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THE CITY RECORD

MICHAEL R. BLOOMBERG, Mayor

ELI BLACHMAN, Editor of The City Record.

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PUBLIC HEARINGS AND MEETINGS

See Also: Procurement; Agency Rules

CITY COUNCIL

PUBLIC HEARINGS

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

The Subcommittee on Zoning and Franchises will hold a public hearing on the following matters in the 16th Floor Hearing Room, 250 Broadway, New York City, New York 10007, commencing at 9:30 A.M. on Monday, September 13, 2010:

PIO PIO RESTAURANT

MANHATTAN CB - 4 20105736 TCM
Application pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of Atrio LLC d/b/a Pio Pio Restaurant, for a revocable consent to establish, maintain and operate an unenclosed sidewalk café located at 604 Tenth Avenue, Borough of Manhattan.

OUR CHILDREN

QUEENS CB - 1 C 100145 ZMQ
Application submitted by Hour Children, Inc. pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section Nos. 9a and 9b:

- changing from an M1-1 District to an R5D District property bounded by 36th Avenue, a line midway between 12th Street and 13th Street, 37th Avenue and 11th Street; and
- establishing within a proposed R5D District a C1-3 District bounded by 36th Avenue, a line midway between 12th Street and 13th Street, a line 100 feet southwesterly of 36th Avenue;

as shown on a diagram (for illustrative purposes only) dated May 10, 2010 and subject to the conditions of CEQR Declaration E-250.

CAR SHARE VEHICLES ZONING TEXT

CITYWIDE N 100284 ZRY
Application submitted by the Department of City Planning, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, concerning the parking of car share vehicles in off-street parking facilities.

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

Resolution

Article 1 GENERAL PROVISIONS

Chapter 2 Construction of Language and Definitions

12-10 DEFINITIONS

Bulk

Car sharing vehicle

A "car sharing vehicle" is a vehicle maintained and owned or leased by a car sharing organization which is available for use by its members. Membership shall mean that individuals have been pre-approved to use such vehicles and need not be approved by the car sharing organization at the time of proposed use. Membership must be open to the public and shall only be denied based upon driving record, credit record or other legitimate business need of the car sharing organization. Vehicles must be made available to members for periods of use as short as one hour. The car sharing organization must provide all legally-required insurance as part of the membership.

Vehicles shall be reserved by members through a self-service reservation system which is available at all times. A car sharing vehicle shall be located in a parking facility that is accessible to members of the car sharing organization at all times. No employees or agents of the car sharing organization shall provide services to members or conduct business transactions with members within such parking facility. Attended parking facilities may be serviced by a parking attendant unaffiliated with any car sharing organization. A parking facility containing car sharing vehicles shall be securely separated from all other portions of a building containing residences#.

A car sharing vehicle shall be no more than 216 inches in length and shall bear a decal that provides the name of the car sharing organization. The decal must be clearly visible from the outside of the car sharing vehicle and must be either:

- located on the driver's side door or passenger's side door of car sharing vehicle# and at least 30 square inches in area; or
- located in the lower left corner of the rear windshield of the car sharing vehicle#. The decal shall be at least one square inch in area and contain the letters "CSV" in lettering at least 11/32 of an inch in height and the name of the car sharing organization in lettering at least 5/32 of an inch in height. All lettering shall be fully opaque and shall highly contrast with the background color of the decal.

All car sharing# vehicles shall bear a decal pursuant to the provisions of paragraph (a) or (b) within 60 days of (effective date of amendment).

Public parking garage

A "public parking garage" is a building or other structure#:

- that provides parking or storage for motor vehicles, but not for commercial or public utility vehicles or the dead storage of motor vehicles; and
- some or all of whose parking spaces are non-accessory#.

Car sharing vehicles# may occupy parking spaces in a public parking garage#, however, the number of spaces so occupied shall not exceed 40 percent of all parking spaces in such garage. A public parking garage# may include accessory# off-street parking spaces limited to such spaces that are accessory# to other uses# on the same zoning lot#.

Sale of motor fuel or motor oil or minor repairs incidental to the parking or storage of motor vehicles are permitted accessory uses#.

Public parking lot

A "public parking lot" is any tract of land that is:

- used for the parking or storage for motor vehicles, but not for commercial or public utility vehicles or the dead storage of motor vehicles; and
- not accessory# to a use# on the same or another zoning lot#.

Car sharing vehicles# may occupy spaces in a public parking lot #, however, the number of spaces so occupied shall not exceed 40 percent of all parking spaces in such parking lot.

Minor repairs incidental to the parking or storage of motor vehicles are a permitted accessory use#.

Chapter 3

Comprehensive Off-Street Parking Regulations in Community Districts 1, 2, 3, 4, 5, 6, 7 and 8 in the Borough of Manhattan and a Portion of Community Districts 1 and 2 in the Borough of Queens

13-012 Existing off-street parking facilities

- Existing required or permitted accessory# off-street parking spaces, public parking lots# and public parking garages# established prior to April 29, 1982 in Manhattan and October 25, 1995 in Queens shall continue to be subject to the applicable zoning district regulations in effect prior to April 29, 1982 in Manhattan and October 25, 1995 in Queens. However, enlargements#, extensions# or any increase in the number of off-street parking spaces within such off-street parking facilities shall be subject to the provisions of this Chapter.
- Nothing herein contained shall be deemed to permit a reduction or elimination of existing accessory# off-street parking spaces that were required under the applicable provisions of the zoning district regulations in effect prior to April 29, 1982 in Manhattan and October 25, 1995 in Queens.
- Car sharing vehicles# may occupy existing required or permitted accessory# off-street parking spaces established prior to April 29, 1982, in Manhattan and October 25, 1995, in Queens, however, the number of spaces so occupied shall not exceed five spaces or 20 percent of all such accessory# off-street parking spaces, whichever is greater.
- Accessory residential# off-street parking spaces shall be made available to the occupants of the

#residences# to which they are #accessory# within 30 days after written request is made to the landlord.

(e) #Car sharing vehicles# may occupy parking spaces in #public parking lots# and #public parking garages# established prior to April 29, 1982, in Manhattan and October 25, 1995, however, the number of spaces so occupied shall not exceed 40 percent of all parking spaces in such parking facilities.

13-14 Additional Regulations for Permitted Accessory Off-Street Parking Spaces

13-144 Car sharing vehicles

Notwithstanding the provisions of Sections 13-12 and 13-13, inclusive, #car sharing vehicles# may occupy parking spaces in #accessory# off-street parking facilities, however, the number of spaces so occupied shall not exceed five spaces or 20 percent of all parking spaces in such facilities, whichever is greater. #Accessory residential# off-street parking spaces shall be made available to the occupants of the #residences# to which they are #accessory# within 30 days after written request is made to the landlord.

13-42 Residential Development

#Accessory# off-street parking spaces are required for new #residential developments# or #enlargements# in Manhattan Community Districts 1, 2, 3, 4, 5, 6, 7 and 8, only as set forth below:

(a) For public or publicly-assisted housing, as such categories are defined in Section 25-25 (Modification of Requirements for Public or Publicly Assisted Housing or Non-Profit Housing for the Elderly), the minimum number of #accessory# off-street parking spaces required for new #dwelling units# provided in the #development# or #enlargement# as a percentage of such new #dwelling units# are as follows:

(f) All such parking spaces shall be used exclusively by the occupants of the #residential development# and occupants of nearby public or publicly-assisted housing projects, except that #car sharing vehicles# may occupy #accessory# off-street parking spaces, however, the number of spaces so occupied shall not exceed five spaces or 20 percent of all such parking spaces, whichever is greater. #Accessory residential# off-street parking spaces shall be made available to the occupants of the #residences# to which they are #accessory# within 30 days after written request is made to the landlord.

13-55 Authorizations 13-551 Accessory off-street parking spaces

The City Planning Commission may, by authorization, subject to the otherwise applicable zoning district regulations, allow on-site enclosed #accessory# off-street parking facilities with a maximum capacity of 15 spaces in existing #buildings#, provided that the Commission finds that:

- (a) the #building# does not have #accessory# off-street parking spaces;
(b) such parking spaces are needed for and will be used exclusively by the occupants of the #use# to which they are #accessory#, except that #car sharing vehicles# may occupy #accessory# off-street parking spaces, however, the number of spaces so occupied shall not exceed five spaces or 20 percent of all such parking spaces, whichever is greater. For the purposes of this finding, (b), such need shall exist where there are special circumstances and there are no reasonably viable alternatives to on-site enclosed parking spaces;

13-56 Special Permits

13-561 Accessory off-street parking spaces

The City Planning Commission may, by special permit, subject to the otherwise applicable zoning district regulations, allow on-site or off-site, open or enclosed, #accessory# off-street parking facilities with any capacity not otherwise allowed under Section 13-10 (PERMITTED ACCESSORY OFF-STREET PARKING SPACES), provided the Commission finds that:

(a) such parking spaces are needed for, and will be used by, the occupants, visitors, customers or employees of the #use# to which they are #accessory#, except that #car sharing vehicles# may occupy #accessory# off-street parking spaces, however, the number of spaces so occupied shall not exceed five spaces or 20 percent of all such parking spaces, whichever is greater;

Chapter 2 Use Regulations

22-30 SIGN REGULATIONS

22-323 Signs for parking areas R1 R2 R3 R4 R5 R6 R7 R8 R9 R10

One #sign#, with an area not exceeding two square feet, designating each entrance to or exit from an off-street parking area, open or enclosed, is permitted. No such #sign# shall be higher than seven feet above #curb level#.

In addition, an off-street parking facility that contains #car sharing vehicles# may provide #signs# that in the aggregate total no more than two square feet in area identifying organizations that have #car sharing vehicles# available at such parking area. No such #sign# shall be located higher than seven feet above #curb level#.

Chapter 5 Accessory Off-Street Parking and Loading Regulations

Off-street Parking Regulations

25-40 RESTRICTIONS ON OPERATION OF ACCESSORY OFF-STREET PARKING SPACES

25-412 In all other Residence Districts R3 R4 R5 R6 R7 R8 R9 R10

In the districts indicated, such spaces shall be designed and operated primarily for the long-term storage of the private passenger motor vehicles used by the occupants of such #residences#. However, such spaces may be:

(a) rented for periods of not less than one week and not more than one month to persons who are not occupants of the #residences# to which such spaces are #accessory# for the accommodation of the private passenger motor vehicles used by such non-residents, provided that such spaces are operated in accordance with the regulations promulgated by the Commissioner of Buildings, in a manner which will not adversely affect the residential character of the neighborhood. Such spaces shall be made available to the occupants of the #residences# to which they are #accessory# within 30 days after written request therefore is made to the landlord; or

(b) occupied by #car sharing vehicles#, however:
(1) in R3-2 and R4 Districts, except R4A, R4B and R4-1 Districts, the number of spaces occupied by #car sharing vehicles# shall not exceed 10 percent of all spaces in a #group parking facility# that contains 20 or more spaces; and
(2) in R5, R6, R7, R8, R9 and R10 Districts, except R5A Districts, the number of spaces occupied by #car sharing vehicles# shall not exceed five spaces or 20 percent of all #accessory# off-street parking spaces, whichever is greater.

Such spaces provided pursuant to paragraphs (a) and (b) of this Section shall be made available to the occupants of the #residences# to which they are #accessory# within 30 days after written request is made to the landlord.

25-42 Use of Spaces Accessory to Permitted Non-Residential Uses R1 R2 R3 R4 R5 R6 R7 R8 R9 R10

In all districts, as indicated, all permitted or required off-street parking spaces, open or enclosed, which are #accessory# to permitted non-#residential uses# shall be used only by occupants, visitors, customers or employees of such #uses# and shall not be rented except as may be provided for houses of worship pursuant to Section 25-542 (Shared parking facilities for houses of worship). However, #car sharing vehicles# may occupy such spaces only pursuant to the provisions of paragraphs (a) and (b) of this Section.

R1 R2 R3 R4 R5A

(a) In the districts indicated, #car sharing vehicles# may occupy parking spaces #accessory# to a non-#residential use# in a #group parking facility# containing 20 spaces or more that are #accessory# to a college or university #use# listed in Use Group 3, however, the number of spaces so occupied shall not exceed 10 percent of all parking spaces in such #group parking facility#.

R5 R5B R5D R6 R7 R8 R9 R10

(b) In the districts indicated, except R5A Districts, #car sharing vehicles# may occupy parking spaces #accessory# to a non-#residential use# in a #group parking facility# containing 20 spaces or more, however, the number of spaces so occupied shall not exceed 10 percent of all parking spaces in such #group parking facility#.

25-68 For Parking Facilities Containing Car Sharing Vehicles R1 R2 R3 R4 R5 R6 R7 R8 R9 R10

Within an off-street parking facility that contains #car

sharing vehicles#, an information plaque shall be placed within twenty feet of either the entrance to the parking facility or the attendant's station, at a location accessible to and visible to users of such facility. The plaque shall be fully opaque, non reflective and constructed of permanent, highly durable materials and shall contain the following statements in lettering no less than one inch high:

- (a) "Total parking spaces in facility:" and shall specify the total number of parking spaces permitted within such parking facility;
(b) "Maximum number of car sharing vehicles:" and shall specify the total number of #car sharing vehicles# permitted within such parking facility; and
(c) where such parking facility contains #accessory residential# parking spaces, "Accessory residential parking spaces shall be made available to residents of this building within 30 days after a written request is made to the landlord".

Chapter 6 Accessory Off-Street Parking and Loading Regulations

36-46 Restrictions on Use of Accessory Off-Street Parking Spaces C1 C2 C3 C4 C5 C6 C7 C8

In all districts, as indicated, all permitted or required #accessory# off-street parking spaces, open or enclosed, shall be used primarily for the owners, occupants, employees, customers, residents, or visitors of the #use# or #uses# to which such spaces are #accessory#, except as set forth in this Section.

(a) Any off-street parking spaces #accessory# to #residences# which are not needed by the occupants of such #residences# may be rented to persons who are not occupants of such #residences# for the accommodation of private passenger motor vehicles used by such persons or may be occupied by #car sharing vehicles#, only as set forth in the following paragraphs:

- (1) In C1 or C2 Districts mapped within Residence Districts
In C1 or C2 Districts mapped within R3, R4 or R5A Districts, the number of spaces occupied by #car sharing vehicles# shall not exceed 10 percent of all parking spaces in #group parking facilities# containing 20 or more spaces. In C1 or C2 Districts mapped within R5 Districts except R5A Districts, and in R6, R7, R8, R9 or R10 Districts, the number of spaces occupied by #car sharing vehicles# shall not exceed five spaces or 20 percent of all parking spaces, whichever is greater.
(2) In C1 or C2 Districts not mapped within Residence Districts, or in C3, C4, C5, C6 Districts
In the districts indicated, except C3 Districts, the number of spaces occupied by #car sharing vehicles# shall not exceed five spaces or 20 percent of all parking spaces, whichever is greater. In C3 Districts, the number of spaces occupied by #car sharing vehicles# shall not exceed 10 percent of all parking spaces in #group parking facilities# containing 20 or more spaces.

Such spaces provided pursuant to paragraph (a) of this Section shall be made available to the occupants of the #residences# to which they are #accessory# within 30 days after written request therefore is made to the landlord.

(b) #Car sharing vehicles# may occupy off-street parking spaces #accessory# to a non-#residential use# in #group parking facility# containing 20 spaces or more, however, the number of spaces so occupied shall not exceed 10 percent of all parking spaces in such #group parking facilities#.

In addition, the rental of such spaces to non-residents shall be subject to the restrictions applying to the specified districts as set forth in the Sections 36-461 and 36-462, except that such restrictions shall not apply to spaces occupied by #car sharing vehicles#.

36-51 General Provisions C1 C2 C3 C4 C5 C6 C7 C8

In all districts, as indicated, all permitted or required #accessory# off-street parking spaces shall conform to the provisions of the following Sections: Section 36-50, inclusive.

- Section 36-52 (Size of Spaces)
Section 36-53 (Location of Access to the Street)
Section 36-54 (Restrictions on Use of Required Residential Open Space for Parking)
Section 36-55 (Surfacing)
Section 36-56 (Screening)

Special regulations applying to #large-scale community

facility developments# or #large-scale residential developments# are set forth in Article VII, Chapter 8.

36-52
Size, and Location and Identification of Spaces

* * *

36-523
Identification of #car sharing vehicles#
C1 C2 C3 C4 C5 C6 C7 C8

Within an off-street parking facility that contains #car sharing vehicles#, an information plaque shall be placed within twenty feet of either the entrance to the parking facility or the attendant's station, at a location accessible to and visible to users of such facility. The plaque shall be fully opaque, non reflective and constructed of permanent, highly durable materials and shall contain the following statements in lettering no less than one inch high:

(a) "Total parking spaces in facility;" and shall specify the total number of parking spaces permitted within such parking facility;

(b) "Maximum number of car sharing vehicles;" and shall specify the total number of #car sharing vehicles# permitted within such parking facility; and

(c) where such parking facility contains #accessory residential# parking spaces, "Accessory residential parking spaces shall be made available to residents of this building within 30 days after a written request is made to the landlord".

* * *

Chapter 4
Accessory Off-Street Parking and Loading Regulations

* * *

44-30
RESTRICTIONS ON LOCATION AND USE OF ACCESSORY OFF-STREET PARKING SPACES

* * *

44-35
Restriction on Use of Accessory Off-Street Parking Spaces
M1 M2 M3

In all districts, as indicated, #accessory# off-street parking spaces, whether permitted or required and whether open or enclosed, shall be used primarily for the owners, occupants, employees, customers, or visitors of the #use# or #uses# to which such spaces are #accessory#. #Car sharing vehicles# may occupy #accessory# off-street parking spaces in #group parking facilities# containing 20 spaces or more, however, the number of spaces so occupied shall not exceed 10 percent of all parking spaces in such #group parking facilities#.

* * *

44-41
General Provisions
M1 M2 M3

In all districts, as indicated, all permitted or required off-street parking spaces shall conform to the provisions of Section 44-40, inclusive, the following Sections:

~~Section 44-42 (Size of Spaces)~~

~~Section 44-43 (Location of Access to the Street)~~

~~Section 44-44 (Surfacing)~~

~~Section 44-45 (Screening)~~

Special regulations applying to #large-scale community facility developments# are set forth in Article VII, Chapter 8.

44-42
Size and Identification of Spaces
M1 M2 M3

(a) Size of spaces

In all districts, as indicated, for all #accessory# off-street parking spaces, open or enclosed, each 300 square feet of unobstructed standing or maneuvering area shall be considered one parking space. However, an area of less than 300 square feet, but in no event less than 200 square feet, may be considered as one space, where the layout and design of the parking area are adequate to permit convenient access and maneuvering in accordance with regulations promulgated by the Commissioner of Buildings, or where the developer or applicant for a building permit or certificate of occupancy certifies that such spaces will be fully attended.

* * *

M1 M2 M3

(b) Identification of #car sharing vehicles#

Within an off-street parking facility that contains #car sharing vehicles#, an information plaque shall be placed at a location accessible to and visible to users of such facility. The plaque shall be fully opaque, non reflective and constructed of permanent, highly durable materials and shall contain the following statements in lettering no less than one inch high:

(1) "Total parking spaces in facility;" and shall specify the total number of parking spaces permitted within such parking facility; and

(2) "Maximum number of car sharing vehicles;" and shall specify the total number of #car sharing vehicles# permitted within such parking facility.

* * *

ROSEDALE REZONING

QUEENS CB - 13 C 100436 ZMQ

Application submitted by the Department of City Planning pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section Nos. 19a, 19b, 19c and 19d:

1. eliminating from within an existing R3-2 District a C1-1 bounded by 147th Drive, a boundary line of the City of New York, 148th Avenue, and Hook Creek Boulevard;
2. eliminating from within an existing R3-2 District a C1-2 bounded by:
 - a. Brookville Boulevard, a line 150 feet northeasterly of Francis Lewis Boulevard, a line 150 feet northerly of North Conduit Avenue, 242nd Street, and North Conduit Avenue;
 - b. South Conduit Avenue, Francis Lewis Boulevard, 245th Street, a line 150 feet northeasterly of Francis Lewis Boulevard, 247th Street, a line 150 feet southwesterly of Francis Lewis Boulevard, 245th Street, 243rd Street, and 140th Avenue;
 - c. Caney Road, a line 150 feet southeasterly of 243rd Street, Mayda Road, and a line 150 feet northwesterly of 243rd Street; and
 - d. South Conduit Avenue, Hook Creek Boulevard, 248th Street, a line 100 feet southerly of South Conduit Avenue, and 247th Street;
3. eliminating from within an existing R2 District a C2-1 bounded by Brookville Boulevard, a line 150 feet northerly of Merrick Boulevard, 133rd Avenue, 243rd Street, a line 150 feet northerly of Merrick Boulevard, 132nd Road, Hook Creek Boulevard, a line 150 feet southerly of Merrick Boulevard, a line midway between Brookville Boulevard and 241st Street, and 135th Avenue;
4. eliminating from within an existing R3-2 District a C2-1 bounded by:
 - a. North Conduit Avenue, Hook Creek Boulevard, the centerline of the Long Island Railroad right-of-way (Montauk Division), and Brookville Boulevard; and
 - b. South Conduit Boulevard, a boundary line of the City of New York, a line 100 feet northerly of 149th Street, and Hook Creek Boulevard;
5. changing from an R3-2 District to an R2 District property bounded by:
 - a. a line 150 feet northeasterly of Francis Lewis Boulevard, a line 220 feet southwesterly of 138th Avenue, and a line midway between Brookville Boulevard and 241st Street; and
 - b. a line 150 feet northeasterly of Francis Lewis Boulevard, a line 150 feet northerly of North Conduit Boulevard, 242nd Street, a line 320 feet southwesterly of 138th Avenue, and 241st Street;
6. changing from an R3-2 District to an R3A District property bounded by:
 - a. South Conduit Avenue, 241st Street, a line midway between 140th Avenue and Memphis Avenue, a line 60 feet southeasterly of 241st Street, 142nd Avenue, a line 140 feet northwesterly of 243rd Street, Caney Road, a line 100 feet northwesterly of 243rd Street, Huxley Street, a line perpendicular to the southwesterly street line of Huxley Street distant 120 feet northwesterly (as measured along the street line) from the point of intersection of the southwesterly street line of Huxley Street and the northerly street line of 147th Avenue, a line 130 feet southwesterly of Huxley Street, a line perpendicular to the northeasterly street line of Edgewood Avenue distant 80 feet northwesterly (as measured along the street line) from the point of intersection of the northeasterly street line of Huxley Street and the northerly street line of 147th Avenue, Edgewood Avenue, a line midway between 146th Avenue and 147th Avenue, a line 100 feet easterly of Brookville Boulevard, 147th Avenue, and Brookville Boulevard;
 - b. a line 100 feet northerly of 249th Street, a boundary line of the City of New York, a line 100 feet southerly of 250th Street, a

line perpendicular to the southerly street line of 250th Street distant 110 feet easterly (as measured along the street line) from the point of intersection of the southerly street line of 250th Street and the northeasterly street line of Hook Creek Boulevard, 250th Street, a line perpendicular to the northerly street line of 250th Street distant 60 feet easterly (as measured along the street line) from the point of intersection of the northerly street line of 250th Street and the northeasterly street line of Hook Creek Boulevard, 249th Street, and a line 85 feet easterly of Hook Creek Boulevard; and

c. a line midway between Caney Road and 144th Avenue, 249th Street, Newhall Avenue, a line 120 feet southeasterly of 245th Street, a line 100 feet southwesterly of Newhall Avenue, a line midway between 243rd Street and 245th Street, Newhall Avenue, a line 140 feet southeasterly of 243rd Street, Mayda Road, and a line 100 feet southeasterly of 243rd Street;

7. changing from an R3-2 District to an R3X District property bounded by 140th Avenue, 243rd Street, a line perpendicular to the southeasterly street line of 243rd Street distant 200 feet southwesterly (as measured along the street line), from the point of intersection of the southeasterly street line of 243rd Street and the southerly street line of South Conduit Avenue, 245th Street, a line 135 feet southwesterly of Francis Lewis Boulevard, 246th Street, a line 85 feet southwesterly of Francis Lewis Boulevard, a line midway between 246th Street and 247th Street, Francis Lewis Boulevard, 247th Street, a line 85 feet northeasterly of Francis Lewis Boulevard, a line 100 feet northwesterly of 246th Street, a line 335 feet northeasterly of Francis Lewis Boulevard, 246th Street, South Conduit Avenue, 247th Street, a line 250 feet northeasterly of 139th Avenue, a line midway between 247th Street and 248th Street, a line perpendicular to the northwesterly street line of 248th Street distant 130 feet southwesterly (as measured along the street line) from the point of intersection of the northwesterly street line of 248th Street and the westerly street line of Hook Creek Boulevard, 248th Street, Hook Creek Boulevard, 249th Street, a line perpendicular to the northerly street line of 250th Street distant 60 feet easterly (as measured along the street line) from the point of intersection of the northerly street line of 250th Street and the northeasterly street line of Hook Creek Boulevard, 250th Street, a line perpendicular to the southerly street line of 250th Street distant 110 feet easterly (as measured along the street line) from the point of intersection of the southerly street line of 250th Street and the northeasterly street line of Hook Creek Boulevard, a line 100 feet southerly of 250th Street, a boundary line of the City of New York, 145th Avenue, Hook Creek Boulevard, 148th Avenue, a line 100 feet easterly of Hook Creek Boulevard, 148th Road, a boundary line of the City of New York, Hungary Harbor Road, Hook Creek Boulevard, 148th Drive, a line 100 feet westerly of Hook Creek Boulevard, a line midway between 148th Drive and 149th Avenue, a line 320 feet westerly of Hook Creek Boulevard, 149th Avenue, a line 330 feet westerly of 262nd Street, 149th Road, 262nd Street and its southerly centerline prolongation, a boundary line of the City of New York, a line 50 feet westerly of 259th Street and its southerly prolongation, Craft Avenue, 259th Street, 149th Road, 259th Street, a line midway between 148th Drive and 149th Avenue, 257th Street, 148th Drive, a line 200 feet easterly of Weller Lane, a line midway between 148th Road and 148th Drive, Weller Lane, 149th Road, Weller lane, 149th Drive, a line midway between 255th Street and Weller Lane, Craft Avenue, a line midway between 254th Street and 255th Street, 149th Drive and its westerly centerline prolongation, a northeasterly and a northerly boundary line of a park and its westerly prolongation, Brookville Boulevard, 149th Avenue, 235th Street, a line midway between 148th Avenue and 148th Road, a line 170 feet southeasterly of 235th Street, 148th Avenue, Brookville Boulevard, a line midway between 147th Drive and 148th Avenue, a line 80 feet northwesterly of Brookville Boulevard, 147th Drive, 235th Street, a northeasterly boundary line of Brookville Park and its southeasterly prolongation, an easterly boundary line of Brookville Park and its northerly prolongation, 147th Avenue, 235th Street, a line 100 feet northeasterly of 147th Road, a line 75 feet westerly of Brookville Boulevard, 147th Road, a line perpendicular to the southwesterly street line of 147th Road distant 80 feet northwesterly (as measured along the street line) from the point of intersection of the southwesterly street line of 147th Road and the westerly street line of Brookville Boulevard, a line midway between 147th Road and 147th Drive, Brookville Boulevard, a line midway between 147th Road and 147th Drive, a line 90 feet easterly of Brookville Boulevard, a line 100 feet northerly of 147th Road, a line 100 feet easterly Brookville Boulevard, a line midway between 146th Avenue and 147th Avenue, a line perpendicular to the northeasterly street line of Edgewood Avenue distant 80 feet northwesterly (as measured along the street line) from the point of intersection of the northeasterly street line of Huxley Street and the northerly street line of 147th Avenue, Edgewood Avenue, a line 130 feet southwesterly of Huxley Street, a line perpendicular to the southwesterly street line of Huxley Street distant 120 feet northwesterly (as

measured along the street line) from the point of intersection of the southwesterly street line of Huxley Street and the northerly street line of 147th Avenue, Huxley Street, a line 100 feet northwesterly of 243rd Street, Mayda Road, a line 140 feet southeasterly of 243rd Street, Newhall Avenue, a line midway between 243rd Street and 245th Street, a line 100 feet southwesterly of Newhall Avenue, a line 120 feet southeasterly of 245th Street, Newhall Avenue, 249th Street, a line midway between Caney Road and 144th Avenue, a line 100 feet southeasterly of 243rd Street, Caney Road, a line 140 feet northwesterly of 243rd Street, 142nd Avenue, a line 60 feet southeasterly of 241st Street, a line midway between 140th Avenue and Memphis Avenue, and a line 100 feet southeasterly of 241st Street; and excluding the area bounded by:

- i. 253rd Street, Weller Lane, a line 540 feet northerly of 147th Avenue, a line midway between Weller Lane and 254th Street, 147th Avenue, Francis Lewis Boulevard, a line 80 feet northerly of 147th Road, a line 110 feet westerly of Weller Lane, 147th Road, a line 50 feet easterly of 253rd Street, 147th Avenue, Mayda Road, a line 420 feet southeasterly of 249th Street, a line midway between 145th Avenue and Mayda Road, a line 280 feet southeasterly of 249th Street, 145th Avenue, a line 360 feet southeasterly of 249th Street, and 144th Avenue; and
 - ii. 147th Road, 253rd Street, a line midway between 147th Drive and 148th Avenue, a line 150 feet easterly of 253rd Street, 148th Avenue, line 200 feet easterly of 253rd Street, a line midway between 148th Avenue and 148th Road, 253rd Street, a line midway between 148th Road and 148th Drive, a line perpendicular to the southerly street line of 148th road distant 110 feet easterly (as measured along the street line) from the point of intersection of the southerly street line of 148th Road and the northeasterly street line of Huxley Street, 148th Road, 249th Street, 148th Avenue, a line 230 feet easterly of 249th Street, a line midway between 147th drive and 148th Avenue, a line 100 feet westerly of 253rd Street, a line midway between 147th Road and 147th Drive, and a line 75 feet westerly of 253rd Street;
8. changing from an R3-2 District to an R3-1 District property bounded by:
- a. 147th Drive, a line 80 feet northwesterly of Brookville Boulevard, a line midway between 147th Drive and 148th Avenue, Brookville Boulevard, 148th Avenue, a line 170 feet southeasterly of 235th Street, a line midway between 148th Avenue and 148th Road, and 235th Street;
 - b. 147th Road, 253rd Street, a line midway between 147th Drive and 148th Avenue, a line 150 feet easterly of 253rd Street, 148th Avenue, line 200 feet easterly of 253rd Street, a line midway between 148th Avenue and 148th Road, 253rd Street, a line midway between 148th Road and 148th Drive, a line perpendicular to the southerly street line of 148th road distant 110 feet easterly (as measured along the street line) from the point of intersection of the southerly street line of 148th Road and the northeasterly street line of Huxley Street, 148th Road, 249th Street, 148th Avenue, a line 230 feet easterly of 149th Street, a line midway between 147th drive and 148th Avenue, a line 100 feet westerly of 253rd Street, a line midway between 147th Road and 147th Drive, and a line 75 feet westerly of 253rd Street;
 - c. 253rd Street, Weller Lane, a line 540 feet northerly of 147th Avenue, a line midway between Weller Lane and 254th Street, 147th Avenue, Francis Lewis Boulevard, a line 80 feet northerly of 147th Road, a line 110 feet westerly of Weller Lane, 147th Road, a line 50 feet easterly of 253rd Street, 147th Avenue, Mayda Road, a line 420 feet southeasterly of 249th Street, a line midway between 145th Avenue and Mayda Road, a line 280 feet southeasterly of 249th Street, 145th Avenue, a line 360 feet southeasterly of 249th Street, and 144th Avenue;
 - d. 145th Avenue, a boundary line of the City of New York, 147th Drive, and Hook Creek Boulevard;
 - e. 149th Drive and its westerly centerline prolongation, a line midway between 254th Street and 255th Street, Craft Avenue, a line midway between 255th Street and Weller Lane, 149th Drive, Weller Lane, 149th Road, Weller Lane, a line midway between 148th Road and 148th Drive, a line 200 feet easterly of Weller Lane, 148th Drive, 257th Street, a line midway between 148th Drive and

149th Avenue, 259th Street, 149th Road, 258th Street, a line 60 feet southerly of 149th Road, a line midway between 257th Street and 258th Street, Craft Avenue, a line 50 feet westerly of 259th Street and its southerly centerline prolongation, a boundary line of the City of New York, and a northeasterly boundary line of a park and its southeasterly prolongation; and

- f. 149th Avenue, a line 320 feet westerly of Hook Creek Boulevard, a line midway between 148th Drive and 149th Avenue, a line 100 feet westerly of Hook Creek Boulevard, 148th Drive, Hook Creek Boulevard, Hungary Harbor Road, a boundary line of the City of New York, 262nd Street, and its southerly centerline prolongation, 149th Road, and a line 330 feet westerly of 262nd Street;
9. establishing within an existing R3-2 District a C1-2 District bounded by 147th Avenue, Brookville Boulevard, 147th Road, a line 75 feet westerly of Brookville Boulevard, a line 100 feet northeasterly of 147th Road, and 235th Street;
10. establishing within an existing R2 District a C1-3 District bounded by a line 150 feet northerly of Merrick Boulevard, 133rd Avenue, 243rd Street, a line 125 feet northerly of Merrick Boulevard, 132nd Road, Hook Creek Boulevard, Merrick Boulevard, 245th Street, a line 100 feet southerly of Merrick Boulevard, 244th Street, a line perpendicular to the northwesterly street line of 244th Street distant 100 feet southwesterly (as measured along the street line) from the point of intersection of the northwesterly street line of 244th Street and the southerly street line of Merrick Boulevard, a line midway between 243rd Street and 244th Street, a line 360 feet northeasterly of 134th Avenue, 243rd Street, a line 260 feet northeasterly of 134th Avenue, a line midway between 242nd Street and 243rd Street, a line 120 feet northeasterly of 134th Avenue, 242nd Street, a line perpendicular to the northwesterly street line of 242nd Street distant 175 feet southwesterly (as measured along the street line) from the point of intersection of the northwesterly street line of 242nd Street and the southerly street line of Merrick Boulevard, 241st Street, a line perpendicular to the northwesterly street line of 241st Street distant 115 feet southwesterly (as measured along the street line) from the point of intersection of the northwesterly street line of 241st Street and the southerly street line of Merrick Boulevard, a line 75 feet northwesterly of 241st Street, a line 275 feet northwesterly of 135th Avenue, and Brookville Boulevard;
11. establishing within an existing R3-2 District a C1-3 District bounded by
- a. Brookville Boulevard, a line 150 feet northeasterly of Francis Lewis Boulevard, a line midway between Brookville Boulevard and 241st Street, a line 220 feet southwesterly of 138th Avenue, 241st Street, a line 320 feet southwesterly of 138th Avenue, 242nd Street, North Conduit Avenue, a line perpendicular to the southerly street line of North Conduit Avenue distant 230 feet easterly (as measured along the street line) from the point of intersection of the southerly street line of North Conduit Avenue and the northeasterly street line of Francis Lewis Boulevard, Long Island Railroad right-of-way (Montauk Division), Brookville Boulevard, North Conduit Avenue, and a line 95 feet southwesterly of Francis Lewis Boulevard;
 - b. South Conduit Avenue, 246th Street, a line 335 feet northeasterly of Francis Lewis Boulevard, a line 100 feet northwesterly of 246th Street, a line 85 feet northeasterly of Francis Lewis Boulevard, a line 50 feet northwesterly of 247th Street, Francis Lewis Boulevard, a line midway between 246th Street and 247th Street, a line 85 feet southwesterly of Francis Lewis Boulevard, 246th Street, a line 135 feet southwesterly of Francis Lewis Boulevard, 245th Street, a line perpendicular to the southeasterly street line of 243rd Street distant 200 feet southwesterly (as measured along the street line), from the point of intersection of the southeasterly street line of 243rd Street and the southerly street line of South Conduit Avenue, 243rd Street, and 140th Avenue; and
 - c. South Conduit Avenue, Hook Creek Boulevard, 248th Street, a line perpendicular to the northwesterly street line of 248th Street distant 130 feet southwesterly (as measured along the street line) from the point of intersection of the northwesterly street line of 248th Street and the westerly street line of Hook Creek Boulevard, a line midway between 247th Street and 248th Street, a line 250 feet northeasterly of 139th Avenue, and 247th Street;
12. establishing within an existing R2 District a C2-3 District bounded by Merrick Boulevard, Hook

Creek Boulevard, a line 150 feet southerly of Merrick Boulevard, and 245th Street; and

13. establishing within an existing R3-2 District a C2-3 District bounded by South Conduit Boulevard, a boundary line of the City of New York, a line 100 feet northerly of 249th Street, and Hook Creek Boulevard;

as shown on a diagram (for illustrative purposes only) dated June 7, 2010.

The Subcommittee on Landmarks, Public Siting and Maritime Uses will hold a public hearing on the following matters in the 16th Floor Hearing Room, 250 Broadway, New York City, New York 10007, commencing at 11:00 A.M. on Monday, September 13, 2010:

NOONAN PLAZA APARTMENTS

BRONX CB - 4 20105798 HKX (N 100474 HKX)
Designation (List No. 430/LP-2400) by the Landmarks Preservation Commission pursuant to Section 3020 of the New York City Charter regarding the landmark designation of Noonan Plaza Apartments, located 105-149 West 168th Street a/k/a 1231-1245 Nelson Avenue/1232-1244 Ogden Avenue (Block 2518, Lot 1), as an historic landmark.

HAFFEN BUILDING

BRONX CB - 1 20105799 HKX (N 100475 HKX)
Designation (List No. 430/LP-2388) by the Landmarks Preservation Commission pursuant to Section 3020 of the New York City Charter regarding the landmark designation of the Haffen Building, located at 2804-2808 Third Avenue a/k/a 507 Willis Avenue (Block 2307, Lot 59), as an historic landmark.

GREENWICH VILLAGE HISTORIC DISTRICT EXTENSION II

MANHATTAN CB - 2 20105800 HKM (N 100476 HKM)
Designation (List No. 430/LP-2366) by the Landmarks Preservation Commission pursuant to Section 3020 of the New York City Charter regarding the landmark designation of the Greenwich Village Historic District Extension II. The district boundaries are:

Area I

Area I of the Greenwich Village Historic District Extension II consists of the property bounded by a line beginning at the northwest corner of West Houston Street and Sixth Avenue, extending northeasterly along the western curbline of Sixth Avenue to a point in the middle of the roadbed of West 4th Street, northwesterly along a line in the middle of the roadbed of West 4th Street to a point on a line extending northeasterly from the northern property line of 180-184 West 4th Street (aka 1-3 Jones Street), southwesterly along said line and the northern property lines of 180-184 West 4th Street (aka 1-3 Jones Street) through 287 Bleeker Street, southwesterly to a point in the middle of the roadbed of Seventh Avenue South, southwesterly along a line in the middle of the roadbed of Seventh Avenue South to a point on a line extending northwesterly from the eastern curbline of Bedford Street, southeasterly along said line and the eastern curbline of Bedford Street to the southeastern corner of Leroy and Bedford Streets, southwesterly along the southern curbline of Leroy Street to a point on a line extending northwesterly from the western property line of 42 Leroy Street, southeasterly along said line and the western property line of 42 Leroy Street, northeasterly along the southern property lines of 42 Leroy Street and 40 Leroy Street (aka 45 Bedford Street) to the eastern curbline of Bedford Street, southeasterly along the eastern curbline of Bedford Street to the southeastern corner of Carmine and Bedford Streets, southwesterly along the southern curbline of Carmine Street to a point on a line extending northwesterly from the western property line of 37A Bedford Street (aka 60-64 Carmine Street), southeasterly along the said line and the western property line of 37A Bedford Street (aka 60-64 Carmine Street), southwesterly along part of the northern property line of 35-37 Bedford Street and the northern property lines of 45 (aka 45-47) Downing Street through 55 ½ (aka 55A) Downing Street, southeasterly along the western property line of 55 ½ (aka 55A) Downing Street to the southern curbline of Downing Street, northeasterly along the southern curbline of Downing Street to a point on a line extending northwesterly from the western property line of 46 (aka 46-48) Downing Street, southeasterly along said line and the western property line of 46 (aka 46-48) Downing Street, northeasterly along the southern property line of 46 (aka 46-48) Downing Street through 38 Downing Street, northwesterly along part of the eastern property line of 38 Downing Street, easterly and northeasterly along the southern property line of 19 (aka 17-19) Bedford Street to the eastern curbline of Bedford Street, southeasterly along the eastern curbline of Bedford Street and the northern curbline of West Houston Street to the point of beginning, Borough of Manhattan, Community District 2.

Area II

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

The Subcommittee on Planning, Dispositions and Concessions will hold a public hearing on the

following matters in the 16th Floor Hearing Room, 250 Broadway, New York City, New York 10007, commencing at 1:00 P.M. on Monday, September 13, 2010:

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

1. Find that the present status of the listed areas tends to impair or arrest the sound growth and development of the municipality and that the proposed Urban Development Action Area Project is consistent with the policy and purposes of Section 691 of the General Municipal Law;
2. Waive the area designation requirements of Section 693 of the General Municipal Law pursuant to said Section;
3. Waive the requirements of Sections 197-c and 197-d of the New York City Charter pursuant to Section 694 of the General Municipal Law;
4. Approve the projects as Urban Development Action Area Projects pursuant to Section 694 of the General Municipal Law; and
5. Approve an exemption of the project from real property taxes pursuant to Section 696 of the General Municipal Law for Numbers 1, 4 and 5 and Section 577 of the Private Housing Finance Law for Numbers 2 and 3.

NO.	ADDRESS	BLOCK/ LOT	BORO	PROGRAM	COMMUNITY BOARD
1.	760 Jefferson Avenue	1657/44	Brooklyn	Asset Control Area	03
2.	2053 Seventh Avenue	1907/63	Manhattan	Tenant Interim Lease	10
3.	108 West 114th Street	1823/40	Manhattan	Tenant Interim Lease	10
4.	238 Van Buren Street	69/55	Staten Island	Asset Control Area	01
5.	146 No. Burgher Ave. 36 Hill Street 38A Thelma Court 56 Bond Street 53 Larkin Street 96 Maple Avenue	173/24 556/133 556/167 1018/29 1075/47 1078/49	Staten Island	Asset Control Area	01

s7-13

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, September 15, 2010 at 10:00 A.M.

**BOROUGH OF MANHATTAN
No. 1
45 EAST 70TH STREET**

CD 8 C 100140 ZSM
IN THE MATTER OF an application submitted by 70th Street Holdings, LLC, pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-711 of the Zoning Resolution to modify the requirements of Section 23-691 (Limited Height Districts), Section 23-692 (Height limitations for narrow buildings or enlargements), Section 23-663(b) (Required rear setbacks for tall buildings in other districts), and Section 23-462(c) (Side yards for all other residential buildings) to facilitate a 1-story rooftop enlargement of an existing 4-story residential building on property located at 45 East 70th Street (Block 1385, Lot 29), in an R8B District, within a Limited Height District (LH-1A), within the Upper East Side Historic District.

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

**No. 2
WASHINGTON-GREENWICH STREETS REZONING
CD 2 C 100437 ZMM**

IN THE MATTER OF 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, Section No. 12a, changing from a C6-1 District to a C1-6A District property bounded by 12th Street, a line 100 feet easterly of Washington Street, a line midway between West 11th Street and Perry Street, Greenwich Street, West 10th Street, a line 150 feet easterly of Washington Street, a line 125 feet northerly of West 10th Street, and Washington Street, as shown on a diagram (for illustrative purposes only) dated June 7, 2010.

**BOROUGH OF MANHATTAN
Nos. 3-15
RIVERSIDE CENTER
No. 3**

CD 7 C 100287 ZSM
IN THE MATTER OF an application submitted by CRP/Extell Parcel L, L.P. and CRP/Extell Parcel N, L.P. pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-681 of the Zoning Resolution to allow that portion of the railroad or transit right-of-way or yard which will be completely covered over by a permanent platform and that portion of the right-of-way or yard where railroad or transit use has been

permanently discontinued or terminated to be included in the lot area, in connection with a proposed mixed use development on property bounded by West 61st Street, West End Avenue, West 59th Street and Riverside Boulevard (Block 1171, Lots 155 & 165), in a C4-7 District, within a general large-scale development generally bounded by West 72nd Street, Freedom Place, West End Avenue, West 59th Street and Riverside Boulevard.

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

No. 4

CD 7 C 100288 ZSM
IN THE MATTER OF an application submitted by CRP/Extell Parcel L, L.P. and CRP/Extell Parcel N, L.P. pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Sections 13-562 and 74-52 of the Zoning Resolution to allow a public parking garage with a maximum capacity of 1800 spaces on portions of the ground floor, cellar, sub-cellar 1 and sub-cellar 2 of a proposed mixed use development on property bounded by West 61st Street, West End Avenue, West 59th Street and Riverside Boulevard (Block 1171, Lots 155 & 165), in a C4-7 District, within a general large-scale development generally bounded by West 72nd Street, Freedom Place, West End Avenue, West 59th Street and Riverside Boulevard.

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

No. 5

CD 7 C 100289 ZSM
IN THE MATTER OF an application submitted by CRP/Extell Parcel L, L.P. and CRP/Extell Parcel N, L.P. pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Sections 13-562 and 74-52 of the Zoning Resolution to allow a public parking garage with a maximum capacity of 460 spaces on portions of the ground floor, cellar, sub-cellar 1 and sub-cellar 2 of a proposed mixed use development (Parcel 1), on property bounded by West 61st Street, West End Avenue, West 59th Street and Riverside Boulevard (Block 1171, Lots 155 & 165), in a C4-7 District, within a general large-scale development generally bounded by West 72nd Street, Freedom Place, West End Avenue, West 59th Street and Riverside Boulevard.

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

No. 6

CD 7 C 100290 ZSM
IN THE MATTER OF an application submitted by CRP/Extell Parcel L, L.P. and CRP/Extell Parcel N, L.P. pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Sections 13-562 and 74-52 of the Zoning Resolution to allow a public parking garage with a maximum capacity of 230 spaces on portions of the ground floor, cellar, sub-cellar 1 and sub-cellar 2 of a proposed mixed use development (Parcel 2), on property bounded by West 61st Street, West End Avenue, West 59th Street and Riverside Boulevard (Block 1171, Lots 155 & 165), in a C4-7 District, within a general large-scale development generally bounded by West 72nd Street, Freedom Place, West End Avenue, West 59th Street and Riverside Boulevard.

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

No. 7

CD 7 C 100291 ZSM
IN THE MATTER OF an application submitted by CRP/Extell Parcel L, L.P. and CRP/Extell Parcel N, L.P. pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Sections 13-562 and 74-52 of the Zoning Resolution to allow a public parking garage with a maximum capacity of 290 spaces on portions of the ground floor, cellar, sub-cellar 1 and sub-cellar 2 of a proposed mixed use development (Parcel 3), on property bounded by West 61st Street, West End Avenue, West 59th Street and Riverside Boulevard (Block 1171, Lots 155 & 165), in a C4-7 District, within a general large-scale development generally bounded by West 72nd Street, Freedom Place, West End Avenue, West 59th Street and Riverside Boulevard.

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

No. 8

CD 7 C 100292 ZSM
IN THE MATTER OF an application submitted by CRP/Extell Parcel L, L.P. and CRP/Extell Parcel N, L.P. pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Sections 13-562 and 74-52 of the Zoning Resolution to allow a public parking garage with a maximum capacity of 370 spaces on portions of the ground floor, cellar, sub-cellar 1 and sub-cellar 2 of a proposed mixed use development (Parcel 4), on property bounded by West 61st Street, West End Avenue, West 59th Street and Riverside Boulevard (Block 1171, Lots 155 & 165), in a C4-7 District, within a general large-scale development generally bounded by West 72nd Street, Freedom Place, West End Avenue, West 59th Street and Riverside Boulevard.

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

No. 9

CD 7 C 100293 ZSM
IN THE MATTER OF an application submitted by CRP/Extell Parcel L, L.P. and CRP/Extell Parcel N, L.P. pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Sections 13-562 and 74-52 of the Zoning Resolution to allow a public parking garage with a maximum capacity of 450 spaces on portions of the ground floor, cellar, sub-cellar 1 and sub-cellar 2 of a proposed mixed use development (Parcel 5), on property bounded by West 61st Street, West End Avenue, West 59th

Street and Riverside Boulevard (Block 1171, Lots 155 & 165), in a C4-7 District, within a general large-scale development generally bounded by West 72nd Street, Freedom Place, West End Avenue, West 59th Street and Riverside Boulevard.

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

No. 10

CD 7 N 100294 ZRM
IN THE MATTER OF an application submitted by CRP/Extell Parcel L, LP and CRP/Extell Parcel N, LP pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Resolution of the City of New York, concerning Section 74-743 (Special provisions for bulk modification), Borough of Manhattan, Community District 7.

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

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

ARTICLE VII: ADMINISTRATION

* * *

**Chapter 4
Special Permits by the City Planning Commission**
* * *

**74-743
Special provisions for bulk modification**

- (a) For a #general large-scale development#, the City Planning Commission may permit:
 - (1) distribution of total allowable #floor area#, #rooming units#, #dwelling units#, #lot coverage# and total required #open space# under the applicable district regulations within a #general large-scale development# without regard for #zoning lot lines# or district boundaries subject to the following limitations:
 - (i) no distribution of #bulk# across the boundary of two districts shall be permitted for a #use# utilizing such #bulk# unless such #use# is permitted in both districts;
 - (ii) when a #general large-scale development# is located partially in a #Residence District# or in a C1, C2, C3 or C4-1 District and partially in other #Commercial# or #Manufacturing Districts#, no transfer of commercial #floor area# to a #Residence District# or to a C1, C2, C3 or C4-1 District from other districts shall be permitted;
 - (2) location of #buildings# without regard for the applicable #yard#, #court#, distance between #buildings#, or height and setback regulations;
 - (3) variation in the location of primary business entrances and #show windows# along frontages adjacent to #zoning lots# outside the #general large-scale development# without regard to regulations applicable near #Residence District# boundaries;
 - (4) the maximum #floor area ratio# permitted pursuant to Section 23-142 (In R6, R7, R8 or R9 Districts) for the applicable district without regard for #height factor# or #open space ratio# requirements provided that the #general large-scale development# is located partially in a C6-1, C6-2 or C6-3 District within the boundaries of Community District 7 in Manhattan and that a minimum of 50 percent of the required #open space# is provided within the #general large-scale development#. Required #open space# for the purposes of this paragraph, (a)(4), shall be calculated by utilizing the smallest #open space ratio# at the maximum #floor area ratio# pursuant to Section 23-142 for the applicable district;
 - (5) in an #Inclusionary Housing designated area# in a C4-6 or C5 District:
 - (i) a portion of the #lot area# that contains a wholly #commercial building# to be excluded from the calculation of #floor area# for any other #buildings# on the remainder of the #zoning lot#; or
 - (ii) community facility #floor area# located above the ground floor to be excluded from the calculation of the amount of #affordable housing# required pursuant to Section 23-95; or
 - (6) modification of the requirements of Section 23-86 (Minimum Distance Between Legally Required Windows and Walls or Lot Lines) for #developments# or #enlargements#, where:
 - (i) the required minimum distance as set forth in Section 23-86 is provided between the #legally required window# in the new #development# or #enlargement# and a wall or #lot line # on an abutting property; and
 - (ii) the required minimum distance is provided by a light and air easement acceptable to the Department of City Planning and recorded in the County Clerk's office in the county in which such tracts of land are located.
- (7) modification of the definition of #outer court# in Section 12-10 (DEFINITIONS) and the provisions of Section 23-84 (Outer Court Regulations) to

include any open area that is bounded on all sides but one by building walls and is not otherwise a yard# or an inner court#, provided that:

- (i) such modifications are permitted only for general large-scale developments# previously approved by the City Planning Commission in a C4-7 District within the boundaries of Manhattan Community District 7; and
(ii) the minimum distance between a legally required window# facing onto such outer court# and a building wall shall be 30 feet, measured in a horizontal plane at the sill level of, and perpendicular to such window for the full width of the rough window opening.
(b) In order to grant a special permit pursuant to this Section for any general large-scale development#, the Commission shall find that:
(1) the distribution of floor area#, open space#, dwelling units#, rooming units# and the location of buildings#, primary business entrances and show windows# will result in a better site plan and a better relationship among buildings# and open areas to adjacent streets#, surrounding development#, adjacent open areas and shorelines than would be possible without such distribution and will thus benefit both the occupants of the general large-scale development#, the neighborhood, and the City as a whole;
(2) the distribution of floor area# and location of buildings# will not unduly increase the bulk# of buildings# in any one block# or unduly obstruct access of light and air to the detriment of the occupants or users of buildings# in the block# or nearby blocks# or of people using the public streets#;
(3) where a zoning lot# of a general large-scale development# does not occupy a frontage on a mapped street#, appropriate access to a mapped street# is provided;
(4) considering the size of the proposed general large-scale development#, the streets# providing access to such general large-scale development# will be adequate to handle traffic resulting therefrom;
(5) when the Commission has determined that the general large-scale development# requires significant addition to existing public facilities serving the area, the applicant has submitted to the Commission a plan and timetable to provide such required additional facilities. Proposed facilities that are incorporated into the City's capital budget may be included as part of such plan and timetable;
(6) where the Commission permits the maximum floor area ratio# in accordance with the provisions of paragraph (a)(4) of this Section, the open space# provided is of sufficient size to serve the residents of new or enlarged buildings#. Such open space# shall be accessible to and usable by all residents of such new or enlarged buildings#, have appropriate access, circulation, seating, lighting and paving, and be substantially landscaped. Furthermore, the site plan of such general large-scale development# shall include superior landscaping for open space# of the new or enlarged buildings#;
(7) where the Commission permits the exclusion of lot area# or floor area# in accordance with the provisions of paragraph (a)(5) of this Section, such modification will facilitate a desirable mix of uses# in the general large-scale development# and a plan consistent with the objectives of the Inclusionary Housing program; and
(8) a declaration with regard to ownership requirements in paragraph (b) of the general large-scale development# definition in Section 12-10 (DEFINITIONS) has been filed with the Commission.

The Commission may prescribe additional conditions and safeguards to improve the quality of the general large-scale development# and to minimize adverse effects on the character of the surrounding area.

For a phased construction program of a multi-building complex, the Commission may, at the time of granting a special permit, require additional information, including but not limited to a proposed time schedule for carrying out the proposed general large-scale development#, a phasing plan showing the distribution of bulk# and open

space# and, in the case of a site plan providing for common open space#, common open areas or common parking areas, a maintenance plan for such space or areas and surety for continued availability of such space or areas to the people they are intended to serve.
* * *

No. 11

CD 7 N 100294 (A) ZRM

IN THE MATTER OF an application submitted by CRP/Extell Parcel L, LP and CRP/Extell Parcel N, LP pursuant to Sections 197-c and 201 of the New York City Charter and proposed for modification pursuant to Section 2-06(c)(1) of the Uniform Land Use Review Procedure for an amendment of the Zoning Resolution of the City of New York, concerning Section 23-144 (In designated areas where the Inclusionary Housing Program is applicable), Section 23-954 (Additional requirements for compensated developments), Section 74-743 (Special provisions for bulk modification), and Appendix F (Inclusionary Housing Designated Areas).

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

ARTICLE 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 table in this Section, the maximum permitted floor area ratios# shall be as set forth in Section 23-952 (Floor area compensation in Inclusionary Housing designated areas). The locations of such areas are specified in APPENDIX F (Inclusionary Housing Designated Areas) of this Resolution.

Table with 2 columns: Community District and Zoning District. Rows include various districts like Bronx, Brooklyn, Manhattan, and Queens with their corresponding zoning codes.

23-954 Additional requirements for compensated developments

- (a) Height and setback in Inclusionary Housing designated areas#
(1) In Inclusionary Housing designated areas#, except within Special Mixed Use Districts# and general large-scale developments# in C4-7 Districts within the boundaries of Manhattan Community District 7, subject to the provisions of a restrictive declaration, the compensated development# must comply with the height and setback regulations of Sections 23-633 (Street wall location and height and setback regulations in certain districts) or 35-24 (Special Street Wall Location and Height and Setback Regulations in Certain Districts), as applicable.
(2) In Inclusionary Housing designated areas# within Special Mixed Use Districts#, the compensated development# must comply with the provisions of paragraphs (a) or (b) of Section 123-662 (All buildings in Special Mixed Use Districts with R6, R7, R8, R9 and R10 District designations), as applicable. However, where the Residence District# designation is an R6 District without a letter suffix, the compensated development# must comply with the height and setback regulations of Section 23-633, regardless of whether the building# is developed# or enlarged# pursuant to the Quality Housing Program.

- (b) Compensated development building permits
(1) HPD# may issue a permit notice# to the Department of Buildings at any time on or after the regulatory agreement date#. The Department of Buildings may thereafter issue building permits to a compensated development# that utilizes floor area compensation# based on the affordable housing# described in such permit notice#.
(2) If HPD# does not receive confirmation that the regulatory agreement# has been recorded within 45 days after the later of the regulatory agreement date# or the date upon which HPD# authorizes the

recording of the regulatory agreement#, HPD# shall suspend or revoke such permit notice#, notify the Department of Buildings of such suspension or revocation and not reinstate such permit notice# or issue any new permit notice# until HPD# receives confirmation that the regulatory agreement# has been recorded. Upon receipt of notice from HPD# that a permit notice# has been suspended or revoked, the Department of Buildings shall suspend or revoke each building permit issued pursuant to such permit notice# which is then in effect for any compensated development#.

- (c) Compensated development certificates of occupancy
(1) The Department of Buildings shall not issue a temporary or permanent certificate of occupancy for any portion of the compensated development# that utilizes floor area compensation# until HPD# has issued a completion notice# with respect to the affordable housing# that generates such floor area compensation#. However, where any story# of a compensated development# contains one or more affordable housing units#, the Department of Buildings may issue any temporary or permanent certificate of occupancy for such story# if such temporary or permanent certificate of occupancy either includes each affordable housing unit# located in such story# or only includes dwelling units# or rooming units# that are affordable housing units#. Nothing in the preceding sentence shall be deemed to prohibit the granting of a temporary or permanent certificate of occupancy for a super's unit#.
(2) HPD# shall not issue a completion notice# with respect to any portion of any generating site# unless:
(i) the Department of Buildings has issued temporary or permanent certificates of occupancy for all affordable housing# described in such completion notice# and such certificates of occupancy have not expired, been suspended or been revoked; or
(ii) where a generating site# contains affordable housing# that had a valid certificate of occupancy on the regulatory agreement date# and no new temporary or permanent certificate of occupancy is thereafter required for the creation of such affordable housing#, HPD# has determined that all renovation and repair work required by the applicable regulatory agreement# has been completed and all obligations with respect to the creation of such affordable housing# have been fulfilled in accordance with the applicable regulatory agreement#.

ARTICLE VII: ADMINISTRATION

Chapter 4 Special Permits by the City Planning Commission

74-743 Special provisions for bulk modification

- (a) For a general large-scale development#, the City Planning Commission may permit:
(1) distribution of total allowable floor area#, rooming units#, dwelling units#, lot coverage# and total required open space# under the applicable district regulations within a general large-scale development# without regard for zoning lot lines# or district boundaries subject to the following limitations:
(i) no distribution of bulk# across the boundary of two districts shall be permitted for a use# utilizing such bulk# unless such use# is permitted in both districts;
(ii) when a general large-scale development# is located partially in a Residence District# or in a C1, C2, C3 or C4-1 District and partially in other Commercial# or Manufacturing Districts#, no transfer of commercial floor area# to a Residence District# or to a C1, C2, C3 or C4-1 District from other districts shall be permitted;
(2) location of buildings# without regard for the applicable yard#, court#, distance between buildings#, or height and setback regulations;
(3) variation in the location of primary

business entrances and #show windows# along frontages adjacent to #zoning lots# outside the #general large-scale development# without regard to regulations applicable near #Residence District# boundaries;

- (4) the maximum #floor area ratio# permitted pursuant to Section 23-142 (In R6, R7, R8 or R9 Districts) for the applicable district without regard for #height factor# or #open space ratio# requirements provided that the #general large-scale development# is located partially in a C6-1, C6-2 or C6-3 District within the boundaries of Community District 7 in Manhattan and that a minimum of 50 percent of the required #open space# is provided within the #general large-scale development#. Required #open space# for the purposes of this paragraph, (a)(4), shall be calculated by utilizing the smallest #open space ratio# at the maximum #floor area ratio# pursuant to Section 23-142 for the applicable district;
- (5) in an #Inclusionary Housing designated area# in a C4-6 or C5 District:
 - (i) a portion of the #lot area# that contains a wholly #commercial building# to be excluded from the calculation of #floor area# for any other #buildings# on the remainder of the #zoning lot#; or
 - (ii) community facility #floor area# located above the ground floor to be excluded from the calculation of the amount of #affordable housing# required pursuant to Section 23-95; or
- (6) modification of the requirements of Section 23-86 (Minimum Distance Between Legally Required Windows and Walls or Lot Lines) for #developments# or #enlargements#, where:
 - (i) the required minimum distance as set forth in Section 23-86 is provided between the #legally required window# in the new #development# or #enlargement# and a wall or #lot line # on an abutting property; and
 - (ii) the required minimum distance is provided by a light and air easement acceptable to the Department of City Planning and recorded in the County Clerk's office in the county in which such tracts of land are located.
- (7) modification of the definition of #outer court# in Section 12-10 (DEFINITIONS) and the provisions of Section 23-84 (Outer Court Regulations) to include any open area that is bounded on all sides but one by building walls and is not otherwise a #yard# or an #inner court#, provided that:
 - (iii) such modifications are permitted only for #general large-scale developments# previously approved by the City Planning Commission in a C4-7 District within the boundaries of Manhattan Community District 7; and
 - (iv) the minimum distance between a #legally required window# facing onto such #outer court# and a building wall shall be 30 feet, measured in a horizontal plane at the sill level of, and perpendicular to such window for the full width of the rough window opening.
- (8) In an #Inclusionary Housing designated area# in a C4-7 district within the boundaries of Manhattan Community District 7, for the purpose of applying the Inclusionary Housing Program within such #Inclusionary Housing designated area#:
 - (i) modification of the base and maximum #floor area ratios# specified in Section 23-952, not to exceed the maximum #floor area ratios# permitted by the underlying district, based on a proportionality between #affordable floor area# and #residential floor area# in #buildings# containing multiple #uses#; and
 - (ii) modification of the requirements regarding distribution of #affordable housing units# specified in Section 23-96(b)

as set forth in a restrictive declaration.

- (b) In order to grant a special permit pursuant to this Section for any #general large-scale development#, the Commission shall find that:
 - (1) the distribution of #floor area#, #open space#, #dwelling units#, #rooming units# and the location of #buildings#, primary business entrances and #show windows# will result in a better site plan and a better relationship among #buildings# and open areas to adjacent #streets#, surrounding #development#, adjacent open areas and shorelines than would be possible without such distribution and will thus benefit both the occupants of the #general large-scale development#, the neighborhood, and the City as a whole;
 - (2) the distribution of #floor area# and location of #buildings# will not unduly increase the #bulk# of #buildings# in any one #block# or unduly obstruct access of light and air to the detriment of the occupants or users of #buildings# in the #block# or nearby #blocks# or of people using the public #streets#;
 - (3) where a #zoning lot# of a #general large-scale development# does not occupy a frontage on a mapped #street#, appropriate access to a mapped #street# is provided;
 - (4) considering the size of the proposed #general large-scale development#, the #streets# providing access to such #general large-scale development# will be adequate to handle traffic resulting therefrom;
 - (5) when the Commission has determined that the #general large-scale development# requires significant addition to existing public facilities serving the area, the applicant has submitted to the Commission a plan and timetable to provide such required additional facilities. Proposed facilities that are incorporated into the City's capital budget may be included as part of such plan and timetable;
 - (6) where the Commission permits the maximum #floor area ratio# in accordance with the provisions of paragraph (a)(4) of this Section, the #open space# provided is of sufficient size to serve the residents of new or #enlarged buildings#. Such #open space# shall be accessible to and usable by all residents of such new or #enlarged buildings#, have appropriate access, circulation, seating, lighting and paving, and be substantially landscaped. Furthermore, the site plan of such #general large-scale development# shall include superior landscaping for #open space# of the new or #enlarged buildings#;
 - (7) where the Commission permits the exclusion of #lot area# or #floor area# in accordance with the provisions of paragraph (a)(5) of this Section or modification of the base and maximum #floor area ratios# or requirements regarding distribution of #affordable housing units# in accordance with paragraph (a)(8) of this Section, such modification will facilitate a desirable mix of #uses# in the #general large-scale development# and a plan consistent with the objectives of the Inclusionary Housing Program and those of Section 74-74 (General Large-Scale Development) with respect to better site planning; and
 - (8) a declaration with regard to ownership requirements in paragraph (b) of the #general large-scale development# definition in Section 12-10 (DEFINITIONS) has been filed with the Commission.

The Commission may prescribe additional conditions and safeguards to improve the quality of the #general large-scale development# and to minimize adverse effects on the character of the surrounding area.

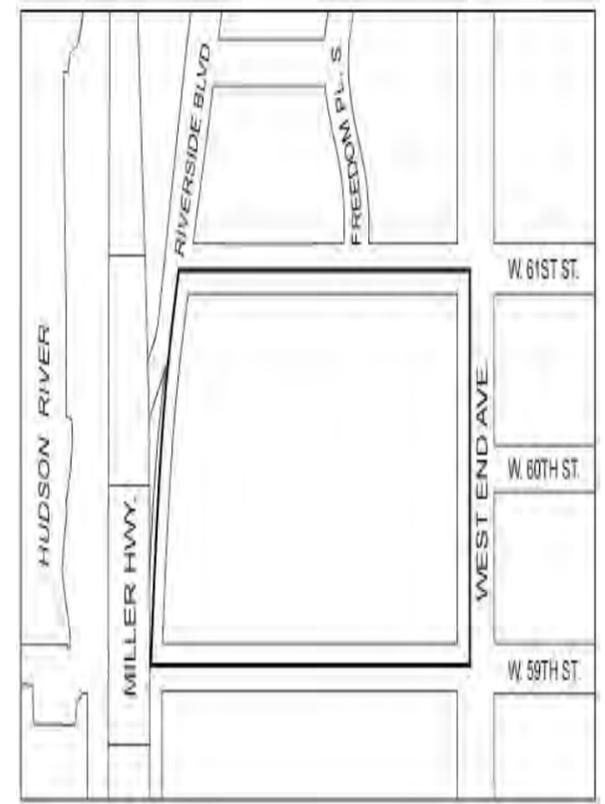
For a phased construction program of a multi-building complex, the Commission may, at the time of granting a special permit, require additional information, including but not limited to a proposed time schedule for carrying out the proposed #general large-scale development#, a phasing plan showing the distribution of #bulk# and #open space# and, in the case of a site plan providing for common #open space#, common open areas or common parking areas, a maintenance plan for such space or areas and surety for continued availability of such space or areas to the people they are intended to serve.

* * *
APPENDIX F: INCLUSIONARY HOUSING DESIGNATED AREAS
 * * *

Manhattan
 * * *
 Manhattan Community District 7

In the R9A and R10 Districts within the areas shown on the following Maps 1 and 2:
 * * *

Map 2



Portion of Community District 7, Manhattan

No. 12

CD 7 N 100295 ZRM
IN THE MATTER OF an application submitted by CRP/ Extell Parcel L, LP and CRP/Extell Parcel N, LP pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Resolution of the City of New York, concerning Section 74-74 (General Large-Scale Development) and Section 74-744 (Modification of use regulations).

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

* * *
ARTICLE VII: ADMINISTRATION
 * * *

Chapter 4
Special Permits by the City Planning Commission
 * * *

74-74
General Large-Scale Development

For #general large-scale developments# involving several #zoning lots# but planned as a unit, the district regulations may impose unnecessary rigidities and thereby prevent achievement of the best possible site plan within the overall density and #bulk# controls. For these #developments#, the regulations of this Section are designed to allow greater flexibility for the purpose of securing better site planning, while safeguarding the present or future use and development of the surrounding area.

No portion of a #general large-scale development# shall contain any #use# not permitted by the applicable district regulations for such portion, except as otherwise provided in Section 74-744 (Modification of use regulations). When an existing #building# in a #general large-scale development# is occupied by a #non-conforming use#, any #enlargement# of such existing #building# shall be subject to the requirements set forth in Section 52-00 (NON-CONFORMING USES: DEFINITIONS AND GENERAL PROVISIONS).
 * * *

74-744
Modification of use regulations

- (a) Use modifications
 - (1) Waterfront and related #commercial uses#
 In a C4 District, the City Planning Commission may modify applicable district regulations to allow certain boating and related #uses# listed in Use Group 14A, not otherwise allowed in such district, provided the Commission shall find that:
 - ~~(i)~~ (i) the #uses# are appropriate for the location and blend harmoniously with the rest of the #general large-scale development#; and
 - ~~(ii)~~ (ii) the #streets# providing access to such #uses# will be adequate to handle the traffic generated thereby.
 - (2) Automotive sales and service #uses#
 For #general large-scale developments# previously approved by the City Planning Commission in a C4-7 District within the boundaries of Manhattan Community District 7, the City Planning Commission may modify applicable district regulations to allow automotive sales and service establishments that include repair services and preparation for delivery, provided the Commission shall find that:
 - (i) the portion of the establishment used for the servicing and

preparation of automobiles is located entirely in a #cellar# level and below grade or established curb level, and the ground floor level of such establishment is used only for showrooms and sales;

- (ii) sufficient indoor space for storage of vehicles for sale or service has been provided; and
(iii) such #use# will not create or contribute to serious traffic congestion and will not unduly inhibit surface traffic or adversely affect pedestrian movement.

(b) Location of #commercial uses#

For any #general large-scale development#, the City Planning Commission may permit #residential# and non-#residential uses# to be arranged within a #building# without regard for the regulations set forth in Section 32-42 (Location within Buildings), provided the Commission shall find:

- (1) the #commercial uses# are located in a portion of the #mixed building# that has separate access to the outside with no opening of any kind to the #residential# portion of the #building# at any #story#;
(2) the #commercial uses# are not located directly over any #story# containing #dwelling units#; and
(3) the modifications shall not have any adverse effect on the #uses# located within the #building#.

* * *

No. 13

CD 7 C 100296 ZSM
IN THE MATTER OF an application submitted by CRP/Extell Parcel L, L.P. and CRP/Extell Parcel N, L.P. pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-743* of the Zoning Resolution to allow the location of buildings without regard for the applicable court, distance between buildings, and height and setback regulations, in connection with a proposed mixed use development, on property bounded by West 61st Street, West End Avenue, West 59th Street and Riverside Boulevard (Block 1171, Lots 155 & 165), in a C4-7 District, within a general large-scale development generally bounded by West 72nd Street, Freedom Place, West End Avenue, West 59th Street and Riverside Boulevard.

* Note: Section 74-743 is proposed to be changed under a concurrent related application (N 100294 ZRM) for a zoning text amendment.

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

No. 14

CD 7 C 100296 (A) ZSM
IN THE MATTER OF an application submitted by CRP/Extell Parcel L, L.P. and CRP/Extell Parcel N, L.P. pursuant to Sections 197-c and 201 of the New York City Charter and proposed for modification pursuant to Section 2-06 (c)(1) of the Uniform Land Use Review Procedure, for the grant of a special permit pursuant to Section 74-743* of the Zoning Resolution to allow the location of buildings without regard for the applicable court, distance between buildings and height and setback regulations and for purposes of applying the inclusionary housing program, the modification of the base and maximum floor area ratios based on a proportionality between affordable floor area and residential floor area in buildings containing multiple uses and the modification of the requirements regarding distribution of affordable housing units, in connection with a proposed mixed use development, on property bounded by West 61st Street, West End Avenue, West 59th Street and Riverside Boulevard (Block 1171, Lots 155 & 165), in a C4-7 District, within a general large-scale development generally bounded by West 72nd Street, Freedom Place, West End Avenue, West 59th Street and Riverside Boulevard.

* Note: Section 74-743 is proposed to be changed under a concurrent related application (N 100294 (A) ZRM) for a zoning text amendment.

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

No. 15

CD 7 C 100297 ZSM
IN THE MATTER OF an application submitted by CRP/Extell Parcel L, L.P. and CRP/Extell Parcel N, L.P. pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-744* of the Zoning Resolution to allow an automotive sales and service establishment that includes repair services and preparation for delivery on portions of the ground floor and cellar of a proposed mixed use development on property bounded by West 61st Street, West End Avenue, West 59th Street and Riverside Boulevard (Block 1171, Lots 155 & 165), in a C4-7 District, within a general large-scale development generally bounded by West 72nd Street, Freedom Place, West End Avenue, West 59th Street and Riverside Boulevard.

* Note: Section 74-744 is proposed to be changed under a concurrent related application (N 100295 ZRM) for a zoning text amendment.

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

NOTICE

On Wednesday, September 15, 2010, 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 a Draft Supplemental Environmental Impact Statement (DSEIS) concerning a proposal to modify the southernmost portion of the previously approved Riverside South development project. The proposed project site, known as Riverside Center, is bounded by West End Avenue, the alignment of Riverside Boulevard, and West 59th and West 61st Streets in the Lincoln Square neighborhood of Manhattan Community District 7. The proposed project requires CPC approval to modify the previously approved general large-scale development (GLSD) special permit and restrictive declaration to reflect the current proposal; amendments to the text of the Zoning Resolution; a new special permit relating to court, distance between buildings, and height and setback regulations, a new special permit to allow automobile sales and service uses (Use Group 16B) on the project site; a new special permit to allow development within a railroad or transit right-of-way; six new special permits associated with a public parking garage(s); an authorization to allow a curb cut; and certifications to permit curb cuts and to modify certain Streetscape regulations of the Zoning Resolution.

The proposed actions would facilitate a proposal by the applicant to redevelop their project site (Block 1171, Lots 155 and 165) with a complex of five mixed-use buildings that would include residential (including market-rate and affordable housing), commercial (including hotel, retail, office, cinema, and automotive showroom and service uses), a public elementary and intermediate school, public parking, and approximately 2.75 acres of privately owned, publicly accessible open space.

This hearing is being held pursuant to the State Environmental Quality Review Act (SEQRA) and City Environmental Quality Review (CEQR), CEQR No. 09DCP020M.

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

s1-15

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. 18 - Wednesday, September 15, 2010 at 8:00 P.M., Kings Plaza Community Room, Flatbush Avenue & Avenue V, Brooklyn, NY

BSA# 126-10-BZ

Premises - 856 Remsen Avenue s/s of Remsen Avenue
A public hearing on an application filed pursuant to Sections 73-36, 42-10, of the Zoning Resolution seeking a special permit to allow the operation of a Physical Culture Establishment in a two-story building within an M1-1 zoning district.

BSA# 344-03-BZ

Premises - 2777 Flatbush Avenue a.k.a. Nick's Lobster House
A public hearing on an application filed pursuant to Sections 73-03 and 73-242 of the Zoning Resolution to seek a (5) year extension of the term of a previously approved special permit for the legalization of the re-construction and extension of an existing building operating as an eating and drinking establishment.

s9-15

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

BOROUGH OF QUEENS

COMMUNITY BOARD NO. 07 - Monday, September 13, 2010, 7:00 P.M., Union Plaza Care Center, 33-23 Union Street, Flushing, NY

#132-58-BZ

Location - 17-45/55 Francis Lewis Boulevard
Application to extend the term of the variance that permits the operation of an automotive service station within the C1-2/R3-2 zoning district for an additional ten (10) years.

#107-10-BZ

Location - 12-24 149th Street
Application for a variance pursuant to Section 72-21 of the New York City Zoning Resolution and Section 666 of the New York City Charter, from the side yard requirement in connection with an existing not-for-profit Use Group 4 community facility.

#55-10-BZ

40-22 Main Street
Application pursuant to Section 73-44 to reduce the required number for accessory off-street parking spaces for the existing Use Group 6 office use, as well as three proposed ambulatory diagnostic health care treatment facilities which is contrary to Section 36-21 which results in the application of Section 36-231 requiring no-parking spaces.

A.K.A. Street sign rider proposal for 38th Avenue and Union Street as follows: "Macedonia A.M.E. Church Way"

s7-13

BOARD OF CORRECTION

MEETING

Please take note that the next meeting of the Board of Correction will be held on September 13, 2010 at 9:00 A.M., in the conference room of the Board of Correction, located at 51 Chambers Street, Room 929, New York, NY 10007.

At that time, there will be a discussion of various issues concerning New York City's correctional system.

s7-13

DESIGN COMMISSION

MEETING

Design Commission Meeting Agenda
Monday, September 13, 2010

Public Meeting

2:45 p.m. Consent Items

- 23959: Construction of Gateway Park and installation of streetscape improvements, Phase I, Van Wyck service road, 94th Avenue, 95th Avenue, 150th Street, Queens. (Preliminary) (CC 27, CB 12) EDC/DPR/DOT
23960: Installation of streetscape improvements as part of the BAM Cultural District master plan, Ashland Place between Fulton Street and Hanson Place and Lafayette Avenue between Flatbush Avenue and St. Felix Street, Brooklyn. (Preliminary) (CC 35, CB 2) EDC/DCLA/DOT
23961: Rehabilitation of Building 268, Duggal Greenhouse, Brooklyn Navy Yard Industrial Park, 63 Flushing Avenue, Brooklyn. (Amended Preliminary and Final) (CC 33, CB 2) BNYDC
23962: Replacement of a tensile roof structure, Oceanic Tank, Main Building, New York Aquarium, Coney Island boardwalk at West Eighth Street, Brooklyn. (Preliminary and Final) (CC 47, CB 13) DCLA/DPR
23963: Installation of rooftop mechanical equipment and replacement of a door, Queens Prison Health Warehouse, 18-39 42nd Street, Queens. (Preliminary and Final) (CC 22, CB 1) DDC
23964: Reconstruction of a plaza, Willoughby Street, Adams Street, Pearl Street and Fulton Street, Brooklyn. (Final) (CC 33, CB 2) DDC/DOT
23965: Installation of a carousel and construction of an enclosure as part of Phase IIA of the master plan, Staten Island Zoo, Clarence T. Barrett Park, 614 Broadway, Staten Island. (Final) (CC 49, CB 1) DDC/DCLA/DPR
23966: Reconstruction of a pumping station and adjacent site work, Orchard Beach, Pelham Bay Park, Bronx. (Final) (CC 13, CB 10 & 12) DEP/DPR
23967: Installation of an entrance canopy/light sculpture developed in collaboration with James Turrell, The Skyscraper Museum, 39 Battery Place, Battery Park City, Manhattan. (Amended Preliminary and Final) (CC 1, CB 1) DOT
23968: Construction of three fish passages, Phase I, 182nd Street Dam, Bolton Dam and Snuff Mill Dam, Bronx River, Bronx. (Final) (CC 15, CB 6) DPR
23969: Construction of Juan Bosch Plaza, Highbridge Park, Amsterdam Avenue and West 190th Street, Manhattan. (Final) (CC 10, CB 12) DPR
23970: Reconstruction of the roof, Crossroads Café kiosk, Joralemon Street, Columbus Park, Brooklyn. (Preliminary and Final) (CC 33, CB 2) DPR
23971: Installation of a reinterment marker, northeast corner of City Hall Park, Centre Street and Chambers Street, Manhattan. (Preliminary) (CC 1, CB 1) DPR
23972: Construction of a waterfront park and streetscape, Hunter's Point South, Phase I, 50th Avenue, Second Street, Newtown Creek and the East River, Queens. (Final) (CC 26, CB 2) EDC/DPR/DOT
23973: Relocation of an untitled mosaic mural (ca. 1972) by an unknown artist, 13th Floor, Gouverneur Healthcare Services, 227 Madison Avenue, Manhattan, to 2nd Floor, Lincoln Hospital Center, 234 East 149th Street, Bronx. (Final) (CC 17, CB 1) HHC
23974: Reconstruction of the entrance, including installation of prototypical signage, Queens Central Library, 89-11 Merrick Boulevard, Queens. (Preliminary) (CC 27, CB 12) QL
23977: Construction of the north ramp as part of Phase II

of the rehabilitation of the St. George Ferry Terminal, One Ferry Terminal Drive, Staten Island. (Preliminary and Final) (CC 49, CB 1) DOT

Design Commission meetings are held in the conference room on the third floor of City Hall, unless otherwise indicated. Please note that all times are approximate and subject to change without notice.

All attendees, including members of the public, are encouraged to arrive at least 45 minutes in advance of the estimated time; those who also plan to testify are encouraged to submit their testimony in writing at least three (3) business days in advance of the meeting date.

Any person requiring reasonable accommodation in order to participate should contact the Design Commission at least three (3) business days in advance of the meeting date.

Design Commission
City Hall, Third Floor, New York, NY 10007
Phone: (212) 788-3071 Fax: (212) 788-3086

s9

EMPLOYEES' RETIREMENT SYSTEM

MEETING

Please be advised that the next Regular Meeting of the Board of Trustees of the New York City Employees' Retirement System has been scheduled for Thursday, September 16, 2010 at 9:30 A.M. to be held at the New York City Employees' Retirement System, 335 Adams Street, 22nd Floor Boardroom, Brooklyn, NY 11201-3751.

s9-15

EQUAL EMPLOYMENT PRACTICES COMMISSION

MEETING

The next meeting of the Equal Employment Practices Commission will be held in the Commission's Conference Room/Library at 40 Rector Street, (14th Floor) on Wednesday, September 15, 2010 at 9:15 A.M.

s7-14

FINANCE

MEETING

PLEASE TAKE NOTICE THAT THERE WILL BE A Quarterly Meeting of the Banking Commission on Monday, September 13, 2010 at 11:30 A.M. in the Executive Conference Room at 1 Centre Street, Room 530, Manhattan.

s8-13

LANDMARKS PRESERVATION COMMISSION

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that pursuant to the provisions of Title 25, chapter 3 of the Administrative Code of the City of New York (Sections 25-307, 25-308, 25,309, 25-313, 25-318, 25-320) (formerly Chapter 8-A, Sections 207-6.0, 207-7.0, 207-12.0, 207-17.0, and 207-19.0), on Tuesday, **September 21, 2010 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 10-9711 - Block 1458, lot 40 - 84-01 37th Avenue - Jackson Heights Historic District
A vacant lot. Application is to construct a new building. Zoned R7-1/C1-3. Community District 3

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 10-9480 - Block 2072, lot 4 - 174 Washington Park - Fort Greene Historic District
An Italianate style rowhouse built c. 1868. Application is to construct rooftop and rear yard addition. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 10-3887 - Block 190, lot 28 - 440 Pacific Street - Boerum Hill Historic District
A Greek Revival and Italianate style rowhouse. Application is to legalize windows. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 09-0425 - Block 260, lot 55 - 312 Hicks Street - Brooklyn Heights Historic District
A Greek Revival style house built in 1846. Application is to modify a window opening and construct a deck. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 11-0521 - Block 296, lot 32 - 177 Congress Street - Cobble Hill Historic District
An Italianate style rowhouse built in the early 1850s and later altered. Application is to legalize and modify door, windows and planter installation at front facade and areaway without Landmarks Preservation Commission permit(s). Community District 6.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 10-6962 - Block 231, lot 12 -

299 Canal Street, aka 419-421 Broadway - SoHo-Cast Iron Historic District
A mid-20th century taxpayer. Application is to establish a Master Plan governing the replacement of storefront infill, security roll-gates, awnings, and signage. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 11-1001 - Block 590, lot 42 - 23 Cornelia Street - Greenwich Village Historic District Extension II
A utilitarian style stable building built in 1912. Application is to construct a rooftop addition. Zoned R6. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 11-1226 - Block 627, lot 7 - 34 Gansevoort Street - Gansevoort Market Historic District
An Italianate style French flats with store building designed by Charles Mettam and built in 1870. Application is to install signage. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 11-0613 - Block 644, lot 41 - 32-36 Little West 12th Street, aka 823-827 Washington Street - Gansevoort Market Historic District
A neo-Grec style building designed by James Stroud and built in 1880. Application is to install signage and lighting. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 10-9719 - Block 615, lot 44 - 17 Bank Street - Greenwich Village Historic District
An Italianate style rowhouse designed by Linus Scudder and built in 1857-57. Application is to demolish a skylight, construct a rooftop addition, and alter the rear facade. Zoned R-6. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 10-8596 - Block 642, lot 65 - 75 Jane Street - Greenwich Village Historic District
A Greek Revival style rowhouse designed by Peter Van Antwerp and built in 1846-1847. Application is to rebuild the rear wall and a rear extension and excavate rear yard. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-3405 - Block 631, lot 39 - 533 Hudson Street, aka 116 Charles Street - Greenwich Village Historic District
A Federal style rowhouse built in 1827. Application is to install a roof deck and railings and legalize an HVAC unit. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 11-0894 - Block 621, lot 7502 - 367-369 Bleecker Street - Greenwich Village Historic District
A French Second Empire style multi-family dwelling with ground floor stores constructed in 1868 and designed by Henry Engelbert. Application is to install storefront infill and signage. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 11-1489 - Block 821, lot 7503 - 50 West 20th Street, aka 650 6th Avenue - Ladies' Mile Historic District
A neo-Renaissance style store and loft building designed by Hubert, Pirsson & Hoddick and built in 1892. Application is to install banners. Community District 4.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 11-1152 - Block 1035, lot 37 - 302 West 45th Street - Al Hirshfeld/former Martin Beck Theater- Interior and Individual Landmark
A Moorish-inspired theater designed by C. Albert Lansburgh and built in 1923-24. Application is to demolish a wall within the lobby. Community District 4.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 11-0431 - Block 1047, lot 7502 - 300 West 57th Street - Hearst Magazine Building-Individual Landmark
An Art-Deco/Viennese Secessionist style office building designed by Joseph Urban and Geroge B. Post and Sons, and built in 1927-1928. Application is to install signage and a marquee. Zoned C6-6. Community District 5.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 10-9490 - Block 850, lot 1 - 149 Fifth Avenue - Ladies' Mile Historic District
A neo-Renaissance style store and loft building designed by Maynicke & Franke and built in 1918. Application is to replace doors and install security grilles. Community District 5.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 10-2591 - Block 1296, lot 1002 - 110 East 42nd Street - Bowery Savings Bank Building-Individual & Interior Landmark
An Academic Italian Romanesque style bank and office building and banking hall designed by York & Sawyer and W. Louis Ayres and built in 1921-23 with an addition built in 1931-33. Application is to legalize alterations within the designated banking hall. Community District 5.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 11-0669 - Block 1145, lot 31 - 103 West 73rd Street - Upper West Side/Central Park West Historic District
A Renaissance Revival style rowhouse with Neo-Grec elements designed by Henry J. Hardenbergh and built in 1879-80. Application is to construct a full lot rear extension. Zoned C1-8A. Community District 7.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 10-9867 - Block 1505, lot 10 - 15 East 93rd Street - Carnegie Hill Historic District
One of a row of four houses built in 1891-92 in the Queen Anne style and designed by William Graul, and altered in 1929-30. Application is to restore facade details. Community District 8.

s8-21

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, September 21, 2010 at 9:30 A.M.**, at the Landmarks Preservation Commission will conduct a *continued 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

PUBLIC HEARING ITEM NO. 1

Public Hearing Continued from August 10, 2010

LP-2245

WILLIAM T. and MARY MARCELLITE GARNER MANSION, 355 Bard Avenue (aka 345-355 Bard Avenue), Staten Island.

Landmark Site: Borough of Staten Island Tax Map Block 102 Lot 1 in part

s7-20

PUBLIC MEETING

NOTICE IS HEREBY GIVEN THAT PURSUANT to the provisions of Title 25, Chapter 3 of the Administrative Code of the City of New York that on Tuesday, September 14, 2010, there will be a Public Meeting of the Landmarks Preservation Commission in the Public Hearing Chamber at 1 Centre Street, 9th Floor North, Borough of Manhattan, City of New York. For information about the Public Meeting agenda, please contact the Public Information Officer at (212) 669-7817.

s9-13

PROPERTY DISPOSITION

CITYWIDE ADMINISTRATIVE SERVICES

DIVISION OF MUNICIPAL SUPPLY SERVICES

SALE BY AUCTION

PUBLIC AUCTION SALE NUMBER 11001-F

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, September 15, 2010 (SALE NUMBER 11001-F). 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.

s1-15

SALE BY SEALED BID

SALE OF: 5 LOTS OF MISCELLANEOUS AUTO/TRUCK PARTS, UNUSED.

S.P.#: 11007

DUE: September 21, 2010

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

s8-21

SALE OF: 4 LOTS OF MISCELLANEOUS EQUIPMENT, USED.

S.P.#: 11004

DUE: September 13, 2010

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

a30-s13

SALE OF: 10 USED HOPPER BARGES.

S.P.#: 11005

DUE: September 9, 2010

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

a26-s9

HOUSING PRESERVATION & DEVELOPMENT

NOTICE

Pursuant to Section 1802(6)(j) of the NYC Charter, notice is hereby given that the Department of Housing Preservation and Development of the City of New York is proposing to sell the following Property to a designated sponsor for each project:

Address	Block	Lot	Price
BROOKLYN: NEW FOUNDATIONS PROGRAM			
1284 37th Street	5295	4	\$68,000
1300 37th Street	5300	9	

The appraisal and proposed approval documents are available for public examination at the Office of HPD, 100 Gold Street, Rm. 5A4, New York, New York during its regular hours on weekdays from 9:00 A.M. to 5:00 P.M.

PLEASE TAKE NOTICE that a Real Property Acquisition & Disposition Public Hearing will be held on Wednesday, October 13, 2010, commencing at 10:00 A.M., before the Mayor's Office of City Legislative Affairs, Spector Hall, 22 Reade Street, main floor, Borough of Manhattan, at which time and place those wishing to be heard will be given the opportunity to testify on a proposed document determining that the Mayor approves the disposition pursuant to Section 1802(6)(j) of the Charter.

INDIVIDUALS REQUESTING SIGN LANGUAGE INTERPRETERS SHOULD CONTACT THE MAYOR'S OFFICE OF CONTRACT SERVICES, PUBLIC HEARINGS UNIT, 253 BROADWAY, ROOM 915, NEW YORK, N.Y. 10007, (212) 788-7490, NO LATER THAN SEVEN (7) BUSINESS DAYS PRIOR TO THE PUBLIC HEARING. TDD USERS SHOULD CALL VERIZON RELAY SERVICE.

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."

ADMINISTRATION FOR CHILDREN'S SERVICES

INTENT TO AWARD

Services (Other Than Human Services)

HEAD START SPONSORING BOARD COUNCIL OF THE CITY OF NEW YORK, INC. – Sole Source – Available only from a single source - PIN# 06811S0001 – DUE 09-29-10 AT 4:00 P.M.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Administration for Children's Services, 150 William Street, 9th Floor Reception Desk, New York, NY 10038.
Jean Sheil (212) 341-3518, fax: (212) 341-3520.

s8-14

CITYWIDE ADMINISTRATIVE SERVICES

DIVISION OF MUNICIPAL SUPPLY SERVICES

AWARDS

Goods

STOCK, VARIOUS, FOR MAYOR'S PRINT SHOP: RE-AD – Competitive Sealed Bids – PIN# 8571000733 – AMT: \$152,060.00 – TO: Central National Gottesman Inc. dba Lindenmeyr Munroe Division, 115 Moonachie Avenue, Moonachie, NJ 07074.

s9

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.

jj17-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.

jj17-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.

jj17-j4

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

COMPLETE PREVENTIVE MAINTENANCE CONTRACT FOR PACKAGE A/C EQUIPMENT – Competitive Sealed Bids – PIN# 11111027 – DUE 09-28-10 AT 4:00 P.M. – The duration of this contract shall be for a period of one year beginning October 1, 2009 to September 30, 2011, 2010 with mutually agreed option to renew for two (2) one year periods at no increase in the monthly price.

There will be a mandatory pre-bid meeting on Tuesday, September 21, 2010 at 10:00 A.M. at Bellevue Hospital Center, 462 First Avenue, in Room 12 East 3 of the Hospital 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.
Bellevue Hospital Center, 462 First Avenue, Room# 12 East 32, New York, NY 10016. Eric Novak (212) 562-2887, fax: (212) 562-4998, eric.novak@bellevue.nychhc.org

s9

COMPLETE PREVENTIVE MAINTENANCE REPAIR AND EMERGENCY SERVICES FOR REFRIGERATION AND ICE MAKER EQUIPMENT – Competitive Sealed Bids – PIN# 11111028 – DUE 09-29-10 AT 4:00 P.M.

Furnish all labor and materials necessary to provide complete preventive maintenance repair and emergency services for Refrigeration and Ice Maker equipment.

The duration of this contract shall be for a period of one year beginning October 1, 2009 to September 30, 2011, 2010 with mutually agreed option to renew for two (2) one year periods at no increase in the monthly price.

There will be a mandatory pre-bid meeting on Wednesday, September 22, 2010 at 10:00 A.M. at Bellevue Hospital Center, 462 First Avenue, in Room 12 East 3 of the Hospital 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.
Bellevue Hospital Center, 462 First Avenue, Room# 12 East 32, New York, NY 10016. Melissa Wachtel (212) 562-2893, fax: (212) 562-4998, eric.novak@bellevue.nychhc.org

s9

OILLESS ROTARY SCROLL COMPRESSOR – Competitive Sealed Bids – PIN# 22211015 – DUE 09-23-10 AT 3:00 P.M. – One Powerex Model Sed1007 10hp, 460 Volt Air Cooled Cabinet enclosed, Oilless Rotary Scroll Compressor package w/built in Alternator Control.

80 Gallon vertical tank with top-plate.
One Dominick Hunter Model DRD35, air cooled refrigerated air dryer.
One Dominick Hunter Model A0-010CNFX, 1 Micron particulate filter.

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. Junior Cooper (718) 579-5096, fax: (718) 579-4788, junior.cooper@nychhc.org

s9

BLOOD TRANSPORTATION SERVICES – Competitive Sealed Bids – PIN# 61211002 – DUE 09-23-10 AT 3:00 P.M.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Lincoln Hospital Center, 234 East 149th Street, Bronx, NY 10451. Daisy Aquino (718) 579-3147, fax: (718) 579-4788, daisy.aquino@nychhc.org

s9

PURCHASING

SOLICITATIONS

Goods

TRIMA ACCEL RBC/PLATELET/PLASMA SETS AND ACDA SOLUTION – Competitive Sealed Bids – PIN# QHN2011-1027EHC – DUE 10-04-10 AT 10:00 A.M.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Health and Hospitals Corporation, 82-68 164th Street, "S" Building, 2nd Floor, Jamaica, NY 11432.
Prasanna Vidyasagar (718) 883-6006, fax: (718) 883-6220, vidyasp@nychhc.org

s9

HEALTH AND MENTAL HYGIENE

AGENCY CHIEF CONTRACTING OFFICER

AWARDS

Human/Client Service

MENTAL HYGIENE SERVICES – Required Method (including Preferred Source) – PIN# 11SA008801R0X00 – AMT: \$1,658,586.00 – TO: Single Parent Resource Center, Inc., 228 East 45th Street, New York, NY 10017.

● **SUPPORTED SRO** – Renewal – PIN# 08PO173801R1X00 – AMT: \$274,760.00 – TO: Addicts Rehabilitation Center Foundation, Inc., 2015 Madison Avenue, New York, NY 10035.

s9

HOMELESS SERVICES

INTENT TO AWARD

Human/Client Service

RELOCATION ASSISTANCE PROGRAM FOR HOMELESS FAMILIES – Negotiated Acquisition – PIN# 07107X0007CNVN001 – DUE 09-17-10 AT 2:00 P.M. – The Department of Homeless Services (DHS) intends on entering into negotiations with Church Avenue Merchants Block Association (CAMBA), located at 1720 Church Avenue, Brooklyn, NY 11226 to continue to operate the Relocation Assistance Program (REAP) which locates quality permanent housing for homeless families, while providing individualized case management services to enable families to reach the goal of independent living. This contract will be conducted via the Negotiated Acquisition Extension, pursuant to Section 3-04 (b)(2)(iii) of the Procurement Policy Board Rules to extend the underlying contract for one (1) year to allow the agency sufficient time to complete the anticipated targeted number of housing placements by June 30, 2011.

It is anticipated that the extension contract will be from July 1, 2010 to June 30, 2011.

Qualified vendors that are interested in bidding on future contracts that provide relocation assistance services to homeless families may contact: Marta Zmoira, Contract

Officer, Department of Homeless Services, 33 Beaver St., 13 Floor, NY, NY 10004 or e-mail at mzmaira@dhs.nyc.gov

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
 Department of Homeless Services, 33 Beaver Street
 New York, NY 10004. Marta Zmoira (212) 361-0888, Fax: (917) 637-7562, mzmaira@dhs.nyc.gov

s3-10

OFFICE OF CONTRACTS AND PROCUREMENT

■ SOLICITATIONS

Human/Client Service

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

Construction/Construction Services

REQUIREMENT CONTRACT FOR SIDEWALK SHEDS FOR VARIOUS LOCATIONS, BRONX/QUEENS – Competitive Sealed Bids – PIN# BW1009605 – DUE 10-01-10 AT 10:30 A.M.
 ● **REQUIREMENT CONTRACT FOR SIDEWALK SHEDS FOR VARIOUS LOCATIONS, BROOKLYN/STATEN ISLAND** – Competitive Sealed Bids – PIN# BW1009603 – DUE 09-30-10 AT 10:30 A.M.
 ● **REQUIREMENT CONTRACT FOR SIDEWALK SHEDS FOR VARIOUS LOCATIONS, MANHATTAN** – Competitive Sealed Bids – PIN# BW1009606 – DUE 09-29-10 AT 10:30 A.M.

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

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
 Housing Authority, 90 Church Street, New York, NY 10007.
 Vaughn Banks (212) 306-6727, fax: (212) 306-5152, vaughn.banks@nycha.nyc.gov

s9-15

REQUIREMENT CONTRACT FOR REPLACEMENT OF HEATING CONTROL PANELS AT VARIOUS DEVELOPMENTS – Competitive Sealed Bids – PIN# HE1012006 – DUE 09-27-10 AT 10:00 A.M.
 ● **REQUIREMENT CONTRACT FOR REPLACEMENT OF HEATING CONTROL PANELS AT VARIOUS DEVELOPMENTS** – Competitive Sealed Bids – PIN# HE1013670 – DUE 09-28-10 AT 10:00 A.M.
 ● **REQUIREMENT CONTRACT FOR REPLACEMENT OF HEATING CONTROL PANELS AT VARIOUS DEVELOPMENTS** – Competitive Sealed Bids – PIN# HE1012558 – DUE 09-29-10 AT 10:00 A.M.

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

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
 Housing Authority, 90 Church Street, 11th Floor
 New York, NY 10007. Gloria Guillo, MPA, CPPO
 (212) 306-3121, fax: (212) 306-5151
 gloria.guillo@nycha.nyc.gov

s3-10

PURCHASING DIVISION

■ SOLICITATIONS

Goods

SCO-FURNISHING SMART UPS FOR VIPER BASES – Competitive Sealed Bids – SCO# 27290,1 AS – DUE 09-22-10 AT 10:35 A.M.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
 Housing Authority, 23-02 49th Avenue, 5th Floor SCOD
 Long Island City, NY 11101. Bid documents available via internet ONLY:
 http://www.nyc.gov/html/nychalhtml/business/goods_materials.shtml Atul Shah (718) 707-5450.

s9

JUVENILE JUSTICE

■ SOLICITATIONS

Human/Client Service

PROVISION OF NON-SECURE DETENTION GROUP HOMES – Negotiated Acquisition – Judgment required in evaluating proposals - PIN# 13010DJJ000 – DUE 06-30-11 AT 2:00 P.M. – The Department of Juvenile Justice is soliciting applications from organizations interested in operating non-secure detention group homes in New York

City. This is an open-ended solicitation; applications will be accepted on a rolling basis until 2:00 P.M. on 6/30/11.

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

jjy1-d16

PARKS AND RECREATION

CONTRACTS

■ AWARDS

Goods

ADVERTISING ON MTA PROPERTY – Sole Source – Available only from a single source - PIN# 34373846 – AMT: \$100,000.00 – TO: CBS Outdoor, Inc., P.O. Box 33074, Newark, NJ 07188.
 The Department of Parks and Recreation intends to enter into sole source negotiations with CBS Outdoor Group, Inc., P.O. Box 33074, Newark, NJ 07188, to provide subway platform posters for the Shape Up NYC campaign at various sites approved by the Metropolitan Transportation Authority (MTA).

Any firm that would like to join the City Bidders list may do so by filling out the NYC-FMS Vendor Enrollment Application available online at:
 http://www.nyc.gov/html/selltonyc/html/new_vendors.html, and in hard copy call the Vendor Enrollment Center at (212) 856-1680.

s7-13

PURCHASING AND ACCOUNTING

■ AWARDS

Goods & Services

BUS SHELTER ADVERTISING – Sole Source – Available only from a single source - PIN# 082710846 – AMT: \$100,000.00 – TO: Cemusa NY, LLC, 420 Lexington Ave., Suite 2533, New York, NY 10170. The Department of Parks and Recreation intends to enter into sole source negotiations with Cemusa NY, LLC, 420 Lexington Avenue, Suite 2533, New York, NY 10170, to provide bus advertising billboards for the water safety campaign and special events at various sites approved by the Metropolitan Transportation Authority (MTA).

Any firm that would like to express their interest in providing services for similar projects in the future may do so by joining the City bidders list by filling out the NYC-FMS Vendor Enrollment Application available online at www.NYC.gov/selltonyc, and in hard copy by calling the Vendor Enrollment Center at (212) 857-1680.

s8-14

REVENUE AND CONCESSIONS

■ SOLICITATIONS

Services (Other Than Human Services)

OPERATION AND MAINTENANCE OF INTERIOR FOOD CONCESSION, SEASONAL CAFES, MOBILE FOOD UNITS AT RANDALL'S ISLAND PARK, MANHATTAN – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# M104-SB – DUE 10-14-10 AT 3:00 P.M. – The City of New York Department of Parks and Recreation (Parks) requests proposals for the operation and maintenance of one (1) interior food concession at Icahn Stadium, the construction, operation and maintenance of a minimum of two (2) but no more than five (5) seasonal cafes, and the option of constructing, operating and maintaining up to five (5) mobile food units at Randall's Island Park, Manhattan. Parks is seeking proposers who can demonstrate experience in food service operations to operate and maintain the food and beverage concessions.

There will be a recommended on-site proposer meeting and site tour on Tuesday, September 21, 2010 at 1:00 P.M. We will be meeting at the proposed concession site, in front of Icahn Stadium which is located on Randall's Island Park. If you are considering responding to this RFP, please make every effort to attend this meeting and site tour.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
 Parks and Recreation, 830 5th Avenue, Room 407
 New York, NY 10065. Evan George (212) 360-3495
 fax: (212) 360-3434, evan.george@parks.nyc.gov

s1-15

AGENCY RULES

TAXI AND LIMOUSINE COMMISSION

■ NOTICE

Notice of Promulgation of Rules

Notice is hereby given in accordance with section 1043(e) of the Charter of the City of New York (“Charter”) that the Taxi and Limousine Commission (“TLC”) hereby promulgates rules establishing definitions for the TLC’s new rule book.

These rules are promulgated pursuant to sections 1043 and 2303 of the Charter and section 19-503 of the Administrative Code of the City of New York.

Public hearings on these proposed rules were held by the TLC at its offices at 40 Rector Street, 5th Floor, New York, New York 10006 on April 30, 2010 at 2:30 P.M and on July 8, 2010 at 10:00 A.M.

These rules will take effect on January 1, 2011.

Section 1. Title 35 of the Rules of the City of New York is hereby amended by adding a new chapter 1 thereto, to read as follows:

New Material is underlined.

**Chapter 1
DEFINITIONS**

§1-01 Scope of this Chapter.

- (a) Other than words that are capitalized in the normal course (such as “Mayor of the City of New York” or the first word in a sentence) any word (or group of words) in these Rules that has its first letter capitalized will be a “defined term.”
- (b) Most defined terms appear in this Chapter. For ease of reference, certain defined terms may also appear in the “Definitions Applicable to this Chapter” section of Chapters in which the terms are most relevant. Certain general terms (Driver, License, Owner, for example) will have a more specific meaning in individual Chapters (so, Driver in the Chapters governing Taxicabs and their Drivers will mean a Taxicab Driver). In some cases, a defined term in a Chapter can have a meaning different from that in this Chapter (for example, a Broker in Chapter 15 is different). Those different definitions will appear in the relevant Chapters.

§1-02 Penalties.

This Chapter is informational in nature and does not contain penalties.

§1-03 Definitions

Accessible Medallion is a Restricted Medallion valid for use only with an Accessible Taxicab.

Accessible Livery is a For-Hire Vehicle designed to permit access to and enable the transportation of persons in wheelchairs and is equipped with a Taximeter.

Accessible Vehicle is a vehicle designed to permit access to and enable the transportation of persons in wheelchairs and is authorized by the Commission to transport passengers for hire, by prearrangement.

Accessible Taxicab is a Vehicle that is licensed by the Commission and that meets the specifications of the Americans with Disabilities Act as described in §17-05.2 of these rules.

Activation Date. The Activation Date is January 1, 2011.

Administrative Code refers to the Administrative Code of the City of New York, including Title 19, “Transportation of Passengers for Hire by Motor Vehicles.”

Administrative Law Judge (or ALJ) is an attorney admitted to practice law in the State of New York who has been appointed by the Commission to conduct administrative hearings for the Commission.

Administrator means the duly appointed administrator, executor, executrix or personal representative of an estate.

Agent is an individual or Business Entity that has been licensed by the Commission to operate or facilitate the operation of one or more Taxicabs on behalf of the Taxicab owner.

Alternative Fuel Medallion is a Restricted Medallion valid for use only with a vehicle powered by compressed natural gas or a hybrid electric vehicle.

Appeal is the request for review of a decision of an ALJ, an OATH ALJ or the Chairperson.

Appeals Unit is a unit of ALJs within the Commission Adjudications Tribunal responsible for deciding cases on Appeal, who do not hear cases in the first instance.

Applicant is an individual or Business Entity seeking approval from the Commission for a new or renewed License or authorization, or for a change, transfer or other action requiring Commission approval.

Approved Motor Vehicle Accident Prevention Program is an accident prevention course approved by the New York State Department of Motor Vehicles.

Authorization means the Commission’s approval to operate a Commuter Van Service within the geographic boundaries specified by the Commission.

Authorized means that a Commuter Van Service has been given permission to operate by the Commission.

Authorized Taxicab Training refers to a course of training approved by the Commission that contains at least 80 hours of instruction on Commission-required topics such as Commission rules and procedures, geography, map reading, Passenger relations, and courtesy.

Authorized Taxicab Training Refresher Course refers to a four-hour course of training approved by the Commission that is required for renewal of a Probationary License, and

that includes topics such as an update of Rule changes, a review of Driver Responsibilities and duties, passenger relations, and an awareness of serving passengers with disabilities.

Base Affiliation is a business arrangement by which a Vehicle is affiliated or associated with a Base. Certain Vehicles must be associated with a specific type of Base and work only with the Base with which it is affiliated.

Base (or Base Station) is the Commission licensed business dispatching a particular type of Vehicle. This term is used more specifically in some Chapters.

Bidder means an individual submitting a sealed bid for one or more Lots of Taxicab Medallions or a Business Entity to which an individual Bidder assigns a bid.

Black Car is a Vehicle that affiliates with a Black Car Base.

Black Car Base is a "central dispatch facility" (as the term is defined in *New York Executive Law, §160-cc*) and For-Hire Base that operates as follows:

- (1) All Black Car Vehicles are dispatched on a pre-arranged basis;
- (2) All Black Car Vehicles are owned by franchisees of the Base or are members of a cooperative that operates the Base; and
- (3) More than ninety percent (90%) of the Base's business is on a payment basis other than direct cash payment by a Passenger.

Broker is an individual or Business Entity licensed by the Commission to act as an agent for another person or Business Entity in negotiating either of the following:

- (1) The transfer of any interest in a Medallion
- (2) A loan to be secured by a Medallion or a Taxicab.

Brokerage is the business of being a Broker.

Business Entity is a sole proprietorship, corporation, partnership or limited liability company. A Business Entity can be further limited in a Chapter.

Business Entity Persons may mean:

- (1) The proprietor of a sole proprietorship
- (2) All shareholders of a corporation
- (3) All officers of a corporation
- (4) All partners of a partnership
- (5) All members of a limited liability company.

Certified Taximeter Technician means a technician certified by a Licensed Taximeter Manufacturer to perform work on its Taximeters.

Chairperson shall mean the Chairperson of the Taxi and Limousine Commission or his or her designee.

Chapter refers to a chapter in these Rules.

Chauffeur's License means:

- (1) A Valid NYS driver's license Class A, B, C or E; or
- (2) A Valid license of similar class from another state of which the Licensee is a resident.

Claim Letter is a letter asserting a possible Excess Claim against an Owner of a Taxicab Medallion.

Clean Air Vehicle is a Vehicle that uses a type of fuel which allows the Vehicle to:

- (1) Receive an air pollution score of 9.0 or higher from the U.S. EPA and
- (2) Emit 6.4 tons or less of equivalent carbon dioxide per year, as estimated by the U. S. Department of Energy.

Clean Air Vehicle Level I is a vehicle that uses a type of fuel which allows the vehicle to:

- (1) Receive an air pollution score of 9.5 or higher from the U.S. EPA and
- (2) Emit 5.0 tons or less of equivalent carbon dioxide per year, as estimated by the U. S. Department of Energy.

Clean Air Vehicle, Level II is any Clean Air Vehicle that does not meet the standards of a Clean Air Vehicle Level I.

Closing Deadline is the date by which a winning Bidder must close on any Lot as established in §15-07(a) of these Rules.

Commission means the New York City Taxi and Limousine Commission.

Commission Adjudications Tribunal (or Commission Tribunal) is the judicial body that has, except as otherwise provided in these Rules, jurisdiction over:

- (1) Violations of Title 19, Chapter 5 of the Administrative Code
- (2) Violations of Commission Rules
- (3) Review of the fitness of an Applicant or a Licensee to hold a License.

Commuter Van Driver's License is a License to drive a Commuter Van Vehicle

Commuter Van Service. A service that is Authorized by the Commission to use Commuter Vans to provide transportation into, out of, or within New York City:

- (1) on a prearranged, regular daily basis,
- (2) over non-specified or irregular routes, and
- (3) between a zone in a residential neighborhood and a location which will be a work related central location, a mass transit or mass transportation facility, a shopping center, recreational facility or airport.

Commuter Van Vehicle. A motor vehicle having a seating capacity of at least nine (9) but not more than twenty (20)

passengers that has been licensed by the Commission to carry passengers for hire in an Authorized Commuter Van Service.

Critical Driver's Program is a Commission program that imposes additional penalties on a Driver who accumulates a certain number of Department of Motor Vehicle points on his or her driver's license within a certain amount of time.

Decal is a sticker issued by the Commission and attached to a For-Hire Vehicle as evidence that it is a Licensed Vehicle.

De-licensed means an individual or Business Entity whose License is suspended or revoked.

Defensive Driving Course refers to a course in defensive driving given by a school, facility or agency approved by the Commission and certified by the New York State Department of Motor Vehicles.

De Novo is a legal term meaning "over again from the beginning."

Discretionary Revocation is the imposition of the penalty of revocation when a Rule does not specify that revocation must be imposed; Discretionary Revocation can be sought by the Chairperson for any Rule violation, if the Chairperson determines that the continued licensure of the Respondent presents a threat to public health, safety, or welfare.

Dispatch is a request made from a Base Station to a Driver of an affiliated Vehicle, directing the Driver to provide transportation to a passenger who has previously arranged for such transportation.

Distracted Driving Course means a course of training approved by the Commission about the dangers of driving while distracted by Using an Electronic Communication Device and about the rules governing the Using of an Electronic Communication Device. The course must last at least one hour.

DMV means the NYS Department of Motor Vehicles.

Driver is a person licensed by the Commission to drive a Commission-Licensed Vehicle.

Driver Authorization Statement is the document an Owner files with the Commission indicating that a Taxicab will be operated by the Named Drivers listed or by Unspecified Drivers, along with the required additional information.

Electronic Communication Device means any portable or hands-free electronic device able to do any of the following:

- (1) Make a telephone call.
- (2) Send or receive a text message.
- (3) Allow a user to speak on the device hands-free or operate the device by voice command, even when allowed by New York State Law.
- (4) Act as a personal digital assistant.
- (5) Send or receive data, voice or images from the internet or from a wireless network.
- (6) Act as a laptop or portable computer.
- (7) Send or receive pages.
- (8) Allow two-way communications between different people or parties.
- (9) Play games.
- (10) Play music, audio, or video.
- (11) Make or display images.
- (12) Transfer images, sound, text or messages.
- (13) Provide a function which can distract a Driver.

Exceptions: Any device specifically authorized to be used while a Driver is driving a Vehicle by a Rule is NOT an Electronic Communication Device. A GPS is NOT an Electronic Communication Device as long as the Vehicle is legally standing or parked while the Driver is inputting or transmitting data.

Electronic Trip Record System is the hardware and software that collects and stores the data that must be recorded for each passenger trip.

Escrow Amount is the amount for which an escrow account is required to be established in order to satisfy one or more Excess Claims.

Excess Claim is a tort claim asserted against the Owner of a Taxicab Medallion for more than the amount of insurance covering the Taxicab at the time the claim arose.

Exclusive Listing means that the Broker has been given the right to be the only Broker for a particular transaction. Usually the right will be limited to a specific period of time.

Fair Market Value in reference to the transfer of a Taxicab Medallion is the average value of arms-length transactions for similar Medallions during the prior calendar month, as determined by the Commission.

Finding of Public Need is a determination that a CommuterVan Service being proposed will be required either now or in the future for the convenience and necessity of the public.

Feed Line is the line of Taxicabs that feeds into the specific pick-up location to pick up a Passenger.

Fit to Hold a License means that the Applicant or Licensee is qualified ("fit") to assume the duties and obligations of the particular TLC Licensee and meets and will continue to meet the qualifications for licensure established by applicable Rule or law, and that a Licensee or Applicant for a License will comply and continue to meet such qualifications and comply with such applicable Rule or law.

Flat Rate is a definite dollar amount that will be charged to a Taxicab passenger for a specific trip, and is fixed before the

trip begins (*NOTE: "double the Taximeter" is not a Flat Rate*)

Fleet is a Business Entity organized for the purpose of owning or operating Taxicabs that meets the following requirements:

- (1) Controls a minimum of 25 Taxicabs
- (2) has a single business location that is adequate for the storage, maintenance, repair and dispatch of the Fleet Taxicabs and the storage and maintenance of records
- (3) operates with a dispatcher on the premises at least 18 hours every day, who assigns Drivers to Fleet Taxicabs.

For-Hire Base (or "Base") is the Commission-licensed business for dispatching For-Hire Vehicles and the physical location from which For-Hire Vehicles are dispatched; a For Hire Base can be any of the following:

- A Black Car Base,
- A Livery Base (or Base Station),
- A Luxury Limousine Base.

For-Hire Driver is the Driver of a For-Hire Vehicle.

For-Hire Vehicle is a motor Vehicle licensed by the Commission to carry Passengers for-hire in the City, which:

- (1) Has a seating capacity of 20 or fewer Passengers
- (2) Has three or more doors;
- (3) Is not a Taxicab, a Commuter Van, or an authorized bus as defined by NYS law.

GPS means a device using a global positioning navigation system to which all of the following apply:

- (1) The GPS uses a voice function to convey directions.
- (2) The Driver does not input or transmit data unless legally standing or parked.
- (3) The GPS transmits only geographical direction information.
- (4) Except for the transmission of geographical direction information, the GPS cannot be used as an Electronic Communication Device in any other way.

(*Note: A GPS which a Driver is operating by inputting or transmitting data while the Vehicle is not legally standing or parked is an Electronic Communication Device*).

Government means the United States, any state or territory, or any political subdivision of a state or territory.

Group Ride Program is a program established by the Commission for the transportation of more than one Passenger from a common location to destinations within a specified common geographic area.

Hack-up means to outfit a vehicle as a Medallion Taxicab and obtain approval from the Commission for that vehicle to serve as a Taxicab for the first time.

Hearing is the presentation and consideration of evidence before an Administrative Law Judge.

Hearing Officer is the Administrative Law Judge who presides over a hearing.

Hybrid Electric Vehicle is a commercially available, mass-produced vehicle originally equipped by the manufacturer with a combustion engine system and an electric propulsion system that operate in an integrated manner.

Independent Medallion is a class of Medallion Taxicab License, the owner of which may only own one Medallion.

Inquest is the presentation and consideration of evidence at a Hearing before an ALJ, when the Respondent has failed to appear.

Issuing Jurisdiction is a county within New York State contiguous to New York City that issues its own approval to allow a vehicle within its jurisdiction to contract for hire and perform pre-arranged pick-ups and drop-offs of one or more Passengers.

Legatee means someone to whom the proceeds of an estate are to be distributed.

License is the formal approval given by the Commission certifying that a Driver, Owner, Vehicle, Base Station or other service, business or equipment has met the relevant criteria and is now qualified to operate under the supervision of the Commission. An Authorization is a License.

Licensed Taxicab. See "Taxicab" (*The terms "Medallion Taxicab," "Licensed Medallion Taxicab," and "Taxicab" mean the same thing, and may be used interchangeably.*)

Licensee is an individual or Business Entity that has been issued a License by the Commission, and shall include Licensees whose Licenses have been suspended unless the context of these rules clearly dictate otherwise.

Limited Business Entity Persons are all Business Entity Persons except shareholders holding less than 10% of the stock of the Business Entity.

Livery is a For-Hire Vehicle that is affiliated with a Livery Base Station.

Livery Base Station ("Base" or "Base Station") is a For-Hire Base that operates as follows:

- (1) All Livery Vehicles are dispatched from the Base on a pre-arranged basis.
- (2) All Livery Vehicles are designed to carry fewer than six (6) Passengers
- (3) Passengers are charged for service on the basis of a flat rate, time, mileage, or zones.

Long-Haul, as used at certain transportation terminals, means that Taxicabs in the Feed Line designated as a "Long Haul" line must only accept customers who are requesting trips of at least a certain distance or time.

Long-Term Driver is a Licensed Medallion Taxicab Driver who meets all of the following conditions:

- (1) Personally drives the Taxicab at an annual rate of at least 160 hours per month;
- (2) Is named on the rate card (is a Named Driver)
- (3) Owns the Medallion or is leasing the Medallion for a term of no less than five months; and
- (4) Is a Long-Term Driver on no more than one Taxicab.

Lot is one or more Medallions being sold in a single unit. See Chapter 15, Medallion Sales.

A Luxury Limousine is a For-Hire Vehicle that is affiliated with a Luxury Limousine Base.

A Luxury Limousine Base is a For-Hire Base that operates as follows:

- (1) All Luxury Limousines are dispatched from the Base by pre-arrangement;
- (2) Luxury Limousine Vehicles have a seating capacity of 20 or fewer Passengers;
- (3) More than ninety percent (90%) of its business is on a payment basis other than direct cash payment by a Passenger.
- (4) Passengers are charged "garage to garage" service on the basis of a flat rate, time or mileage.

Mailing address is the address designated by the Licensee where Licensee will receive all notices, correspondence and service of summonses sent by the Commission; specific requirements are noted as applicable in Chapter definitions.

Mandatory Revocation is the imposition of the penalty of revocation when a Rule specifies that revocation must be imposed.

Manufacturer's Representative. An individual or Business Entity appointed by a Taximeter Manufacturer to hold a License on behalf of that manufacturer and to carry out that manufacturer's duties and responsibilities as a Licensee under this chapter.

Market Value in reference to the transfer of a Taxicab Medallion will be the greater of: (i) the actual consideration being paid for the transfer; or (ii) the Fair Market Value.

Maximum Escrow Amount means:

- (1) the Market Value of the Taxicab Medallion being transferred less the value of any debt or liens secured by the Medallion and the Transfer costs PLUS
- (2) the value of any proceeds of any refinancing received by the Owner which was not used to reduce any previously existing debt or liens secured by the Medallion following the date of an occurrence of an alleged tort involving the Taxicab which tort gives rise to a potential Excess Claim.

Medallion is the numbered plate originally issued by the Commission and affixed to the outside of a Taxicab as physical evidence that the Taxicab has been licensed to operate as a Medallion Taxicab.

Medallion Taxicab. See "Taxicab." (*The terms "Medallion Taxicab," "Licensed Taxicab," and "Taxicab" mean the same thing, and may be used interchangeably.*)

Merchant means an individual or Business Entity who holds a Commission License and who has agreed to do the following:

- (1) Facilitate contracts between Taxicab Technology Service Providers and Commission-approved banks, and
- (2) Contract to provide credit/debit card services for in-cab payment of Taxicab fares.

Minifleet is a Business Entity licensed by the Commission to own and operate two or more taxicabs; Minifleets often contract with a Fleet for the daily storage and dispatch of its Taxicabs.

Minifleet Medallion means a Medallion Taxicab License that is classified and must be owned in groups of at least two.

MTA Tax is the 50 cent tax on taxicab trips imposed by Article 29-A of the NYS Tax Law.

Named Drivers is a term indicating that only the Drivers specifically named on the Rate Card are allowed to drive the Taxicab.

New Rules means Title 35 of the Rules of the City of New York and any amendments that become effective on and after the Activation Date.

Notice of Seizure is a document served upon and mailed to an owner of a vehicle that has been seized and removed to a secure facility.

NYC (or "the City") means New York City.

NYS means New York State.

Official Bus Route means the route, including all stops, traveled upon by a bus line that is operated by:

- (1) The New York City Transit Authority
- (2) The City of New York, or
- (3) A private bus company that is regulated or franchised by local law or Charter provision in accordance with section 80(4) of the Transportation Law.

OATH is the New York City Office of Administrative Trials and Hearings

OATH ALJ is an administrative law judge appointed by OATH.

Old Rules means Title 35 of the Rules of the City of New York as in effect before the Activation Date.

Owner means the legal owner and is further defined in each relevant Chapter.

Owner-Must-Drive Rule is a requirement that an owner of an Independent Medallion must personally drive at least 210 nine-hour shifts in every calendar year.

Paratransit Base or Base Station is the facility from which a paratransit service operates a transportation service for Persons with Disabilities, including all ambulette services.

Paratransit Disability is a physical or mental impairment, including a mobility impairment which requires the use of a wheelchair, three-wheeled motorized scooter or other mobility aid, or prevents a person from boarding, riding or disembarking from a vehicle without the assistance of a wheelchair lift or other boarding assistance device.

Paratransit Vehicle (also known as a wheelchair accessible van) is any motor vehicle, equipped with a hydraulic lift or ramp(s) designed for the purpose of transporting persons who use wheelchairs or containing any other physical devices designed to permit access to and the transportation of a person with a Paratransit Disability

Passenger means a person riding in a Vehicle, other than the Driver

Passenger Manifest is the document on which a Commuter-Van Driver enters the name of each passenger to be picked up.

Penalty Point is a non-monetary penalty assessed against either a Base Owner or the Owner of a For-Hire Vehicle if they are convicted of certain violations of these Rules.

Persistent Violator Program establishes additional penalties for Drivers who repeatedly violate these Commission Rules within a certain amount of time. Persistent Violator penalties are determined based on points accrued as part of the penalties established by these Rules.

Persons with a Disability (or People with Disabilities) means an individual with a physical or mental impairment or incapacity, including a person who uses a wheelchair, crutches, three-wheeled motorized scooter, other mobility aid, or a Service Animal, but who can transfer from such a mobility aid to a Taxicab, For-Hire Vehicle or Commuter Van with or without reasonable assistance.

Personal Use—Off Duty is the designation made when a Driver is no longer operating the Taxicab for hire and is usually for a longer period than Relief Time.

Petition is a request or application for the Commission to adopt a rule.

Prior Claim Letter is a Claim Letter received by the Commission prior to February 1, 2009.

Qualified Jurisdiction is an Issuing Jurisdiction that meets the requirements for reciprocity described in section 498 of the NYS Vehicle and Traffic Law.

Qualified Vehicle License (or "QVL") is the license issued by a Qualified Jurisdiction to that jurisdiction's vehicles authorizing them to provide pre-arranged, for-hire transportation within its boundaries.

Qualified Driver's License (or "QDL") is a license issued by a Qualified Jurisdiction to that jurisdiction's drivers authorizing them to operate an authorized vehicle to provide pre-arranged, for-hire transportation within its boundaries.

Rate Card is a card issued by the Commission for each Medallion Taxicab, which displays the Taxicab Medallion number, Rates of Fare, and such other data as the Commission may require.

Rate Schedule is the Commission-approved listing of the manner in which and the amount of fare a Commission service is permitted to charge a passenger.

Rates of Fare is a listing of the manner and amount of fares Medallion Taxicab Drivers may charge passengers, as established by the Commission.

Reciprocity (or Reciprocal Recognition) means that:

- (1) New York City For-Hire Vehicles and Drivers can pick up or drop off Passengers in a Qualified Jurisdiction for trips ending or beginning in NYC, and
- (2) Vehicles and drivers that are licensed to perform for-hire transportation by a Qualified Jurisdiction can pick up or drop off Passengers in NYC for trips ending or beginning in a Qualified Jurisdiction.

Recommended Decision. A Recommended Decision is a decision made by an ALJ (or by OATH) following a Hearing that must be reviewed by the Chairperson, either in its entirety or for the appropriateness of the penalty being imposed, before it becomes final.

Relief or Relief Time is a limited period of time when a Driver is off duty to fulfill personal needs.

Representative is a non-attorney authorized by the Commission to represent Respondents before the Commission's Adjudications Tribunal.

Reserve Status Bids are the highest ten percent of the non-winning bids in each category, unless the Chairperson determines that a greater number of non-winning bids will

receive Reserve Status and sets a higher qualifying percentage. A bid holding Reserve Status is a Reserve Status Bid and is converted to a winning bid when a winning Bidder fails to comply with the Closing Deadlines established in these Rules.

Respondent is an individual or Business Entity who has been noticed and charged with a violation of one or more of these Rules or the Administrative Code, or with being not Fit to Hold a License.

Restricted Medallion is a Medallion restricted to use with a particular type of vehicle, such as either an Accessible Medallion or an Alternative Fuel Medallion;

Roof Light is a light attached to the roof of a vehicle, or extending above the roofline of a vehicle, for the purpose of displaying information.

Rule(s) refers to any rule adopted by the Commission, or this set of Rules that comprises Title 35 of the Rules of the City of New York.

Safety and Emissions Inspection means the required vehicle inspections conducted at the Commission's inspection facility.

Scheduled Retirement Date is the date on which a Taxicab must be retired from service, as determined in section 17-18 of these rules, unless extended as provided in section 17-19 of these rules.

Seal means a prophylactic device, approved by the Commission, that is used on a Taximeter, wire, wiring mechanism, gear or other device, so that no adjustment, repair, alteration or replacement can be made without removing or mutilating the Seal or Seals.

Seating Capacity means the maximum number of adult passengers a vehicle is intended to carry according to the manufacturer's specifications.

Secondary Owner is an individual or Business Entity that has a lien or mortgage or any other type of legal interest in a Vehicle.

Secured Lender Escrow Amount means the Market Value of the Taxicab Medallion being transferred less the value of any debt or liens secured by Medallion and the Transfer Costs.

Secured Lender Recipient means a secured creditor seeking to repossess or foreclose upon a Taxicab Medallion in order to realize the value of its secured interest, but *not* applying to operate the Taxicab Medallion and not eligible to be considered a Transferee, provided the Secured Lender Recipient places the Medallion in storage as required in §8-45(c) of this Chapter.

Service Animal means a guide dog, signal dog or any other animal trained specifically to work or to perform tasks for an individual with a disability, including, but not limited to, guiding individuals with visual impairments, alerting individuals with hearing impairments to intruders or sounds, providing minimal protection or rescue work, pulling a wheelchair or retrieving dropped items.

Short Haul, as used at certain transportation terminals, means that Taxicabs in the Feed Line designated as a "Short Haul" line must only accept customers who are requesting trips of less than a certain distance or time.

Stand-By Vehicle means any vehicle licensed by the Commission to be used by a Fleet as a replacement for a Licensed Taxicab that is temporarily out of service.

Stop-Use Directive is a notice sent to an Owner by the Commission directing the Owner to stop using a designated Agent because that Agent's License has been revoked or suspended.

Substantial Interest in Taxicab Medallions means direct or indirect ownership of four or more Medallions that can result from one or more of the following:

- (1) Ownership of 25 percent or more of the stock in one or more corporations that own Medallions
- (2) Ownership of 25 percent or more of the membership interests in one or more limited liability companies that own Medallions
- (3) A partnership interest in one or more partnerships that own Medallions
- (4) Being an officer in one or more corporations that, in the aggregate, have a direct or indirect equity interest in four or more Medallions.

Summary Suspension means that a Licensee's License is suspended *before* a hearing is held on the violation.

Taxi Stand is a place where Taxicabs are authorized (either by NYC Department of Transportation or a transportation terminal operator) to line up and wait for customers.

Taxicab means a motor vehicle, yellow in color, bearing a Medallion indicating that it is licensed by the Commission to carry up to five passengers for hire and authorized to accept hails from persons in the street. (*The terms "Medallion Taxicab," "Licensed Taxicab," and "Taxicab" mean the same thing, and may be used interchangeably.*)

Taxicab Candidate is a vehicle being considered for use as a Taxicab Model.

Taxicab Driver's License means the authority granted by the Commission to an individual to drive a Taxicab in the City of New York.

Taxicab License is the authority granted by the Commission for an Applicant to own and operate a

designated vehicle as a Taxicab within the Commission's jurisdiction, as evidenced by the Medallion affixed to the hood of the vehicle.

Taxicab Model is a Taxicab Candidate that has been verified by the Commission as complying with the standard specifications set forth in §17-05, §17-05.1 or §17-05.2 of these Rules.

Taxicab Technology Service Provider (or T-PEP Provider) means a vendor who has contracted with the Commission to install and maintain the Taxicab Technology System in Taxicabs.

Taxicab Technology System (or T-PEP) means the hardware and software that provides the following four core services:

- (1) Credit, debit and prepaid card payment;
- (2) Text messaging;
- (3) Trip data collection and transmission; and
- (4) Data transmission by means of the passenger information monitor.

Taximeter is an instrument or device approved by the Commission that automatically calculates and plainly indicates the charge to a passenger for hire of a Taxicab.

Taximeter Business is a business licensed by the Commission that sells new or used Taximeter equipment or installs, repairs, adjusts, tests, seals, or calibrates Taximeters and/or Taxicab Roof Lights.

Taximeter Manufacturer means an entity licensed by the Commission that manufactures Taximeters; only Taximeters made by a licensed Taximeter Manufacturer may be installed or used in Taxicabs.

Taxpayer is a person or Business Entity required to pay the MTA Tax.

Tort Letter is a statement from the insurer of a Taxicab stating whether or not the insurer is aware of any Excess Claims against the Taxicab Medallion or its Owner.

Transfer means the transfer of all or any portion of a Medallion ownership interest, including the transfer of interests in a Business Entity owning Medallions.

Transferee is an Applicant seeking approval from or approved by the Chairperson to own and operate a Medallion Taxicab in which Applicant is acquiring or has acquired an interest, either directly or indirectly, through a transfer described in section 8-42 of these Rules.

Transfer Costs means the administrative costs involved in processing a transfer of ownership of a Taxicab Medallion, including the costs of any foreclosure or similar action and any outstanding fines or fees owed to the Commission or the Parking Violations Bureau.

Transferor is the Owner of an interest in a Taxicab Medallion being transferred.

Trip Record (or Trip Sheet) refers to the hand-written or electronic collection of data that is required to be kept for each passenger trip.

Unlicensed Activity is the provision or advertising of any Commission-regulated for-hire transportation service by any (i) Licensee whose License is suspended, revoked, or expired and not yet renewed, or by any (ii) person who does not hold a Valid License or Authorization for the vehicle, for the driver of the vehicle and, if applicable, for the service. Unlicensed Activity includes these activities specified in sections 19-506 and §19-529 of the Administrative Code, and can subject the violator to the seizure and possible forfeiture of his or her vehicle.

Unrestricted Medallion is a Medallion Taxicab License that is not restricted to use with a particular type of vehicle such as a Clean Air vehicle or an Accessible vehicle.

USPS is the United States Postal Service

Unspecified Driver is a term that is entered on a Rate Card indicating that the Taxicab can be driven by any Licensed Taxicab Driver whose name (or category) has been filed with the Commission by the Owner of that Taxicab.

Use an Electronic Communication Device (or Using an Electronic Communication Device) means to:

- Operate any function of an Electronic Communication Device in any way, or
- Have a device permitting hands-free operation of an Electronic Communication Device in or near the ear.

Valid means a license or other document which is not expired, suspended, revoked, conditional or restricted as to its use by the Commission, the New York State Department of Motor Vehicles or an agency of another state which licenses vehicles and drivers of vehicles or issues violations of traffic laws or regulations.

Valid Claim Letter is a Claim Letter which is not a Prior Claim Letter, and which:

- (1) Is dated no more than one year prior to the date documentation is submitted to the Chairperson for a proposed transfer of a Taxicab Medallion;
- (2) Sets forth a minimum claim in an amount sufficient to be an "Excess Claim";
- (3) Includes a copy of the police report regarding the incident in question; and
- (4) Includes a representation by the sender that the party against which the Excess Claim has been asserted has been provided with a copy of the Claim Letter.

Vehicle is a motor vehicle licensed by the Commission for the purpose of providing for hire transportation. **Vehicle Owner** means the individual or Business Entity in whose name is Vehicle is registered and in whose name the Vehicle License is issued, as further specified in these Rules.

Weapon is any firearm (as defined in the New York State Penal Law) for which a license has not been issued as provided in the New York State Penal Law and the Administrative Code of the City of New York, electronic dartgun, gravity knife, switchblade knife, cane sword, billy, blackjack, bludgeon, metal knuckles, chuka stick, sandstick, slingshot, pilum ballistic knife, sand bag, sand club, wrist brace type slingshot, shirken, kung fu star, dagger, dangerous knife, dirk, razor, stiletto, imitation pistol or any other instrument or thing whether real or simulated, and capable of inflicting or threatening bodily harm, including but not limited to any other weapons, the possession of which is prohibited pursuant to the New York State Penal Law.

Wheelchair Passenger is a Passenger using a wheelchair.

Wiring Harness means any wire or collection of wires that is connected in any manner to a Taximeter or that in any way affects the operation of a Taximeter.

Statement of Basis and Purpose of Rules

These rules are promulgated pursuant to sections 1043 and 2303 of the Charter and section 19-503 of the Administrative Code of the City of New York. The rules are part of a project undertaken by the Taxi and Limousine Commission ("TLC") to revise its existing rule book. The first phase of this project consisted of reorganizing and redrafting TLC's rules, to enhance their clarity and accessibility without substantive change. Accordingly, these rules are not intended to make any changes to TLC's current policies, procedures or operations.

During this first phase of the rules revision project, all of TLC's existing rules were redrafted, then posted on a chapter-by-chapter basis on the TLC Web site for review and discussion by interested members of the public. Each chapter was revised based on that discussion, then published for public comment and public hearing pursuant to the City Administrative Procedure Act (CAPA). Because this phase of the rules revision is intended to involve no substantive changes to the rules, and as announced at the Commission meeting held on August 7, 2008, public hearings were held separately from monthly stated Commission meetings.

When this process had been completed for all TLC rules, the complete set of rules was presented to the Commission for promulgation simultaneously with repeal of the current set of TLC rules. The revised rules will replace the existing rules compiled in chapter 35 of the Rules of the City of New York. Following promulgation of these rules, the rules will become effective and the repeal of the current rules will occur on January 1, 2011.

After the first phase of its rules revision is completed, TLC will move to the second phase, which will involve the assessment of its rules for more substantive changes.

The rules promulgated here are as follows:

Current Rule Chapters revised	Proposed Rule Chapters in this rule-making
All chapters (definitions)	Chapter 1, Definitions

The rules promulgated here are intended to consolidate in one place definitions used throughout the TLC's new rule book.

Supplemental Statement

A public hearing on these proposed rules was held on April 30, 2010. Following that hearing the TLC voted at a public meeting on May 20, 2010, to conditionally approve these rules, subject to a further vote of approval after all 19 revised rules chapters have been conditionally approved. All 19 chapters having been conditionally approved by the TLC, the 19 chapters were re-published for additional public comment and final approval by the TLC which occurred on July 15, 2010.

After the conditional TLC approval of this rules chapter, the following additional substantive change has been made to this chapter as a result of public comment and testimony previously received and considered and staff comments:

- The Activation Date has been reset to reflect staff expectations of when activation and implementation of the revised rule book is likely to occur.
- References to the Accessible Dispatch program, which is being discontinued, were eliminated; Chapter 3, which was conditionally approved by the Commission, will not be submitted for final approval or promulgation.

hereby amended by adding a new chapter 7 thereto, to read as follows:

New Material is underlined.

**Chapter 7
Commuter Van Drivers**

§7-01 Scope of this Chapter

- (a) To establish procedures for the licensing and regulation of Commuter Van Drivers who operate for hire into, out of or within New York City;
- (b) To establish operating rules to protect the customers and the public.
- (c) To establish appropriate penalties for the violation of these rules.

§7-02 Penalties

- (a) **Unlicensed Activity**
 - (1) Unlicensed Activity is the act of providing or advertising the provision of any Commission-regulated for hire transportation service by:
 - (i) Any Licensee whose License is suspended, revoked, expired and not yet renewed, or
 - (ii) Any person who does not hold a Valid License or Authorization from the Commission as a for hire driver, for the for hire vehicle, or for the for hire service, as applicable.
 - (2) Unlicensed Activity specifically includes the activities listed in §19-506 and §19-528 of the Administrative Code, and can subject the violator to the seizure and possible forfeiture of the vehicle involved.

(b) **Specific Penalties.** If there are specific penalties for violating a Rule, they will be shown at the end of the Rule. The penalty section also states whether the violator must attend the Hearing.

(c) **Payment of Fines.**

- (1) Fines are due within 30 days of the day the violator is found guilty of the violation.
- (2) If fines are not paid by the close of business on the date due, the violator's License will be suspended until the fine is paid.

If a respondent has made a timely request for a copy of the Hearing recording (see §18-14(e) of these Rules), the time for payment of fines is extended to 21 days from the date the recording is issued.

(d) **Mandatory Penalties**

- (1) The following cumulative violations will result in mandatory revocation:

§	Topic	Cumulative Violation Criteria	Penalty after opportunity for Hearing
7-1(a)	Peck Up and Discharging Passengers	Failure to comply three or more times within six months	Revocation of Drivers License
7-1(b)	Use or attempt to use physical force	Failure to comply three or more times within six months	Revocation of Drivers License
7-1(c)	Suspension of license under "Bus Driver" Driver Rules	Article 19-A-§109-12(d) twice within a five year period for accumulating nine or more points within a 18 month period	Revocation of Drivers License

- (2) A Driver who has had his or her License revoked under any of these mandatory penalties is not permitted to apply for a new License for a period of one year after the date of revocation

§7-03 Definitions Specific to this Chapter

- (a) **Applicant** in this Chapter means an Applicant for an original or renewal Commuter Van Driver's License.
- (b) **Authorized** means that a Commuter Van Service has been given permission to operate by the Commission.
- (c) **Commuter Van Driver's License** means a License to drive a Commuter Van Vehicle.
- (d) **Commuter Van Vehicle.** A motor vehicle having a seating capacity of at least nine (9) but not more than twenty (20) passengers that has been licensed by the TLC to carry passengers for hire in an Authorized Commuter Van Service.
- (e) **Commuter Van Service.** A service that is Authorized

Notice of Promulgation of Rules

Notice is hereby given in accordance with section 1043(e) of the Charter of the City of New York ("Charter") that the Taxi and Limousine Commission ("TLC") hereby promulgates rules governing commuter van drivers.

These rules are promulgated pursuant to sections 1043 and 2303 of the Charter and section 19-503 of the Administrative Code of the City of New York.

Public hearings on these proposed rules were held by the TLC at its offices at 40 Rector Street, 5th Floor, New York, New York 10006 on August 28, 2009 at 2:30 P.M. and on July 8, 2010 at 10:00 A.M.

These rules will take effect on January 1, 2011.

Section 1. Title 35 of the Rules of the City of New York is

by the Commission to use Commuter Vans to provide transportation into, out of, or within New York City:

- (1) on a prearranged, regular daily basis,
- (2) over non-specified or irregular routes, and
- (3) between a zone in a residential neighborhood and a location which will be a work related central location, a mass transit or mass transportation facility, a shopping center, recreational facility or airport.

(f) Driver in this Chapter refers to a Commuter Van Driver.

(g) License in this Chapter means a Commuter Van Driver's License.

(h) Passenger Manifest is the written record required for Commuter Van Services; the only information required in a Passenger Manifest is the name of each passenger to be picked up.

(i) Person with a Disability is an individual with a physical or mental impairment or incapacity, including a person who uses a wheelchair, crutches, three-wheeled motorized scooter, other mobility aid, or a Service Animal, but who can transfer from such a mobility aid to a Taxicab, For-Hire Vehicle or Commuter Van with or without reasonable assistance.

(j) Service Animal. A guide dog, signal dog or any other animal trained specifically to work or to perform tasks for a Person with a Disability, including, but not limited to, guiding individuals with visual impairments, alerting individuals with hearing impairments to intruders or sounds, providing minimal protection or rescue work, pulling a wheelchair or retrieving dropped items.

§7-04 Licensing – General Requirements

(a) Reserved. Age.

(b) Reserved. Identification.

(c) Chauffeur's License. An Applicant must hold a Valid Chauffeur's License.

(d) Qualified "Bus Driver" Under Article 19-A. An Applicant for a Commuter Van Driver's License must:

- (1) Meet the qualifications of Article 19-A of the NYS Vehicle and Traffic Laws for the operation of a bus, as that article defines "bus," and
- (2) Submit a copy of the affidavit filed with the NYS Department of Motor Vehicles certifying that the driver has done so.

(e) Fitness for the Job. The Applicant must demonstrate to the satisfaction of the Commission that he or she is fit and able to drive the Commuter Van for which the License is sought.

(f) Reserved. Familiar with Geography.

(g) Reserved. Pass Drug Test.

(h) Fingerprinting for Determining Good Moral Character.

- (1) The Applicant must be fingerprinted so that the Commission can obtain criminal history records from the New York State Division of Criminal Justice Services.
- (2) The Applicant must pay any processing fee required by the State.

(i) Reserved. Agreement to Accept Service of Process.

(j) Reserved. Training

(k) Reserved. Unique Requirements/Exceptions for NY Police Officers.

§7-05 RESERVED [Licensing—Probationary Licenses]

§7-06 Licensing – Term of Licenses

(a) Original (new) License Term. An original Commuter Van Driver's License will be Valid for two years from the date it is issued.

(b) Renewal License Term. A License issued to a renewing Applicant will be Valid for two years from the date that the previous License expired.

§7-07 Licensing – License and Administrative Fees

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

(b) When Fee is Paid. The fee for an original or renewal License must be paid when the Applicant files the application.

(c) No Refund if Application Denied. The Commission will not refund fees if it denies or disapproves an application.

(d) Late Filing Fee. The Commission will charge an additional fee of \$25 for late filing of a renewal application, if it allows the filing at all.

(e) License Replacement Fee. The Commission will charge an additional fee of \$25 for each License it issues to replace a lost or mutilated License.

§7-08 Licensing – Procedures and Causes for Denial

(a) Reserved. Failure to Meet Requirements.

(b) Revocation within the Last Year. The Commission will not issue or renew a Commuter Van Driver's License if the Applicant has had a Commuter Van Driver's License revoked within the last year.

(c) Material Misrepresentation or Falsification. The Commission can deny an application or refuse a renewal if the Applicant has lied or withheld any material information or made or concealed a material fact in connection with his or her application or any certification related to the application.

(d) Commission Failure to Approve Within 180 Days.

- (1) The Commission will approve or disapprove applications for a Commuter Van Driver's License within 180 days of receiving the completed application.
- (2) Failure to approve or disapprove application within this time frame will be considered a denial of the application.

(e) Other Reasons. The Commission may deny a Commuter Van Driver's License whenever the Applicant has engaged in conduct that would be the basis for suspension or revocation.

(f) Refusal to Renew. The Commission may refuse to renew a Commuter Van Driver's License for any of the reasons listed above in this section, as well as for the following:

- (1) The Applicant has violated any provision of these Rules or any of the rules relating to commuter van service in Chapter 5, Title 19 of the Administrative Code.
- (2) The Applicant has engaged in any fraud or misrepresentation in connection with providing any transportation service.
- (3) The Applicant has failed to pay any penalty that has been properly imposed under these Rules.
- (4) The Applicant has been convicted of a crime that the Commission believes has a direct bearing upon the Applicant's fitness or ability to perform the functions required of a Commuter Van Driver, or has been convicted of any offense that under Article 23-A of the NYS Corrections Law would provide a basis for the Commission to refuse to renew or to suspend or revoke a Commuter Van Driver's License.
- (5) The Applicant has failed to maintain the conditions of operation that apply to Commuter Van Drivers.
- (6) The Applicant has been found to have violated any of the provisions of §8-107 of the Administrative Code of the City of New York concerning unlawful discriminatory practices in public accommodations in the operation of a commuter van service or a commuter van vehicle.

§7-09 Licensing – Transfer of License.

(a) A Commuter Van Driver's License is not assignable or transferable.

§7-10 RESERVED [Care of Licenses]

§7-11 Comply with Laws – Unlicensed Activity Prohibited

(a) Driver Must Be Licensed. A person must not operate a for-hire Commuter Van without having a Valid Commuter Van Driver's License.

§7-11(a) Fine: \$300 Appearance NOT REQUIRED

(b) Driver Must Have a Valid Chauffeur's License. A driver must not operate a Commuter Van unless he or she possesses a Valid Chauffeur's License.

§7-11(b) Fine: \$300 Appearance NOT REQUIRED

(c) Driver Must Be in Compliance with Article 19-A. A Commuter Van Driver must be in compliance with Article 19-A of the New York State Vehicle and Traffic Law. Driving a Commuter Van in noncompliance with Article 19-A is considered to be the same as if the individual were driving a Commuter Van without a Valid Commuter Van License.

§7-11(c) Fine: \$300 Appearance NOT REQUIRED

(d) Commuter Van Must Be Licensed and Authorized. A Commuter Van Driver must not operate a

Commuter Van unless it is:

- (1) Licensed by the Commission
- (2) Operating under an Authorized and Valid Commuter Van Service.

§7-11(d) Fine: \$300 Appearance NOT REQUIRED

(e) Shall Not Advertise Vehicle as Commuter Van Service. No person will operate any vehicle bearing the words "Commuter Van Service," "van service," "Commuter Van," "van" or other similar designation unless all of the following are true:

- (1) The person has:
 - A. A Commuter Van Drivers License
 - B. A Valid state driver's license;
- (2) The vehicle is:
 - A. Licensed as a Commuter Van
 - B. Operating under an Authorized and Valid Commuter Van Service.

§7-11(e) Fine: \$500 first violation; \$1,000 subsequent violations within 24 months Appearance REQUIRED

(f) Driving with an Expired License. A person who drives an authorized, Licensed Commuter Van after his or her Commuter Van Driver's License expires, or before the Commission issues a renewal License is guilty of driving without a License, and will be subject to the penalties for violation of §7-11(a).

§7-12 Comply with Laws – Proper Conduct

(a) No Bribery.

- (1) Must Not Offer Bribe.
 - (i) A Driver or any person acting as his representative must not offer or give any gift, gratuity or thing of value to any member, employee, or representative of the Commission or any public servant who is charged with the administration or enforcement of this chapter or any traffic rule or law.
 - (ii) Violations of this subdivision will be referred to the New York City Office of Administrative Trials and Hearings.

§7-12(a)(1) Fine: \$1,000 and/or suspension or revocation Appearance before OATH REQUIRED

(2) Report Request for Bribe.

- (i) A Commuter Van Driver must immediately report to the Commission and to the New York City Department of Investigation any request or demand for a gift, gratuity or thing of value by any employee, representative or member of the Commission or any public servant who is charged with the administration or enforcement of this chapter or any traffic rule or law.
- (ii) Violations of this subdivision will be referred to the New York City Office of Administrative Trials and Hearings.

§7-12(a)(2) Fine: \$1,000 and/or suspension or revocation Appearance before OATH REQUIRED

(b) No Fraud, Misrepresentation. While performing the duties and responsibilities of a Driver, a Driver must not commit or attempt to commit, any act of fraud, misrepresentation or theft.

§7-12(b) Fine: Refusal to renew or revocation

(c) Use or Threat of Physical Force. While performing the duties and responsibilities of a Driver or any act in connection with those duties, a Driver must not use or attempt to use any physical force against any person nor harm or distract any Service Animal.

§7-12(c) Fine: \$50-\$350 and/or suspension or revocation Appearance REQUIRED

(d) Report Criminal Conviction.

- (1) A Driver must notify the Commission within five calendar days after any criminal conviction of the Driver.
- (2) The notice must be in writing and must be accompanied by a certified copy of the certificate of disposition issued by the clerk of the court explaining what happened as a result of the conviction.

§7-12(d) Fine: \$50-\$250 and/or Appearance REQUIRED

- suspension or revocation
- (e) Cooperate with Law Enforcement and the Commission. Commuter Van Drivers must:
- (1) Answer all questions truthfully and comply as directed with all communications, directives and summonses from the Commission or any other person or entity authorized to enforce the provisions of Chapter 5 of Title 19 of the Administrative Code relating to Commuter Vans;
- §7-12(e)(1) Fine: \$200 and suspension until compliance Appearance REQUIRED
- (2) Produce any documents required by this section to be kept in the Commuter Van upon the demand of any authorized person or entity; and
- §7-12(e)(2) Fine: \$50 Appearance NOT REQUIRED
- (3) Produce any document required by this chapter to be kept by no later than 10 days following a request from the Commission.
- §7-12(e)(3) Fine: \$75-\$350 and/or suspension until compliance Appearance REQUIRED
- (f) **Reserved. No Willful Acts of Omission.**
- (g) **Reserved. No Willful Acts of Commission.**
- §7-13 Comply with Laws – Traffic Laws & Miscellaneous**
- (a) Critical Driver's Program (rules relating to the points)
- (1) License Suspension. If, within a 15-month period, a Driver accumulates six or more points on his or her driver's license (whether issued by New York or another state), the Commission will suspend the Driver's Commuter Van Driver's License for 30 days.
- (2) License Revocation. If, within a 15-month period, a Driver accumulates 10 or more points on his or her driver's license (whether issued by New York or another state), the Commission will revoke the Driver's Commuter Van Driver's License.
- (3) Review of Driver Fitness. The Commission can at any time review the fitness of a Driver following any moving violation, accident, or other driving related incident.
- (4) 15-Month Period. When determining whether a suspension or revocation is required based on the accumulation of points in a 15-month period, the Commission will count backwards 15 months from the date of the most recent violation carrying points.
- (5) Date of Point Accumulation. When points are assigned as a result of a violation, they will be counted as of the date of the violation.
- (6) Multiple Points from a Single Incident. A Driver can be fined points against his or her license for multiple violations arising from a single incident. For the purpose of calculating points that might lead to a license suspension or revocation, the Commission will count the single violation with the highest point total, if a Driver has accumulated points for multiple violations arising from a single incident.
- (7) Point Reduction for Voluntary Course Completion.
- (i) Before suspending or revoking a Driver's License, the Commission will deduct two points from the total points of any Driver who voluntarily attends and satisfactorily completes an Approved Motor Vehicle Accident Prevention Course
- (ii) The Driver must furnish the Commission with proof that the course was satisfactorily completed before the Commission will reduce the Driver's point total;
- (iii) If the Commission has already suspended or revoked the Driver's License, the point reduction will not change the Commission's decision.
- (iv) The Commission will not reduce the total points of any Driver more than once in any 18-month period.

- (8) Nothing in this section prevents the Commission from imposing additional or more severe penalties for these violations.
- (b) **Reserved. Program for Persistent Violators.**
- §7-14 Operations – Passenger and Driver Safety**
- (a) Safe Driving Behavior.
- (1) Applicants must maintain safe and lawful driving behavior.
- (2) The Commission will not issue or renew a Commuter Van Driver's License if the Applicant has engaged in any conduct that would be a basis for suspension or revocation of such License.
- (b) Use of Electronic Communication Device.
- (1) A Driver must not Use an Electronic Communication Device while operating a Vehicle. A Driver can Use an Electronic Communication Device only while the Vehicle is lawfully standing or parked.
- NOTE: A Driver convicted of a violation of any similar state law or rule will get points under this Rule just as if he or she had been convicted of a violation of this Rule.
- §7-14(b)(1) Fine: \$200 Appearance NOT REQUIRED
- (2) In addition to the penalties provided above for any violation of this Rule, a Driver convicted of a violation of this Rule, or any similar state law or rule, must take a Distracted Driving Course.
- (i) The Commission will issue a directive to a Driver to take the Distracted Driving Course.
- (ii) The Driver must complete the Distracted Driving Course and provide proof of completion to the Chairperson no later than 60 days after the directive is issued.
- (3) Affirmative Defense. A Driver can offer an affirmative defense to a charge of Using an Electronic Communication Device under this Rule if all of the following are true:
- (i) The communication was to an emergency response provider;
- (ii) The communication reports an imminent threat to life or property;
- (iii) The Driver could not safely stop the Vehicle to make the report; and
- (iv) The Driver provides documentary proof of communication with an emergency response provider.
- §7-15 Operations – General Rules**
- (a) **Reserved. No Weapons.**
- (b) **Reserved. Driver neat & clean.**
- (c) **Reserved. No smoking.**
- (d) **Reserved. No locking rear doors.**
- (e) **Reserved.**
- (f) **Reserved. Have E-ZPass.**
- (g) **No Overcharging Customers.**
- (1) A Commuter Van Driver will not charge or attempt to charge a customer more than the fare that was approved in advance by the dispatcher.
- (2) A Commuter Van Driver will not charge or attempt to charge any additional fees for transporting a Person with a Disability, for a Service Animal accompanying a Person with a Disability, or for wheelchairs or other mobility aids.
- §7-15(g) Fine: \$100-\$250 and order restitution for any overcharge passenger Appearance REQUIRED
- (h) **Reserved. Non-paying Customers.**
- (i) **Reserved. No Overloading Vehicle.**
- (j) **Reserved. Use of Front Seat.**
- (k) **Reserved. Luggage.**
- (l) **Reserved. No Property.**
- (m) **Reserved. No 'Marketing' to Passengers.**
- (n) **Reserved. Handling Passengers with Infectious Diseases.**
- §7-16 RESERVED [Operations – Comply with Reasonable Passenger Requests]**

- §7-17 RESERVED [Operations – Method of Payment]**
- §7-18 RESERVED [Operations – Lost Property]**
- §7-19 Operations – Passenger Solicitation and Engagement**
- (a) Solicitation of Passengers.
- (1) A Commuter Van Driver must only transport passengers on a pre-arranged basis, and whose names appear on the Passenger Manifest.
- (2) Requests for service and pre-arranged trips must be logged in and these records must be maintained at the business premises of the Commuter Van Service for verification.
- §7-19(a) Fine: \$50 Appearance NOT REQUIRED
- (b) Limitations on Passenger Pick-up. A Commuter Van Driver must not perform or allow the pick up or discharge passengers:
- (1) Outside of the geographic area specified in the Commuter Van Service Authorization, or
- (2) Along any route of a City of New York or private bus line. [Exception: This restriction does not apply to the pick up or discharge of passengers along bus routes in the borough of Manhattan south of Chambers Street by drivers for commuter van services which on July 1, 1992 had authority from the New York State Department of Transportation to pick up or discharge passengers along bus routes in such area, provided that the scope of operations by such commuter van services along bus routes in such area shall not exceed the scope of such operations prior to July 1, 1992].
- §7-19(b) Fine: \$75 first and second violation; Revocation for third violation within six months (see Mandatory Penalties, §7-02(c)) Appearance NOT REQUIRED
- §7-20 Operations – Refusing Passengers**
- (a) Must Not Refuse. Unless justified, a Driver who is dispatched must not refuse by words, gestures or any other means, to transport a person who has prearranged the trip and the destination is within Commuter Van Service's Authorized jurisdiction. This includes a passenger accompanied by a Service Animal.
- §7-20(a) Fine: \$200-\$350 for first violation; \$350-\$500 for each subsequent violation within 36 months Appearance REQUIRED
- (b) Justification for Refusal. Justifiable grounds for refusing to transport passengers include:
- (1) The passenger has a weapon
- (2) The passenger has a package or some article that the Driver reasonably believes could injure others or damage the Commuter Van Vehicle.
- (3) The passenger is accompanied by an animal which is not properly or adequately secured in a kennel case or other suitable container. (This provision does not apply to Service Animals accompanying Persons with Disabilities.)
- (4) The passenger is intoxicated or disorderly. (A Driver must not, however, refuse to provide service solely because a disability results in annoying, offensive or inconvenient behavior).
- (5) The passenger has refused a request by the Commuter Van Driver to stop smoking.
- (i) The Driver may discharge a passenger who refuses to stop smoking after the Driver made the request.
- (ii) If a Driver discharges the passenger, it must be at a safe location.
- (c) Attendants for Disabled Passengers.
- (1) A Commuter Van Driver must not require a Person with a Disability to be accompanied by an attendant.
- (2) If a Person with a Disability is accompanied by an attendant, a Driver must not charge or attempt to charge an additional fare for transporting the attendant.
- §7-20(c) Fine: \$100-\$250 and order restitution for any overcharge to the passenger Appearance REQUIRED
- (d) Luggage and Mobility Aids. A Commuter Van

Driver must not refuse to transport a passenger's wheelchair, crutches or other mobility aid.

§7-20(d) Fine: \$200-\$350 Appearance REQUIRED

§7-21 **RESERVED [Operations – Cooperation with Issuing Jurisdictions]**

§7-22 **RESERVED [Vehicles – Operation and Condition]**

§7-23 **Vehicles – Items required to be in the Vehicle during operation**

(a) Items in Vehicle. A Commuter Van Driver must not operate a Commuter Van unless the following are present in the vehicle:

- (1) The Commuter Van License;
- (2) The Driver's Commuter Van Driver's License;
- (3) The Authorization to operate a Commuter Van Service, or a legible photocopy;
- (4) The vehicle registration and evidence of current liability insurance;
- (5) The Passenger Manifest.

§7-23(a)(1)-(5) Fine: \$25 per missing item; maximum penalty \$50 Appearance NOT REQUIRED

§7-24 **Vehicles – Written Trip Records**

(a) Passenger Manifest. A Commuter Van Driver must maintain a Passenger Manifest and enter the name of each passenger to be picked up legibly in ink before the passenger boards.

§7-24(a) Fine: \$25 Appearance NOT REQUIRED

§7-25 **RESERVED [Vehicle Equipment—Electronic Trip Record System]**

Statement of Basis and Purpose of Rules

These rules are promulgated pursuant to sections 1043 and 2303 of the Charter and section 19-503 of the Administrative Code of the City of New York. The rules are part of a project undertaken by the Taxi and Limousine Commission (“TLC”) to revise its existing rule book. The first phase of this project consisted of reorganizing and redrafting TLC’s rules, to enhance their clarity and accessibility without significant substantive change. Accordingly, these rules are not intended to make any changes to TLC’s current policies, procedures or operations.

During this first phase of the rules revision project, all of TLC’s existing rules were redrafted, then posted on a chapter-by-chapter basis on the TLC Web site for review and discussion by interested members of the public. Each chapter was revised based on that discussion, then published for public comment and public hearing pursuant to the City Administrative Procedure Act (CAPA). Because this phase of the rules revision was intended to involve no substantive changes to the rules, and as announced at the Commission meeting held on August 7, 2008, public hearings were held separately from monthly stated Commission meetings.

When this process had been completed for all TLC rules, the complete set of rules was presented to the Commission for promulgation simultaneously with repeal of the current set of TLC rules. The revised rules will replace the existing rules compiled in chapter 35 of the Rules of the City of New York. Following promulgation of these rules, the rules will become effective and the repeal of the current rules will occur on January 1, 2011.

After the first phase of its rules revision is completed, TLC will move to the second phase, which will involve the assessment of its rules for more substantive changes.

The rules promulgated here are as follows:

Current Rule Chapters revised in this rule-making	New Rule Chapters
Chapter 9, Commuter Vans (although only those parts concerning commuter van drivers)	Chapter 7, Rules Governing Commuter Van Drivers

The promulgated rules make several substantive changes to the provisions of current rules governing commuter van drivers. Specifically, the promulgated rules:

- Eliminate, to the extent applicable to commuter van drivers, the transition provisions incorporated in rules 9-04 and 9-05, as such provisions are now obsolete.
- Impose a specific requirement that drivers drive safely.
- To fully incorporate the provisions of Local Law 16 of 2008, the penalty provisions have been amended to reflect that fines are stayed for thirty days, and further pending decision of a timely-filed appeal.

Supplemental Statement

A public hearing on these rules was held on August 28, 2009. Following that hearing, the TLC voted at a public meeting on September 17, 2009 to conditionally approve these rules, subject to a further vote of approval after all 19 revised rules chapters have been conditionally approved. All 19 chapters having been conditionally approved by the TLC, the 19 chapters were republished for additional public comment, another hearing and final approval by the TLC, which occurred on July 15, 2010.

After the conditional TLC approval of this rules chapter, the following additional substantive changes were made to this chapter as a result of public comment and testimony previously made and considered and staff comments:

- Technical changes were made to conform certain definitions to those proposed in Chapter 1, Definitions as a result of staff comment.
- The general penalty and fines section was amended to include the subject of unlicensed activity and to align payment of fines terms with those of other chapters. These changes were made as a result of staff comment based on further drafting refinements made by the consultant.
- The provisions regarding cell phone use were revised to track revised TLC rules governing the use of cell phones and electronic devices.

Notice of Promulgation of Rules

Notice is hereby given in accordance with section 1043(e) of the Charter of the City of New York (“Charter”) that the Taxi and Limousine Commission (“TLC”) hereby promulgates rules governing the taximeter business.

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.

Public hearings on these proposed rules were held by the TLC at its offices at 40 Rector Street, 5th Floor, New York, New York 10006 on January 23, 2009 at 2:30 P.M. and on July 8, 2010 at 10:00 A.M.

These rules will take effect on January 1, 2011.

Section 1. Title 35 of the Rules of the City of New York is hereby amended by adding a new chapter 14 thereto, to read as follows:

New Material is underlined.

**Chapter 14
Licensing & Rules for Taximeter Businesses & Manufacturers**

§14-01 Scope of the Chapter

- (a) To establish a formal procedure for the licensing and supervision of businesses that manufacture, sell, repair, and install Taximeters for Medallion Taxicabs.
- (b) To establish comprehensive criteria for the ownership of such businesses.
- (c) To establish operating rules to protect customers and the public.
- (d) To establish appropriate penalties for the violation of these rules.

§14-02 Penalties

- (a) Unlicensed Activity.
 - (1) Unlicensed Activity is the act of providing or advertising the provision of any Commission-regulated service or business by:
 - (i) Any Licensee whose License is suspended, revoked, or expired and not yet renewed, or
 - (ii) Any person who does not hold a Valid License from the Commission for the service or business.
 - (2) Unlicensed Activity specifically includes the activities listed in §19-528 of the Administrative Code and can subject the violator to padlocking and other penalties.

(b) Specific Penalties. If there are specific penalties for violating a Rule, they will be shown at the end of the Rule. The penalty section will also state whether the violator must attend the Hearing.

(c) Payment of Fines.

- (1) Fines are due within 30 days of the day the violator is found guilty of the violation.
- (2) If fines are not paid by the close of business on the due date, the violator's License will be suspended until the fine is paid.
- (3) If a Respondent has made a timely request for a copy of the Hearing recording (see §18-14(e) of these Rules), the time for payment of fines is extended to 21 days from the date the recording is issued.

§14-03 Definitions Specific to this Chapter

- (a) Applicant in this Chapter means an Applicant for an original or renewal Taximeter License.
- (b) Certified Taximeter Technician. A technician

certified by a Licensed Taximeter Manufacturer to perform work on its Taximeters.

(c) Licensee. When the term “Licensee” is used by itself, in this Chapter— and in this Chapter ONLY— it refers to a Taximeter Licensee.

(d) Manufacturer's Representative. An individual or Business Entity appointed by a Taximeter Manufacturer to hold a License on behalf of that manufacturer and to carry out that manufacturer's duties and responsibilities as a Licensee under this chapter.

(e) MTA Tax is the 50 cent tax on taxicab trips imposed by Article 29-A of the NYS Tax Law.

(f) Taximeter. An instrument or device approved by the Commission that automatically calculates and that plainly indicates the charge to a passenger for hire of a Licensed Taxicab.

(g) Taxicab Technology Service Provider (or T-PEP Provider). A vendor who has contracted with the Commission to install and maintain the Taxicab Technology System in Taxicabs.

(h) Taxicab Technology System (or T-PEP). The hardware and software that provides the following four core services:

- (1) Credit, debit and prepaid card payment
- (2) Text messaging
- (3) Trip data collection and transmission
- (4) Data transmission with the passenger information monitor.

(i) Taximeter Business. A business licensed by the Commission that sells new or used equipment or installs, repairs, adjusts, tests, seals, or calibrates Taximeters and/or Taxicab Roof Lights.

(j) Taximeter Manufacturer. An entity that manufactures Taximeters and has been licensed by the Commission; only Taximeters made by a Licensed Taximeter Manufacturer may be installed or used in Taxicabs.

(k) Taximeter License(e). Term used when the rule applies to both a Taximeter Business License and a Taximeter Manufacturer's License.

(l) Wiring Harness. Any wire or collection of wires that is connected in any manner whatsoever to a Taximeter or in any way affects the operation of a Taximeter.

§14-04 Licensing – General Requirements

(a) Licensees. An Applicant for a Taximeter License or its renewal may be an individual or a Business Entity.

(b) Certification. Any new or renewal application for a Taximeter License must be notarized and filed on a form approved by the Chairperson. The Applicant must swear (or affirm) that the information in the Application is true, under penalty of perjury.

(c) Proof of Identity. The individual or Business Entity Person submitting the application for a Taximeter License must provide to the Commission proof of identity with all of the following:

- (1) A valid form of photo identification issued by the United States, a state or territory, or any political subdivision of a state or territory
- (2) A valid, original social security card
- (d) Age. The individual or Business Entity Person applying for a Taximeter License or its renewal must be at least 18 years of age.

(e) Proficiency in the English Language. The individual or Business Entity Person applying for a Taximeter License or its renewal must be able to speak, read, write, and understand the English language.

(f) Good Moral Character. The individual or Business Entity Person applying for a Taximeter License or its renewal must be of good moral character, as determined in part through a review of the criminal history records from the New York State Division of Criminal Justice Services to be secured through fingerprinting of the following:

- (1) Each of the Applicant's Business Entity Persons
- (2) An individual or the Business Entity Persons who provide funds for the Applicant unless the provider is a licensed bank or loan company

The new Applicant must pay any processing fees required by the Commission or the Division of Criminal Justice Services.

(g) Partnership Filings. When the Applicant is a partnership, it must file with its License application a certified copy of the partnership certificate from the clerk of the county where the

principal place of business is located. In addition, each partner must satisfy the requirements of identity, age, and English language proficiency, as specified in §14-04(c) – (e), above.

(h) **Corporate Filings.** When the Applicant is a corporation, it must file with its License application all of the following:

(1) One of the following certificates:

- (i) A certified copy(ies) of its certificate(s) of incorporation with a filing receipt issued by the secretary of state if the Applicant was incorporated less than one year from the date of the License application
- (ii) A certificate of good standing if the Applicant was incorporated more than one year from the date of the License application
- (iii) A copy of the certificate of incorporation, filing receipt, and authority to do business within the State of New York if the Applicant is an out-of-state corporation

(2) A list of its officers and shareholders, including names, residence addresses, telephone numbers, and percentage of ownership interest of each shareholder

(3) A certified copy of the minutes of the organizational meeting at which the current officers were elected

(i) **Uniqueness of Name.** The Commission has the right to reject the proposed name of any Taximeter Business that the Commission finds to be substantially similar to any name in use by another Taximeter Business Licensee.

(j) **Manufacturer's Agreement to Cooperate with T-PEP Providers.** A taximeter manufacturer's application must include its agreement to cooperate with any approved T-PEP Provider to bring about an interface between the Manufacturer's Taximeters and the T-PEP.

§14-05 Licensing – Bond Required

(a) **Amount of Bond.** An Applicant for a Taximeter License or renewal must deposit with the Commission a fifty thousand dollar (\$50,000) bond payable to the City of New York. The bond must be provided by one or more sureties approved by the Commission.

(b) **Bond Guarantees.** The bond must guarantee that the License Applicant or Licensee will comply with all provisions of the Administrative Code of the City of New York, observe all applicable rules or regulations of the Commission, pay all fines imposed by the Commission, and pay all judgments or settlements arising from any action connected in any way with the Taximeter License.

(c) **Fines and Judgments.** The Taximeter Licensee is immediately liable for the payment of any fine or judgment when the amount is determined or upon final determination of an appeal and if the fine is not paid as required by § 14-02(b), the Commission may draw upon the bond.

§14-06 Licensing – Financial Disclosure

Each individual Applicant and each Business Entity Person of a Business Entity Applicant for a new or renewal Taximeter License must file a financial disclosure statement with the Commission. This financial disclosure statement must be on a form approved by the Chairperson and must include a list of assets, liabilities and bank accounts and must specify any interest in any Licensed Medallion Taxicab and any other information requested by the Chairperson.

§14-07 Licensing – Fees and Term of License

(a) **Annual Fee.** Every application for a Taximeter License must be accompanied by a non-refundable application fee of \$500 for each location to be Licensed.

(b) **Half-Year Fee.** The application fee for any Taximeter License to be issued for a period of six months or less will be one-half of the annual fee.

(c) **Form of Payment.** The application fee must be paid by credit card, money order, or certified check.

(d) **Term of License.** The term of a Taximeter License will be one year or less and each License will expire on the 31st day of March.

§14-08 Licensing – Cause for Denial

(a) **Failure to Continuously Comply.** Whenever the Commission determines that the Taximeter Licensee no longer meets the requirements for the License, the Commission may suspend or revoke the License and deny any application for renewal.

(b) **Summary Suspension.** Nothing in this section limits the authority of the Commission to summarily suspend any Taximeter License when a threat to public health, safety, or welfare exists.

§14-09 General Requirements – Unlicensed Activity

(a) **Taximeter Business License Required.** An individual or Business Entity must not sell, install, repair, adjust, inspect, calibrate, or maintain Taximeters or install or repair seals, wiring harnesses or other equipment relating to the operation of a Taximeter or roof light for use on any Taxicab, without a Valid Taximeter License.

(b) **Taximeter Manufacturer's License Required.** A Taximeter cannot be used in a Taxicab unless the Taximeter's Manufacturer has been licensed by the Commission under these rules.

(c) **Authorized Taxicab Technology Service Provider Required.** An individual, partnership, corporation, or other business entity cannot manufacture, sell, install, repair, adjust, calibrate, or maintain a Taxicab Technology System that is not provided by an authorized T-PEP Provider.

§14-10 General Requirements – Compliance with Applicable Law

(a) **Licenses and Permits.** A Taximeter Licensee must obtain Licenses and permits required by city, state, or federal law.

(b) **Occupational Safety & Health Administration.** A Taximeter Licensee must comply with all applicable Occupational Safety and Health Administration (OSHA) standards and requirements at the Licensee's place of business, as well as all other federal, state, and local laws governing its business.

(c) **Payment of All Fines and Fees.** A Taximeter Licensee must pay all fines, fees, and taxes it owes to any federal, state, or local governmental jurisdiction.

(d) **Workers' Compensation Laws.** A Taximeter Licensee must comply with all laws regarding worker's compensation and disability benefits, as well as all federal laws regarding the withholding of taxes and payment of FICA and other withholding taxes.

§14-10(a)-(d) Penalty: \$500-\$1,000 fine Appearance REQUIRED and/or suspension until compliance

§14-11 General Requirements – Unlawful Activities Prohibited

(a) A Taximeter Licensee must not use or permit any other person to use his business premises or office of record for any unlawful purpose.

§14-11(a) Penalty: \$350-\$1,000 fine Appearance REQUIRED and/or suspension up to 30 days or revocation

(b) A Taximeter Licensee must not conceal any evidence of a crime connected with his business premises or office of record.

§14-11(b) Penalty: \$350-\$1,000 fine Appearance REQUIRED and/or suspension up to 30 days or revocation

(c) A Taximeter Licensee must immediately report to the Commission and the police any attempt to use his business premises to commit a crime.

§14-11(c) Penalty: \$100-\$350 fine Appearance REQUIRED and/or suspension up to 30 days

(d) A Taximeter Licensee must not file with the Commission any statement that he or she knows or reasonably should know to be false, misleading, deceptive, or materially incomplete.

§14-11(d) Penalty: \$10,000 fine Appearance REQUIRED and revocation

§14-12 General Requirements – Notice to TLC

(a) **Material Change in Information.** A Taximeter Licensee must notify the Commission of any material change in the information contained in its current Taximeter License application or renewal.

§14-12(a) Penalty: \$500-\$1,000 fine Appearance REQUIRED and/or suspension up to 30 days

(b) **Suspension or Revocation of License.** A Taximeter Licensee must immediately notify the Commission in writing of any suspension or revocation of any license granted to the Licensee, or any other person acting on his or her behalf, by any agency of the City or State of New York, or the government of the United States.

§14-12(b) Penalty: \$500-\$1,000 fine Appearance REQUIRED and suspension until compliance

§14-13 Business Requirements – Fees Charged by Licensees

(a) **Filing of Fee Schedule with TLC.** A Taximeter Business must file with the Commission a schedule of current fees for all services related to the sale, repair, installation, and calibration of Taximeters, including inspections, tests, adjustments, installations, corrections, or repairs.

§14-13(a) Penalty: \$50 fine Appearance NOT REQUIRED

(b) **Filing of Fee Changes with TLC.** A Taximeter Business must file any change in fees with the Commission at least ten days before the fees are scheduled to change.

§14-13(b) Penalty: \$50 fine Appearance NOT REQUIRED

(c) **Prominent Display of Fee Schedule.** A Taximeter Business must not engage in any business unless a current schedule of inspection and repair charges, including hourly rates (if applicable) is displayed clearly to the public on the business premises. All fee schedules must be filed with the Commission before being displayed.

§14-13(c) Penalty: \$50 fine Appearance NOT REQUIRED

(d) **Overcharges Prohibited.** For any work involving Taximeters, a Taximeter Business must not charge more than the fees set by its fee schedule.

§14-13(d) Penalty: \$50 fine Appearance NOT REQUIRED

§14-14 Business Requirements – Premises and Equipment

(a) A Taximeter Business and a Taximeter Manufacturer (but not an appointed Manufacturer's Representative) must ensure that its business premises meet the following conditions at all times:

(1) Location within an area zoned for this business activity

(2) Sufficient size to simultaneously accommodate at least three (3) vehicles of the type(s) and model(s) licensed by the Commission

(3) Sufficient illumination and space in the areas used for inspection, testing, and calibration to enable proper inspections and tests required by these regulations

(4) Sufficient waiting area and restroom facilities for customers

(5) All signs required by law and these rules displayed

§14-14(a) Penalty: \$500-\$1,000 fine Appearance REQUIRED and suspension until compliance

(b) A Taximeter Business must operate its business only within the structures described in the certificate of occupancy for the premises. No installation, adjustment, correction, calibration, or repairs of any type can be performed on a public street or any facility other than the Taximeter Business premises.

§14-14(b) Penalty: \$500-\$1,000 fine Appearance REQUIRED

(c) A Taximeter Business must be equipped with, at a minimum, the equipment the Commission requires for the repair and installation of Taximeters.

§14-14(c) Penalty: \$500-\$1,000 fine Appearance REQUIRED and suspension until compliance

§14-15 Business Requirements – Maintenance of Required Equipment

(a) A Taximeter Business must properly maintain all equipment required by the Commission and any other equipment required by law or regulation. Proper maintenance includes ensuring that equipment is in good working order and is maintained in such a manner that an inspection, test, or calibration can be conducted in conformity with these rules.

§14-15(a) Penalty: \$500-\$1,000 fine Appearance REQUIRED

(b) A Taximeter Business must not conduct any test, calibration, or installation using equipment that is not in good working order.

§14-15(b) Penalty: \$500-\$1,000 fine Appearance REQUIRED

§14-16 Business Requirements – Signage

(a) At all times, a Taximeter Business must maintain a sign that displays the Taximeter Business License number and the words, "**Licensed Taximeter Business**". This sign must meet the specifications of the Commission and be hung or mounted on the outside of the premises so that it is easily visible to the public. A Taximeter Business must not display a "Licensed Taximeter Business" sign if its Taximeter Business License or any other necessary license is expired, suspended, or revoked.

(b) Each Licensed Taximeter Business must also display, on each of its business premises, a printed sign bearing its business name, License number, and the TLC complaint number. This sign must be affixed to the inside of a front window or glass pane so that it is clearly legible from the outside. This sign is not required when the business premises do not have any front windows or glass panes.

§14-16(a)-(b) Penalty: \$100 fine Appearance NOT REQUIRED

§14-17 Business Requirements – Mailing Address

Each Taximeter Business must designate the street address of its primary Taximeter Business location as its official mailing address for receipt of notices from the Commission, unless otherwise approved in advance by the Commission.

§14-18 Business Requirements – General Record-Keeping and Reporting Requirements

- (a) A Taximeter Business must comply with all record-keeping procedures established by the Commission. All records required to be kept by the Commission must be in the form and manner prescribed by the Commission and must be maintained for a period of five (5) years.
- (b) A Taximeter Business must account for all certification stickers procured and issued by the Taximeter Business Licensee.
- (c) A Taximeter Business must account for all new or used Taximeters that the Taximeter Business Licensee buys, loans, rents, exchanges, or accepts in trade, and report all sales, trades and exchanges to the Commission within seven days of the transaction.
- (d) A Taximeter Business must keep records of all sales, installations, inspections, re-inspections, calibrations, and repairs, as well as their results.

§14-18(d) Penalty: \$500-\$1,000 fine and/or suspension up to 60 days or revocation Appearance REQUIRED

(e) A Taximeter Business must allow agents of the Commission or other authorized law enforcement officers to examine all the records the official Taximeter Business is required to keep at any time.

§14-18(e) Penalty: \$500 fine and suspension until compliance Appearance REQUIRED

(f) A Taximeter Business must allow any agent of the Commission or any law enforcement official to inspect any portion of its business premises at any time.

§14-18(f) Penalty: \$500-\$1,000 fine and suspension Appearance REQUIRED

§14-19 Business Requirements – Notifications to TLC of unauthorized or illegal activity

- (a) A Taximeter Business must notify the Commission immediately by telephone and in writing within 24 hours when any of the following occurs:
 - (1) A Taximeter has been presented for installation, repair, adjustment or calibration, which the Taximeter Business knows or has reason to know has been reported to the Commission as lost or stolen.
 - (2) A T-PEP has been presented for installation, repair, adjustment or calibration that the Taximeter Business knows or has reason to know has not been provided by a T-PEP Provider.
 - (3) A Taximeter is discovered with one or more seals removed, damaged, broken, or tampered with.
 - (4) A person has requested that the Taximeter Business engage in any activity prohibited by these rules.
 - (5) Any unauthorized person whom the Taximeter Business knows or should have known to be a Licensee of the Commission or to be acting on behalf of a Licensee has attempted to repair any Taximeter, seal, cable connection, or electrical wiring, and the repair may have affected the operation of a Taximeter.
 - (6) Any person has attempted to connect any unauthorized device to any Taximeter, seal, cable connection, or electrical wiring, and the attempt may have affected the operation of a Taximeter.
 - (7) The Taximeter Business discovers the existence of any intervening connections, splices, "Y" connections, or direct or indirect interruptions or connections of any kind whatsoever.

(b) Any notice required by the Commission must contain, at a minimum, the following information:

- (1) The Taxicab Medallion number
- (2) The Driver's License number, if any, of the driver or drivers who presented the vehicle to the Taximeter Business
- (3) The date of the inspection or repair
- (4) A detailed description of any items, evidence, or occurrences as described in subdivision (a) of this section
- (5) The names and Driver's License numbers of each individual listed as a Driver on the Rate Card.

§14-19(a)-(b) Penalty: \$500-\$1,500 and/or suspension up to 60 days or revocation (If the failure to report relates to a medallion in which the Taximeter Business has a financial or other interest, the penalty may include fine or revocation of the medallion or loss of medallion owner's privileges as provided in the Commission's rules) No reference to appearance

§14-20 Business Requirements – Taximeter Business Liability for Conduct of Employees

- (a) *Liability for Employee Conduct.* A Taximeter Business must supervise and be responsible for the conduct of all its employees, contractors, or agents, for activities related to the sale, installation, inspection, testing, and calibration of Taximeters.
- (b) *Familiarizing Employees with Rules and Regulations.* A Taximeter Business must ensure that all its employees are fully familiar with all pertinent regulatory agency rules and regulations.
- (c) *Employment of Certified Taximeter Technicians.* A Taximeter Business must employ only certified Taximeter Technicians to perform any installation, testing, repair, or calibration of Taximeters.
- (d) *Responsibility for Maintenance of Records.* The Certified Taximeter Technician must be responsible for maintaining all records required by the Commission and must place his or her signature on all inspection, testing, repair, or other reports he or she prepares.
- (e) *Compliance with Laws.* A Taximeter Business must ensure that all its employees perform their duties in compliance with all relevant federal, state, and city laws, rules, and regulations.
- (f) *List of Certified Taximeter Technicians.* A Taximeter Business must provide to the Commission, upon licensing or renewal, the names of all Certified Taximeter Technicians it employs. The Taximeter Business must also notify the Commission in writing of any changes in the employment of certified Taximeter Technicians.

§14-20(a)-(f) Penalty: \$500-\$1,500 fine and/or suspension up to 60 days or revocation Appearance REQUIRED

§14-21 Business Requirements – Sale of Taximeters

All of the following conditions must be met for a Taximeter Business to sell a Taximeter for use in a Medallion Taxicab:

- (a) The Taximeter must be manufactured by a Taximeter Manufacturer and approved by the New York State Commissioner of Agriculture and Markets and the Commission.
- (b) The Medallion must be attached to the vehicle.
- (c) The Taximeter Business must also perform the installation, testing, and certification of the Taximeter/vehicle assembly.
- (d) The Taximeter Business must inform all purchasers in writing before the sale takes place of all restrictions imposed by the Taximeter manufacturer or Taximeter Business Licensee regarding the testing, repairs, calibration, and installation of the Taximeter.
- (e) The Taximeter Business must remove, deface, or otherwise void the validity of the certification sticker when it receives a Taximeter that has been purchased, exchanged, or accepted in trade by the Taximeter Business Licensee. The Taximeter Business must report such decertification to the Commission.
- (f) The certification sticker must conform to all specifications established by the Commission and bear the name of the Chairperson of the Commission.
- (g) The Taximeter must be installed in accordance with specifications filed with and approved by the Commission.
- (h) No change in the method of installation can be made unless the installation method has been filed with and approved by the Commission.

§14-21(a)-(h) Penalty: \$500-\$1,500 fine and/or suspension up to 60 days or revocation for each subdivision violated Appearance REQUIRED

§14-22 Business Requirements – Change in Business Ownership

- (a) *Approval for Transfer of Ownership.* A Taximeter Business owner must not transfer any interest in a Taximeter Business without the prior consent of the Commission. This prohibition covers the transfer of any ownership interest or any agreement to transfer an ownership interest in the future.

§14-22(a) Penalty: \$1,000-\$5,000 fine and suspension until consent of Commission is obtained or change in business Appearance REQUIRED

ownership is withdrawn, or revocation

- (b) *Approval for Change to Application Information.* A Taximeter Business must obtain the Commission's approval before making any change in its location, mailing address, corporate name, trade name, corporate officers, or any other material deviation from the description of the Taximeter Business as stated in the original or renewal application.

§14-22(b) Penalty: \$500-\$1,000 fine Appearance REQUIRED

§14-23 Technical Requirements – Liability for Tampering or Alteration

- (a) *Strict Liability.* By installing a seal on a Taximeter, the Taximeter Business certifies that the Taximeter has been tested and calibrated in accordance with these Rules. A Taximeter Business will be strictly liable for the tampering of a meter that is sealed with an unbroken seal issued by the Taximeter Business.
- (b) *Certification of Accuracy.* By testing, installing, or calibrating a Taximeter, the Taximeter Business certifies that at the time of the installation, testing, or calibration, it conducted an examination and found the wiring harness leading from the Taximeter to the speed sensor is of one-piece construction with no intervening connectors, splices, "Y" connections, or direct or indirect interruptions of any kind whatsoever.

§14-23(a)-(b) Penalty: \$500-\$1,500 fine and/or suspension up to 60 days or revocation Appearance REQUIRED

§14-24 Technical Requirements – Seals

- (a) *Installation.* The installation of a Taximeter includes affixing security seals to the Taximeter as required by the Commission. A Taximeter Business must use seals authorized and approved by the Commission. The security seals must be installed in the manner prescribed by the Commission so that the security seals self-destruct when the Taximeter or sealed part of the vehicle is disassembled.

- (b) *Record Keeping.* The Taximeter Business must number each seal, keep a record of each seal used, use seals in consecutive numerical order, and account for any unused seal. The record of seals must be available for inspection by the Commission as provided in this section. The record must contain, at a minimum, the following information:

- (1) The seal number
- (2) The number of the Taximeter in which the seal was installed
- (3) The Medallion number of the Taxicab in which the Taximeter was installed
- (4) The date the seal was installed
- (5) The date and seal number of any seal removed
- (6) The reason for installing any new seal

- (c) *Removal.* A Taximeter Business must remove all seals installed by another meter shop, whether or not the seal is broken, before installing a seal on a Taximeter.

- (d) *Storage.* Each Taximeter Business must store seals and Taximeter repair records on its business premises either in a fireproof safe secured to the floor of the establishment or in a locked room secured by an alarm connected to a centralized monitoring facility.

- (e) *Security Procedures.* Each Taximeter Business must maintain and file with the Commission a description of the procedures it uses to prevent the loss, theft, destruction, or misuse of Taximeter seals.

§14-24(a)-(e) Penalty: \$500-\$1,500 fine and/or suspension up to 60 days or revocation Appearance REQUIRED

§14-25 Technical Requirements – Inspection of Taximeters

- (a) A Taximeter must be inspected by the Taximeter Business whenever it is installed, repaired, or calibrated. Inspection must include an examination of the Taximeter installation and operation to verify compliance with all of the following:

- (1) The Taximeter specifications, type approvals, tolerances, and all other requirements of the Commission, including, but not limited to a measured mile run test
- (2) The rate of fare established by the Commission
- (3) The standards established in the sections of the Taxicab owners' rules regarding Taximeters
- (4) All other applicable federal, state, and city regulations and guidelines

- (b) This section does not apply to repairs made

exclusively to the printing mechanism or the resetting of the date or time on the printer receipt.

§14-25(a)-(b) Penalty: \$500-\$1,500 fine Appearance REQUIRED and/or suspension up to 60 days or revocation

§14-26 Technical Requirements – Other Repair Limitations

A Taximeter Business must not perform any work on a Taximeter, including inspection, testing, calibration, or repair if any of the following conditions exist:

- (a) No valid Taxicab License is presented, unless the Taximeter is not for use in a taxicab licensed by the Commission.
- (b) The Taximeter serial number is deleted, defaced, or otherwise altered.
- (c) The Taximeter (or the Taximeter Manufacturer) has not been approved for use by the Commission.
- (d) The Taximeter Business knows or should know that the Taximeter was reported lost or stolen to the Commission or any other law enforcement agency.
- (e) The Taximeter Business has not received written consent from the owner or driver of the vehicle or his agent to perform any work on the Taximeter.

§14-26(a)-(e) Penalty: \$500-\$1,500 fine Appearance REQUIRED and/or suspension up to 60 days or revocation

§14-27 Technical Requirements – Recording the Results of Taximeter Tests

- (a) Record of Results. The Taximeter Business must record the results of any inspections or tests, as well as the Taximeter make, model, and serial number on the form prescribed by the Commission. The Taximeter Business Licensee must submit the record of results to the Commission within seven (7) days of the inspection.

§14-27(a) Penalty: \$500 fine and suspension until compliance Appearance REQUIRED

- (b) Certification Sticker. Once the Taximeter has passed an inspection, the Taximeter Business, in addition to complying with subdivision (a), must affix to the Taximeter a certification sticker prescribed and approved by the Commission. Once removed, a certification sticker may not be re-affixed to the Taximeter.

§14-27(b) Penalty: \$500-\$1,500 fine Appearance REQUIRED and/or suspension up to 60 days or revocation

- (c) Security of Certification Stickers. A Taximeter Business must provide for the safekeeping of certification stickers, control their sequence of issuance, and ensure that the stickers are placed only on Taximeters in accordance with these regulations.

§14-27(c) Penalty: \$500-\$1,500 fine Appearance REQUIRED and/or suspension up to 60 days or revocation

- (d) Taxicab Hack-Up Installations. When a Taximeter is installed in preparation for "hack-up," the Taximeter Business, in addition to complying with subdivisions (a) and (b), must do the following:

- (1) Prepare a vehicle "hack up" certification form approved by the Commission at the completion of the preparatory work for vehicle "hack-up"
- (2) Submit to the Commission, within 24 hours, all documents relating to the installation and inspection of the Taximeter
- (3) Provide the vehicle owner with an itemized list of all work performed in preparation for "hack-up"

§14-27(d) Penalty: \$500 fine and suspension until compliance Appearance REQUIRED

§14-28 Technical Requirements – Failure of Tests

- (a) No Precondition to Perform Repairs. A Taximeter Business must not require that repair work based on the results of a test or inspection be performed by that Taximeter Business as a condition of performing any test or inspection.
- (b) Who May Perform Repair Work. The Taximeter Business must inform the Taxicab owner or Driver that any needed work or repairs can be performed by any Licensed Taximeter Business.
- (c) No Mandated Referrals. The Taximeter Business must not direct a Taxicab owner or Driver to use a particular Taximeter Business to perform the needed repair work.

§14-28(a)-(c) Penalty: \$500 fine Appearance REQUIRED

§14-29 Technical Requirements – Roof Light Installation and Repair

- (a) Approved Roof Lights. A Taximeter Business can install Roof Lights only in a Medallion Taxicab. The Roof Lights must be of a type or model approved by the Commission.

- (b) Limitation on Use of Directional Appendages. A Taximeter Business must install Roof Light directional appendages so that they can be used for directional or emergency uses ONLY.

- (c) Emergency or Trouble Lights. When an emergency or trouble light is installed, the Taximeter Business must install only a type or model that has been approved by the Commission and that complies with the Commission's specifications.

- (d) Emergency/Trouble Light Switch. When an emergency or trouble light is installed, the Taximeter Business must install a switch that has no other function than to operate the emergency or trouble light and that is not connected to any other equipment.

- (e) Interrelationship of Operation. The Taximeter Business must install the Roof Light, the trouble light, the Taximeter, and the Rate Card/Taxicab Driver License holder light so that the operation of any of these mechanisms is not controlled or affected by the dashboard light dimmer switch or any other device controlled by the driver.

- (f) Specifications for Switches and Wiring. The Taximeter Business must only use switches and wiring that meet specifications of the Society of Automotive Engineers, where such specifications are applicable.

- (g) Unauthorized Switches, Wiring or Connections. The Taximeter Business can only install switches for functions approved by the Commission. No additional switches, wiring, or connections may be installed.

§14-29(a)-(g) Penalty: \$500 fine for each subdivision violated Appearance NOT REQUIRED

§14-30 Taximeter Manufacturers – Licensing and General Requirements

- (a) Approval Required. Before they are eligible for use in the State of New York, all Taximeters must be approved by the New York Department of Agriculture and Markets.

- (b) Licensing of Taximeter Manufacturer. No Taximeter can be used in a Taxicab unless the manufacturer has a Valid Taximeter Manufacturer's License.

- (c) General Requirements. All Licensing Requirements (§14-04 through §14-08), General Requirements (§14-09 through §14-12) and Conduct requirements (§14-33 through §14-40) will govern and apply to Taximeter Manufacturers in addition to the specific requirements established in §14-31 and §14-32.

§14-31 Taximeter Manufacturers – Requirements

- (a) Cooperation with T-PEP Providers. No Taximeter can be used with any Taxicab Technology System unless the Taximeter's manufacturer has agreed to interface its Taximeter with the Taxicab Technology Systems of all T-PEP Providers that have chosen that Taximeter.

- (b) Options for System Installation. When notified that one of its Taximeters has been selected by a T-PEP Provider, the Taximeter Manufacturer must choose one of the following options for system installation:

- (1) System Installation By T-PEP Provider

- (i) The Taximeter Manufacturer must provide to the T-PEP Provider all information on the design and inner operation of the Taximeter that is necessary for the T-PEP Provider to establish an interface and communication of data between the T-PEP and the Taximeter.

- (ii) Before providing the information on the design and inner operation of a Taximeter, a Taximeter Business can require a T-PEP Provider to execute a non-disclosure agreement that is substantially similar in form to the non-disclosure agreement attached to the agreement between the Commission and T-PEP Providers or in a form agreed to by the parties.

- (2) System Installation By Taximeter Manufacturer

- (i) Within five days of notification of selection, the Taximeter Manufacturer must execute a non-disclosure agreement with the T-PEP Provider in a form substantially similar to the non-disclosure agreement attached to the agreement between the Commission and T-PEP

Providers or in a form agreed to by the parties.

- (ii) When the non-disclosure agreement is executed, the T-PEP Provider must provide to the Taximeter Manufacturer all information on the design and inner operation of the provider's T-PEP that is necessary for the Taximeter Manufacturer to establish an interface and communication of data between its Taximeter and the Taxicab Technology System.

- (iii) The Taximeter Manufacturer must then perform the work of establishing an interface and communication of data between its Taximeter and the Taxicab Technology System.

- (iv) The Taximeter Manufacturer must ensure that when the Taxicab Technology System is installed, the interface and communication of data are and will continue to be effective.

- (v) The Taximeter Manufacturer must submit to the Commission on an annual basis a signed certification that it has established and continues to establish an interface and communication of data between the Taxicab Technology System and its Taximeter.

- (c) Separate Violations. Each failure on the part of a Taximeter Manufacturer to cooperate with a T-PEP Provider as provided in subdivisions (a) and (b) of this section will constitute a separate violation of this rule.

§14-31(a)-(c) Penalty: \$10,000 for first violation; revocation of License for second violation Appearance REQUIRED

§14-32 Taximeter Manufacturers – Appointment of Manufacturer's Representative

- (a) A manufacturer required to be licensed by the Commission under this chapter can appoint a Manufacturer's Representative to hold that License.

- (b) A Taximeter Manufacturer that wishes to use a Manufacturer's representative must appoint and authorize the Manufacturer's representative to act on its behalf, in writing. The Taximeter Manufacturer will be bound by the actions of the Manufacturer's Representative.

- (c) In the event a Taximeter Manufacturer chooses to appoint a Manufacturer's Representative to hold a License, the following provisions apply:

- (1) The Manufacturer's Representative must have the ability to fulfill the requirements and obligations of a Taximeter Manufacturer under this chapter, including the ability to cooperate with T-PEP Providers, as required in §14-31(a) and (b), and will be held jointly responsible with the Taximeter Manufacturer for fulfilling these duties and responsibilities. The Taximeter Manufacturer's appointment of a Manufacturer's Representative will not relieve it of responsibility for compliance.

- (2) The Taximeter Manufacturer must inform the Commission of the appointment of a Manufacturer's Representative by providing a copy of the appointment together with the name, address, and License numbers, if any, of the Manufacturer's Representative, and must resubmit this information, as updated, with every renewal application as long as the Manufacturer's Representative's appointment continues.

- (3) Each Manufacturer's Representative appointed under this subdivision must apply to hold a License under this chapter and must meet all applicable standards, criteria, and conditions of licensure. When a Manufacturer's Representative applies for a License or its renewal, he or she must also include in his or her application an acceptance of his or her appointment as Manufacturer's Representative and of the responsibilities imposed on the manufacturer by this chapter.

§14-32(a)-(c) Penalty: \$10,000 fine and revocation if the Taximeter Business License is suspended Appearance REQUIRED

§14-33 Comply with Laws – Conduct Rules

- (a) Acceptance of Gift or Gratuity. A Taximeter Licensee or any person acting on his or her behalf must not accept any gift, gratuity, or thing of value from an owner or driver of any vehicle licensed by

the Commission or from anyone acting on behalf of an owner or driver for the purpose of violating any of these rules through acts of commission or omission.

(b) Reporting on Requests for Gift or Gratuity. A Taximeter Licensee, any person acting on the business owner's behalf, or any of the Licensee's employees must immediately report to the Commission and the NYC Department of Investigation any request or demand for a gift, gratuity, or thing of value by any employee, representative, or member of the Commission or by any public servant.

(c) Offer of Gifts and Gratuities. A Taximeter Licensee or any person acting on his or her behalf must not offer or give any gift, gratuity, or thing of value to any employee, representative, or member of the Commission or to any other public servant.

§14-33(a)-(c) Penalty: \$10,000 fine and revocation Appearance REQUIRED

(d) Reporting on Offers of Gift or Gratuity. A Taximeter Licensee must notify the Commission immediately by telephone and in writing within 24 hours after receiving any offer of a gift or gratuity prohibited by §14-33(a)

(e) Fraud, Misrepresentation & Larceny. A Taximeter Licensee, while performing his or her duties and responsibilities as a Taximeter Licensee, must not commit or attempt to commit, alone or in concert with another, any act of fraud, misrepresentation, or larceny. Examples of fraud, larceny, or misrepresentation include, but are not limited to, calibration of a fare other than that set by the Commission; adjustment of the tire size, driving axle, transducer, wiring, or other equipment for the purpose of generating an inaccurate signal of time or distance into the Taximeter or the Taxicab Technology System; the manufacture, sale or installation of any device that is either designed to or does generate a false or inaccurate signal into the Taximeter or the Taxicab Technology System; or falsification of Taxicab Technology System records.

§14-33(e) Penalty: \$10,000 fine and revocation Appearance REQUIRED

(f) Willful Acts of Omission and Commission.

(1) Omission. While performing the duties and responsibilities of a Licensee, a Licensee must not deliberately fail to perform, alone or with another, any act where this failure is against the best interests of the public, although not specifically mentioned in these Rules.

(2) Commission. While performing the duties and responsibilities of a Licensee, a Licensee must not deliberately perform, alone or with another, any act that is against the best interests of the public, although not specifically mentioned in these Rules.

§14-33(f) Penalty: \$150-\$350 and/or suspension up to 30 days or revocation Appearance REQUIRED

(g) Notice of Criminal Conviction.

(1) A Taximeter Licensee must notify the Commission in writing within fifteen (15) days after any criminal conviction of the Licensee or any of the Licensee's Business Entity Persons.

(2) Notification must be in writing and must be accompanied by a certified copy of the certificate of disposition of the conviction issued by the clerk of the court.

§14-33(g) Penalty: \$500-\$1,000 and/or suspension up to 30 days Appearance REQUIRED

(h) Threats, Harassment, Abuse. A Taximeter Licensee must not threaten, harass, or abuse any governmental or Commission representative, public servant, or other person while performing his or her duties and responsibilities as a Licensee.

§14-33(h) Penalty: \$350-\$1,000 and/or suspension up to 30 days or revocation Appearance REQUIRED

(i) Use or Threat of Physical Force. A Taximeter Licensee must not use or attempt to use any physical force against a Commission representative, public servant, or other person while performing his or her duties and responsibilities as a Licensee.

§14-33(i) Penalty: \$500-\$1,500 and/or suspension up to 60 days or revocation Appearance REQUIRED

(j) Failure to Cooperate with Law Enforcement. A Taximeter Licensee must cooperate with all law enforcement officers and representatives of the Commission at all times.

§14-33(j) Penalty: \$250 fine Appearance NOT REQUIRED

(k) Failure to Cooperate with the Commission. A Taximeter Licensee must answer and comply as

directed with all questions, communications, notices, directives, and summonses from the Commission or its representatives. A Licensee must produce his or her Commission License and other documents whenever the Commission requires.

§14-33(k) Penalty: \$250 fine and suspension until compliance Appearance REQUIRED

(l) MTA Tax. A Taximeter Licensee must adjust the Taximeter in any Taxicab to add the MTA Tax to the fare. The MTA Tax must be charged on any trip that starts in New York City and ends in any of:

1. New York City.
2. Dutchess County.
3. Nassau County.
4. Orange County.
5. Putnam County.
6. Rockland County.
7. Suffolk County.
8. Westchester County.

Statement of Basis and Purpose of Rules

These rules are promulgated pursuant to sections 1043 and 2303 of the Charter and section 19-503 of the Administrative Code of the City of New York. The rules are part of a project undertaken by the Taxi and Limousine Commission ("TLC") to revise its existing rule book. The first phase of this project consisted of reorganizing and redrafting TLC's rules, to enhance their clarity and accessibility without significant substantive change. Accordingly, these rules are not intended to make any changes to TLC's current policies, procedures or operations.

During this first phase of the rules revision project, all of TLC's existing rules were redrafted, then posted on a chapter-by-chapter basis on the TLC Web site for review and discussion by interested members of the public. Each chapter was revised based on that discussion, then published for public comment and public hearing pursuant to the City Administrative Procedure Act (CAPA). Because this phase of the rules revision was intended to involve no substantive changes to the rules, and as announced at the Commission meeting held on August 7, 2008, public hearings were held separately from monthly stated Commission meetings.

When this process had been completed for all TLC rules, the complete set of rules was presented to the Commission for promulgation simultaneously with repeal of the current set of TLC rules. The revised rules will replace the existing rules compiled in chapter 35 of the Rules of the City of New York. Following promulgation of these rules, the rules will become effective and the repeal of the current rules will occur on January 1, 2011.

After the first phase of its rules revision is completed, TLC will move to the second phase, which will involve the assessment of its rules for more substantive changes.

The rules promulgated here are as follows:

Current Rule Chapters revised in this rule-making	New Rule Chapters
Chapter 15, Taximeter Business Rules	Chapter 14, Licensing & Rules for Taximeter Businesses & Manufacturers

The rule as initially proposed made one substantive change. To fully incorporate the provisions of Local Law 16 of 2008, the penalty provisions have been amended to reflect that fines are stayed pending decision of a timely-filed appeal.

Supplemental Statement

A public hearing on these rules was held on January 23, 2009. Following that hearing the TLC voted at a public meeting on February 12, 2009 to conditionally approve these rules, subject to a further vote of approval after all 19 revised rules chapters have been conditionally approved. All 19 chapters having been conditionally approved by the TLC, the 19 chapters were republished for additional public comment, another hearing and final approval by the TLC.

After the conditional TLC approval of this rules chapter (and before the final hearing), the following additional substantive changes were made to this chapter as a result of public comment and testimony previously received and considered and staff comments:

- Technical changes were made to conform certain definitions to those proposed in Chapter 1, Definitions, as a result of staff comment.
- The general penalty and fines section was amended to include the subject of unlicensed activity and to align payment of fines terms with those of other chapters. These changes were made as a result of staff comment based on further drafting refinements made by the consultant.
- The provisions of section 14-33 regarding acts of commission and omission were modified based on staff comment to reflect further refinements to this language by the consultant and the staff, including following public comment to similar provisions in Chapter 4.
- Provisions were added governing the collection of the MTA taxi surcharge to track rules passed by the TLC.

SPECIAL MATERIALS

COMPTROLLER

■ NOTICE

NOTICE OF ADVANCE PAYMENT OF AWARDS PURSUANT TO THE STATUTES IN SUCH cases made and provided, notice is hereby given that the Comptroller of the City of New York, will be ready to pay, at 1 Centre St., Rm. 629, New York, NY 10007 on September 9, 2010 to the person or persons legally entitled an amount as certified to the Comptroller by the Corporation Counsel on damage parcels, as follows:

Damage Parcel No.	Block	Lot
11	146	17
12	146	29
16 and 17	146	41 and 42

Acquired in the proceeding, entitled: Fifth Amended Brooklyn Center Urban Renewal Project, Phase 2, subject to any liens and encumbrances of record on such property. The amount advanced shall cease to bear interest on the specified date above.

John C. Liu
Comptroller

a25-s9

NOTICE OF ADVANCE PAYMENT OF AWARDS PURSUANT TO THE STATUTES IN SUCH cases made and provided, notice is hereby given that the Comptroller of the City of New York, will be ready to pay, at 1 Centre Street, Rm. 629, New York, NY 10007 on September 16, 2010 to the person or persons legally entitled an amount as certified to the Comptroller by the Corporation Counsel on damage parcels, as follows:

Damage Parcel No.	Block	Lot
1	13427	1

Acquired in the proceedings, entitled: 149th Avenue from 183rd to 184th Street subject to any liens and encumbrances of record on such property. The amount advanced shall cease to bear interest on the specified date above.

John C. Liu
Comptroller

s1-16

WATER BOARD

■ NOTICE

PUBLIC NOTICE IS HEREBY GIVEN that the New York City Water Board (the "Board") is considering additions and revisions to its Regulation No. 1, which would modify the "Reimbursable Metering Program" currently in effect.

The Reimbursable Metering Program ("RMP") allows owners of unmetered properties, or properties with outdated or malfunctioning water meters, the opportunity to have meters installed/replaced by licensed master plumbers of their own choosing and to receive reimbursement from the Board. Reimbursement is in the form of a credit to the property's water/wastewater account with the New York City Department of Environmental Protection ("DEP"), which can be applied against current or future bills or may be refunded to those customers who are eligible and so request. The credit is equal to the scheduled amount or the actual amount paid to a plumber for each type and size of meter installed or replaced, whichever is less. The proposed changes include the following:

1. Extending the time period for licensed plumbers to return original completed meter permits to a DEP Bureau of Customer Services Borough Office from 72 hours to ten (10) business days;
2. Adjustments to the scheduled reimbursement amounts for various meter sizes and types;
3. Addition of "Enhanced Meter Reimbursement Amounts" (effective for two years only) for meters 3" and larger that were installed before 1995;
4. Merging of reimbursements for replacement of compound, single-jet or electromagnetic meters with single-jet or electromagnetic meters;
5. Requirement that requests for extensions of meter installation or replacement permits, which are valid for 30 days, must be received prior to the expiration of the 30-day period;
6. Elimination of reimbursement for telephone-based AMR equipment installations;
7. Elimination of reimbursement for installing or replacing detector check valve assemblies; and
8. Minor updates and editorial changes to the RMP booklet.

Specific details, including the rules, guidelines, forms, and reimbursement schedule are provided in DEP's "Reimbursable Metering Program" booklet. Copies of the booklet with the proposed changes can be downloaded from <http://nyc.gov/nycwaterboard> or by contacting James Gallagher, DEP BCS Metering/Conservation Unit, 96-05 Horace Harding Expressway, 1st Floor, Corona, NY 11368-4100, (718) 595-4701 or jgallagher@dep.nyc.gov.

Members of the public who wish to comment on the proposed changes to the Board may do so in writing to Kevin Kunkle, New York City Water Board, 59-17 Junction Boulevard, 8th Floor, Flushing, NY 11373-5108, (718) 595-3601 or kkunkle@dep.nyc.gov. Deadline for the submission of comments is September 16, 2010. Following the period allowed for public comment, a proposal concerning the changes will be submitted to the Board for consideration at a meeting on September 24, 2010.

s3-10

CHANGES IN PERSONNEL

ADMIN FOR CHILDREN'S SVCS FOR PERIOD ENDING 08/06/10

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

HRA/DEPT OF SOCIAL SERVICES FOR PERIOD ENDING 08/06/10

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

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for various departments including DEPT. OF HOMELESS SERVICES.

DEPT. OF HOMELESS SERVICES FOR PERIOD ENDING 08/06/10

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

DEPARTMENT OF CORRECTION FOR PERIOD ENDING 08/06/10

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

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists various employees and their details.

PUBLIC ADVOCATE FOR PERIOD ENDING 08/06/10

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists public advocate staff.

CITY COUNCIL FOR PERIOD ENDING 08/06/10

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists city council members.

CITY CLERK FOR PERIOD ENDING 08/06/10

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists city clerk staff.

DEPARTMENT FOR THE AGING FOR PERIOD ENDING 08/06/10

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists department for the aging staff.

CULTURAL AFFAIRS FOR PERIOD ENDING 08/06/10

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists cultural affairs staff.

FINANCIAL INFO SVCS AGENCY FOR PERIOD ENDING 08/06/10

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists financial info svcs agency staff.

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists employees under Department of Juvenile Justice.

OFF OF PAYROLL ADMINISTRATION FOR PERIOD ENDING 08/06/10

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists payroll administration staff.

INDEPENDENT BUDGET OFFICE FOR PERIOD ENDING 08/06/10

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists independent budget office staff.

TAXI & LIMOUSINE COMMISSION FOR PERIOD ENDING 08/06/10

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists taxi & limousine commission staff.

PUBLIC SERVICE CORPS FOR PERIOD ENDING 08/06/10

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists public service corps staff.

OFFICE OF LABOR RELATIONS FOR PERIOD ENDING 08/06/10

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists office of labor relations staff.

DEPT OF YOUTH & COMM DEV SRVS FOR PERIOD ENDING 08/06/10

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists dept of youth & comm dev srvs staff.

QUEENS COMMUNITY BOARD #3 FOR PERIOD ENDING 08/06/10

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists queens community board #3 staff.

COMMUNITY COLLEGE (BRONX) FOR PERIOD ENDING 08/06/10

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists community college (bronx) staff.

COMMUNITY COLLEGE (QUEENSBORO) FOR PERIOD ENDING 08/06/10

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists community college (queensboro) staff.

HAYES	DAWN	04625	\$33,180.00	APPOINTED	YES	07/01/10
MCKENZIE	DAVIA	04802	\$26714.0000	APPOINTED	NO	07/25/10
MERKL	JOI	04802	\$31723.0000	INCREASE	NO	07/13/10
MUHAMMAD	HANIFAH	04625	\$33,180.00	APPOINTED	YES	06/01/10
NAYAR	JULIE	A 04802	\$28073.0000	INCREASE	NO	07/13/10
POKLEMBE	JILL	M 04689	\$38,910.00	APPOINTED	YES	04/09/10
ROSENTHAL	LINDSAY	D 04625	\$33,180.00	APPOINTED	YES	08/01/10
RUMMEL	KEVIN PA	04625	\$33,180.00	APPOINTED	YES	06/01/10
SANG	ADELINA	04802	\$26714.0000	APPOINTED	NO	07/25/10
SIDERIS	ANGELIKI	04801	\$51965.0000	INCREASE	YES	07/22/10
TANNI	AIRIN	L 10102	\$10,990.00	APPOINTED	YES	07/05/10
THOMAS	PATRICIA	A 10102	\$21,340.00	APPOINTED	YES	07/01/10
WACH	CYNTHIA	T 10102	\$12,000.00	APPOINTED	YES	07/26/10
YOO	JI YOUNG	10102	\$10,990.00	APPOINTED	YES	07/12/10
ZHAO	JIAO	04801	\$51965.0000	INCREASE	YES	07/22/10

COMMUNITY COLLEGE (KINGSBORO)
FOR PERIOD ENDING 08/06/10

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE
AHMED	REHAN	10101	\$8,000.00	APPOINTED	YES	07/11/10
ALVAREZ	ALAINA	10102	\$9,720.00	APPOINTED	YES	07/01/10
AZIZOVA	SHAKHLO	10101	\$8,000.00	APPOINTED	YES	07/21/10
BYRD	NYDIA	S 10101	\$8,000.00	APPOINTED	YES	07/13/10
CANTALINO	CASSIE	L 10102	\$9,720.00	APPOINTED	YES	07/06/10
CARDINALI	JULIE	12121	\$55000.0000	INCREASE	YES	04/11/10
DAVIS	DIANE	10102	\$9,720.00	APPOINTED	YES	07/20/10
DE OLIVEIRA	CARLOS	A 04625	\$26,544.00	APPOINTED	YES	07/04/10
DERKS	OLIVIA	10102	\$9,720.00	APPOINTED	YES	07/07/10
EGBERT	TILTHIA	T 10102	\$9,720.00	APPOINTED	YES	07/06/10
FARAINO	GLORIA	A 10102	\$9,720.00	APPOINTED	YES	07/01/10
GREGORY	JESSE	J 10102	\$9,720.00	APPOINTED	YES	07/06/10
HARRIGIN	TYRON	04861	\$12,700.00	APPOINTED	YES	07/18/10
HINTZE	TASHA	04625	\$147,142.90	RESIGNED	YES	07/25/10
JEMMOTT	ZAKIYA	10102	\$9,720.00	APPOINTED	YES	07/06/10
LAUDADIO	GEORGE	F 04625	\$33,220.00	APPOINTED	YES	07/01/10
LESCOUFLAIR	ROBERTE	L 04625	\$136,803.70	APPOINTED	YES	07/04/10
MLADOV	ANDREY	A 04601	\$25,600.00	APPOINTED	YES	07/06/10
MTIMA	ADISA	04625	\$33,180.00	APPOINTED	YES	07/04/10
NICOLETTI	DIANE	04625	\$39,816.00	APPOINTED	YES	07/18/10
PARCHMENT	TYRONE	M 04689	\$52,528.50	APPOINTED	YES	07/18/10
PRINCE-ANOKYE	KEVIN	M 10102	\$9,720.00	APPOINTED	YES	07/06/10
REME	CANITHA	10101	\$8,000.00	APPOINTED	YES	07/14/10
SIVATSKAYA	IRINA	10102	\$13,000.00	APPOINTED	YES	06/18/10
SMALL	BARRY	04689	\$12,970.00	APPOINTED	YES	07/04/10
SMITH	GREGORY	P 04689	\$12,970.00	APPOINTED	YES	07/04/10
WRIGLEY	WILLIAM	04625	\$13,272.00	APPOINTED	YES	07/18/10

COMMUNITY COLLEGE (MANHATTAN)
FOR PERIOD ENDING 08/06/10

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE
AGREST	MONICA	04294	\$64,840.00	APPOINTED	YES	06/22/10
ARROYO	MARTIN	04802	\$28073.0000	INCREASE	NO	07/21/10
BOAKYE	ANDY	04689	\$38,910.00	APPOINTED	YES	06/28/10
CAMERON	WAYNE	04716	\$85,102.50	APPOINTED	YES	07/18/10
CHAVEZ, JR.	ANTONIO	04625	\$40,000.00	APPOINTED	YES	07/01/10
CHEN	MINLING	10102	\$9,960.00	APPOINTED	YES	07/19/10
CONSTANT	DANIEL	04294	\$201,750.00	APPOINTED	YES	07/04/10
CRAIG	THERESA	04689	\$38,910.00	APPOINTED	YES	06/28/10
DALEY	TREVOR	04689	\$38,910.00	APPOINTED	YES	06/28/10
ERSTENYUK	LIANA	10102	\$9,960.00	APPOINTED	YES	07/19/10
GEORGE	MICHAEL	A 04687	\$44,120.00	APPOINTED	YES	07/19/10
GROSVENOR-HALL	GLORIA	Y 04689	\$38,910.00	APPOINTED	YES	06/28/10
HASELNUSS	HELEN	04294	\$64,840.00	APPOINTED	YES	06/14/10
HERNANDEZ	FLOR	04099	\$61903.0000	RESIGNED	YES	07/18/10
ISLER	MICHAEL	J 04625	\$93,150.00	APPOINTED	YES	06/26/10
JENKINS	JALESSA	10102	\$9,850.00	APPOINTED	YES	07/19/10
JENNER	DONALD	04294	\$80,700.00	APPOINTED	YES	06/22/10
JOHNSON	OWEN	04689	\$38,910.00	APPOINTED	YES	06/28/10
LEE	MADONA	S 04625	\$37,750.00	APPOINTED	YES	06/22/10
LYON	DANIEL	04915	\$393,680.00	APPOINTED	YES	07/25/10
MAKDISI	MICHAEL	04293	\$44,120.00	DECREASE	YES	06/28/10
MCNAIR	ROSELIE	04689	\$38,910.00	APPOINTED	YES	06/28/10
MILAN	MARIA	I 04294	\$67,420.00	APPOINTED	YES	06/29/10
MILAN	MARIA	I 04294	\$67,420.00	APPOINTED	YES	06/29/10
NAE	RITA	04689	\$38,910.00	APPOINTED	YES	06/28/10
NICOLAS	PAUL	H 04689	\$38,910.00	APPOINTED	YES	06/28/10
NKANSAH	FRANCIS	04689	\$38,910.00	APPOINTED	YES	06/28/10
PAYTON	VALERIE	04689	\$38,910.00	APPOINTED	YES	06/28/10
POPE	ROBERT	04294	\$201,750.00	INCREASE	YES	07/04/10
SCOFIELD	PAUL	04294	\$162,100.00	APPOINTED	YES	07/04/10
SELIG	VERA	04294	\$201,750.00	INCREASE	YES	07/04/10
STORY	ALEXANDR	V 04689	\$38,910.00	APPOINTED	YES	06/28/10
STORY	ALEXANDR	V 04294	\$162,100.00	APPOINTED	YES	07/04/10
STURDIVANT	MOSES	04294	\$183,200.00	INCREASE	YES	07/04/10
SUTAK	KEVIN	M 04294	\$201,750.00	INCREASE	YES	07/04/10
TANNU	SHIREEN	04294	\$201,750.00	INCREASE	YES	07/04/10
TRAORE	IBRAHIMA	04294	\$210,450.00	INCREASE	YES	07/04/10
TURLEY	JULIE	A 04687	\$44,120.00	APPOINTED	YES	06/22/10
UMUNNA MUOKA	JOSEPHIN	C 04294	\$168,550.00	INCREASE	YES	07/04/10
VEGA	JULIE	M 04294	\$201,750.00	INCREASE	YES	07/04/10
VOSTINAR	SEAN	10102	\$12,000.00	DECEASED	YES	06/11/10
WASHINGTON	VICTORIA	10102	\$9,850.00	APPOINTED	YES	07/13/10
WELZ	GARY	L 04294	\$38,910.00	APPOINTED	YES	06/28/10
YOUNG	CHANDRA	04294	\$162,100.00	INCREASE	YES	07/04/10
YOUNG	CHANDRA	04688	\$38,910.00	INCREASE	YES	06/28/10
ZECHOWSKI	DIANA	04802	\$28073.0000	INCREASE	NO	07/27/10
ZYMAN	MARCOS	04293	\$73,530.00	APPOINTED	YES	03/09/10

COMMUNITY COLLEGE (HOSTOS)
FOR PERIOD ENDING 08/06/10

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE
RAMOS	YOBANI	10102	\$9,850.00	APPOINTED	YES	07/22/10

COMMUNITY COLLEGE (LAGUARDIA)
FOR PERIOD ENDING 08/06/10

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE
AHSAN	IFTAKHAR	10102	\$10,000.00	APPOINTED	YES	07/06/10
BLACKSTONE	RAVEN	S 04625	\$41,170.00	APPOINTED	YES	07/06/10
BRIA	KAREN	A 04075	\$74133.0000	INCREASE	YES	07/01/10
CACERES	JUAN	C 10102	\$15,770.00	APPOINTED	YES	06/22/10
DEMIRBEC	MAIFER	R 04625	\$41,170.00	APPOINTED	YES	07/07/10
FLORES	JAMES	10102	\$10,000.00	APPOINTED	YES	07/06/10
GESPEDES	LORENA	C 10102	\$10,000.00	APPOINTED	YES	07/06/10
GONZALEZ	JASON	10102	\$9,720.00	APPOINTED	YES	07/01/10
KAMLANG-NGARM	TIP-UPSO	10102	\$10,000.00	APPOINTED	YES	07/12/10
KARIMI	MARYAM	E 04017	\$35576.0000	APPOINTED	YES	07/25/10
KING	DANA	L 10102	\$10,000.00	APPOINTED	YES	07/01/10
KOTHARI	MANGALA	R 04607	\$73,530.00	APPOINTED	YES	07/19/10
LEOPANDO	IRWIN	R 04608	\$64,840.00	APPOINTED	YES	06/19/10
LONG	THOMAS	L 04625	\$40,000.00	APPOINTED	YES	07/19/10
LUNA	JUAN	C 04973	\$80000.0000	INCREASE	NO	07/18/10
MARGOLIN	LAVIE	E 04099	\$61903.0000	APPOINTED	YES	07/18/10
MARTINEZ	ARLANNA	04608	\$64,840.00	APPOINTED	YES	06/19/10
MONDOL	MOHAMMAD	A 10102	\$10,000.00	APPOINTED	YES	07/10/10
NASSAR	EMAD	04625	\$66,360.00	APPOINTED	YES	07/01/10
OPURUM	CLIFFORD	N 04607	\$73,530.00	APPOINTED	YES	06/19/10
PAULA	ARIELA	10102	\$10,000.00	APPOINTED	YES	07/10/10
PETERSON	TERRENCE	L 10102	\$10,000.00	APPOINTED	YES	06/17/10
PONNIE	EMILY	J 04099	\$59608.0000	RESIGNED	YES	07/25/10
REYES	JASMINE	10102	\$15,450.00	APPOINTED	YES	07/20/10

RIVAS	ESTEFANI	10102	\$15,450.00	APPOINTED	YES	07/20/10
ROMANELLO	MARY L	04075	\$85356.0000	RESIGNED	YES	07/22/10
SMELA	ANDRIANN D	04625	\$40,000.00	APPOINTED	YES	07/13/10
TECSON	GIRARD P	04601	\$25,600.00	APPOINTED	YES	07/14/10

HUNTER COLLEGE HIGH SCHOOL
FOR PERIOD ENDING 08/06/10

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE
VITELLI	LAISHONA M	04135	\$54329.0000	RESIGNED	YES	07/31/10

DEPARTMENT OF EDUCATION ADMIN
FOR PERIOD ENDING 08/06/10

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE
ABDUL WAHHAB	QUANA	60888	\$27349.0000	APPOINTED	YES	07/11/10
ADEBOYE	TOLANI A	10062	\$81000.0000	INCREASE	YES	06/13/10
AHMAD	MUSTAFA M	13615	\$52105.0000	APPOINTED	NO	06/27/10
ALLEYNE	YVETTE E	56057	\$40000.0000	DECREASE	YES	07/07/10
ANDRIA	MARIE	56073	\$62123.0000	RETIRED	YES	07/06/10
ANDRIA	MARIE	56073	\$33,860.00	RETIRED	YES	07/06/10
ARIAS	ERICA	56058	\$52322.0000	APPOINTED	YES	07/01/10
ARMSTRONG	DEBORAH	10031	\$92942.0000	RETIRED	YES	07/01/10
ASHTON	ERIC J	10062	\$96900.0000	APPOINTED	YES	07/02/10
BARCENE	CATALINA	10250	\$28588.0000	RESIGNED	YES	06/20/10
BARRA	JUSTIN	10031	\$95000.0000	APPOINTED	YES	07/11/10
BARRY	ABDOULAZ K	60888	\$34017.0000	APPOINTED	YES	07/11/10
BASS	YELIZAVE	13615	\$39747.0000	APPOINTED	NO	06/27/10
BENSON	DEIRDRE G	60888	\$34017.0000	APPOINTED	YES	07/11/10
BERGIN	JOAN	56058	\$53489.0000	RETIRED	YES	07/13/10
BLACK	IVAN	54502	\$21324.0000	DECREASE	YES	07/09/10
BONGIORNO	THERESA	54483	\$42383.0000	INCREASE	YES	07/02/10
BOWENS	HELENA	10062	\$84928.0000	RETIRED	YES	07/01/10
BROWN	ADAM	10031	\$91052.0000	RESIGNED	YES	07/11/10
BRYANT	RONALD D	10050	\$81000.0000	APPOINTED	YES	07/25/10
CABRERA	MARYANN S	10026	\$95000.0000	APPOINTED	YES	07/25/10
CACERES	KATIRIA O	56057	\$39000.0000	APPOINTED	YES	07/18/10
CAMACHO	SANDRA M	13615	\$21,760.00	APPOINTED	NO	06/27/10
CARUSO	PATRICK	54502	\$21232.0000	DECREASE	YES	07/09/10
CASTRO	ADELYN E	56056	\$27351.0000	APPOINTED	YES	07/01/10
CHAPMAN	ERICA B	10031	\$73200.0000	RESIGNED	YES	07/18/10
CHEN	MARGARET	10026	\$70000.0000	APPOINTED	YES	07/11/10
CLINE	RACHEL K	60816	\$53496.0000	INCREASE	YES	06/20/10
CROWLEY	DENNIS	06786	\$59604.0000	INCREASE	YES	07/01/10
DECRISTOFALO	ANNA	54483	\$42383.0000	INCREASE	YES	07/02/10
DEVIVO	NICOLE	56057	\$32237.0000	APPOINTED	YES	07/01/10
FLETCHER	TINA S	60888	\$32761.0000	APPOINTED	YES	07/11/10
FRAENKEL	URI	60816	\$53496.0000	INCREASE	YES	07/11/10
GADSDEN	FREEDA	5450E	\$38443.0000	RESIGNED	YES	07/11/10
GHARTI-CHHETRY	AMBIKA	13615	\$49676.0000	APPOINTED	NO	06/27/10
GILLIARD	DEBORAH	56057	\$43071.0000	DISMISSED	YES	06/29/10
GRANT	CHRISTIN	12634	\$87141.0000	RESIGNED	YES	07/11/10
GRANT						