East 201st Street, and a line 70 feet southeasterly of Briggs Avenue;
- f. East 201st Street, a line 120 feet northwesterly of Webster Avenue, a line perpendicular to the southeasterly street line of Decatur Avenue distant 275 feet southwesterly (as measured along the street line) from the point of intersection of the southeasterly street line of Decatur Avenue and the southwesterly street line of East 201st Street, and Decatur Avenue;
- g. East 198th Street, a line 100 feet northwesterly of Marion Avenue, East 196th Street, Bainbridge Avenue, a line 100 feet southwesterly of East 198th Street, and a line 100 feet southeasterly of Bainbridge Avenue; and
- h. a line 260 feet northeasterly of East 194th Street, a line 150 feet northwesterly of Marion Avenue, a line 100 feet northeasterly of East 194th Street, and a line midway between Briggs Avenue and Valentine Avenue;
7. changing from an R8 District to an R5A District property bounded by a line 100 feet southwesterly of east Mosholu Parkway South, a line 125 feet northwesterly of Perry Avenue, a line 100 feet northeasterly of East 201st Street, Perry Avenue, East 201st Street, a line 90 feet northwesterly of Bainbridge Avenue, a line 100 feet northeasterly of East 201st Street, and Bainbridge Avenue;
8. changing from an R7-1 District to an R5B District property bounded by:
- a. a line 100 feet southwesterly and southerly of East Gun Hill Road, a line midway between Perry Avenue and Hull Avenue, a line 200 feet northeasterly of East 209th Street, Perry Avenue, a line 375 feet northeasterly of Holt Place, Reservoir Oval East, and Putnam Place;
- b. a line 50 feet southwesterly of East 209th Street, a line 100 feet southeasterly of Decatur Avenue, East 207th Street, a line midway between Perry Avenue and Hull Avenue, a line 350 feet southwesterly of East 209th Street, Perry Avenue, Holt Place, Reservoir Oval East, a line 200 feet
- northeasterly of Holt Place, Perry Avenue, a line 100 feet southwesterly of East 209th Street, and Hull Avenue;
- c. East 207th Street-*Msgr. John C. McCarthy Place*, Perry Avenue, a line 220 feet northeasterly of East 205th Street, a line midway between Perry Avenue and Hull Avenue, a line 55 feet northeasterly of East 205th Street, Hull Avenue, a line 100 feet northeasterly of East 204th Street, a line 100 feet easterly of Bainbridge Avenue, East 206th Street, and a line perpendicular to the northerly street line of East 206th Street distant 315 feet westerly (as measured along the street line) from the point of intersection of the northerly street line of East 206th Street and the northwesterly street line of Perry Avenue;
- d. a line 120 feet southwesterly of East 205th Street, a line 120 feet northwesterly of Webster Avenue, a line 100 feet northeasterly of East 204th Street, and Decatur Avenue;
- e. Bainbridge Avenue, East 201st Street, a line 110 feet northwesterly of Marion Avenue, a line perpendicular to the southeasterly street line of Perry Avenue distant 180 feet southwesterly (as measured along the street line) from the point of intersection of the southeasterly street line of Perry Avenue and the southwesterly street line of East 201st Street, Perry Avenue, a line 100 feet northeasterly of Bedford Park Boulevard, a line 100 feet southeasterly of Bainbridge Avenue, and a line perpendicular to the southeasterly street line of Bainbridge Avenue distant 195 feet southwesterly (as measured along the street line) from the point of intersection of the southeasterly street line of Bainbridge Avenue and the southwesterly street line of East 201st Street;
- f. Valentine Avenue, a line 100 feet southwesterly of East 199th Street, a line 125 feet southeasterly of Briggs Avenue, a line perpendicular to the southeasterly street line of Briggs Avenue distant 325 feet southwesterly (as measured along the street line) from the point of intersection of the southeasterly street line of Briggs Avenue and the southwesterly street line of East 199th Street, Bainbridge Avenue, and a line 100 feet northeasterly of East 198th Street;
- g. Marion Avenue, East 199th Street, a line 80 feet northwesterly of Decatur Avenue, Oliver Place, Decatur Avenue, East 198th Street, a line 100 feet southeasterly of Decatur Avenue, a line 130 feet northeasterly of East 197th Street, Decatur Avenue, a line 150 feet southwesterly of East 198th Street, a line 90 feet northwesterly of Decatur Avenue, East 197th Street, a line 60 feet northwesterly of Decatur Avenue, a line 75 feet southwesterly of East 197th Street, Marion Avenue, and East 197th Street, a line 100 feet westerly of Marion Avenue, and East 198th Street; and
- h. a line 320 feet southwesterly of East 196th Street, a line 110 feet southeasterly of Bainbridge Avenue, a line 450 feet northeasterly of East 194th Street, Marion Avenue, East 195th Street, a line 175 feet southeasterly of Marion Avenue, a line 350 feet northeasterly of East 194th Street, a line 150 feet northwesterly of Marion Avenue, a line 260 feet northeasterly of East 194th Street, and a line midway between Briggs Avenue and Valentine Avenue;
9. changing from an R7-1 District to an R5D District property bounded by the westerly centerline prolongation of East 207th Street-*Msgr. John C. McCarthy Place*, Bainbridge Avenue, East 205th Street, a line 100 feet northeasterly of East 204th Street, a line 120 feet northwesterly of Webster Avenue, East 204th Street, a line midway between Decatur Avenue and Webster Avenue, a line 100 feet southwesterly of East 204th Street, Bainbridge Avenue, and a line midway between Rochambeau Avenue and Bainbridge Avenue;
10. changing from an R7-1 District to an R6B District property bounded by:
- a. a line 100 feet southerly of East Gun Hill Road, a line midway between Hull Avenue and Decatur Avenue, a line 305 feet northeasterly of East 209th Street, Decatur Avenue, a line 250 feet northeasterly of East 209th Street, a line 100 feet southeasterly of Decatur Avenue, a line 50 feet northeasterly of East 209th Street, Decatur Avenue, a line 75 feet northeasterly of East 209th Street, and Hull Avenue;
- b. a line 100 feet northwesterly of Bainbridge Avenue, a line midway between Rochambeau Avenue and Bainbridge Avenue, a line 100 feet southwesterly of East 204th Street, a line midway between Decatur Avenue and Webster Avenue, a line 100 feet northeasterly of East Mosholu Parkway North, a line 400 feet southwesterly of East 204th Street, Bainbridge Avenue, and East Mosholu Parkway North, a line 110 feet northwesterly of Bainbridge Avenue, and Rochambeau Avenue;
- c. East 197th Street, Bainbridge Avenue, a line 150 feet southwesterly of East 197th Street, Briggs Avenue, a line 100 feet northeasterly of East 196th Street, and a line midway between Valentine Avenue and Briggs Avenue; and
- d. East 193rd Street, Marion Avenue, a line perpendicular to the northwesterly street line of Marion Avenue distant 460 feet northeasterly (as measured along the street line) from the point of intersection of the northwesterly street line of Marion Avenue and the northerly street line of East Fordham Road, Bainbridge Avenue, a line 100 feet northeasterly of Coles Lane, a line 85 feet northwesterly of Bainbridge Avenue, a line 125 feet northeasterly of Coles Lane, Briggs Avenue, a line 470 feet northeasterly of Coles Lane, and Bainbridge Avenue;
11. changing from an R7-1 District to an R7A District property bounded by:
- a. East Gun Hill Road, a line midway between Decatur Avenue and Webster Avenue, a line 100 feet southerly and southwesterly of East Gun Hill Road, and Putnam Place;
- b. Van Courtlandt Avenue East, Reservoir Oval East, a line 100 feet easterly of Bainbridge Avenue, East 205th Street, Bainbridge Avenue, the westerly centerline prolongation of East 207th Street-*Msgr. John C. McCarthy Place*, a line midway between Rochambeau Avenue and Bainbridge Avenue, a line 100 feet southeasterly of Van Courtlandt Avenue East, a line 100 feet easterly of easterly and northeasterly of East Mosholu Parkway North, a line 110 feet northwesterly of Bainbridge Avenue, and East Mosholu Parkway North;
- c. Bainbridge Avenue, a line 400 feet southwesterly of East 204th Street, a line 100 feet northeasterly of East Mosholu Parkway North, a line midway between Decatur Avenue and Webster Avenue, and East Mosholu Parkway North; and
- d. Valentine Avenue, a line 100 feet northeasterly of Bedford Park Boulevard, Bainbridge Avenue, a line perpendicular to the southeasterly street line of Bainbridge Avenue distant 195 feet southwesterly (as measured along the street line) from the point of intersection of the southeasterly street line of Bainbridge Avenue and the southwesterly street line of East 201st Street, a line 100 feet southeasterly of Bainbridge Avenue, a line 100 feet northeasterly of Bedford Park Boulevard, Decatur Avenue, a line perpendicular to the southeasterly street line of Decatur Avenue distant 275 feet southwesterly (as measured along the street line) from the point of intersection of the southeasterly street line of Decatur Avenue and the southwesterly street line of East 201st Street, a line 100 feet southwesterly of Bedford Park Boulevard, Marion Avenue, a line 190 feet northeasterly of East 198th Street, Bainbridge Avenue, and a line 100 feet southwesterly of Bedford Park Boulevard;
12. changing from an R7-1 District to an R7B District property bounded by:
- a. a line 100 feet southwesterly of East Gun Hill Road, Hull Avenue, a line 75 feet northeasterly of East 209th Street, Decatur Avenue, a line 50 feet northeasterly of East 209th Street, a line 100 feet southeasterly of Decatur Avenue, a line 250 feet northeasterly of East 209th Street, Decatur Avenue, a line 305 feet northeasterly of East 209th Street, a line midway between Hull Avenue and Decatur Avenue, a line 100 feet southerly of East Gun Hill Road, a line midway between Decatur Avenue and Webster Avenue, the northwesterly centerline prolongation of East 210th Street, Webster Avenue, a line 130 feet northeasterly of East 205th Street, a line 100 feet southeasterly of Decatur Avenue, East 205th Street, a line 120 feet northwesterly of Webster Avenue, a line 120 feet southwesterly of East 205th Street, Decatur Avenue, a line 210 feet southwesterly of East 205th Street, a line midway between Hull Avenue and Decatur Avenue, a line 270 feet southwesterly of East 205th Street, Hull Avenue, a line 55 feet northeasterly of East 205th Street, a line midway between Perry Avenue and Hull Avenue, a line 220 feet northeasterly of East 205th Street, Perry Avenue, East 207th Street-*Msgr. John C. McCarthy Place*, a line 100 feet easterly of Bainbridge Avenue, Reservoir Oval East, Holt Place, Perry Avenue, a line 350 feet southwesterly of East 209th Street, a line midway between Perry Avenue and Hull Avenue, East 207th Street, a line 100 feet southeasterly of Decatur Avenue, a line 50 feet southwesterly of East 209th Street, Hull Avenue, a line 100 feet southwesterly of East 209th Street, Reservoir Oval East, a line 375 feet northeasterly of Holt Place, Perry Avenue, a line 200 feet northeasterly of East 209th Street, and a line midway between Hull Avenue and Perry Avenue; and excluding the area bounded by Hull Avenue, a line perpendicular to the southeasterly street line of Hull Avenue distant 100 feet southwesterly (as measured along the street line) from the point of intersection of the southeasterly street line of Hull Avenue and the southwesterly street line of East 207th Street, a line midway between Hull Avenue and Decatur Avenue, and a line perpendicular to the southeasterly street line of Hull Avenue distant 450 feet southwesterly (as measured along the street line) from the point of intersection of the southeasterly street line of Hull Avenue and the southwesterly street line of East 207th Street;

- b. a line 100 feet southerly of Van Courtlandt Avenue, a line midway between Bainbridge Avenue and Rochambeau Avenue, a line 100 feet northwesterly of Bainbridge Avenue, and a line 100 feet easterly of East Mosholu Parkway North;
- c. East 201st Street, a line 70 feet southeasterly of Briggs Avenue, a line 100 feet southwesterly of East 201st Street, a line midway between Briggs Avenue and Bainbridge Avenue, a line 100 feet northeasterly of Bedford Park Boulevard, and Valentine Avenue;
- d. Valentine Avenue, a line 100 feet southwesterly of Bedford Park Boulevard, Bainbridge Avenue, a line perpendicular to the southeasterly street line of Briggs Avenue distant 325 feet southwesterly (as measured along the street line) from the point of intersection of the southeasterly street line of Briggs Avenue and the southwesterly street line of East 199th Street, a line 125 feet southeasterly of Briggs Avenue, and a line 100 feet southwesterly of East 199th Street;
- e. Perry Avenue, a line perpendicular to the southeasterly street line of Perry Avenue distant 180 feet southwesterly (as measured along the street line) from the point of intersection of the southeasterly street line of Perry Avenue and the southwesterly street line of East 201st Street, a line 110 feet northwesterly of Marion Avenue, East 201st Street, Decatur Avenue, a line perpendicular to northwesterly street line of Decatur Avenue distant 130 feet southwesterly (as measured along the street line) from the point of intersection of the northwesterly street line of Decatur Avenue and the southwesterly street line of East 204th Street, a line midway between Marion Avenue and Decatur Avenue, and a line 100 feet northeasterly and easterly of Bedford Park Boulevard;
- f. Marion Avenue, a line 100 feet southwesterly of Bedford Park Boulevard, a line 120 feet northwesterly of Webster Avenue, East 198th Street, Decatur Avenue, Oliver Place, a line 80 feet northeasterly of Decatur Avenue, and East 199th Street;
- g. Valentine Avenue, a line 100 feet northeasterly of East 198th Street, Bainbridge Avenue, a line 190 feet northeasterly of East 198th Street, Marion Avenue, East 198th Street, a line 100 feet southeasterly of Bainbridge Avenue, a line 100 feet southwesterly of East 198th Street, Bainbridge Avenue, East 197th Street, a line midway between Valentine Avenue and Briggs Avenue, a line 100 feet northeasterly of East 196th Street, Briggs Avenue, a line 150 feet southwesterly of East 197th Street, Bainbridge Avenue, East 196th Street, a line 100 feet northwesterly of Marion Avenue, East 197th Street, Marion Avenue, a line 75 feet southwesterly of East 197th Street, a line 60 feet northwesterly of Decatur Avenue, East 197th Street, a line 90 feet northwesterly of Decatur Avenue, a line 150 feet southwesterly of East 198th Street, Decatur Avenue, a line 130 feet northeasterly of East 197th Street, a line 100 feet southeasterly of Decatur Avenue, East 197th Street, a line midway between Decatur Avenue and Webster Avenue, East 194th Street, Decatur Avenue, a line 100 feet southwesterly of East 193rd Street, a line 150 feet northwesterly of Decatur Avenue, East 193rd Street, Bainbridge Avenue, a line 470 feet northeasterly of Coles Lane, Briggs Avenue, a line 100 feet northeasterly of East 194th Street, a line 150 feet northwesterly of Marion Avenue, a line 350 feet northeasterly of East 194th Street, a line 175 feet southeasterly of Marion Avenue, East 195th Street, Marion Avenue, a line 450 feet northeasterly of East 194th Street, a line 110 feet southeasterly of Bainbridge Avenue, a line 320 feet southwesterly of East 196th Street, a line midway between Valentine Avenue and Briggs Avenue, and a line 100 feet northeasterly of East 194th Street; and
- h. a line 125 feet northeasterly of Coles Lane, Poe Place, a line 100 feet northeasterly of Coles Lane, Bainbridge Avenue, a line perpendicular to the northwesterly street line of Marion Avenue distant 460 feet northeasterly (as measured along the street line) from the point of intersection of the northwesterly street line of Marion Avenue and the northerly street line of East Fordham Road, Marion Avenue, the westerly prolongation of a line 300 feet northerly of East Fordham Road, Bainbridge Avenue, Coles Lane, and Briggs Avenue;

- 15. changing from an R7-1 District to an R7D District property bounded by:
  - a. a line 130 feet northeasterly of East 205th Street, Webster Avenue, a line 100 feet southwesterly of East 204th Street, a line midway between Decatur Avenue and Webster Avenue, East 204th Street, a line 120 feet northwesterly of Webster Avenue, East 205th Street, and a line 100 feet southeasterly of Decatur Avenue;
  - b. East 201st Street, Webster Avenue, Botanical Square, Webster Avenue, East 197th Street, a line 100 feet southeasterly of Decatur Avenue, East 198th Street, and a line 120 feet northwesterly of Webster Avenue;
  - c. East 194th Street, Webster Avenue, a line 100 feet southwesterly of East 193rd Street, and Decatur Avenue;
- 16. changing from an C8-2 District to an R7D District property bounded by:
  - a. a line 320 feet northeasterly of the southeasterly prolongation of the northeasterly street line of East 205th Street, the southeasterly boundary line of a Rail Road right-of-way (New York and Harlem Rail Road), East Mosholu Parkway North and its southerly centerline prolongation, a line midway between Decatur Avenue and Webster Avenue, a line 100 feet southwesterly of East 204th Street, and Webster Avenue;
  - b. Webster Avenue, Botanical Square and its southeasterly centerline prolongation, the southeasterly boundary line of a Rail Road right-of-way (New York and Harlem Rail Road), and Bedford Park Boulevard; and
  - c. a line midway between Decatur Avenue and Webster Avenue, East 197th Street, Webster Avenue, and East 194th Street;
- 17. changing from a C8-2 District to a C4-4 District property bounded by a line 800 feet northeasterly of East Gun Hill Road, the southeasterly boundary line of a Rail Road right-of-way (New York and Harlem Rail Road), East Gun Hill Road, Newell Street, East 210th Street, Webster Avenue, a line 360 feet southwesterly of East Gun Hill Road, a line midway between Decatur Avenue and Webster Avenue, East 211th Street, and Webster Avenue;
- 18. changing from a C8-2 District to a C4-5D District property bounded by Bedford Park Boulevard, the southeasterly boundary line of a Rail Road right-of-way (New York and Harlem Rail Road), a line perpendicular to the centerline of a Rail Road right-of-way (New York and Harlem Rail Road) distant 1322 feet southwesterly (as measured along the Rail Road right-of-way) from the point of intersection of the centerline of a Rail Road right-of-way (New York and Harlem Rail Road) and the southwesterly street line of Bedford Park Boulevard, and Webster Avenue;
- 19. establishing within a proposed R5D District a C1-4 District bounded by the westerly centerline prolongation of East 207th Street-Msgr. John C. McCarthy Place, Bainbridge Avenue, East 205th Street, a line 100 feet northeasterly of East 204th Street, a line 120 feet northwesterly of Webster Avenue, East 204th Street, a line midway between Decatur Avenue and Webster Avenue, a line 100 feet southwesterly of East 204th Street, and a line midway between Rochambeau Avenue and Bainbridge Avenue;
- 20. establishing within a proposed R7A District a C1-4 District bounded by:
  - a. East 207th Street-Msgr. John C. McCarthy Place, a line 100 feet easterly of Bainbridge Avenue, East 205th Street, and Bainbridge Avenue; and
  - b. a line midway between Marion Avenue and Decatur Avenue, Bedford Park Boulevard, Decatur Avenue, a line 100 feet northeasterly of Bedford Park Boulevard, a line 120 feet northwesterly of Webster Avenue, and a line 100 feet southwesterly of Bedford Park Boulevard;
- 21. establishing within a proposed R7A District a C2-4 District bounded by Van Courtlandt Avenue East, Reservoir Oval East, a line 100 feet easterly of Bainbridge Avenue, East 207th Street, the westerly centerline prolongation of East 207th Street-Msgr. John C. McCarthy Place, and a line midway between Rochambeau Avenue and Bainbridge Avenue;
- 22. establishing within a proposed R7B District a C2-4 District bounded by a line 100 feet northwesterly of Decatur Avenue, a line midway between East 194th Street and East 193rd Street, Decatur Avenue, and a line 100 feet southwesterly of East 193rd Street;
- 23. establishing within a proposed R7D District a C2-4 District bounded by
  - a. a line 320 feet northeasterly of the southeasterly prolongation of the northeasterly street line of East 205th Street, the northwesterly boundary line of a Rail Road right-of-way (New York and Harlem Rail Road), a line 110 feet northeasterly of East 204th Street, a line 100 feet southeasterly of Webster Avenue, East Mosholu Parkway North and its southeasterly centerline prolongation, a

- line midway between Decatur Avenue and Webster Avenue, East 204th Street, a line 120 feet northwesterly of Webster Avenue, East 205th Street, a line 100 feet southeasterly of Decatur Avenue, a line 130 feet northeasterly of East 205th Street, and Webster Avenue; and
- b. East 201st Street, Webster Avenue, Botanical Square and its southeasterly centerline prolongation, the northwesterly boundary line of a Rail Road right-of-way (New York and Harlem Rail Road), Bedford Park Boulevard, Webster Avenue, a line 100 feet southwesterly of East 193rd Street, Decatur Avenue, East 194th Street, a line midway between Decatur Avenue and Webster Avenue, East 197th Street, a line 100 feet southeasterly of Decatur Avenue, East 198th Street, and a line 120 feet northwesterly of Webster Avenue; and

24. establishing within an existing R8 District a C2-4 District bounded by East Mosholu Parkway South, Webster Avenue, East 201st Street, and a line 120 feet northwesterly of Webster Avenue;

as shown on a diagram (for illustrative purposes only) dated September 27, 2010 and subject to the conditions of CEQR Declaration E249.

No. 2

CD 7 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 Appendix F (Inclusionary housing designated areas).

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

Article II Residence District Regulations

Chapter 3 Bulk Regulations for Residential Buildings in Residence Districts

23-144 In designated areas where the Inclusionary Housing Program is applicable

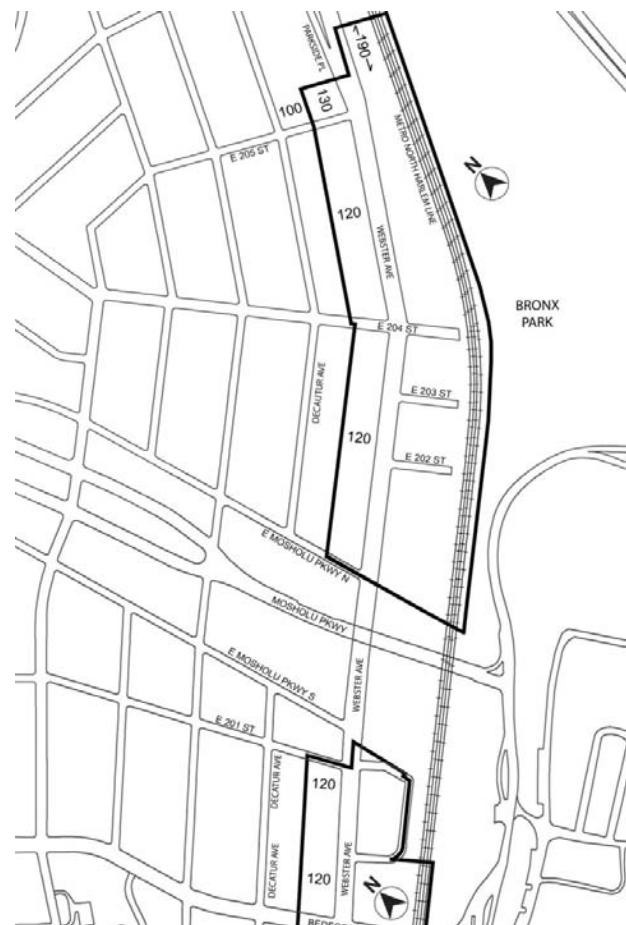
In #Inclusionary Housing designated areas#, as listed in the following table, the maximum #floor area ratios# shall be as set forth in Section 23-942 (In Inclusionary Housing designated areas). The locations of such districts are specified in Section 23-922 (Inclusionary Housing designated areas).

Community District	Zoning District
Community District 1, Bronx	R6A R7-2 R7A R7X R8A
Community District 4, Bronx	R8A R9D
Community District 7, Bronx	R7D
Community District 1, Brooklyn	R6 R6A R6B R7A R7-3
Community District 2, Brooklyn	R7A R8A R9A
Community District 3, Brooklyn	R7D
Community District 6, Brooklyn	R7-2
Community District 7, Brooklyn	R7A R8A
Community District 14, Brooklyn	R7A
Community District 3, Manhattan	R7A R8A R9A
Community District 6, Manhattan	R10
Community District 7, Manhattan	R9A
Community District 1, Queens	R7A
Community District 2, Queens	R7X

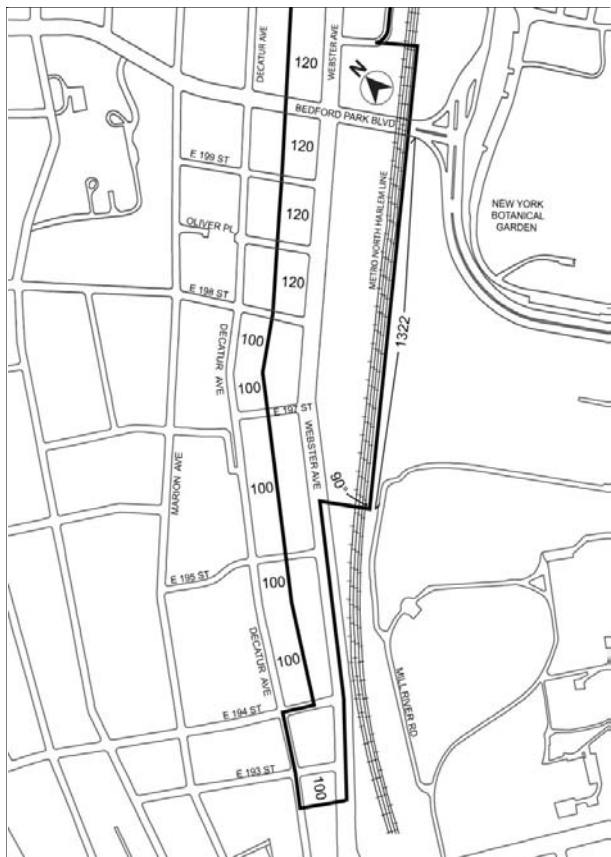
APPENDIX F: Inclusionary Housing Designated Areas

The Bronx

The Bronx Community District 7 In the R7D Districts within the areas shown on the following Maps 1 and 2:



Map 1. Portion of Community District 7, Bronx



Map 2. Portion of Community District 7, Bronx

**NOTICE**

**On Wednesday, January 5, 2011, at 10:00 A.M., in Spector Hall, at the Department of City Planning, 22 Reade Street, in Lower Manhattan, a public hearing is being held by the City Planning Commission in conjunction with the above ULURP hearing to receive comments related to the Webster Avenue Rezoning Draft Environmental Impact Statement (DEIS) concerning Amendments to the Zoning Map and the text of the Zoning Resolution (ZR) within the Bedford Park and Norwood neighborhoods of the Bronx. The zoning map amendment changes portions of 18 blocks currently zoned from C8-2, R7-1, R7-1/C1-3, and R7-1/C2-3 to R7D/C2-4, generally located along Webster Avenue north of East 193rd Street and south of East 205th Street; changes a portion of one block currently zoned C8-2 to C4-5D, generally located along Webster Avenue, north of East 195th Street and south of Bedford Park Boulevard; changes portions of four blocks from C8-2 to C4-4 and R7B generally located along Webster Avenue, north of East 210th Street and south of East 213th Street; changes portions of 71 blocks from R7-1, R7-1/C1-3, R7-1/C2-3, R8, R8/C2-3, and C4-4 to contextual districts R4A, R5A, R5B, R5D/C1-4, R6B, R7B, R7B/C1-3, R7B/C2-4, R7A, R7A/C1-3, R7A/C1-4, R7A/C2-4, and R8/C2-4 generally located northwest of Webster Avenue, North of Fordham Road, southeast of Valentine Avenue, east of Rochambeau Avenue, and south of East Gun Hill Road. The zoning text amendment will establish the Inclusionary Housing program in the R7D and C4-5D districts within the proposed rezoning area in Community District 7. The proposed action will rezone 80 blocks (known as "Webster Avenue Rezoning") generally bounded by the Metro-North Railroad Harlem Line right-of-way to the southeast, Fordham Road and East Kingsbridge Road to the southwest, the Grand Concourse and Jerome Avenue to the northwest, and East Gun Hill Road to the northeast located in Bronx Community Districts 7 and 12.**

**This hearing is being held pursuant to the State Environmental Quality Review Act (SEQR) and City Environmental Quality Review (CEQR), CEQR No. 10DCP035X.**

**BOROUGH OF BROOKLYN  
No. 3  
WHYTHE AVENUE REZONING**

**CD 1 C 070245 ZMK  
IN THE MATTER OF** an application submitted by JBJ, LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 12d:

- changing from an M3-1 District to an M1-4/R6A District property bounded by South 2nd Street, Wythe Avenue, South 3rd Street, and a line 210 feet northwesterly of Wythe Avenue; and
- establishing a Special Mixed Use District (MX-8) bounded by South 2nd Street, Wythe Avenue, South 3rd Street, and a line 210 feet northwesterly of Wythe Avenue;

as shown on a diagram (for illustrative purposes only) dated September 13, 2010 and subject to the conditions of CEQR Declaration E-261.

**BOROUGH OF MANHATTAN  
No. 4  
SOHO BID**

**CD 2 N 110128 BDM  
IN THE MATTER OF** an application submitted by the Department of Small Business Services on behalf of the SoHo Business Improvement District pursuant to Section 25-405 of the Administrative Code of the City of New York, as amended, concerning the formation of the SoHo Business Improvement District.

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

d22-j5

**COMMUNITY BOARDS**

**■ PUBLIC HEARINGS**

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

**BOROUGH OF STATEN ISLAND**

COMMUNITY BOARD NO. 01 - Monday, January 3, 2011 at 8:00 P.M., 1 Edgewater Plaza, Suite #217, Staten Island, NY

**Agenda**

**#N 090180ZAR**

10 Fillmore Street  
Proposed development for the construction of 1 detached two-family dwelling on a vacant zoning lot located within the Special Hillside Preservation District.

**#C 100118ZMR**

Application submitted for an amendment of the Zoning Map, changing from an M1-1 district to an R3A district property.

d28-j3

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

**BOROUGH OF QUEENS**

COMMUNITY BOARD NO. 11 - Monday, January 3, 2011, 7:30 P.M., 46-35 Oceania Street, Bayside, NY

**BSA# 259-08-BZ**

An application to the New York City Board of Standards and Appeals to amend a previously granted variance to replace the C-1 signage restriction with a C-4 restriction for Fairway Supermarket, located at 242-02 61st Avenue, Douglaston, Queens.

**BSA# 926-86-BZ**

An application to the New York City Board of Standards and Appeals to extend the term of a previously granted variance to allow the continued use of the existing automotive dealership for the sale and service of automobiles at 217-07 Northern Boulevard, Bayside.

d28-j3

**CONSUMER AFFAIRS**

**■ PUBLIC HEARINGS**

NOTICE IS HEREBY GIVEN, PURSUANT TO LAW, that the New York City Department of Consumer Affairs will hold a Public Hearing on Wednesday, January 5, 2011, at 2:00 P.M., at 66 John Street, 11th floor, in the Borough of Manhattan, on the following petitions for sidewalk café revocable consent:

- 1465 3rd Ave. Rest. Corp.  
1465 Third Avenue, in the Borough of Manhattan  
(To continue to, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- 14th Street Bella Pizza Corp.  
400 East 14th Street, in the Borough of Manhattan  
(To continue to, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- 520 Columbus Ave. LTD  
520 Columbus Avenue, in the Borough of Manhattan  
(To continue to, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- 63 Guernsey LLC  
63 Guernsey Street, in the Borough of Brooklyn  
(To establish, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- Babu Foods Inc.  
468 Hudson Street, in the Borough of Manhattan  
(To continue to, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- Café 71, Inc.  
2061 Broadway, in the Borough of Manhattan  
(To continue to, maintain, and operate an enclosed sidewalk café for a term of two years.)
- Caffe Vetro, Inc.  
200 Moot Street, in the Borough of Manhattan  
(To continue to, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- Cavatappo Wine Bar LLC  
347 Third Avenue, in the Borough of Manhattan  
(To continue to, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- Cositas Ricas Corp.  
79-19 Roosevelt Avenue, in the Borough of Queens  
(To continue to, maintain, and operate an enclosed sidewalk café for a term of two years.)
- Da Ecib USA, Inc.  
7 East 54th Street, in the Borough of Manhattan  
(To continue to, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- Fusha Japanese Rest. Inc.  
311 Amsterdam Ave., in the Borough of Manhattan  
(To continue to, maintain, and operate an unenclosed sidewalk café for a term of two years.)

- Harlem Apple, LLC  
1 West 125th Street, in the Borough of Manhattan  
(To establish,, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- Hussien Environment, Inc.  
2483 Broadway, in the Borough of Manhattan  
(To continue to, maintain, and operate an enclosed sidewalk café for a term of two years.)
- Italian Mother Corporation  
162 Avenue A, in the Borough of Manhattan  
(To continue to, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- Jec II, LLC  
1-3 Little West 12th Street, in the Borough of Manhattan  
(To continue to, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- JL Merge Co., Inc.  
120 Montague Street, in the Borough of Brooklyn  
(To continue to, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- L'Atre Enterprises, Inc.  
314 Bleecker Street, in the Borough of Manhattan  
(To continue to, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- Mottsu Cuisine Inc.  
285 Mott Street, in the Borough of Manhattan  
(To establish, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- N.Y. Restaurant Supplies, Inc.  
8 Stuyvesant Street, in the Borough of Manhattan  
(To continue to, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- Pan Asian Bistro Les, Inc.  
172 Orchard Street, in the Borough of Manhattan  
(To continue to, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- Pearlstone Burger Corporation  
77 Pearl Street, in the Borough of Manhattan  
(To continue to, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- Phillipos Restaurant Inc.  
1678 Third Avenue, in the Borough of Manhattan  
(To continue to, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- Point 31 Inc.  
38-01 31st Avenue, in the Borough of Queens  
(To continue to, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- Pollos Mario Woodhaven Corp.  
63-20 Woodhaven Boulevard, in the Borough of Queens  
(To continue to, maintain, and operate an enclosed sidewalk café for a term of two years.)
- Shannon Café LLC  
951 Second Avenue, in the Borough of Manhattan  
(To continue to, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- Stone Park Corner LLC  
324 Fifth Avenue, in the Borough of Brooklyn  
(To continue to, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- Terminu Restaurant Associates LLC  
1057 Lexington Avenue, in the Borough of Manhattan  
(To continue to, maintain, and operate an enclosed sidewalk café for a term of two years.)
- Thafath Inc.  
356 E. 51st Street, in the Borough of Manhattan  
(To continue to, maintain, and operate an unenclosed sidewalk café for a term of two years.)

Individuals requesting Sign Language Interpreters should contact the Department of Consumer Affairs, Licensing Division, 42 Broadway, 5th Floor, New York, NY 10004, (212) 487-4379, no later than five (5) business days before the hearing.

d30

**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, January 11, 2011 at 9:30 AM**, at 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 and Landmark Site. 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.

**ITEM TO BE HEARD**

**BOROUGH OF MANHATTAN**

LP-2435  
**FREE PUBLIC BATH OF THE CITY OF NEW YORK, 344**

East 54th Street (aka 324-348 East 54th Street), Manhattan.  
*Landmark Site:* Borough of Manhattan Tax Map Block 1346, Lot 32

d23-j11

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, January 4, 2011 at 9:30 A.M.**, at 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 and Landmark Site. 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.

**ITEM TO BE HEARD****BOROUGH OF BROOKLYN****PUBLIC HEARING ITEM NO. 1**

LP-2465

**FRANKLIN BUILDING**, 186 Remsen Street (aka 184-188 Remsen Street), Brooklyn.

*Landmark Site:* Borough of Brooklyn Tax Map Block 255, Lot 42

d16-j3

NOTICE IS HEREBY GIVEN THAT that pursuant to the provisions of Title 25, chapter 3 of the Administrative Code of the City of New York (Sections 25-307, 25-308, 25,309, 25-313, 25-318, 25-320) (formerly Chapter 8-A, Sections 207-6.0, 207-7.0, 207-12.0, 207-17.0, and 207-19.0), on Tuesday, **January 4, 2011 at 9:30 A.M.** in the morning of that day, a public hearing will be held in the Conference Room at 1 Centre Street, 9th Floor, Borough of Manhattan with respect to the following properties and then followed by a public meeting. Any person requiring reasonable accommodation in order to participate in the hearing or attend the meeting should call or write the Landmarks Commission no later than five (5) business days before the hearing or meeting.

**CERTIFICATE OF APPROPRIATENESS**

**BOROUGH OF QUEENS** 11-1140 - Block 8051, lot 61-223 Ridge Road – Douglaston Historic District  
A free-standing Colonial Revival style home designed by Dorothy W. Chapman and built in 1921. Application is to construct an addition and modify the entrance. Zoned R1-1. Community District 11.

**CERTIFICATE OF APPROPRIATENESS**

**BOROUGH OF BROOKLYN** 11-3455 -Block 2101, lot 51 - 238 Cumberland Street - Fort Greene Historic District  
A Greek Revival style rowhouse built in the 1850s. Application is to legalize windows installed in non-compliance with Permit for Minor Work 04-2027. Community District 2.

**CERTIFICATE OF APPROPRIATENESS**

**BOROUGH OF BROOKLYN** 11-3162 - Block 286, lot 33 - 140 Court Street - Cobble Hill Historic District  
A building built between 1915 and 1917 with a store at the ground floor. Application is to construct a rear yard addition. Zoned R6 in C2-3. Community District 6.

**CERTIFICATE OF APPROPRIATENESS**

**BOROUGH OF BROOKLYN** 11-4331 - Block 149, lot 75-9 Dekalb Avenue-Dime Saving Bank-Individual Landmark-Interior Landmark  
A neo-Classical style bank building with a designated banking hall built in 1906-08 and enlarged and altered in 1931-32. Application is to replace exterior ATM's, and alter the facade. Community District 2.

**CERTIFICATE OF APPROPRIATENESS**

**BOROUGH OF BROOKLYN** 11-4239 - Block 1165, lot 17-268 Park Place - Prospect Heights Historic District  
A Renaissance Revival style rowhouse with Romanesque Revival style elements designed by William H. Reynolds and built c. 1897. Application is to install rooftop skylights and solar panels, alter the areaway and modify the rear facade. Zoned R6B. Community District 8.

**CERTIFICATE OF APPROPRIATENESS**

**BOROUGH OF BROOKLYN** 11-0828 - Block 5237, lot 142-69 Dekoven Court, aka 700 East 17th Street - Fiske Terrace-Midwood Park Historic District  
A Queen Anne style house designed by Benjamin Driesler and built in 1903. Application is to legalize the construction of a garage addition commenced without Landmarks Preservation Commission permits. Zoned R1-2. Community District 14.

**CERTIFICATE OF APPROPRIATENESS**

**BOROUGH OF MANHATTAN** 11-4081 - Block 474, lot 15 - 51 Mercer Street - SoHo-Cast Historic District  
A garage built in 1940. Application is to install new storefront infill and an HVAC pipe at the front facade. Community District 2.

**CERTIFICATE OF APPROPRIATENESS**

**BOROUGH OF MANHATTAN** 11-3308 - Block 231, lot 30-459 Broadway - SoHo-Cast Iron Historic District  
A store and loft building built in 1861. Application is to legalize and modify work completed in non-compliance with Certificate of Appropriateness 07-3733, Certificate of No Effect 07-4039 and Miscellaneous/Amendment 09-0875. Community District 2.

**CERTIFICATE OF APPROPRIATENESS**

**BOROUGH OF MANHATTAN** 11-4242 - Block 485, lot 34-454 Broome Street, aka 65-67 Mercer Street - SoHo - Cast Iron Historic District  
A store building designed by Samuel Warner and built in 1879-80. Application is to replace granite sidewalk slabs with concrete paving. Community District 2.

**CERTIFICATE OF APPROPRIATENESS**

**BOROUGH OF MANHATTAN** 11-3020 - Block 635, lot 11-753 Washington Street - Greenwich Village Historic District  
A Greek Revival style residence built in 1842 and later altered with a ground floor storefront. Application is to install new storefront infill. Community District 2.

**CERTIFICATE OF APPROPRIATENESS**

**BOROUGH OF MANHATTAN** 11-4284 - Block 823, lot 76-62 West 22nd Street - Ladies' Mile Historic District  
A converted dwelling, built in 1849. Application is to install storefront infill and signage. Community District 5.

**CERTIFICATE OF APPROPRIATENESS**

**BOROUGH OF MANHATTAN** 11-3352 - Block 697, lot 31 - 259 10th Avenue - West Chelsea Historic District  
An Industrial Modern style warehouse building designed by Cass Gilbert and built in 1927-28. Application is to alter the ground floor, construct rooftop additions, and install mechanical equipment. Zoned C6-3. Community District 4.

**MODIFICATION OF USE AND BULK**

**BOROUGH OF MANHATTAN** 11-3525 - Block 697, lot 31-259 West 10th Avenue - West Chelsea Historic District  
An Industrial Modern style warehouse building designed by Cass Gilbert and built in 1927-28. Application is to request that the Landmarks Preservation Commission issue a report to the City Planning Commission relating to an application for a Modification of Use pursuant to Section 74-711 of the Zoning Resolution. Zoned C6-3. Community District 4.

**CERTIFICATE OF APPROPRIATENESS**

**BOROUGH OF MANHATTAN** 11-4327 - Block 1183, lot 2 - 515-523 West 26th Street - West Chelsea Historic District  
A vernacular style factory building designed by Abraham Ratner and built in 1921. Application is to replace windows. Community District 5.

**CERTIFICATE OF APPROPRIATENESS**

**BOROUGH OF MANHATTAN** 11-4240 - Block 1185, lot 25-333 West End Avenue - West End Collegiate Historic District  
A neo-Venetian Gothic style apartment building designed by Emery Roth and built in 1925. Application is to legalize the installation of AC condensers without Landmarks Preservation Commission permits. Community District 7.

**CERTIFICATE OF APPROPRIATENESS**

**BOROUGH OF MANHATTAN** 11-3719 - Block 1127, lot 25 - 11 West 74th Street - Upper West Side/Central Park West Historic District  
A Queen Anne style rowhouse with neo-Grec style elements designed by Daniel Burgess and built in 1889-90. Application is to modify a fence and install a barrier-free access lift. Community District 7.

**CERTIFICATE OF APPROPRIATENESS**

**BOROUGH OF MANHATTAN** 11-4989 - Block 1128, lot 18 - 25 West 75th Street- Upper West Side/Central Park West Historic District  
A Renaissance Revival style rowhouse designed by George M. Walgrove and built in 1892-93. Application is to alter the basement entrance and the areaway. Community District 7.

**CERTIFICATE OF APPROPRIATENESS**

**BOROUGH OF MANHATTAN** 11-4892 - Block 1211, lot 63-180 West 81st Street - Upper West Side/ Central Park West Historic District  
A Renaissance/Romanesque Revival style apartment building built in 1889-90 designed by A.B. Odgen & Son. Application is to legalize painting limestone without Landmarks Preservation Commission permits. Community District 7.

**CERTIFICATE OF APPROPRIATENESS**

**BOROUGH OF MANHATTAN** 11-1047 - Block 1416, lot 8-215 East 61st Street - Treadwell Farm Historic District  
A rowhouse designed by A. & S. Bussell and built in 1875 and later altered. Application is to construct a rear yard addition, replace windows and alter the facade. Zoned R8B. Community District 8.

**CERTIFICATE OF APPROPRIATENESS**

**BOROUGH OF MANHATTAN** 11-3388 - Block 1380, lot 69-4 East 66th Street - Upper East Side Historic District  
A neo-Italian Renaissance style apartment building designed by J.E.R. Carpenter and built in 1919-20. Application is to install new masonry chimneys at the roof. Community District 8.

**CERTIFICATE OF APPROPRIATENESS**

**BOROUGH OF MANHATTAN** 11-3001 - Block 1404, lot 67-110 East 70th Street - Upper East Side Historic District  
A residence originally built in 1869 and altered by Robertson & Potter in 1905 in the simplified Beaux-Arts style. Application is to create an areaway. Community District 8.

**CERTIFICATE OF APPROPRIATENESS**

**BOROUGH OF MANHATTAN** 10-8643 - Block 1399, lot 20 - 851 Lexington Avenue - Upper East Side Historic District Extension  
A altered neo-Grec style rowhouse designed by Robert H. Coburn, and built in 1880-81. Application is to legalize the installation of storefront infill without Landmarks Preservation Commission permits. Community District 8.

**CERTIFICATE OF APPROPRIATENESS**

**BOROUGH OF MANHATTAN** 11-4128 - Block 1523, lot 9-123 East 94th Street - Expanded Carnegie Hill Historic District  
A neo-Grec style rowhouse, designed by F.S. Barus and built in 1878-79, and altered in 1946-47. Application is to construct rear yard addition and alter the main entrance and areaway. Community District 8.

**CERTIFICATE OF APPROPRIATENESS**

**BOROUGH OF MANHATTAN** 09-4201 - Block 2067, lot 10-469 West 152nd Street - Hamilton Heights/Sugar Hill Northwest Historic District  
A Renaissance Revival style apartment house designed by John P. Leo and built in 1895. Application is to legalize the installation of windows and alterations to the cornice and parapet without Landmarks Preservation Commission permits. Community District 9.

**CERTIFICATE OF APPROPRIATENESS**

**BOROUGH OF MANHATTAN** 11-3372 - Block 2067, lot 5 - 479 West 152nd Street - Hamilton Heights/Sugar Hill Northwest Historic District  
A Renaissance Revival style apartment house designed by John P. Leo and built in 1897. Application is to legalize the installation of windows without Landmarks Preservation Commission permits. Community District 9.

d20-j4

**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 **Thursday, January 6, 2011 at 2:30 P.M.:**

**Int. 442** - in relation to reports on school discipline and police department activity relating to schools.

**Int. 437** - in relation to authorizing an increase in the amount to be expended in seven business improvement districts.

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.

d30

**PROPERTY DISPOSITION****CITYWIDE ADMINISTRATIVE SERVICES****MUNICIPAL SUPPLY SERVICES****SALE BY AUCTION****PUBLIC AUCTION SALE NUMBER 11001-K**

NOTICE IS HEREBY GIVEN of a 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, January 5, 2011 (SALE NUMBER 11001-K). 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.

d8-j5

**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

# PROCUREMENT

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

## CITY UNIVERSITY

### SOLICITATIONS

Goods

**19 STATION ADVANCED FIBRE OPTICS AND OPTICAL NETWORKS TEACHING LABORATORY** – Sole Source – Available only from a single source - PIN# 041004121004 – DUE 01-06-11 AT 3:00 P.M. – New York City College of Technology will be entering into a purchase order contract with OPTOSCI Limited for the purchase of a 19 Station Fibre Optics and Optical Networks Teaching Laboratory. OPTOSCI offers a fully integrated photonics laboratory teaching package that includes all of the optical, optomechanical and optoelectronic hardware required to perform experiments, as well as providing an extensive literature support package which comprises detailed student and instructor manuals, comprehensive lecture notes, tutorials with solutions, design exercises and case studies. This notice is not an invitation for competition or interest, but is intended to meet the requirement to give public notice of a Sole Source purchase without a formal competitive process in certain circumstances.

Vendor shall provide: 19 Station Fibre Optics and Optical Networks Teaching Laboratory, which includes: 3 Reflection and Retraction Module, 3 Optical Waveguiding Module, 1 Fibre Optic Communications, 1 Eye Diagrams and BER Ext for ED-COM, 3 Optical Network Analysis (w/out OTDR), 3 Erbium Doped Fibre Amplifiers, 3 Principles of Lasers, 3 WDM Component Characterisation, 3-1310/1550 WDM System Ext., 3 DWDM Systems Ext., 3 Bragg Gratings Ext., 3 Eye Diagrams and BER Ext. for WDM Systems, 3 Optical Filter Module (for ED-AMP), 1 SWAN Multi-user Optical Waveguide Analysis Software, 12 Laser Safety Specs OD3 plus at1550nm (for ED-AMP and LASE).

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.  
 New York City College of Technology, 11th Fl.  
 25 Chapel Street, Brooklyn, NY 11201.  
 Paula Morant (718) 473-8960; Fax: (718) 473-8997,  
 pmorant@citytech.cuny.edu

d23-30

## CITYWIDE ADMINISTRATIVE SERVICES

### MUNICIPAL SUPPLY SERVICES

#### 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

## CORRECTION

### CENTRAL OFFICE OF PROCUREMENT

#### SOLICITATIONS

Construction / Construction Services

**UPGRADE TO VENTILATION SYSTEM** – Negotiated Acquisition – PIN# 072201109CPD – DUE 02-01-11 AT 11:00 A.M. – The project is required due to Benjamin Litigation Court Order by the Federal Court. This order requires DOC to upgrade and enhance the ventilation in all six housing areas of Robert N. Davoren Center (RNDC). The Benjamin Litigation stipulates compliance by December 2011. A mandatory site visit will be held Friday, January 7, 2011 at 10:00 A.M. at Rikers Island, Construction Management Unit (CMU). Vendors must complete an Authorization Clearance Request Form and fax to Cassandra L. Dunham at (212) 278-6205 by Tuesday, January 4, 2011 by close of business 4:00 P.M.

Robert N. Davoren Center (RNDC) Mechanical, Electrical and Structural Ventilation System is being upgraded. This Procurement is time sensitive and mandated by Federal Court order. This project is Project Law Agreement (PLA) applicable.

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 Correction, 75-20 Astoria Boulevard, Suite 160, East Elmhurst, NY 11370.  
 Cassandra Dunham (718) 546-0766, fax: (718) 278-6205,  
 cassandra.dunham@doc.nyc.gov

d30-j6

## 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) 442-4018.**

j1-d31

#### SOLICITATIONS

Goods & Services

**LIVE EDUCATIONAL MUSIC VIDEO** – Competitive Sealed Bids – PIN# 11211015 – DUE 01-18-11 AT 3:00 P.M. – There will be a mandatory pre-bid conference on Thursday, January 6, 2011 and Friday, January 7, 2011 at 10:00 A.M. You may choose either dates to attend. It will be held at Lincoln Hospital, 234 East 149th Street, Bronx, NY 10451 in the Purchasing Dept., Room 2A2, 2nd Fl.

ATTENTION in order for the bid to be mailed out in a timely manner, the last day to request a bid package by mail is Tuesday, January 4, 2011.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
 Lincoln Hospital Center, 234 East 149th Street, Bronx, NY 10451. Giselle Rodriguez (718) 579-5087,  
 Giselle.Rodriguez@nychhc.org

d30

## HEALTH AND MENTAL HYGIENE

#### SOLICITATIONS

Services (Other Than Human Services)

**2 GOTHAM FOOD CONCESSION** – Request for Proposals – PIN# 11DC015200R0X00 – DUE 01-25-11 AT 1:00 P.M. – The Department is seeking a concessionaire for provision of food and beverages to approximately 2,700 DOHMH employees and their guests (Cafe Service) within a 900 square food designated area on the 14th floor of DOHMH's new office facility located at 2 Gotham Plaza, Long Island City, Queens. There will be one (1) three-year term, with one (1) three-year option to renew, exercisable at the Department's sole discretion. No longer term will be considered. This concession will be operated pursuant to a concession agreement issued by the Department; no leasehold or other proprietary right is offered.

A recommended proposal meeting is scheduled for January 10, 2011 at 10:00 A.M. at 125 Worth Street, 3rd Floor Board Room, Room 330, New York, New York 10013.

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, Room 812, New York, NY 10013. Dorothy Thompson (212) 442-2816,  
 fax: (212) 788-9232, dthomps@health.nyc.gov  
 ACCO, 93 Worth Street, Room 812, New York, NY 10013.

d28-j4

## AGENCY CHIEF CONTRACTING OFFICER

### SOLICITATIONS

Human / Client Services

**NEW YORK/NY III SUPPORTED HOUSING CONGREGATE** – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 81608PO076300R0X00-R – DUE 03-22-12 AT 4:00 P.M. – The Department is issuing a RFP to establish 3,000 units of citywide supportive housing in newly constructed or rehabilitated single-site buildings for various homeless populations pursuant to the New York III Supported Housing agreement. The subject RFP will be open-ended and proposals will be accepted on an on-going basis. The RFP is available on-line at <http://www.nyc.gov/html/doh/html/acco/acco-rfp-nynycongregate-20070117-form.shtml>. A pre-proposal conference was held on March 6, 2007 at 2:00 P.M. at 125 Worth Street, 2nd Floor Auditorium, New York, N.Y. Any questions regarding this RFP must be sent in writing in advance to Contracting Officer at the above address or fax to (212) 219-5865. All proposals must be hand delivered at the Agency Chief Contracting Officer, 93 Worth Street, Room 812, New York, NY 10013, no later than March 22, 2012.

As a minimum qualification requirement for (1) the serious and persistent mentally ill populations, the proposer must be incorporated as a not-for-profit organization, and (2) for the young adult populations, the proposer must document site control and identify the source of the capital funding and being used to construct or renovate the building.

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, 93 Worth Street, Room 812  
 New York, NY 10013. Huguette Beauport (212) 219-5883  
 fax: (212) 219-5890, hbeauport@health.nyc.gov

o1-m21

## HOMELESS SERVICES

### OFFICE OF CONTRACTS AND PROCUREMENT

#### SOLICITATIONS

Human / Client Services

**CORRECTION: TRANSITIONAL RESIDENCES FOR HOMELESS/ DROP-IN CENTERS** – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 071-00S-003-262Z – DUE 06-27-11 AT 10:00 A.M. – CORRECTION: 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

j6-20

## HOUSING AUTHORITY

#### SOLICITATIONS

Goods & Services

**GSD MAINTENANCE PAINTING OF APARTMENTS** – Competitive Sealed Bids – DUE 01-21-11 – PIN# 27675 - Harlem River I and II, Manhattan Due at 10:00 A.M.

PIN# 27676 - Brevoort Houses, Brooklyn Due at 10:05 A.M.  
 PIN# 27677 - Penn Wortman and Vandalia Houses, Brooklyn Due at 10:10 A.M.

PIN# 27678 - Lehman Village, Manhattan Due at 10:15 A.M.  
 PIN# 27679 - Seward Park Extension and 45 Allen Street, Manhattan Due at 10:20 A.M.

PIN# 27680 - Castle Hill Houses, Bronx Due at 10:25 A.M.  
 PIN# 27681 - Morrisania Air Rights, Bronx Due at 10:30 A.M.

PIN# 27682 - Hammel Houses and Carleton Manor, Queens Due at 10:35 A.M.

PIN# 27683 - Latimer Gardens and Leavitt Street - 34th Avenue, Queens Due at 10:40 A.M.

PIN# 27684 - Saint Mary's Park and Moore Houses, Bronx Due at 10:45 A.M.

Term one (1) year; six month renewal extension. Pre-qualification: Bidder must be established "approved" supplier via NYCHA-Technical Services Paint Program and appear on the active approved vendor list; non-compliance will result in the bid/bidder being deemed non-responsive. Please ensure that bid response includes documentation as required and attached/included in electronic bid proposal submittal. Failure to comply will result in your bid being deemed non-responsive.

Interested firms may obtain a copy and submit it on NYCHA's website: Doing Business with NYCHA. <http://www.nyc.gov/html/nycha/html/business/business.shtml> Vendors are instructed to access the "Register Here" link for "New Vendors"; if you have supplied goods or services to NYCHA in the past and you have your log-in credentials, click the "Log inot iSupplier" link under "Existing Vendor". If you do not have your log-in credentials, click the "Request a Log-in ID" using the link under "Existing Vendor." Upon access, reference applicable RFQ number per solicitation.

Vendors electing to submit a non-electronic bid (paper document) will be subject to a \$25.00 non-refundable fee; payable to NYCHA by USPS - Money order/Certified check only for each set of RFQ documents requested. Remit payment to NYCHA Finance Department at 90 Church Street, 6th Floor; obtain receipt and present it to 12th Floor, General Services Procurement Group, A bid package will be generated at time of request.

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, 12th Floor  
 New York, NY 10007. Sabrina Steverson (212) 306-6771,  
 sabrina.steverson@nycha.nyc.gov

d30

## HUMAN RESOURCES ADMINISTRATION

### CONTRACTS

#### AWARDS

#### Human/Client Services

**PERMANENT AND TRANSITIONAL SUPPORTIVE** – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 06910H040620 – AMT: \$6,734,092.00 – TO: Services for the Underserved, Inc., 305 7th Avenue, 10th Floor, New York, NY 10001. The contract term shall be from 7/1/10 - 6/30/14.

☛ d30

#### Services (Other Than Human Services)

**SUPPORT SERVICES FOR MICROSOFT PREMIER SOFTWARE** – Intergovernmental Purchase – PIN# 069113106058 – AMT: \$198,420.00 – TO: Microsoft Corporation, 1 Microsoft Way, Redmond, WA 98052-6399. The contract term shall be from 10/30/10 - 10/29/13.

● **SERVER INFRASTRUCTURE REPLACEMENT HARDWARE AND SOFTWARE MAINTENANCE** – Intergovernmental Purchase – Judgment required in evaluating proposals - PIN# 069111106105 – AMT: \$3,296,206.56 – TO: International Business Machines Corp. (IBM), 80 State Street, Albany, New York, NY 12207. The contract term shall be from 1/1/11 - 12/31/11.

● **SUBSCRIPTION AND SUPPORT FOR INFORMIX SOFTWARE** – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 069111106017 – AMT: \$117,005.60 – TO: IBM Corporation through Infinity System Software, Inc., 80 State Street, Albany, NY 12207. The contract term shall be from 7/1/10 - 6/30/11.

☛ d30

## JUVENILE JUSTICE

### SOLICITATIONS

#### Human/Client Services

**PROVISION OF NON-SECURE DETENTION GROUP HOMES** – Negotiated Acquisition – Judgment required in evaluating proposals - PIN# 13010DJJ000 – DUE 06-30-11 AT 5:00 P.M. – ACS Division of Youth and Family 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 5:00 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, 150 William Street, 9th Floor, New York, NY 10038. Patricia Chabla (212) 341-3505, fax: (212) 341-3625, [Patricia.chabla@dffa.state.ny.us](mailto:Patricia.chabla@dffa.state.ny.us)

d15-j29

## POLICE

### CONTRACT ADMINISTRATION UNIT

#### INTENT TO AWARD

#### Goods

**MINNESOTA MULTIPHASIC, PERSONALITY INVENTORY - 2 RESTRUCTURED FORM (MMPI-2-RF) AND ANSWER SHEETS** – Sole Source – Available only from a single source - PIN# 056110000739 – DUE 01-10-11 AT 2:00 P.M. – The New York City Police Department intends to enter into Sole Source negotiations with NCS Pearson, Inc., located at 5601 Green Valley Drive, Bloomington, MN 55437, for the provision of a psychological test called the Minnesota Multiphasic Personality Inventory-2-Restructured Form (MMPI-2-RF) and the accompanying Answer Sheets for the test. Any entity which believes that it can provide the required services is invited to indicate such interest by letter. The letter should be sent to Jordan Glickstein, Deputy ACCO, NYPD Contract Administration Unit, 51 Chambers Street, Room 310, New York, NY 10007, and must be received on or before Monday, January 10, 2011 at 2:00 P.M. Please note that it is anticipated that since the items being purchased are goods that any final contract would be entered into with the New York City Department of Citywide Administrative Services.

Pursuant to Section 3-05 (b) of the NYC Procurement Policy Board Rules, the ACCO has made a determination that a Sole Source procurement is justified due to the following circumstances: NCS Pearson, Inc. is the sole provider of the MMPI-2-RF tests and answer sheets. NCS Pearson, Inc. is the exclusive licensee of the University of MN Press for the distribution of the copyrighted MMPI-2-RF test in the United States. Thus, no other entity can provide the required materials to the NYPD.

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.

Police Department, 51 Chambers Street, Room 310, New York, NY 10007. Jordan Glickstein (646) 610-5753, fax: (646) 610-5224, [jordan.glickstein@nypd.org](mailto:jordan.glickstein@nypd.org)

d29-j5

## SCHOOL CONSTRUCTION AUTHORITY

### CONTRACT ADMINISTRATION

#### SOLICITATIONS

#### Goods & Services

**GENIE PERSONNEL LIFTS** – Competitive Sealed Bids – PIN# SCA-1105P – DUE 01-21-11 AT 10:00 A.M. – No Document Fee.

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

School Construction Authority, 30-30 Thomson Avenue Long Island City, NY 11101. Lorin Rosenblum (718) 472-8866, fax: (718) 472-8980, [lrosenblum@nycsca.org](mailto:lrosenblum@nycsca.org)

☛ d30

#### Construction/Construction Services

**NEW FOUR (4) STORY SCHOOL** – Competitive Sealed Bids – PIN# SCA11-006660-1 – DUE 02-16-11 AT 3:00 P.M. – PS/IS 71 (Staten Island). Project Range: \$50,790,000.00 to \$53,470,000.00. Non-refundable bid documents charge: \$250.00, certified check or money order only. Limited list bids will only be accepted from the following Construction Managers/Prime General Contractors: Petracca and Sons, Inc.; Leon D. DeMatteis Construction Co.; J. Petrocelli Construction, Inc.; Citnalta Construction Corp.; Turner Construction Co.; Arnell Construction Corp.; Andron Construction Corp.; Plaza Construction Corp.; Pavarini McGovern; Skanska USA Building, Inc. Make checks payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

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

School Construction Authority, 30-30 Thomson Avenue Long Island City, NY 11101. Rookmin Singh (718) 752-5843, [rsingh@nycsca.org](mailto:rsingh@nycsca.org)

☛ d30

## SMALL BUSINESS SERVICES

### AWARDS

#### Human/Client Services

**OPERATE A BUSINESS SOLUTIONS CENTER** – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 80111P0001002 – AMT: \$1,835,016.00 – TO: Structured Employment Economic Development Corporation, 915 Broadway, 17th Floor, New York, NY 10010.

● **OPERATE A BUSINESS SOLUTIONS CENTER** – Competitive Sealed Proposals – PIN# Judgment required in evaluating proposals - PIN# 80111P0001003 – AMT: \$2,227,227.00 – TO: Structured Employment Economic Development Corporation, 915 Broadway, 17th Floor, New York, NY 10010.

☛ d30

## AGENCY RULES

## BUILDINGS

### NOTICE

#### NOTICE OF OPPORTUNITY TO COMMENT ON PROPOSED RULE RELATING TO THE REQUIREMENTS FOR MAST CLIMBERS.

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, that the Department of Buildings proposes to add a new Section §3314-01 to Title 1 of the Official Compilation of the Rules of the City of New York. Matter underlined is new.

A public hearing on the proposed rule amendment will be held at the Executive Offices of the Department of Buildings, 280 Broadway, 6th Floor Training Room New York, New York on January 31, 2011 at 2:00 P.M. Written comments regarding the proposed rule may be submitted to Charles Shelhamer, Code Analyst, New York City Department of Buildings, 280 Broadway, 7th Floor, New York, New York 10007, and may be submitted electronically to NYC RULES at [www.nyc.gov/nycrules](http://www.nyc.gov/nycrules) on or before January 31, 2011.

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 are asked to notify Charles Shelhamer at the foregoing address by January 13, 2011.

This rule was included in the agency's regulatory agenda.

It is proposed that Chapter 3300 of Title 1 of the Rules of the City of New York be amended by adding a new Section 3314-01 to read as follows:

#### §3314-01 Mast-climbing work platforms (mast climbers).

(a) Scope. The design, construction, permitting, installation, removal, maintenance, adjustment, repair, use, operation, and inspection of a mast climber shall conform to the requirements of the mast climber manufacturer, ANSI/SIA A92.9-1993, Section 3314.19 of the New York City Building Code ("Building Code"), and this section.

Exception. A mast climber shall be exempt from the requirements of this section where a professional engineer, on behalf of the equipment owner, certifies to the department, supported by plans and calculations, that the installation, removal, and use of the mast climber at the job site meets the following conditions:

(1) The mast climber is installed, removed, and used within the confines of the job site; and

(2) The job site is closed to the public by means of a controlled access

zone and protected in accordance with section BC 3307 of the Building Code; and

(3) The mast climber, in all conditions of loading, will not overload the street, ground, foundation, structure, roof, setback, or any subsurface vault, tunnel, or utility; and

(4) The mast climber is set back from the edge of the job site at a distance that is equal to or more than 125% of the height of the final most vertical member of the mast climber to be installed, as measured from the ground, roof, setback, or structure upon which the mast climber sits; or the mast climber is utilized inside a building or interior court yard, and such area where the mast climber is utilized is closed to the public by means of a controlled access zone and separated from the public by an independent wall or similar solid full height enclosure.

(b) Definitions. In addition to the definitions set forth in Chapter 33 of the Building Code, for the purposes of this section, the following terms shall have the following meanings:

(1) Adjustment. The calibration of equipment, including any part or component, that does not otherwise meet the definition of an installation, removal, repair, or maintenance.

(2) Approved plans. For the purposes of this section, such term shall include the approved mast climber notice application.

(3) Critical component. A mast section, platform section, the drive system, and the high/low limit stops.

(4) Equipment owner. The entity that owns the mast climber.

(5) Equipment user. The contractor or entity operating or utilizing the mast climber.

(6) Installation (install).

(i) The initial assembly, set up, or placement of a mast climber at a job site; or

(ii) following the initial installation, the addition, relocation, or removal of any part or component, including counterweights, attachments, tie-backs, anchorage, or connection to the structure, which does not otherwise constitute a repair, or does not otherwise occur automatically as part of the normal operation of the mast climber; or

(iii) any horizontal relocation of the mast climber at the job site.

(7) Job site. A construction, alteration, or demolition site within New York City.

(8) Maintenance. Regular or periodic upkeep as specified by the manufacturer to keep the mast climber, including all parts and components, in like new condition and safe working order, and that does not otherwise meet the definition of an installation, removal, or repair.

(9) Manufacturer. The entity that owns the rights to the design and manufacturing of the mast climber and possesses the capacity to build and service the mast climber, provide replacements parts or components, and provide technical and engineering support for the mast climber.

(10) Mast climber. A mast-climbing work platform as defined by Chapter 33 of the Building Code.

(11) Removal (remove). The final disassembly of the mast climber at the job site.

(12) Repair. Work performed to restore a piece of equipment, part, or component to like new condition and safe working order following decay, wear, or damage. It shall also include the replacement of a part or component.

(13) Valid certificate. A department-issued certificate of approval, operation, or on-site inspection that has not expired or been suspended or revoked.

(c) Certificates required. No equipment owner, equipment user, or other entity shall use or permit the use of a mast climber that does not possess and/or is not in conformance with a valid certificate of approval, certificate of operation, and certificate of on-site inspection. Where a mast climber is found not to be in compliance with one or more certificates, the use of such mast climber shall cease. The mast climber shall not be used until it has been brought into conformance with the certificate(s) or a valid or amended certificate(s) has(have) been granted by the department. The three certificates shall be considered to meet the permitting requirements of section 3314.19 of the New York City Building Code.

(d) Certificate of approval.

(1) Application for a certificate of approval. To

request a certificate of approval, a mast climber prototype application shall be filed with the department by the mast climber manufacturer. The application shall contain the following information:

(i) Owner's manual and operator's manuals. The manufacturer's owner's manual and operator's manual shall show all configurations for which approval is sought, general equipment specifications, installation and removal procedures, break and over speed governor test procedures, daily, frequent, and annual inspection requirements, shutdown wind criteria, maintenance procedures, and repair criteria and standards. Such manuals shall be printed in English, provided in an electronic format, and shall be in conformance with the requirements of Section 4.18 of ANSI/SIA A92.9-1993.

(ii) Capacity chart. The manufacturer's capacity rating chart(s) shall be printed in English, show each configuration for which approval is sought and contain chart numbers and page numbers for identification.

(iii) Brochure. The advertising brochure, or drawing, shall show the general configurations and specifications for which approval is sought.

(iv) Manufacturer's affidavit. An affidavit from the manufacturer of the mast climber that shall contain the following information:

(A) Design certification. Certification from the manufacturer that the mast climber has been designed in accordance with and meets the requirements of ANSI/SIA A92.9-1993;

(B) Free standing height. A listing of the maximum free standing height shall be provided for each configuration for which approval is sought;

(C) Tie-in spacing. Maximum and minimum tie-in spacing shall be provided for each configuration for which approval is sought;

(D) Wind speed. Maximum safe in-service and out-of-service wind speed information shall be provided for each configuration for which approval is sought;

(E) Safety devices. A listing of safety devices included in the mast climber shall be provided;

(F) Annual inspection checklist. An annual inspection checklist, based on the requirements of the manufacturer's owner's and operator's manuals;

(G) Safety bulletins. Certification shall be provided by the manufacturer that all manufacturer safety bulletins and recall notices related to the mast climber shall be submitted to the department within five (5) business days of issuance; and

(H) Service information. Points of contact for technical and service questions shall be provided, including name(s), phone number(s), fax number(s), address(es), and e-mail address(es).

(v) Additional information. Any supporting data, drawings, or calculations to verify the above-required submissions shall be provided upon request.

(2) Issuance of the certificate of approval. Upon approval of the mast climber prototype application, the department shall issue a certificate of approval for the mast climber to the manufacturer. The submitted manuals, including the configurations and capacity rating chart(s) shall be considered part of the certificate of approval.

(3) Amendments. A request to amend a valid certificate of approval shall only be made by the mast climber manufacturer. Upon approval of the amendment(s), the department shall issue an amended certificate of approval. A certificate of approval is required to be amended when:

(i) Capacity ratings are altered;

(ii) Configurations are altered;

(iii) Maximum free standing mast height is altered;

(iv) Maximum or minimum tie-in spacing is altered;

(v) Maximum safe in service or out of service wind speed is altered; or

(vi) Any part, component, attachment, extension, or equipment is added that is not authorized by the manufacturer, or not accounted for in the design calculations of the manufacturer, or not provided for in the manufacturer's manual, or is not provided for in the certificate of approval.

(4) Safety bulletins. Manufacturers of mast climbers with a valid certificate of approval shall provide to the department manufacturer safety bulletins and recall notices related to the mast climber within five (5) business days of issuance. Safety bulletins and recall notices shall not be considered an amendment to the certificate of approval and shall not impact the validity of the certificate of approval. The department may require mast climber manufacturers with a valid certificate of operation or certificate of on-site inspection, or applying for such certificates, to demonstrate compliance with the safety bulletin or recall notice.

(5) Manuals. Manufacturers shall provide updated manufacturer's owner's and operator's manual(s) to the department within thirty (30) business days of issuance. Updated manuals shall replace the manuals on file with the department for the certificate of approval and shall be considered part of such certificate. No fee shall be charged to update such manuals.

(6) Manufacturer support. When points of contact for technical and/or service questions, including name(s), phone number(s), fax number(s), address(es), and e-mail address(es) change, the manufacturer shall provide updated information to the department within five (5) business days of the change. If the manufacturer of the mast climber changes, the new manufacturer shall notify the department and provide updated information to the department within five (5) business days of the change. Updated manufacturer information shall replace the information on file with the department for the certificate of approval and shall be considered part of such certificate. No fee shall be charged to update such information.

Where there is no manufacturer to support the mast climber, the certificate of approval shall remain valid. However, no certificate of operation for such mast climber shall be issued or renewed unless the requirements of subparagraph (iv) of paragraph (2) of subdivision (e) of this section are met.

(7) Transferability. Where a mast climber, its configuration(s), and capacity rating chart(s) are identical to equipment already possessing a valid certificate of approval from the department and such mast climber will be configured and operated as provided in that certificate of approval, the certificate of approval issued for the initial mast climber shall be accepted for the duplicate mast climber.

(8) 2012 Amendment. Certificates of approval issued prior to the effective date of this section shall be amended by July 1, 2012, in accordance with paragraph (3) of this subdivision (d) to supply any information currently not included in the certificate of approval as required by paragraph (1) of this subdivision (d). Valid certificates of approval that are not amended by July 1, 2012 shall be deemed to be revoked.

(9) Suspension or revocation of a certificate of approval. The department may suspend or revoke a certificate of approval in accordance with Section 105.10 of Title 28 of the New York City Administrative Code ("Administrative Code").

(e) Certificate of operation.

(1) Conformity with the certificate of approval. No certificate of operation or extension, renewal, or amendment of a certificate of operation shall be granted by the department for a mast climber that does not possess a valid certificate of approval or is not in conformance with the valid certificate of approval.

(2) Application for a certificate of operation. To request or renew a certificate of operation, the equipment owner shall sign and file with the department a mast climber device application. The application shall contain the following information:

(i) Listing of critical components. The equipment owner shall list the critical components of the mast climber, provide information regarding the dimensions and/or capacity of the critical components, and provide a unique identification number, acceptable to the department, for each critical component.

(ii) Owner's certification. The equipment owner shall certify that:

(A) The mast climber, including all parts and components, has passed an inspection performed by the equipment owner or an authorized person on behalf of the equipment owner who meets the definition of a qualified person. Such inspection shall consist of the inspection as required by section 6.5 of ANSI/SIA A92.9-1993, plus a full visual inspection of all parts and components of the mast climber. Such certification shall be accompanied by an inspection checklist signed and dated by the equipment owner, and shall also be accompanied by photographs in accordance with subdivision (g) of this section showing the mast climber controls, limit stops, platform(s), and typical mast section(s).

(B) The mast climber, including all parts and components, shall be delivered to the job site in good condition and safe working order, with no known hazardous conditions or maintenance problems that could compromise the safe operation of the mast climber.

(C) Inspection, adjustment, maintenance, repair, and installation work required to be performed by or on behalf of the owner shall be performed in accordance with subdivisions (h), (j), and (k) of this section.

(iii) Disclosure of history. The equipment owner shall disclose if:

(A) A repair has been made to any critical component by or with the knowledge of the equipment owner within the last five (5) years. If a repair occurred, the nature of the repair shall be disclosed and the equipment owner shall certify the repair was in accordance with the requirements of paragraph (4) of subdivision (j) of this section.

(B) The mast climber, including any critical component, has, to the knowledge of the equipment owner, been involved in an accident within the last five (5) years. If an accident occurred, the equipment owner shall disclose the address and nature of the accident.

(iv) Manufacturer support. Where there is no manufacturer to provide technical or service support for the mast climber, such circumstance shall be disclosed to the department by the equipment owner. Where there is no manufacturer to provide technical support, the equipment owner shall designate a professional engineer, acceptable to the department, to take responsibility for all technical support. Where there is no manufacturer to provide service support, the owner of the mast climber shall take responsibility for all service support. The owner and/or the engineer shall provide point of contact information for questions from the department for the specific mast climber including name(s), phone number(s), fax number(s), address(es), and e-mail address(es). This information shall be updated with the department as changes occur within five (5) business days of such change.

(3) Issuance of the certificate of operation. Upon approval of the mast climber device application, the department shall issue a certificate of operation for the mast climber to the equipment owner. The mast climber shall not be installed until it possesses a valid certificate of operation.

(4) Job specific validity. The certificate of operation for a mast climber shall be valid for only one job site and shall expire at the end of the job. The certificate must then be renewed prior to the start of a new job by filling an application in accordance with paragraph (2) of this subdivision (e).

(5) Amendments. A request to amend a valid certificate of operation shall only be made by the equipment owner. Upon approval of the amendment, the department shall issue an amended certificate of operation to the equipment owner. A certificate of operation is required to be amended when:



- (i) A critical component listed in the original application is adjusted or repaired;
- (ii) A critical component not listed in the original application is added;
- (iii) The mast climber, or any part or component, is found not to have been repaired, adjusted, or maintained in accordance with paragraph (4) of subdivision (j) of this section;
- (iv) A mast climber with a valid certificate of operation is involved in an accident; or
- (v) A mast climber with a valid certificate of operation is sold to a new equipment owner; or
- (vi) The manufacturer no longer provides technical or service support for the mast climber.

Amendments shall be granted by the department following provision of the information required in paragraph (2) of this subdivision (e), if requested, or performance and certification of repair(s), adjustment(s), or maintenance in accordance with paragraph (4) of subdivision (j) of this section, or passage of an inspection in accordance with subdivision (k) of this section.

(6) Sale of equipment.

- (i) Valid certificate of operation. When a mast climber possessing a valid certificate of operation is sold to a new equipment owner, the department shall be notified, in writing, by such new equipment owner within fourteen (14) days following the date of sale. Such notification shall include a copy of the bill of sale. The mast climber shall not be operated until the new equipment owner has filed an application to amend the certificate of operation in accordance with paragraph (5) of this subdivision (e) containing all the information required by paragraph (2) of this subdivision (e) and the department has approved an amended certificate of operation for the mast climber.
- (ii) Expired certificate of operation. Where a mast climber with an expired certificate of operation is sold to a new equipment owner, the department shall be notified, in writing, by such new equipment owner when the new owner renews the certificate of operation. Such notification shall include a copy of the bill of sale.

(7) Multiple mast climbers. Where multiple mast climbers are combined together, a separate certificate of operation shall be required for each drive system.

(8) Suspension or revocation of a certificate of operation. The department may suspend or revoke a certificate of operation in accordance with Section 105.10 of Title 28 of the Administrative Code.

(f) Certificate of on-site inspection.

(1) Conformity with the certificate of approval and certificate of operation. An application for a certificate of on-site inspection may be filed with the department for a mast climber that does not possess a valid certificate of approval or certificate of operation. However, no certificate of on-site inspection or amendment to such certificate shall be granted by the department for a mast climber that does not possess a valid certificate of approval and certificate of operation, or is not in conformance with the certificate of approval and certificate of operation.

(2) Application for a certificate of on-site inspection. To apply for a certificate of on-site inspection, a professional engineer on behalf of the equipment owner shall file a mast climber notice application with the department. Accompanying plans and calculations shall include the proposed project address and be signed and sealed by the engineer. The application shall contain the following information:

- (i) Ground and subsurface conditions.
  - (A) Certification from the engineer that he/she has inspected the ground conditions at the proposed location of the mast climber and accounted for them in his or her design;
  - (B) Identification of all pertinent ground and subsurface conditions, including but not limited to: elevations and slopes, all sheeting, shoring, retaining walls or excavations, all vaults, foundations, utilities, or other subsurface structures that could be impacted by the

presence of the mast climber, along with identification of assumed soil, street, or sidewalk bearing values; and

(C) Certification from the engineer, supported by calculations, demonstrating that the mast climber, in all in-service and out-of-service conditions of loading, including those due to wind conditions, will not overload the street, soil, sidewalk, or any ground, utility, vault, or subsurface condition identified in subparagraph (B) above.

(ii) Footing. Plans showing the footing and any ground anchorage, outriggers, or dunnage of the mast climber, including matting necessary to support and distribute the loads of the mast climber. The engineer shall certify, supported by calculations, the adequacy of the footing for all in-service and out-of-service conditions of loading, including those due to wind conditions.

(iii) Foundations and structures. Where a foundation or structure is to support the mast climber, including but not limited to tie-in connections or setting the mast climber on a foundation, setback, or roof:

(A) Plans showing the connection of the mast climber to the foundation or structure, including tie-ins, any foundation or structure to be constructed to support the mast climber and any modifications to be made to an existing foundation or structure to support the mast climber;

(B) For tie-in connections, specification of the materials to support the loads of the tie-in connections, identification of assumed bearing values, and pull out calculations;

(C) Where the building is under construction, a copy of the mast climber plans stamped "reviewed for loads imposed" by the registered design professional for the building, or a letter from the registered design professional for the building stating that he or she has reviewed the mast climber plan(s) for the loads it will impose on the building and attesting to the adequacy of the building to support such loads;

(D) Where the mast climber is used on or connected to an existing structure, certification from the engineer that he or she has inspected the structure at the proposed location of the mast climber and accounted for it in his or her design; and

(E) Certification from the engineer, supported by calculations, of the adequacy of the foundation or structure to support the mast climber and of the adequacy of all connections, including tie-ins, to support the mast climber in all in-service and out-of-service conditions of loading, including those due to wind conditions.

(iv) Setup plan. The notice application shall include a site plan(s) and elevation plan(s) showing the following:

(A) The proposed location of the mast climber;

(B) The setup and configuration of the mast climber, including dimensions of mast sections and platforms and maximum weight-bearing capacity for each section;

(C) All phases of the installation and removal of the mast climber;

(D) Plans detailing the installation and removal of the mast climber, based on the requirements of the manufacturer;

(E) Optimal platform location when the mast climber is out of service, for all phases;

(F) Certification from the engineer, supported by calculations, that the mast climber, in all proposed configurations and phases, will be stable and able to support all conditions of loading, including those due to wind conditions;

(G) The final proposed height of the mast climber;

(H) Maximum and minimum tie-in spacing;

(I) Requirements for all bolted connections of the tie-in connections, foundation, and anchorages, including bolt grade and torque values;

(J) Netting, weather protection, or overhead protection to be installed on the mast climber;

(K) Any material or article intended to overhang from the mast climber, including building materials, or equipment including but not limited to hoisting machines or winches;

(L) The façade of the building or structure along which the mast climber will travel, including items such as balconies, and setbacks; temporary construction such as runback structures, sidewalk sheds, scaffolds, and hoists; and surrounding trees and above ground utilities including street lights, traffic lights, antennas, electrical lines with voltage values indicated, phone or other lines, bridges, viaducts, and overhead infrastructure; and

(M) Certification from the engineer that the mast climber will clear all site obstructions.

(v) Pull out test. Where the mast climber attaches to masonry or concrete, criteria developed by the engineer for the pull out test(s).

(3) Approval. Upon approval of the mast climber notice application, a copy of such approval shall be given to the applicant. The mast climber shall not be installed until the department has given such approval. A copy of the approved notice application, along with copies of the approved plans shall be kept at the job site and shall be made available to the department upon request.

(4) Issuance of the certificate of on-site inspection.

(i) Inspections. Following the installation of the mast climber at the job site, it shall be inspected as follows:

(A) Owner's inspection for the certificate of on-site inspection. The equipment owner, or an authorized representative of the equipment owner who meets the definition of a qualified person, shall inspect the mast climber, including all parts and components, in accordance with sections 6.4 of ANSI/SIA A92.9-1993, and shall also verify the critical components installed match those listed in the certificate of operation.

(B) Engineer's inspection for the certificate of on-site inspection. The engineer who filed the mast climber notice application, or an authorized representative of the engineer who meets the definition of a qualified person, shall inspect the mast climber to verify the mast climber has been installed in accordance with the approved plans; verify the tie-in connections, anchorages, footing, ground conditions, and the foundation and any structural support(s) are in accordance with the approved plans; perform pull out test(s) where required by approved plans; and survey the mast climber to ensure plumbness in accordance with approved plans.

(ii) Inspection reports for a certificate of on-site inspection.

(A) Owner's inspection report for a certificate of on-site inspection. Upon passing such

owner's inspection required by subparagraph (A) of subparagraph (i) of this paragraph (4), the owner, or the authorized representative of the owner who performed the inspection, shall complete, sign, and date an inspection report verifying passage of the owner's inspection and detailing the results of the owner's inspection.

(B) Engineer's inspection report for a certificate of on-site inspection. Upon passing such engineer's inspection required by subparagraph (B) of subparagraph (i) of this paragraph (4), the engineer who filed the mast climber notice application, or the authorized representative of the engineer who performed the inspection, shall complete, sign, and date an inspection report verifying passage of the engineer's inspection and detailing the results of the engineer's inspection. Such report shall subsequently be sealed by the engineer who filed the mast climber notice application.

In addition, the engineer's inspection report shall also contain the results of the survey for plumbness, a torque report for the tie-in, foundation, and/or anchorage bolts, the results of the pullout test, where required by approved plans, and photographs of the mast climber installed at the job site, along with photographs of the foundation, and typical tie-in connection(s), in accordance with subdivision (g) of this section.

(C) Record of failing an initial inspection for a certificate of on-site inspection. If the mast climber failed the owner's inspection or the engineer's inspection before subsequently passing an additional inspection, this shall be detailed in the passing inspection report, along with a description of any adjustment, maintenance, or repairs made to the mast climber.

(iii) Temporary certificate of on-site inspection. The mast climber may begin operation once the mast climber passes both the owner's inspection and the engineer's inspection, both inspection reports are completed, signed, and dated, and the engineer's inspection report is sealed. Such reports shall be deemed a temporary certificate of on-site inspection. Copies of both reports shall be kept at the job site, and made available to the department upon request.

(iv) Submittal of reports to the department. Within two business days following the completion of the inspection reports, a completed, signed, and dated copy of the owner's inspection report shall be submitted to the department by the equipment owner, and a completed, signed, dated, and sealed copy of the engineer's inspection report shall be submitted to the department by the engineer who filed the mast climber notice application. If one or both reports are not submitted to the department within the required timeframe, the temporary certificate of on-site inspection shall be deemed expired and the mast climber shall not resume operation until the department issues a certificate of on-site inspection.

(v) Certificate of on-site inspection. Upon the department's acceptance of both the owner's inspection report and the engineer's inspection report, the department shall issue a certificate of on-site inspection for the mast climber. A copy of the certificate of on-site inspection shall be maintained at the job site.

(vi) Rejection of the inspection report. If one or both of the inspection reports are rejected by the department, the mast climber shall cease operation and shall not resume operation until a new owner's inspection report, engineer's inspection report, or both, are accepted by the department and a certificate of on-site inspection is issued by the department.

(5) Amendments. An approved mast climber notice application and/or a valid certificate of on-site inspection shall only be amended by a professional engineer on behalf of the equipment

owner, and shall be approved by the department. Amendments shall be approved in the order in which they were received. Amendments shall be required where the mast climber is proposed to be or has been installed, removed, located, or configured in a manner not provided for in or beyond the tolerances provided in the approved plans and cannot be brought into conformance with the approved plans.

(6) Job specific validity. The certificate of on-site inspection shall be valid for only one (1) job site and shall expire at the end of the job.

(7) Installation in phases. Where a mast climber is to be installed in phases, the continued validity of the certificate of on-site inspection shall be contingent upon the following.

(i) Inspections.

(A) Owners inspection for a phase. Following installation work subsequent to the initial installation, the equipment owner, or an authorized representative of the equipment owner who meets the definition of a qualified person, shall inspect the components added during the subsequent installation to verify their safety, correct installation, and to verify that any critical components added match those listed in the certificate of operation; run the mast climber to verify its safe operation; and inspect the safety devices and limit switches.

(B) Engineer's inspection for a phase. Where the subsequent installation work included the attachment of a new tie-in connection, anchorage, or structural support, the engineer who submitted the mast climber notice application, or an authorized representative of the engineer who meets the definition of a qualified person, shall inspect the added tie-in connection(s), anchorage(s), or structural support(s) to verify they are in accordance with the approved plans; perform pull out test(s) where required by approved plans; and survey the mast climber to ensure plumbness in accordance with approved plans.

(ii) Inspection reports for a phase.

(A) Owner's inspection report for a phase. Upon passing such owner's inspection required by subparagraph (A) of subparagraph (i) of this paragraph (7), the owner, or the authorized representative of the equipment owner who performed the inspection, shall complete, sign, and date an inspection report verifying passage of the owner's inspection and detailing the results of the owner's inspection.

(B) Engineer's inspection report for a phase. Upon passing such engineer's inspection where required by subparagraph (A) of subparagraph (i) of this paragraph (7), the engineer who filed the mast climber notice application, or the authorized representative of the engineer who performed the inspection, shall complete, sign, and date an inspection report verifying passage of the engineer's inspection and detailing the results of the engineer's inspection. Such report shall subsequently be sealed by the engineer who filed the mast climber notice application.

In addition, the engineer's report shall also contain the results of the survey for plumbness, a torque report for the tie-in, foundation, and/or anchorage bolts, the results of the pullout test, where required by approved plans, and photographs of the mast climber installed at the job site, along with close up photographs of the foundation, and typical tie-in connection(s), in accordance with subdivision (g) of this section.

(C) Record of failing the initial inspection for a phase. If the mast climber failed the owner's inspection or the engineer's inspection before

subsequently passing an additional inspection, this shall be detailed in the relevant inspection report, along with a description of any adjustment, maintenance, or repairs made to the mast climber.

(iii) Temporary extension of the certificate of on-site inspection. Following subsequent installation work, the mast climber shall not resume operation until the mast climber passes both the owner's inspection and the engineer's inspection, where required, and the inspection report(s) are completed, signed, and dated, and where required, sealed. The previously existing certificate of on-site inspection shall be deemed temporarily valid for the new configuration until an amended certificate of on-site inspection is issued, and the mast climber may resume operation. Copies of both reports shall be kept at the job site, and made available to the department upon request.

(iv) Submittal of reports to the department. Within two business days following the completion of the inspection report(s), a completed, signed, and dated copy of the owner's inspection report shall be submitted to the department by the equipment owner, and, where required, a completed, signed, dated, and sealed copy of the engineer's inspection report shall be submitted to the department by the engineer who filed the mast climber notice application. If one or both reports, where required, are not submitted to the department within the required timeframe, the temporarily extended certificate of on-site inspection shall be deemed expired and the mast climber shall not resume operation until the department renews the certificate of on-site inspection.

(v) Certificate of on-site inspection. Upon the department's acceptance of the owner's inspection report and the engineer's inspection report, where required, the department shall issue an amended certificate of on-site inspection for the mast climber in the new configuration. A copy of the amended certificate of on-site inspection shall be maintained at the job site.

(vi) Rejection of the inspection report. If one or both of the inspection reports are rejected by the department, the mast climber shall cease operation and shall not resume operation until a new owner's inspection report, engineer's inspection report, or both, are accepted by the department and an amended certificate of on-site inspection for the new configuration is issued by the department.

(8) Relocation. Where a mast climber is horizontally relocated during the course of the job, this shall not be considered a phase or amendment to a certificate of on-site inspection. Such relocation shall require a new mast climber notice application and a new certificate of on-site inspection.

(9) Suspension or revocation of a certificate of on-site inspection. The department may suspend or revoke a certificate of on-site inspection in accordance with the provisions of Section 28-105.10 of the Administrative Code.

(g) Photographs. Where photographs are required to accompany an inspection report for a certificate of operation or on-site inspection, such photographs shall be taken at the time of the inspection and shall have sufficient resolution and lighting to clearly show the objects photographed.

(h) Installation and removal. Mast climbers shall be installed and removed in accordance with the requirements of ANSI/SIA A92.9-1993, the requirements of the manufacturer of the mast climber, approved plans, and the following:

(1) Owner's responsibility. The equipment owner, or an entity authorized by the equipment owner, shall be responsible for the installation and removal of a mast climber. All violations stemming from the actions taken, or not taken, by those installing or removing a mast climber shall be issued to the equipment owner, or the entity authorized by the equipment owner, not to an individual worker or supervisor.

(2) Insurance. All individuals involved in the installation or removal of a mast climber shall be covered by workers' compensation and general liability insurance of the equipment owner, or the entity authorized by the equipment owner, and shall be insured by the equipment owner, or the entity authorized by the equipment owner, to the minimum requirements specified by law.

(3) Supervisor. The installation and removal of a mast climber shall be supervised by a representative of the equipment owner, or the entity authorized by the equipment owner, who is both a competent person and a qualified person. Such individual shall be present at the job site during all installation and removal work and shall

have the ability to directly communicate with all individuals involved in the installation or removal work.

(4) Training. On and after July 1, 2012, individuals who install or remove a mast climber, including the person supervising such installation or removal, shall be trained in accordance with the requirements of paragraph (1) of subdivision (m) of this section.

(5) Safety meeting. Within twenty four (24) hours prior to the commencement of installation or removal operations, a safety meeting with all individuals involved in such work shall be conducted. The following topics shall be discussed during the safety meeting:

- (i) Scope of work;
- (ii) Roles and responsibilities;
- (iii) The specific sequence of work;
- (iv) Inspection of all equipment, materials, and tools to be used during the installation or removal work;
- (v) Review of all mast climber equipment to be installed;
- (vi) Permit validity;
- (vii) Qualifications and training of personnel;
- (viii) Relevant weather warnings; and
- (ix) Compliance with ANSI/SIA A92.9-1993, requirements of manufacturer of the mast climber, and the approved plans.

(6) Notification to department. The equipment owner shall notify the department of the upcoming installation or removal of the mast climber within one business day, but not more than two business days, prior to the commencement of the safety meeting required by paragraph (5) of this subdivision (h).

(7) Removal of tie-ins. Tie-ins shall not be removed unless the removal is expressly authorized by the person supervising the work in accordance with paragraph (3) of this subdivision (h).

(8) Inspection. Following installation work, the mast climber shall be inspected in accordance with subdivision (f) of this section.

(i) Use and operation. Mast climbers shall be used and operated in accordance with the requirements of ANSI/SIA A92.9-1993, the requirements of the manufacturer of the mast climber, approved plans, and the following requirements of this subdivision.

(1) Responsibility of owner. Following the installation of the mast climber, the equipment owner shall not be responsible for its use or operation, except where the equipment owner also meets the definition of the equipment user. The responsibility for the safe use and operation of the mast climber shall rest with the equipment user.

(2) Equipment users. The equipment user shall only use the mast climber for work related to its trade. Where a separate trade or contractor uses the mast climber, such trade or contractor shall assume responsibility for the use and operation of the mast climber as the equipment user. A change in equipment user during the course of the day shall be considered a new shift for the purposes of paragraph (4) of subdivision (k) of this section.

(3) Training. On and after July 1, 2012, individuals who use or operate a mast climber, including the person supervising such use and operation, shall be trained in accordance with the requirements of paragraph (2) of subdivision (m) of this section.

(4) Safety talk. Prior to their first use of the mast climber at the job site, any individual who uses or operates the mast climber shall be given a safety talk by the equipment owner, an authorized agent of the owner, or the equipment user when so authorized by the equipment owner. The safety talk shall include, but not be limited to, the following topics:

- (i) Controls of the mast climber;
- (ii) Emergency descent procedures; and
- (iii) Site specific safety considerations.

(5) Supervision of use and operation. The equipment user shall designate a competent person to supervise the use and operation of the mast climber. Such supervisor does not need to be on the mast climber, but shall remain on site at all times the mast climber is in use or operation and shall have the ability to directly communicate with the individuals on the mast climber. Such supervisor shall also:

- (i) Ensure all individuals using or operating the mast climber on and after July 1, 2012 have completed the training required by paragraph (2) of subdivision (m) of this section and have received the safety talk in accordance with paragraph

(4) of this subdivision (i).

(ii) Ensure the pre-shift inspection is performed in accordance with paragraph (4) of subdivision (k) of this section.

(iii) Ensure the mast climber log is maintained in accordance with paragraph (1) of subdivision (n) of this section.

The designation of a person to supervise the use and operation of a mast climber shall not relieve the liability of the equipment user for all aspects of mast climber use and operation, including but not limited to the actions of the person supervising the use and operation of the mast climber and those using or operating the mast climber. All violations stemming from actions taken or not taken by such personnel shall be issued to the equipment user, not the person supervising the use and operation of the mast climber or those using or operating the mast climber.

(6) Safe travel speeds. Safe travel speeds established by the manufacturer of the mast climber shall be followed at all times by the equipment user. Safe travel speed information shall be prominently displayed on the mast climber.

(7) Loads and capacities. The equipment user shall ensure no use or operation of a mast climber exceeds the rated load capacity of the mast climber or any part or component of the mast climber. Load capacities shall be prominently displayed on the mast climber.

(8) Stable and secure. The equipment user shall ensure the mast climber, all parts and components of the mast climber, and all materials, tools, and other articles located on and/or used from the mast climber are kept secure and stable at all times to prevent the mast climber from losing balance, overturning, collapsing, or any part, component, material, tool, or other article from falling from the mast climber.

(9) Overhang. The equipment user shall ensure no material or article overhangs from a mast climber unless provided for in plans submitted with the application for a certificate of on-site inspection and approved by the department.

(10) Rigging. Where a hoisting machine or winch located on a mast climber is used to hoist or lower materials, the mast climber shall remain stationary throughout the hoisting or lowering operation, and the requirements of the building code for rigging, hoisting, or lowering operations shall apply. Such hoisting machine or winch shall be located and installed on the mast climber in accordance with the engineer's approved plans for the mast climber.

(11) Wind. Where sustained winds or wind gusts at the jobsite exceed 30 miles per hour, the use and operation of the mast climber shall cease. If the manufacturer of the mast climber recommends work to cease at a lower wind speed, such recommendation shall instead apply. Wind shutdown criteria from the manufacturer shall be maintained on the mast climber.

Wind speed shall be determined based on data from the nearest United States weather bureau reporting station, or an anemometer located at the job site, freely exposed to the wind, and calibrated in accordance with ASTM D5096-02, 2007.

(12) Wheels. Equipment users shall not use or operate a mast climber while the mast climber is resting on wheels. It is permissible to relocate a mast climber, while it is not being used or operated, on wheels.

(13) Failsafe. No mast climber shall be used or operated that does not have a failsafe method of lowering the platform in the event of power or mechanical failure.

(14) Signs. No sign, information, pictorial representation, business, or advertising message(s), other than the name of the manufacturer or equipment owner where normally provided on the mast climber, shall be posted or displayed on a mast climber.

(15) End of shift. At the end of each shift, the mast climber shall be secured in accordance with the manufacturer's recommendations, and lowered in accordance with the engineer's approved plans.

(j) Mast climber equipment requirements. Mast climbers shall meet the requirements of ANSI/SIA A92.9-1993 and the following.

(1) Good condition. Equipment owners shall only provide to the job site mast climbers, including all parts and components, that are in good condition and safe working order with no known hazardous conditions or maintenance problems that will compromise the safe operation of the mast climber.

(2) Locking. Mast climbers shall be provided with a positive means for preventing the unauthorized operation of such mast climber.

(3) Parts and components. All parts and components of a mast climber, including netting, wind protection, or overhead projection, shall be:

- (i) Authorized by the manufacturer, or accounted for in the design calculations of the manufacturer, or provided for in the manufacturer's manual, or provided for in the certificate of approval; and

(ii) Covered by the owner's certification for the certificate of operation; and

(iii) Accounted for in the certificate of on-site inspection.

(4) Repairs, adjustments, and maintenance. All repairs, adjustments, or maintenance made to a mast climber, including any part or component, shall be made by a qualified person(s) in accordance with the specifications of the equipment manufacturer and the requirements of ANSI/SIA A92.9-1993, and shall provide at least the manufacturer's original factor of safety and shall conform to the following.

(i) Job site repairs. While at the job site, equipment users shall not perform repair(s). Equipment users shall immediately notify the equipment owner of any need for a repair. Equipment owners shall perform such work in a timely manner upon notification.

The mast climber shall not resume operation until a qualified person on behalf of the equipment owner has inspected the mast climber in accordance with the requirements of the manufacturer to verify the adequacy of the repair.

A description of such repair, and the results of such inspection shall be recorded in the mast climber log in accordance with paragraph (1) of subdivision (n) of this section by the person who performed the inspection, with the log entry signed and dated by such person.

(ii) Job site adjustments. While at the job site, equipment users shall not perform adjustments(s) unless so authorized, in writing, by the equipment owner. Where not so authorized by the equipment owner, the equipment user shall immediately notify the equipment owner of any need for an adjustment. Equipment owners shall perform such work in a timely manner upon notification.

The mast climber shall not resume operation until a qualified person on behalf of the equipment owner, or where the equipment user has been authorized to perform the adjustment, a qualified person on behalf of the equipment user, has inspected the mast climber in accordance with the requirements of the manufacturer to verify the adequacy of the adjustment, and the mast climber has passed such inspection.

A description of such adjustment, and the results of such inspection shall be recorded in the mast climber log in accordance with paragraph (1) of subdivision (n) of this section by the person who performed the inspection, with the log entry signed and dated by such person.

(iii) Job site maintenance. Mast climbers at the job site shall be maintained in accordance with the specifications of the manufacturer and Section 6.3 of ANSI/SIA A92.9-1993.

Equipment users shall not perform maintenance work on mast climbers unless so authorized, in writing, by the equipment owner. Where not so authorized, the equipment user shall immediately notify the equipment owner of any need for maintenance. Equipment owners shall perform such work in a timely manner upon notification.

The equipment owner shall develop a maintenance checklist based on the specifications of the manufacturer and Section 6.3 of ANSI/SIA A92.9-1993. Such checklist shall be maintained at the job site, and shall be signed, dated, and completed by the person who performed the maintenance.

(iv) Critical components. Where a critical component is repaired or adjusted, the certificate of operation for the mast climber shall be considered invalid. The mast climber shall not resume operation until the equipment owner discloses the work to the department and the certificate of operation is amended in accordance with paragraph (5) of subdivision (e) of this section.

(k) Inspection of mast climbers.

(1) Inspection for a certificate of operation. Mast climbers shall be inspected in accordance with the requirements of subdivision (e) of this section.

(2) Inspection(s) for a certificate of on-site inspection. Mast climbers shall be inspected in accordance with the requirements of subdivision (f) of this section.

(3) Inspection(s) following repairs or

adjustments. Following a repair or adjustment, the mast climber shall be inspected in accordance with paragraph (4) of subdivision (j) of this section.

(4) Pre-shift inspection.

(i) Inspection checklist. The equipment owner shall provide the equipment user a pre-shift inspection checklist for the mast climber. Such checklist shall be based on the manufacturer requirements for the inspection of the mast climber, as well as Section 7.4.3 of ANSI/SIA A92.9-1993, and shall also include a verification that the mast climber is located in accordance with approved plans. Such checklist shall be maintained at the job site, available for inspection by the department upon request.

(ii) Inspection performance. Inspections required by the checklist shall be performed by, and the checklist signed, dated, and completed by the person supervising the use and operation of the mast climber in accordance with paragraph (5) of subdivision (i) of this section prior to the start of each shift. A change in equipment user during the course of the day shall be deemed to be a new shift and shall require a new pre-shift inspection prior to the use of the mast climber.

(iii) Failing inspection. If the mast climber fails the inspection, it shall cease operation and shall not resume until it has been adjusted, repaired, or maintained and passed a follow up inspection. Such failure shall be detailed in the mast climber log required by paragraph (1) of subdivision (n) of this section, along with a description of any adjustment, maintenance, or repair made to the mast climber.

(5) Three-month and annual inspection.

(i) Three-month inspection. Where a mast climber remains at a job site for three months or longer, it shall be inspected by a qualified person authorized by the equipment owner. Such inspection shall be in accordance with Section 6.4 of ANSI/SIA A92.9-1993, and shall also verify that the mast climber remains installed in accordance with approved plans. Such inspection shall be performed between two and a half to three months following the issuance of the initial certificate of on-site inspection by the department for the mast climber at the job site, and every two and a half to three months thereafter.

(ii) Annual inspection. Where a mast climber remains at a job site for one year or longer, the mast climber shall be inspected by a qualified person authorized by the equipment owner. Such inspection shall be in accordance with Sections 6.4 and 6.5 of ANSI/SIA A92.9-1993, and shall also verify that the mast climber remains installed in accordance with approved plans. Such inspection shall be performed between eleven months to one year following the issuance of the initial certificate of on-site inspection by the department for the mast climber at the job site, and every eleven months to one year thereafter.

(iii) Inspection report. Upon passing such three-month or annual inspection, a report detailing the inspection results shall be signed, dated, and completed by the person who performed the inspection, and shall be maintained at the job site, and made available to the department upon request.

(iv) Failing inspection. If the mast climber fails a three-month or annual inspection, it shall cease operation and shall not resume until it has been adjusted, repaired, or maintained and passed a subsequent inspection. Such failure shall be detailed in the inspection report and the mast climber log required by paragraph (1) of subdivision (n) of this section, along with a description of any adjustment, maintenance, or repairs made to the mast climber.

(l) Hazardous conditions. When a hazardous condition associated with a mast climber that could impact the public or adjoining property is identified, or where the mast climber fails an inspection required by subdivision (k) of this section, the use and operation of such mast climber shall cease. The mast climber shall not resume operation until the hazardous condition has been corrected and, where necessary, passed a subsequent inspection and/or has been repaired, adjusted, or maintained in accordance with paragraph (4) of subdivision (j) of this section.

(m) Training. Training shall be required for all

individuals who install, remove, use, or operate a mast climber.

(1) Installation or removal. Beginning July 1, 2012, individuals who install or remove a mast climber, including the person supervising such individuals, shall have completed manufacturer provided training for the installation and removal of the specific make and model of the mast climber.

(2) Operation or use. Beginning July 1, 2012, individuals who operate or use a mast climber, including the person supervising such individuals, shall have completed a department-approved training course that is at least four (4) hours long, and a department-approved four (4) hour refresher course every (4) years thereafter that covers areas including, but not limited to, mast climber use and operation, hazards associated with such work, pre-use inspections, start up and shut down procedures, emergency descent procedures, fall protection, mast climber stability and balance, and storage of materials on a mast climber.

(3) Examinations. Successful completion of a four (4) hour mast climber training or refresher course required by paragraph (2) of this subdivision (m) shall be dependent upon passing a written examination conducted by the training provider.

(4) Training providers. Mast climber training and refresher courses required by paragraph (2) of this subdivision (m) shall be approved by the department and conducted by a provider approved by the department. A provider shall either be:

(i) A registered New York State Department of Labor apprenticeship training program;

(ii) An educational institution or school chartered, licensed or registered by the New York State Department of Education;

(iii) The mast climber manufacturer;

(iv) The mast climber owner; or

(v) An entity otherwise acceptable to the department.

(5) Instructors. Instructors of training courses required by paragraphs (1) or (2) of this subdivision (m) shall meet the definition of a qualified person with regard to the course material being taught.

(6) Records. The training provider of training courses required by paragraphs (1) or (2) of this subdivision (m) shall maintain records of all who attended the course(s) for a period of not less than six (6) years. Such records shall be made available to the department upon request.

(7) Identification cards. Upon successful completion of a mast climber training or refresher course required by paragraphs (1) or (2) of this subdivision (m), the individual shall be issued a wallet size identification card acceptable to the department. Such card shall be kept on the person during the course of work and shall be presented to the department upon request. Such card shall contain the following information:

(i) The name of the individual to whom it was issued;

(ii) A photograph of the individual to whom it was issued;

(iii) The name and address of the issuing organization;

(iv) The date of issuance;

(v) An indication of the type of training completed (installer, user, operator); and

(vi) The signature of the course administrator.

(n) Documents. A copy of the operators manual, the manufacturer's capacity charts for the mast climber, approved plans, the valid certificate of operation, valid temporary or full certificate of on-site inspection, inspection reports and checklists, the maintenance checklist, and the log required by paragraph (1) of this subdivision (n) shall be kept at the job site, available for inspection by the department upon request. All such documents shall be in English.

In addition to the above, where the equipment owner authorizes the equipment user to provide the safety talk in accordance with paragraph (4) of subdivision (i) of this section, or perform adjustments or maintenance to the mast climber in accordance with paragraph (4) of subdivision (j) of this section, a copy of such written authorization shall be kept at the jobsite, available to inspection by the department upon request. Such authorization shall be in English and signed and dated by the equipment owner.

(1) Log. A log for each mast climber shall be maintained at the job site and shall be made available to the department upon request. All log entries shall be legible and written in English. The equipment user is responsible for ensuring the log is signed, dated, and completed. The log shall be kept up to date and contain the following information:

(i) The name and contact information of the person supervising installation or removal of the mast climber per paragraph (3) of subdivision (h) of this section;

(ii) A record of the meeting held prior to installation or removal work in accordance with paragraph (5) of subdivision (h) of this section, including the date and time of the meeting; the names, titles and company affiliations of all present at the meeting; a summary of what was discussed, including specific tasks and the name of the person to whom they were assigned; a list of the decisions made at the meeting; and a certification that all workers have completed the required training per paragraph (1) of subdivision (m) of this section;

(iii) The logging in, prior to each shift, of the person supervising the use and operation of the mast climber in accordance with paragraph (5) of subdivision (i) of this section, including the date and time, the name and signature of the person, and the business name, address, and phone number of the equipment user. Where this information changes during the day, the new person supervising the use and operation of the mast climber shall sign in;

(iv) The date, time, and names of the individuals who received a safety talk in accordance with paragraph (4) of subdivision (i) of this section, along with the name and signature of the person who conducted the safety talk;

(v) A record of any accidents involving the mast climber at the job site;

(vi) Record of repairs and adjustments made to the mast climber in accordance with paragraph (4) of subdivision (j) of this section; and

(vii) A record of any hazardous conditions discovered with the mast climber at the job site.

(2) The log shall be turned over by the equipment user to the equipment owner at the end of the job.

(o) Accident and incident reporting. When a mast climber operating in New York City and requiring a certificate of operation is involved in an accident or incident, the department shall be immediately notified, and use and operation of the mast climber shall cease. Following an accident or incident, no person shall permit any of the following without the permission of the department or under the lawful order of the New York City Police or Fire Department:

(1) Use or operation of such mast climber;

(2) Removal of the mast climber or any part thereof from the area of the job site; or

(3) Removal of any debris, objects or evidence involved in the accident or incident.

(p) Open applications. Applications shall be deemed abandoned, and the fee forfeited, one (1) year after the date of their filing pursuant to the provisions of Section 28-105.7 of the Administrative Code.

(q) Waiver. Where the equipment owner or equipment user can demonstrate practical hardship in complying with a requirement of this section, but can provide alternative means of compliance that do not compromise the safety of the public or property, the department may grant a waiver from such requirement of this section, provided the alternative means are complied with.

#### STATEMENT OF BASIS AND PURPOSE

This rule is proposed pursuant to the authority of the Commissioner of Buildings under sections 643 and 1043 of the New York City Charter and Section 3314.19 of the NYC Building Code.

Mast climbers are an emerging technology increasingly used on construction and renovation jobs throughout the city. They are utilized for the same purposes as a scaffold, but instead of being built up from the ground out of a series of poles and planks, as a supported scaffold, or hung from an overhead cable, as a suspended scaffold, mast climbers consist of a tower (mast) and a platform that can ride up and down the mast.

Section 3314.19 of the New York City Building Code provides that a permit is required to install and use a mast climber and authorizes the commissioner to promulgate rules concerning mast climbers.

Subdivision (a) of the rule defines the scope of the rule and establishes where the rule applies. Under the federal Occupational Safety and Health Act ("OSH Act"), the Occupational Safety and Health Administration (OSHA) is responsible for protecting worker safety. State and local governments can only regulate where a danger to public safety exists. As such, the rule does not apply to areas where the installation and use of the mast climber is sufficiently set back from areas accessible to the public. The rule applies only where a mast climber is installed and used in areas where it can impact public safety, such as when it is located over a public sidewalk, or adjacent to an occupied building.

Subdivision (b) provides definitions for the rule.

Subdivision (c) sets out the permit requirements for mast climbers. Subdivisions (d), (e) and (f) break the permitting requirements into three parts. Because mast climbers consist of a tower (mast), interchangeable components, and can reach heights several hundred feet into the air, the permitting requirements mirror those for a tower crane.

Subdivision (d) sets out submission requirements for a certificate of approval. Based on the submitted documents, the department is able to ascertain if any actual or proposed use of a mast climber in New York City is in conformance with the manufacturer specifications. The certificate of approval is not tied to any specific mast climber. Once a certificate of approval has been granted, that make and model of mast climber is approved for use in New York City, provided the actual use of the mast climber conforms to the manufacturer's requirements.

Subdivision (e) sets out the submission requirements for a certificate of operation. The certificate of operation verifies that the parts and components of the mast climber to be utilized at the job site are in good condition, safe working order, and have been properly repaired and maintained. Because the components of mast climbers are interchangeable, there is no guarantee that the components that were at one job site will be the same to be used at another job site. For that reason, the certificate of operation is tied to the specific job. Once the job is finished, a new certificate of operation will be required to use the mast climber in a new configuration at a new job site.

Subdivision (f) sets out the submission requirements for a certificate of on-site inspection. The certificate of on-site inspection covers how the mast climber will be set up and utilized at the job site. Following review and approval of the mast climber plan by the department, the mast climber may be installed at the job site. After installation, both the owner of the mast climber and the engineer who filed the plans, or authorized representatives of both, are required to inspect the mast climber to verify it was installed accordance to approved plans. If the mast climber passes the inspection, it shall be issued a certificate of on-site inspection and be allowed to work.

Subdivision (g) provides requirements for photographs required to be taken as part of inspections under this rule.

Subdivisions (h), (i), and (m) establish training and safety requirements for individuals who install, use, operate, and remove mast climbers. Because mast climbers can reach heights hundreds of feet, it is imperative that they be installed, used, operated, and removed by qualified individuals to ensure the public is not endangered.

Subdivision (j) establishes requirements for the maintenance, repair, and adjustment of mast climbers, mandating that such work be performed in accordance with manufacturer specifications and national standards, and only by qualified persons.

Subdivision (k) establishes job site inspection requirements for mast climbers. Each day, prior to the start of the shift, mast climbers are required to undergo a routine safety inspection. Where the mast climber remains at the job site for more than three months, a comprehensive inspection is required every three months. Where the mast climber remains at the jobsite for more than one year, a more detailed inspection is required every year. This ensures that even after the mast climber is inspected as part of the certificate of operation and certificate of on-site inspection it will continue to undergo routine inspections to verify it remains in a safe condition.

Subdivision (l) mandates that when a hazardous condition is identified with a mast climber that could impact the public or adjoining property, the operation and use of the mast climber cease and that the mast climber be adjusted, repaired, or maintained in accordance with the rule to correct the hazardous condition.

Subdivision (n) establishes the type of documents that are required to be maintained at the job site, available to inspection by the commissioner upon request. This includes a log to record the name of individuals supervising the use of the mast climber, record of safety meetings, and records of repairs and adjustments made to the mast climber at the job site.

Subdivision (o) mandates that the department be notified of any accident involving a mast climber.

Subdivision (p) deems applications that have been open for one year or more to be expired.

Subdivision (q) allows the department to grant a waiver to the rule where a practical hardship can be demonstrated, and alternative means of compliance that do not compromise the safety of the public or property are provided.

◆ d30

## TAXI AND LIMOUSINE COMMISSION

### NOTICE

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

Notice is hereby given in accordance with section 1043(b) of the New York City Charter ("Charter") that the Taxi and Limousine Commission ("TLC") proposes amending the provisions of Title 35 of the Rules of the City of New York to increase certain license and inspection fees.

These rules are proposed pursuant to sections 1043 and 2303 of the Charter and section 19-503 of the Administrative Code of the City of New York. The proposed rules were not included in the TLC's regulatory agenda for Fiscal Year 2011 because the need for them was not anticipated at the time the agenda was prepared.

A public hearing on these proposed rules will be held by the

TLC at its offices at 40 Rector Street, 5th Floor, New York, New York 10006 on Thursday, February 17, 2011 at 10:00 A.M. Persons wishing to testify at the hearing may notify the TLC in advance, either in writing or by telephone to the TLC's Office of Legal Affairs at the address and telephone given below. Any request for a sign language interpreter or other form of reasonable accommodation for a disability at the hearing must be submitted to the Office of Legal Affairs in writing or by telephone no later than February 10, 2011.

Written comments in connection with these proposed rules must be received no later than February 2, 2011. Comments may be submitted through the NYC Rules website at [www.nyc.gov/nycrules](http://www.nyc.gov/nycrules), or may be submitted to the Office of Legal Affairs at:

Charles R. Fraser  
Deputy Commissioner for Legal Affairs / General Counsel  
Taxi and Limousine Commission  
40 Rector Street, 5th Floor  
New York, New York 10006  
Telephone: 212-676-1135  
Fax: 212-676-1102  
Email: [tlcrules@tlc.nyc.gov](mailto:tlcrules@tlc.nyc.gov)

Written comments and a transcript of all comments received at the hearing will be available for public inspection at that office.

New Material is underlined.  
[Material inside brackets indicates deleted material.]

**Section 1.** It is proposed to amend Section 4-07(a) of Title 35 of the Rules of the City of New York to read as follows:

(a) *Fee for License.* The fee for a Taxicab Driver's License will be \$[60]84 annually.

**Section 2.** It is proposed to amend Section 5-07(a) of Title 35 of the Rules of the City of New York to read as follows:

(a) *Fee for License.* The fee for a For-Hire Driver's License will be \$[60]84 annually.

**Section 3.** It is proposed to amend Section 6-07(a) of Title 35 of the Rules of the City of New York to read as follows:

(a) *Fee for License.* The fee for a Paratransit Vehicle Driver's License will be \$[60]84 annually.

**Section 4.** It is proposed to amend Section 7-07(a) of Title 35 of the Rules of the City of New York to read as follows:

(a) *Fee for License.* The fee for a Commuter Van Driver's License will be \$[60]84 annually.

**Section 5.** It is proposed to amend Section 8-07(d) of Title 35 of the Rules of the City of New York to read as follows:

(d) *Inspection Fee.* The Commission's fee for a required Taxicab Safety and Emissions inspection is [fifty dollars (\$50)]90; this fee includes the certificate of inspection issued when the Taxicab passes the inspection. Inspection fees must be prepaid [for] with each application and renewal application[period as part of the renewal].

**Section 5.** It is proposed to amend Section 9A-07(e)(7) of Title 35 of the Rules of the City of New York to read as follows:

(7) The Commission's fee for a required Commission inspection[s] will be the fee prescribed by regulation of the DMV for inspections under section 305 of the Vehicle and Traffic Law] is \$75; this fee includes the certificate of inspection issued when the vehicle passes inspection. Inspection fees must be prepaid with each application and renewal application.

**Section 6.** It is proposed to amend Section 9A-07(e) of Title 35 of the Rules of the City of New York to add a new subdivision (8) to read as follows:

(8) *Reinspection Fee.* A reinspection fee can be required if a vehicle must be reinspected. There is a reinspection fee only if reinspection is required because the vehicle failed a component of the inspection required by Section 301 of the NYS Vehicle and Traffic Law. In that case, the reinspection fee is the maximum fee allowed by DMV regulation for any component that must be reinspected. If reinspection is required because the vehicle failed any other component of the inspection, there is no reinspection fee.

#### Statement of Basis and Purpose

These rules increase fees for Taxi and Limousine Commission-issued drivers' licenses and initial inspections of taxicabs, to be authorized by Local Law. Driver's license fees were last changed in 1984, and initial inspection fees for taxi inspections were apparently last changed in 1990. These fees no longer adequately reflect the Commission's costs.

In addition, these rules increase the initial inspection fee for for-hire vehicles. FHV inspections at Commission facilities were first required in 2009, and the fee imposed at that time covered only the State-mandated portion of the inspection and not the additional inspection items involved in determining compliance with the Commission's rules. Accordingly, the current fee for such inspections is the amount permitted to be charged by the State DMV for a State-mandated vehicle inspection. These proposed rules raise the fee for the initial inspection to cover both the State-mandated and the Commission-mandated components of the inspection. The fee for the State-mandated portion of the inspection continues subject to State DMV limits. The Commission intends to charge the increased inspection fee for each inspection conducted on and after the date these rules become effective.

Finally, these rules clarify that FHVs are subject to re-inspection fees only if they fail the State-mandated portion of the initial inspection. As with taxicabs, re-inspections required solely for Commission-mandated items remain free of charge.

This rule amends the version of the Commission's rules that becomes effective April 1, 2011.

◆ d30

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

Notice is hereby given in accordance with section 1043(b) of the New York City Charter ("Charter") that the Taxi and

Limousine Commission ("TLC") proposes amending the provisions of Title 35 of the Rules of the City of New York to increase certain license and inspection fees.

These rules are proposed pursuant to sections 1043 and 2303 of the Charter and section 19-503 of the Administrative Code of the City of New York. The proposed rules were not included in the TLC's regulatory agenda for Fiscal Year 2011 because the need for them was not anticipated at the time the agenda was prepared.

A public hearing on these proposed rules will be held by the TLC at its offices at 40 Rector Street, 5th Floor, New York, New York 10006 on Thursday, February 17, 2011 at 10:00 A.M. Persons wishing to testify at the hearing may notify the TLC in advance, either in writing or by telephone to the TLC's Office of Legal Affairs at the address and telephone given below. Any request for a sign language interpreter or other form of reasonable accommodation for a disability at the hearing must be submitted to the Office of Legal Affairs in writing or by telephone no later than February 10, 2011.

Written comments in connection with these proposed rules must be received no later than February 2, 2011. Comments may be submitted through the NYC Rules website at [www.nyc.gov/nycrules](http://www.nyc.gov/nycrules), or may be submitted to the Office of Legal Affairs at:

Charles R. Fraser  
Deputy Commissioner for Legal Affairs / General Counsel  
Taxi and Limousine Commission  
40 Rector Street, 5th Floor  
New York, New York 10006  
Telephone: 212-676-1135  
Fax: 212-676-1102  
Email: [tlcrules@tlc.nyc.gov](mailto:tlcrules@tlc.nyc.gov)

Written comments and a transcript of all comments received at the hearing will be available for public inspection at that office.

New Material is underlined.  
[Material inside brackets indicates deleted material.]

**Section 1.** It is proposed to amend Sections 1-05(a) and (b) of Title 35 of the Rules of the City of New York to read as follows:

(a) The fee payable to TLC for the inspection required for the issuance of a certificate of inspection of a taxicab, inclusive of the issuance of such certificate, shall be [fifty dollars (\$50)]90.

(b) An owner shall pre-pay upon license application and renewal the inspections fees, set by §1-05(a), for the three inspections per year required by §1-10(b). Pre-payment for each inspection scheduled during a renewal period shall be made in connection with an application for or renewal of a taxicab license and shall be a condition for [license renewal]licensure.

**Section 2.** It is proposed to amend Section 2-05(a) of Title 35 of the Rules of the City of New York to read as follows:

(a) In accordance with §19-505(j) of the Administrative Code of the City of New York, the fee for a taxicab driver's license shall be [sixty dollars (\$60)]84 annually.

**Section 3.** It is proposed to amend Section 4-16(c) of Title 35 of the Rules of the City of New York to read as follows:

(c) Pursuant to §19-505(j) of the Administrative Code of the City of New York, the fee for a paratransit vehicle driver's license shall be [sixty dollars (\$60)]84 annually.

**Section 4.** It is proposed to amend Section 6-03(c) of Title 35 of the Rules of the City of New York to read as follows:

(c) Pursuant to §19-505(j) of the Administrative Code of the City of New York, the fee for a for-hire vehicle driver's license shall be [sixty dollars (\$60)]84 annually.

**Section 5.** It is proposed to amend Section 6-03 of Title 35 of the Rules of the City of New York to add new subdivision (h) to read as follows:

(h) [Repealed]Inspection Fees.

(1) The Commission's fee for a required Commission inspection is \$75; this fee includes the certificate of inspection issued when the vehicle passes inspection. Inspection fees must be prepaid with each application and renewal application.

(2) *Reinspection Fee.* A reinspection fee can be required if a vehicle must be reinspected. There is a reinspection fee only if reinspection is required because the vehicle failed a component of the inspection required by Section 301 of the NYS Vehicle and Traffic Law. In that case, the reinspection fee is the maximum fee allowed by New York State Department of Motor Vehicle regulation for any component that must be reinspected. If reinspection is required because the vehicle failed any other component of the inspection, there is no reinspection fee.

**Section 6.** It is proposed to amend Sections 6-12(c)(3) and (4) of Title 35 of the Rules of the City of New York to read as follows:

**§6-12 Conditions of Licensure and Operation Relating to For-Hire Vehicles and Bases.**

(c)

(3)(i) *New Applications for For-Hire Vehicles That Are Model Year 1996 or Later.* Beginning on September 1, 2009, and during such time as the Commission's Safety and Emissions Division is a Department of Motor Vehicles (DMV) certified inspection station, as a condition for issuance of a new for-hire vehicle permit or approval as a replacement vehicle, vehicles that are model year 1996 or later must be inspected at the Commission's Safety and Emissions Division within ten (10) days after the issuance of T&LC plates by DMV, or after the Commission's acceptance of the application for vehicles registered outside New York State, and, in either case, must pass such inspection within sixty (60) days after the date of the first scheduled inspection of such vehicle and before issuance of a new for-hire vehicle permit. The maximum number of inspections allowed in such sixty-day period is four (4) inspections. The maximum limit of 4 inspections which must occur within 60 days applies not only to the vehicle originally submitted for licensure but also to

any replacement vehicle submitted. Failure of the vehicle originally submitted for licensure and of all replacement vehicles to pass an inspection four times within 60 days will result in denial of the application. Such inspection(s) shall comply with the vehicle inspection requirements set forth in section 301 of the Vehicle and Traffic Law and shall further inspect for compliance with the owner and vehicle requirements set forth in this chapter, and shall constitute one of the inspections required by section 19-504(f) of the Administrative Code and by paragraph (2) of this subdivision, unless the vehicle has accumulated fewer than 500 miles traveled at the time the vehicle arrives at the Commission's facility for inspection in which case the inspection will be only a visual inspection. [The fee for such TLC inspections shall be the fee prescribed by regulation of the DMV for inspections pursuant to section 305 of the Vehicle and Traffic Law.]

(ii) *New Applications for For-Hire Vehicles That Are Model Year 1995 or Earlier or That Have Maximum Gross Weight (MGW) of 8,501 Pounds or More.* Beginning on September 1, 2009, and during such time as the Commission's Safety and Emissions Division is a DMV certified inspection station, as a condition for issuance of a new for-hire vehicle permit or approval as a replacement vehicle, vehicles that are model year 1995 and earlier and vehicles of any model year for which the registration cards state the maximum gross weight (MGW) of 8,501 pounds or more must be inspected at the Commission's Safety and Emissions Division within ten (10) days after the issuance of T&LC plates by DMV, or after the Commission's acceptance of the application for vehicles registered outside New York State, and, in either case, must pass such inspection within sixty (60) days after the date of the first scheduled inspection of such vehicle and before issuance of a new for-hire vehicle permit. The maximum number of inspections allowed in such sixty-day period is four (4) inspections. The maximum limit of 4 inspections which must occur within 60 days applies not only to the vehicle originally submitted for licensure but also to any replacement vehicle submitted. Failure of the vehicle originally submitted for licensure and of all replacement vehicles to pass an inspection four times within 60 days will result in denial of the application. Such inspection(s) shall comply with the vehicle inspection requirements set forth in section 301 of the Vehicle and Traffic Law and shall further inspect for compliance with the owner and vehicle requirements set forth in this chapter, except that such inspections shall not include emissions testing and shall not constitute one of the inspections required by section 19-504(f) of the Administrative Code and by paragraph (2) of this subdivision. [The fee for such TLC inspections shall be the safety inspection fee prescribed by regulation of the DMV for inspections pursuant to section 305 of the Vehicle and Traffic Law.]

(4)(i) *Renewals for For-Hire Vehicles That Are Model Year 1996 or Later.* Beginning on February 1, 2010, and during such time as the Commission's Safety and Emissions Division is a DMV certified inspection station, as a condition for renewal of a for-hire vehicle permit, vehicles that are model year 1996 or later must have been inspected at the Commission's Safety and Emissions Division and pass such inspection within thirty (30) days after the date of the first scheduled inspection of such vehicle and before a renewal permit will be issued. The maximum number of inspections allowed in such thirty-day period is four (4) inspections. The maximum limit of 4 inspections which must occur within 30 days applies not only to the vehicle originally submitted for licensure but also to any replacement vehicle submitted. Failure of the vehicle originally submitted for licensure and of all replacement vehicles to pass an inspection four times within 30 days will result in denial of the application. If a vehicle has not passed inspection by the permit expiration date, the vehicle shall not operate until it passes inspection. If a vehicle does not pass inspection within the thirty-day period, the vehicle shall not operate and the application shall be denied. Such inspection(s) shall comply with the vehicle inspection requirements set forth in section 301 of the Vehicle and Traffic Law and shall further inspect for compliance with the vehicle owner and for-hire vehicle requirements set forth in this chapter and shall constitute one of the inspections required by section 19-504(f) of the Administrative Code and by paragraph (2) of this subdivision. [The fee for such TLC inspections shall be the fee prescribed by regulation of the DMV as set forth in paragraph (3)(i) of this subdivision.]

(ii) *Renewals for For-Hire Vehicles That Are Model Year 1995 or Earlier or That Have MGW of 8,501 Pounds or More.* Beginning on February 1, 2010, and during such time as the Commission's Safety and Emissions Division is a DMV certified inspection station, as a condition for renewal of a for-hire vehicle permit, vehicles that are model year 1995 and earlier and vehicles of any model year for which the registration cards state the MGW of 8,501 pounds or more must have been inspected at the Commission's Safety and Emissions Division and pass such inspection within thirty (30) days after the date of the first scheduled inspection of such vehicle and before a renewal permit will be issued. The maximum number of inspections allowed in such thirty-day period is four (4) inspections. The maximum limit of 4 inspections which must occur within 30 days applies not only to the vehicle originally submitted for licensure but also to any replacement vehicle submitted. Failure of the vehicle originally submitted for inspection and of all replacement vehicles to pass an inspection four times within 30 days will result in denial of the application. If a vehicle has not passed inspection by the permit expiration date, the vehicle shall not operate until it passes inspection. If a vehicle does not pass inspection within the thirty-day period, the vehicle shall not operate and the application shall be denied. Such inspection(s) shall comply with the vehicle inspection requirements set forth in section 301 of the Vehicle and Traffic Law and shall further inspect for compliance with the vehicle owner and for-hire vehicle requirements set forth in this chapter, except that such inspections shall not include emissions testing and shall not constitute one of the inspections required by section 19-504(f) of the Administrative Code and by paragraph (2) of this subdivision. [The fee for such TLC inspections shall be the safety inspection fee prescribed by regulation of the DMV as set forth in paragraph (3)(ii) of this subdivision.]

**Section 7.** It is proposed to amend Section 9-15(b)(1) of Title 35 of the Rules of the City of New York to read as follows:

(1) In accordance with §19-505(j) of the Administrative Code of the City of New York, the fee for a commuter van driver's license shall be [sixty dollars (\$60)]\$84 annually, to be paid at the time of filing the application for issuance or renewal of such license. Such fee shall not be refunded in the event of

disapproval of the application.

**Statement of Basis and Purpose**

These rules increase fees for Taxi and Limousine Commission-issued drivers' licenses and initial inspections of taxicabs, to be authorized by Local Law. Driver's license fees were last changed in 1984, and initial inspection fees for taxi inspections were apparently last changed in 1990. These fees no longer adequately reflect the Commission's costs.

In addition, these rules increase the initial inspection fee for for-hire vehicles. FHV inspections at Commission facilities were first required in 2009, and the fee imposed at that time covered only the State-mandated portion of the inspection, and did not cover the additional inspection items involved in determining compliance with the Commission's rules. Accordingly, the current fee for such inspections is the amount allowed to be charged by the State DMV for State-mandated vehicle inspections. These proposed rules raise the

fee for the initial inspection to cover both the State-mandated and the Commission-mandated components of the inspection. The fee for the State-mandated portion of the inspection continues subject to State DMV limits. The Commission intends to charge the increased inspection fee for each inspection conducted on and after the date these rules become effective.

Finally, these rules clarify that FHVs are subject to re-inspection fees only if they fail the State-mandated portion of the initial inspection. As with taxicabs, re-inspections required solely for Commission-mandated items remain free of charge.

This rule amends the Commission's current rules; there will be a separate rule-making to amend the Commission rule book that becomes effective April 1, 2011.

◀ d30

**SPECIAL MATERIALS**

**CITYWIDE ADMINISTRATIVE SERVICES**

■ NOTICE

**OFFICIAL FUEL PRICE SCHEDULE NO. 6597  
FUEL OIL AND KEROSENE**

CONTRACT NO.	ITEM NO.	FUEL/OIL TYPE	VENDOR	CHANGE	PRICE EFF. 12/27/2010
2887105	2.0	#1DULS	MANH SPRAGUE ENERGY CORP	+0355 GAL.	3.0183 GAL.
2887105	3.0	#1DULS	BRONX SPRAGUE ENERGY CORP	+0355 GAL.	3.0183 GAL.
2887105	4.0	#1DULS	BROOKLYN SPRAGUE ENERGY CORP	+0355 GAL.	3.0533 GAL.
2887105	5.0	#1DULS	QUEENS SPRAGUE ENERGY CORP	+0355 GAL.	3.0533 GAL.
2887105	6.0	#1DULS	S.I. SPRAGUE ENERGY CORP	+0355 GAL.	3.1183 GAL.
2887105	7.0	#1DULS	P/U SPRAGUE ENERGY CORP	+0355 GAL.	2.9301 GAL.
2887086	3.0	#1DULSB20	CITY WIDE BY TW SPRAGUE ENERGY CORP	+0673 GAL.	3.1576 GAL.
2887086	7.0	#1DULSB20	P/U SPRAGUE ENERGY CORP	+0673 GAL.	3.0879 GAL.
2887086	1.0	#1DULSB5	CITY WIDE BY TW SPRAGUE ENERGY CORP	+0435 GAL.	2.9917 GAL.
2887086	5.0	#1DULSB5	P/U SPRAGUE ENERGY CORP	+0435 GAL.	2.9097 GAL.
3087064	1.0	#1DULSB50	CITY WIDE BY TW METRO FUEL OIL CORP.	+1149 GAL.	3.9930 GAL.
2887052	1.0	#2	MANH RAPID PETROLEUM	+0545 GAL.	2.5856 GAL.
2887052	4.0	#2	BRONX RAPID PETROLEUM	+0545 GAL.	2.5854 GAL.
2887052	7.0	#2	BROOKLYN RAPID PETROLEUM	+0545 GAL.	2.5750 GAL.
2887052	13.0	#2	S.I. RAPID PETROLEUM	+0545 GAL.	2.6185 GAL.
2887053	10.0	#2	QUEENS METRO FUEL OIL CORP.	+0545 GAL.	2.6083 GAL.
2887169	1.0	#2B5	CITY WIDE BY TW METRO FUEL OIL CORP.	+0615 GAL.	3.0323 GAL.
2887105	8.0	#2DHS	BARGE M.T.F. 111 SPRAGUE ENERGY CORP	+0545 GAL.	2.8611 GAL.
2887106	9.0	#2DHS	BARGE WI METRO FUEL OIL CORP.	+0545 GAL.	2.7725 GAL.
2887301	1.0	#2DLS	BARGE ST. GEORGE METRO FUEL OIL CORP.	+0642 GAL.	2.8647 GAL.
2887301	3.0	#2DLS	P/U METRO FUEL OIL CORP.	+0642 GAL.	2.7275 GAL.
2887105	1.0	#2DULS	CITY WIDE BY TW SPRAGUE ENERGY CORP	+0518 GAL.	2.7068 GAL.
2887105	1.1	#2DULS	P/U SPRAGUE ENERGY CORP.	+0518 GAL.	2.6718 GAL.
2887301	2.0	#2DULS	BARGE ST. GEORGE METRO FUEL OIL CORP.	+0518 GAL.	2.7865 GAL.
2887086	4.0	#2DULSB20	CITY WIDE BY TW SPRAGUE ENERGY CORP	+0803 GAL.	2.9971 GAL.
2887087	8.0	#2DULSB20	P/U METRO FUEL OIL CORP.	+0803 GAL.	3.3479 GAL.
2887086	2.0	#2DULSB5	CITY WIDE BY TW SPRAGUE ENERGY CORP	+0589 GAL.	2.8037 GAL.
2887105	10.0	#2DULSB5	BARGE ST. GEORGE SPRAGUE ENERGY CORP	+0589 GAL.	3.3390 GAL.
2887159	6.0	#2DULSB5	P/U METRO FUEL OIL CORP.	+0589 GAL.	2.8514 GAL.
3087065	2.0	#2DULSB50	CITY WIDE BY TW SPRAGUE ENERGY CORP.	+1230 GAL.	3.7990 GAL.
2887274	7.0	#2DULSDISP	DISPENSED SPRAGUE ENERGY CORP.	+0518 GAL.	3.0337 GAL.
2887052	2.0	#4	MANH RAPID PETROLEUM	+0434 GAL.	2.4169 GAL.
2887052	5.0	#4	BRONX RAPID PETROLEUM	+0434 GAL.	2.4203 GAL.
2887052	8.0	#4	BROOKLYN RAPID PETROLEUM	+0434 GAL.	2.4311 GAL.
2887052	14.0	#4	S.I. RAPID PETROLEUM	+0434 GAL.	2.4641 GAL.
2887053	11.0	#4	QUEENS METRO FUEL OIL CORP.	+0434 GAL.	2.4359 GAL.
2887052	3.0	#6	MANH RAPID PETROLEUM	+0360 GAL.	2.3200 GAL.
2887052	6.0	#6	BRONX RAPID PETROLEUM	+0360 GAL.	2.3200 GAL.
2887052	9.0	#6	BROOKLYN RAPID PETROLEUM	+0360 GAL.	2.3350 GAL.
2887052	15.0	#6	S.I. RAPID PETROLEUM	+0360 GAL.	2.3710 GAL.
2887054	12.0	#6	QUEENS CASTLE OIL CORPORATION	+0360 GAL.	2.3391 GAL.
2787347	1.0	JETA	FLOYD BENNETT SPRAGUE ENERGY CORP	+0720 GAL.	3.3176 GAL.

**OFFICIAL FUEL PRICE SCHEDULE NO. 6598  
FUEL OIL, PRIME AND START**

CONTRACT NO.	ITEM NO.	FUEL/OIL TYPE	VENDOR	CHANGE	PRICE EFF. 12/27/2010
3087154	1.0	#2	MANH F & S PETROLEUM CORP.	+0545 GAL.	2.6921 GAL.
3087154	79.0	#2	BRONX F & S PETROLEUM CORP.	+0545 GAL.	2.6921 GAL.
3087154	157.0	#2	BKLYN., QUEENS, SI F & S PETROLEUM CORP.	+0545 GAL.	2.7721 GAL.
3087225	1.0	#4	CITY WIDE BY TW METRO FUEL OIL CORP.	+0434 GAL.	2.8650 GAL.
3087225	2.0	#6	CITY WIDE BY TW METRO FUEL OIL CORP.	+0360 GAL.	2.7250 GAL.

**OFFICIAL FUEL PRICE SCHEDULE NO. 6599  
FUEL OIL AND REPAIRS**

CONTRACT NO.	ITEM NO.	FUEL/OIL TYPE	VENDOR	CHANGE	PRICE EFF. 12/27/2010
3087115	1.0	#2	MANH & BRONX PACIFIC ENERGY	+0545 GAL.	2.5175 GAL.
3087115	80.0	#2	BKLYN., QUEENS, SI PACIFIC ENERGY	+0545 GAL.	2.5227 GAL.
3087218	1.0	#4	CITY WIDE BY TW PACIFIC ENERGY	+0434 GAL.	2.8063 GAL.
3087218	2.0	#6	CITY WIDE BY TW PACIFIC ENERGY	+0360 GAL.	2.7779 GAL.

**OFFICIAL FUEL PRICE SCHEDULE NO. 6600a  
GASOLINE**

CONTRACT NO.	ITEM NO.	FUEL/OIL TYPE	VENDOR	CHANGE	PRICE EFF. 12/27/2010
2687312	1.0	E70	CITY WIDE BY TW SPRAGUE ENERGY CORP.	+0817 GAL.	2.7883 GAL.
2787192	7.0	PREM	CITY WIDE BY TW METRO TERMINALS	+1097 GAL.	2.7000 GAL.
2887274	6.0	PREM	CITY WIDE BY VEHICLE SPRAGUE ENERGY CORP.	+1097 GAL.	2.9335 GAL.
2787192	1.0	U.L.	CITY WIDE BY TW METRO TERMINALS	+1091 GAL.	2.5586 GAL.
2887274	1.0	U.L.	MANH P/U BY VEHICLE SPRAGUE ENERGY CORP.	+1091 GAL.	2.9297 GAL.
2887274	2.0	U.L.	BX P/U BY VEHICLE SPRAGUE ENERGY CORP.	+1091 GAL.	2.8297 GAL.
2887274	3.0	U.L.	BR P/U BY VEHICLE SPRAGUE ENERGY CORP.	+1091 GAL.	2.8297 GAL.
2887274	4.0	U.L.	QNS P/U BY VEHICLE SPRAGUE ENERGY CORP.	+1091 GAL.	2.8297 GAL.
2887274	5.0	U.L.	S.I. P/U BY VEHICLE SPRAGUE ENERGY CORP.	+1091 GAL.	2.8297 GAL.

◀ d30

**CITY RECORD**

■ NOTICE

MONTHLY INDEX  
November 2010

**PUBLIC HEARINGS & MEETINGS**

\*See Also: Procurement Agency Rules

**AGING**—26  
**BOARD MEETINGS**—1, 8, 15, 22, 29  
**BOROUGH PRESIDENT**  
 Brooklyn—3-8, 24-30  
 Bronx—24-30  
 Staten Island—1-3, 23-30  
**BUSINESS INTEGRITY COMMISSION**—8-12  
**CAPITAL RESOURCE CORPORATION**—29  
**CITY COUNCIL**—1, 4-10, 16-23, 30  
**CITY PLANNING**—3-17  
**CITY PLANNING COMMISSION**—17-30  
**CITYWIDE ADMINISTRATIVE SERVICES**—24  
**CIVILIAN COMPLAINT REVIEW BOARD**—5-10  
**COMMUNITY BOARDS**—1-9, 10-17, 29-30  
**COMPTROLLER**—1, 29  
**CONFLICTS OF INTEREST BOARD**—8  
**CONSUMER AFFAIRS**—5, 19  
**CORRECTION**—3-8  
**DEFERRED COMPENSATION BOARD**—16-18  
**DESIGN COMMISSION**—10  
**DESIGN & CONSTRUCTION**—1-8, 15-19  
**ECONOMIC DEVELOPMENT CORPORATION**—30  
**EDUCATION**—15  
**EMPLOYEES' RETIREMENT SYSTEM**—1-15, 24-30  
**ENVIRONMENTAL PROTECTION**—1, 5, 8-10  
**FRANCHISE & CONCESSION REVIEW COMMITTEE**—1-10  
**HEALTH & HOSPITAL CORPORATION**—15-19  
**INDUSTRIAL DEVELOPMENT AGENCY**—29  
**INFORMATION TECHNOLOGY & TELECOMMUNICATIONS**—1-8  
**LABOR RELATIONS**—29-30  
**LANDMARKS PRESERVATION COMMISSION**—1-30  
**MAYOR, OFFICE OF THE**—1, 24  
**MAYOR'S OFFICE OF ENVIRONMENTAL COORDINATION**—16  
**STANDARDS & APPEALS**—1, 5-8, 19-22  
**TAXI & LIMOUSINE COMMISSION**—10  
**TRANSPORTATION**—8-12, 17-29  
**YOUTH & COMMUNITY DEVELOPMENT**—1

COURT NOTICE SUPREME COURT

**RICHMOND COUNTY**  
 Notice of Acquisition Index Number (CY) 4024/10, South Richmond Bluebelt, Phase 3—3-17  
 Notice of Acquisition Index Number (CY) 4025/10, South Railroad Street—19

**QUEENS COUNTY**  
 Notice of Acquisition Index Number 18977-2010,142nd Street—8-22

**PROPERTY DISPOSITION**  
 \*See Also: Public Hearings & Meetings

**CITYWIDE ADMINISTRATIVE SERVICES**  
 Auction—1-10  
 Sealed Bids—1-19, 23-30  
**ENVIRONMENTAL PROTECTION**—15  
**HOUSING PRESERVATION & DEVELOPMENT**—1, 17  
**POLICE**—Daily

PROCUREMENT

**ADMINISTRATION FOR CHILDREN'S SERVICES**  
 Awards—29  
**AGING**  
 Awards—10  
**BROOKLYN BRIDGE PARK**—1  
**CHIEF MEDICAL EXAMINER**  
 Awards—5  
**CITY UNIVERSITY**—5, 12-24  
**CITYWIDE ADMINISTRATIVE SERVICES**—1, 3, 4, 5, 8, 9, 12, 15, 17, 18, 19, 23, 24, 30  
 Awards—1, 3, 4, 5, 8, 10, 12, 15, 16, 17, 18, 19, 22, 24, 26, 29, 30  
**COMPTROLLER**—23  
 Awards—9  
**DISTRICT ATTORNEY'S OFFICE**  
 Kings County—30  
**DESIGN & CONSTRUCTION**—1, 3, 5, 22  
 Awards—22, 26, 29, 30  
**ECONOMIC DEVELOPMENT CORPORATION**—1, 15, 17, 22, 23, 30  
**EDUCATION**—3, 4, 5, 8, 10, 12, 17, 18, 24  
 Intent to Award—3-9  
**EMERGENCY MANAGEMENT**  
 Awards—5  
**EMPLOYEES' RETIREMENT SYSTEM**  
 Awards—22  
**ENVIRONMENTAL PROTECTION**—1, 4, 5, 12, 16, 17, 22, 30  
**FINANCE**—5  
**FINANCIAL INFORMATION SERVICES AGENCY**  
 Awards—8  
**FIRE**—24  
 Award—24  
**HEALTH & HOSPITALS CORPORATION**—Daily  
**HEALTH & MENTAL HYGIENE**—Daily  
 Awards—5, 8, 10, 15, 19, 22, 23, 24, 26, 30  
**HOMELESS SERVICES**—Daily  
 Intent to Award—1-4  
 Award—4, 10, 23  
**HOUSING AUTHORITY**—1-16, 17, 18, 19, 26, 29, 30  
**HOUSING PRESERVATION & DEVELOPMENT**—29

Awards—1, 24  
 Intent to Award—29  
 Vendor Lists—22  
**HUMAN RESOURCES ADMINISTRATION**—17, 19  
 Intent to Award—30  
 Awards—5, 12, 22, 23, 24, 30  
**INFORMATION TECHNOLOGY & TELECOMMUNICATIONS**—4-23  
 Awards—19  
**JUVENILE JUSTICE**—Daily  
**LANDMARKS PRESERVATION COMMISSION**—1  
**LAW**  
 Intent to Award—1-3  
**MAYOR, OFFICE OF THE**—1  
 Intent to Award—26  
**PARKS & RECREATION**—1, 4, 8, 9, 12, 16, 17-30  
 Awards—5, 8, 24  
**PAYROLL ADMINISTRATION**  
 Awards—4  
**POLICE**—4, 12-18  
 Awards—1  
 Intent to Award—3-9  
**SANITATION**—16, 23  
 Awards—4, 5  
**SCHOOL CONSTRUCTION AUTHORITY**—4, 5, 9, 16, 23, 26, 30  
**TRANSPORTATION**—1, 15, 17, 22, 23  
**TRIBOROUGH BRIDGE & TUNNEL AUTHORITY**—16, 24  
**YOUTH & COMMUNITY DEVELOPMENT**—3, 15

AGENCY PUBLIC HEARINGS ON CONTRACT AWARDS

**CITYWIDE ADMINISTRATIVE SERVICES**—12  
**CORRECTION**—3  
**CRIMINAL JUSTICE COORDINATOR**—5, 24  
**HEALTH & MENTAL HYGIENE**—19  
**HOMELESS SERVICES**—5, 8, 19  
**HUMAN RESOURCES ADMINISTRATION**—19  
**INFORMATION TECHNOLOGY & TELECOMMUNICATIONS**—8, 19, 22  
**MANAGEMENT & BUDGET**—19, 23  
**POLICE**—24

AGENCY RULES

**BUILDINGS**  
 Notice of Adoption of Rules, Relating to the Requirements for the Approval of Property Tax Abatement for the Installation of a Solar Electric Generating System—12  
**CITYWIDE ADMINISTRATIVE SERVICES**  
 Notice of Adoption, Revision of Chapter 11 of Title 55 the Official Compilation of the Rules of the City of New York, Relating to Examination Regulations—30  
**CONSUMER AFFAIRS**  
 Notice of Public Hearing and Opportunity to Comment on Proposed Amendments to Rule Regarding the Licensing of Process Servers—10  
**ENVIRONMENTAL CONTROL BOARD**  
 Notice of Opportunity to Comment on Proposed Rule Regarding the Health Code and Miscellaneous Food Vendor Violations Schedule—5  
 Notice of Opportunity to Comment on Proposed Rule Regarding Recycling-Sanitation Collection Rules Penalty Schedule—5  
 Notice of Promulgation of Rule Regarding Department of Transportation Penalty Schedule—5  
**ENVIRONMENTAL PROTECTION**  
 Notice of Amendment to Chapter 1 of Title 15 of the Rules of the City of New York Rules Governing the Asbestos Control Program—5  
 Notice of Opportunity to Comment on Proposed Amendments to Chapter 2 of Title 15 of the Rules of the City of New York Pertaining to the Use of Clean Heating Oil in New York City—19  
**HOUSING PRESERVATION & DEVELOPMENT**  
 Notice of Adoption of Rules Governing Tax Exemption under §421-b of the Real Property Tax Law—19  
**MAYOR, OFFICE OF THE**  
 Office of Citywide Events Coordination and Management, Notice of Opportunity to Comment on Proposed Rule Changes Relating to Street Activity Permits to Impose One-Year Moratorium on New Events—26  
**POLICE**  
 Notice of Opportunity to Comment on Proposed Rule Changes Relating to Parade Permits to Promulgate a Fee Schedule for Certain Parade Permits—26  
**SANITATION**  
 Proposed Rules Governing the Disposal and Collection of Bedding—1  
 Notice of Adoption of Final Rules Governing the Disposal and Collection of Bedding—3  
**TAXI & LIMOUSINE COMMISSION**  
 Notice of Public Hearing and Opportunity to Comment on Proposed Rules to Clarify that Taxicabs Drivers Licenses are Valid only for the Operation of Taxicabs—3  
 Notice of Public Hearing and Opportunity to Comment on Proposed Rules Regarding Certain Rule Aspects Affecting the Experience of the Riding Public—4  
 Notice of Public Hearing and Opportunity to Comment on Proposed Rules Regarding Standard Rules for Handling Lost Passenger Property—4  
 Notice of Public Hearing and Opportunity to Comment on Proposed Rules Regarding Various Vehicle Transfer Fees—5  
 Notice of Public Hearing and Opportunity to Comment on Proposed Rules Regarding Commuter Vans to have Passenger Bills of Rights—5  
 Notice of Promulgation of Rules Governing For-Hire Vehicles to Implement New State Law Workers' Compensation Provisions for Livery Drivers—12  
 Notice of Public Hearing and Opportunity to Comment on Proposed Rules Increasing Taxicab Reinsertion Fees—15  
 Notice of Promulgation of Rules to Change the Date on which the TLC's New Rule Book Becomes Effective and the Prior Rule Book is Repealed—26  
 Notice of Cancellation of Public Hearing, Proposed Rule to Clarify that Taxicab Driver Licenses are Valid only for the Operation of Taxicabs—29

**TRANSPORTATION**

Notice of Opportunity to Comment on Proposed Amendments to the Rules Relating to the Posting of a Sign Setting Forth Bicycle Safety Procedures at the Place of Employment of Businesses that Engage in Delivering Packages of any Type by Bicycle—15  
 Notice of Opportunity to Comment on Proposed Amendments to the Rules Regarding Truck Routes—24  
 Notice of Opportunity to Comment on Proposed Amendments to the Rules Regarding Truck Routes—30

SPECIAL MATERIALS

**CHANGES IN PERSONNEL**—1, 3, 4, 5, 8, 9, 10, 12, 15, 16, 17, 18, 19, 22, 23, 24, 26, 29, 30

**CITY RECORD**

October Monthly Index—30  
**CITY PLANNING COMMISSION**—3, 19  
**CITYWIDE ADMINISTRATIVE SERVICES**

Fuel Oil Price No. 6565—5  
 Fuel Oil Price No. 6566—5  
 Fuel Oil Price No. 6567—5  
 Fuel Oil Price No. 6568—5  
 Fuel Oil Price No. 6569-12  
 Fuel Oil Price No. 6570-12  
 Fuel Oil Price No. 6571-12  
 Fuel Oil Price No. 6572-12  
 Fuel Oil Price No. 6573-19  
 Fuel Oil Price No. 6574-19  
 Fuel Oil Price No. 6575-19  
 Fuel Oil Price No. 6576-19  
 Fuel Oil Price No. 6577-26  
 Fuel Oil Price No. 6578-26  
 Fuel Oil Price No. 6579-26  
 Fuel Oil Price No. 6580-26

**COLLECTIVE BARGAINING**—4, 16

**FINANCE**—22

**HOUSING PRESERVATION & DEVELOPMENT**—10-22

**TAXI & LIMOUSINE COMMISSION**—16

**TRANSPORTATION**—1-8

**WATER BOARD**—10

LATE NOTICES

HEARINGS & MEETINGS

Aging—  
 Comptroller—29  
 Design Commission—10  
 Mayor's Office of Environmental Coordination—16  
 Standards & Appeals—19

PROCUREMENT

Design & Construction—22  
 Economic Development Corporation—23  
 Education—17  
 Environmental Protection—22  
 Housing Authority—17, 26  
 Information Technology & Telecommunications—4  
 Mayor, Office of the—26  
 Parks & Recreation—1, 16, 23  
 Police—12  
 Transportation—23

AGENCY PUBLIC HEARINGS ON CONTRACT AWARDS

Correction—3  
 Citywide Administration Services—12  
 Criminal Justice Coordinator—5, 24  
 Emergency Management—23  
 Homeless Services—5, 8  
 Information Technology & Telecommunications—8, 19, 22  
 Management & Budget—19

SUPPLEMENT TO THE CITY RECORD

**City Council**  
 Stated Meeting of Tuesday, June 29, 2010—15  
 Stated Meeting of Tuesday, June 29, 2010—16  
 Stated Meeting of Wednesday, August 25, 2010—26

◆ d30

**TRANSPORTATION**

■ NOTICE

**PUBLIC NOTICE OF A CONCESSION OPPORTUNITY FOR THE OPERATION, MANAGEMENT AND MAINTENANCE OF PEDESTRIAN PLAZAS LOCATED AT ASTOR PLACE, LAFAYETTE STREET, EAST 9TH STREET AND 4TH AVENUE, BOROUGH OF MANHATTAN**

Pursuant to the Concession Rules of the City of New York, the Department of Transportation ("DOT") intends to enter into a concession for the operation, management, and maintenance of pedestrian plazas located at Astor Place, Lafayette Street, East 9th Street, and 4th Avenue in Manhattan ("Licensed Plaza"), including through DOT-approved events, sponsorships, and subconcessions including but not limited to providing for the sale of any of the following: prepared food, flowers, locally grown produce or locally manufactured products, merchandise (such as souvenirs or T-shirts) that helps brand or promote the neighborhood or the concessionaire, and other similar merchandise.

Subconcessions would be awarded based on solicitations issued by the concessionaire in the basic form of Request for Proposals or Request for Bids, subject to DOT's prior written approval of both solicitation and award.

The concession agreement will provide for one (1) five-year term, with four (4) one-year renewal options. The renewal options shall be exercisable at DOT's sole discretion.

DOT has identified the Village Alliance District Management Association, Inc. as a potential concessionaire, but DOT will consider additional expressions of interest from other potential not-for-profit concessionaires for the operation, management, and maintenance of the Licensed Plaza. In order to qualify, interested organizations should be active in the neighborhood of the Licensed Plaza and have demonstrated experience in the management, operation and maintenance of publicly accessible facilities, including but not limited to programming/events management and concession or retail operation/management.

Not for profit organizations may express interest in the proposed concession by contacting Andrew Wiley-Schwartz, Assistant Commissioner for Public Spaces, by email at [awileyschwartz@dot.nyc.gov](mailto:awileyschwartz@dot.nyc.gov) or in writing at 55 Water Street, 9th Floor, New York, NY 10041 by January 10, 2011. Mr. Wiley-Schwartz may also be contacted with any questions relating to the proposed concession by email or by telephone at (212) 839-6678.

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

d17-j10

## YOUTH AND COMMUNITY DEVELOPMENT

### NOTICE

#### Notice of Concept Paper

The Department of Youth and Community Development (DYCD) will release the Teen ACTION Initiative Concept Paper on January 4, 2011. This concept paper is the precursor to a forthcoming Request for Proposals (RFP) in which the Department of Youth and Community Development (DYCD) will seek appropriately qualified organizations to deliver Teen ACTION programs at selected sites in New York City (City). Through a separate competition in the RFP, DYCD will also seek one Technical Assistance (TA) vendor to provide training on the Sexual and Reproductive Health (SRH) component of the Teen ACTION curriculum and related service projects. All responses to this ad are due by February 1, 2011 and should be directed to: NYC Department of Youth and Community Development, Cressida Wasserman, 156 William Street, 2nd Floor, New York, NY 10038 or [ConceptPaper@dycd.nyc.gov](mailto:ConceptPaper@dycd.nyc.gov)

d28-j4

## LATE NOTICES

## COMMUNITY BOARDS

### PUBLIC HEARINGS

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

#### BOROUGH OF BROOKLYN

COMMUNITY BOARD NO. 16 - Tuesday, January 4, 2011 at 7:00 P.M., 444 Thomas S. Boyland Street, Brooklyn, NY

#### #C 070579ZMK

Howard Avenue Rezoning IN THE MATTER OF an application submitted by S & H Glazer Bros., Inc., pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map: changing from a C8-2 district to an R6A district property.

#### BSA# 218-10-BZ

An application to the New York City Board of Standards and Appeals to allow a community facility Use Group 3 school to occupy the 1<sup>st</sup>, 2<sup>nd</sup>, 3<sup>rd</sup> and 4<sup>th</sup> floors of a newly altered building at 123 East 98<sup>th</sup> Street in a C8-2 zoning district.

d30-J4

## TRANSPORTATION

### NOTICE

**NOTICE OF OPPORTUNITY TO COMMENT** on proposed amendments to the rules relating to permits, construction activity and excavation and restoration requirements.

**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 Title 19 of the New York City Administrative Code, and in accordance with the requirements of Section 1043 of the New York City Charter, that the Department of Transportation proposes to add new section 2-01.1 and to amend sections 2-01, 2-02, 2-05, and 2-11 of Chapter 2 of Title 34 of the Official Compilation of the Rules of the City of New York, the Highway Rules. New proposed section 2-01 and the proposed amendments to sections 2-02, 2-05, and section 2-11 were not included in the Agency's regulatory agenda, as they were not anticipated at the time that the agenda was published.**

Written comments regarding the proposed rules may be sent to Joe Yacca, Deputy Director, Highway Inspection and Quality Assurance, Department of Transportation, 55 Water Street, New York, N.Y. 10041, on or before January 31, 2011, or may be submitted electronically to [rules@dot.nyc.gov](mailto:rules@dot.nyc.gov) or to the NYC Rules web site at [www.nyc.gov/nycrules](http://www.nyc.gov/nycrules). A public hearing shall be held on January 31, 2011 at 55 Water Street, the BID Room, Room A (entrance located on the south side of the building facing the Vietnam Veterans Memorial), New York, N.Y. at 1:00 P.M. Persons seeking to testify are requested to notify Joe Yacca at the address stated above. Persons who need a sign language interpreter or other accommodation for a disability at the hearing are asked to notify Joe Yacca at the foregoing address by January 24, 2011. Persons interested in receiving comments may request them by writing to: Department of Transportation, Record

Access Office, 55 Water Street, New York, NY 10041. Janette Sadik-Khan, Commissioner.

Matter underlined is new; matter in [brackets] is deleted.

Section 1. Section 2-01 of Title 34 of the Rules of the City of New York is amended to read as follows:

**Permittee.** An individual, corporation, business or other entity who secures permits for all work regulated by the Department, pursuant to these rules.

§ 2. Title 34, Chapter 2 of the Rules of the City of New York is amended to add new Section 2-01.1, to read as follows:

#### **Section 2-01.1. Compliance With the Manual on Uniform Traffic Devices.**

All permittees must comply with the most recent version of the Manual on Uniform Traffic Control Devices for Streets and Highways (MUTCD), published by the Federal Highway Administration (FHWA), and the New York State Supplement.

§ 3. Subdivision (h) of section 2-02 of Title 34 of the Rules of the City of New York is amended to read as follows:

#### **(h) Work site safety.**

All obstructions on the street shall be protected by barricades, fencing, railing with flags, lights, and/or signs, placed at proper intervals and at prescribed hours [in accordance with the New York State or Federal Manual on Uniform Traffic Control Devices] pursuant to § 2-01.1 of these rules. During twilight hours the flags shall be replaced with amber lights. Permittees shall also comply with any additional work site safety requirements set forth in these rules or in the permit.

§ 4. Paragraph (2) of subdivision (c) of section 2-05 of Title 34 of the Rules of the City of New York is amended to read as follows:

#### **(c) Conditions.**

(2) All obstructions on the street shall be protected by barricades, fencing, railing with flags, lights, and/or signs, placed at proper intervals and at prescribed hours [in accordance with the New York State or Federal Manual on Uniform Traffic Control Devices] pursuant to § 2-01.1 of these rules. During twilight hours the flags shall be replaced with amber lights.

§ 5. Subdivision (d) of section 2-05 of Title 34 of the Rules of the City of New York is amended to read as follows:

#### **(d) Conditions for the placement or storage of construction material and equipment (other than cranes) on the street.**

(11) The storage area shall be clearly delineated on all sides with barricades, fencing, railing or other safety devices reflectorized and/or illuminated [in accordance with the New York State or Federal Manual on Uniform Traffic Control Devices] pursuant to § 2-01.1 of these rules.

(15) The Commissioner may direct that construction material stored or placed within the street line, particularly in a critical area, be confined to the sidewalk frontage area where the building is to be constructed, altered or demolished. The permittee shall enclose the sidewalk storage area with a four foot high barricade or fence [in accordance with the New York State or Federal Manual on Uniform Traffic Control Devices] pursuant to § 2-01.1 of these rules and shall provide adequate lighting and a minimum of five feet of clear pedestrian passage. A temporary partial sidewalk closing permit shall be required.

§ 6. Paragraph (5) of subdivision (j) of section 2-05 of Title 34 of the Rules of the City of New York is amended to read as follows:

#### **(j) Placement of cranes and derricks on street.**

(5) Safety requirements.

(i) For purposes of safety, a flagperson(s) shall be assigned at all times during the operation of the crane to coordinate all crane operations with pedestrian and vehicular traffic and to give proper warnings to the crane operator. Exceptions may be granted under the following conditions:

(A) Where OCMC traffic stipulations provide for the crane to be operated in an area that has been closed to vehicular and pedestrian traffic, and

(B) Where the full outward swing of the crane actually does not exceed beyond the barricade and the sidewalk area within the swing of the crane carriage or boom is securely barricaded [in accordance with the New York State or Federal Manual on Uniform Traffic Control Devices] pursuant to § 2-01.1 of these rules to prevent pedestrian traffic or an adequate covered pedestrian walkway is provided.

§ 7. Paragraph (4) of subdivision (e) of section 2-11 of Title 34 of the Rules of the City of New York is amended to read as follows:

#### **(e) Excavation and Restoration Requirements.**

(4) Traffic Maintenance

(i) No more than one lane of traffic may be obstructed, except as provided by OCMC stipulations, or as otherwise authorized by the Commissioner.

(ii) All unattended street openings or excavations in a driving lane, including intersections, shall be plated, except as otherwise directed by the Commissioner. The Commissioner may require all street openings and excavations at any location to be plated when no work is in progress. In the case of gas or steam leaks, barricades [in accordance with the New York State or Federal Manual on Uniform Traffic Control Devices] pursuant to § 2-01.1 of these rules

shall be used until the leak is corrected.

(iii) Barricades, signs, lights and other approved safety devices shall be displayed [in accordance with the New York State or Federal Manual on Uniform Traffic Control Devices] pursuant to § 2-01.1 of these rules.

§ 8. Paragraph (6) of subdivision (e) of section 2-11 of Title 34 of the Rules of the City of New York is amended to read as follows:

(6) Work Site Maintenance

(i) All excavated material shall be either removed from the site or stockpiled at a designated curb, properly barricaded [in accordance with the New York State or Federal Manual on Uniform Traffic Control Devices] pursuant to § 2-01.1 of these rules and stored to keep gutters clear and unobstructed in accordance with § 2-05 of these rules.

(ii) All obstructions on the street shall be protected by barricades, fencing, or railing, with flags, lights, or signs [in accordance with the New York State or Federal Manual on Uniform Traffic Control Devices] placed pursuant to § 2-01.1 of these rules at proper intervals and during the hours prescribed. During twilight hours the flags shall be replaced with amber lights.

§ 9. Paragraph (10) of subdivision (e) of Section 2-11 of Title 34 of the Rules of the City of New York is amended to read as follows:

(v) All permittees who install plating and decking during the winter [months] moratorium, as determined by the Department, shall [either] post signs at the site indicating ["Steel Plates Ahead Raise Plow"] "Steel Plates Ahead" or "Raise Plow" [or shall] and countersink said plates flush to the level of the roadway. All signs shall [be of the size and type specified in the most current edition of the Federal Manual on Uniform Traffic Control Devices] comply with all applicable requirements pursuant to § 2-01.1 of these rules. These signs shall be placed on the sidewalk, adjacent to the curb, facing vehicle traffic five feet prior to the plates. On two-way streets, signs shall be placed on both sides of the street five feet prior to the plates.

§ 10. Paragraph (11) of subdivision (e) of Section 2-11 of Title 34 of the Rules of the City of New York is amended to read as follows:

#### **(e) Excavation and Restoration Requirements.**

(11) Base

(iii) Concrete for base shall be placed in a driving lane and intersections or barricaded [in accordance with the New York State or Federal Manual on Uniform Traffic Control Devices] pursuant to § 2-01.1 of these rules in a parking lane for a minimum of three days to permit proper cure of concrete, unless otherwise specified by the Department.

§ 11. Subparagraphs (iv) and (v) of paragraph (2) of subdivision (g) of section 2-11 of Title 34 of the Rules of the City of New York are amended to read as follows:

#### **(g) Emergency Street Openings and Excavations.**

(2) Conditions

(iv) All unattended street openings or excavations in a driving lane, including intersections, shall be plated, except as otherwise directed by the Commissioner. The Commissioner may require all street openings and excavations at any location to be plated when no work is in progress. In the case of gas or steam leaks, barricades [in accordance with the New York State or Federal Manual on Uniform Traffic Control Devices] shall be used pursuant to § 2-01.1 of these rules until the leak is corrected.

(v) Barricades, signs, lights and other approved safety devices shall be displayed [in accordance with the New York State or Federal Manual on Uniform Traffic Control Devices] pursuant to § 2-01.1 of these rules.

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

The Commissioner of Transportation is authorized to promulgate rules regarding streets and highways in the City pursuant to § 2903 of the New York City Charter and Title 19 of the New York City Administrative Code. These rules are being amended to clarify and strengthen the requirements of existing rules, and to enhance vehicular and pedestrian safety. Finally, these amendments will better protect the City's investment on the several miles of roadways coursing throughout the five boroughs.

§ 2-01 is amended to include a definition for the term "permittee." As this term is frequently used throughout the Highway Rules, this definition will provide clarity on those to whom it applies.

A new § 2-01.1 is created to emphasize the requirement that all permittees comply with the Manual on Uniform Traffic Control Devices and the New York State Supplement. Because the Department is creating new § 2-01.1, the following sections were amended to remove references to the Manual on Uniform Traffic Control Devices: subdivision (h) of § 2-02, subdivision (c) of § 2-05, paragraphs (11) and (15) of subdivision (d) of § 2-05, paragraph (5) of subdivision (j) of § 2-05, paragraph (4) of subdivision (e) of § 2-11, paragraph (6) of subdivision (e) of § 2-11, subparagraph (v) of paragraph (10) of subdivision (e) of § 2-11, subparagraph (iii) of paragraph (11) of subdivision (e) of § 2-11, and subdivision (g) of § 2-11.

Additionally, paragraph (10) of subdivision (e) of § 2-11 is being amended to revise signage requirements for steel plates during the winter moratorium.

d30