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THE CITY RECORD **MICHAEL R. BLOOMBERG, Mayor**

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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.

HOOR 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.

* * *

(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, 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

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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.

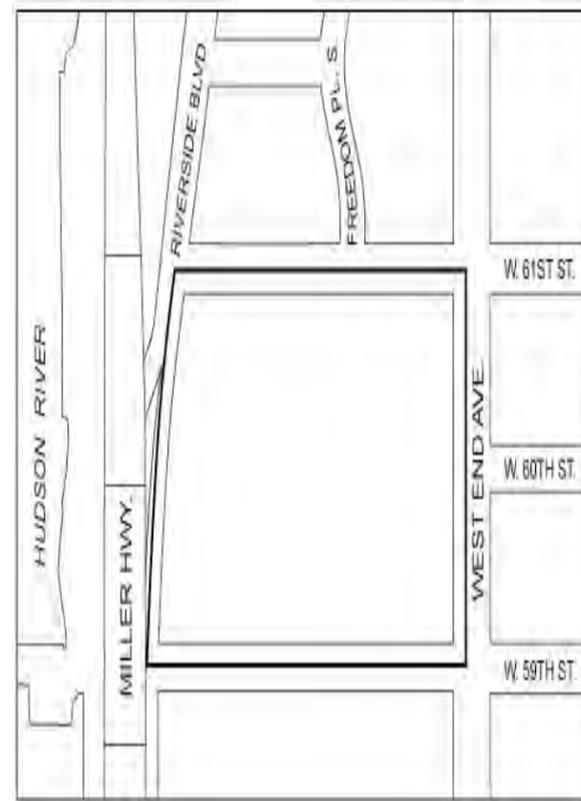
* * *
APPENDIX F: INCLUSIONARY HOUSING DESIGNATED AREAS
 * * *

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 IN THE MATTER OF C 100296 ZSM 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 IN THE MATTER OF C 100296 (A) ZSM 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 IN THE MATTER OF C 100297 ZSM 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 QUEENS

COMMUNITY BOARD NO. 4 - Tuesday, September 7, 2010 at 7:00 P.M., Elks Lodge #878, 82-20 Queens Boulevard, Elmhurst, NY

Public Hearing
Queens Center Mall area:
The NYC Department of Transportation will present Traffic Study Findings:
The proposal consists converting the two-way operation of 57th Avenue from 92nd Street to 90th Street to one-way west bound operation and related traffic improvements.

FY 2012 Capital and Expense Budget Requests.

s1-7

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

BOROUGH OF QUEENS

COMMUNITY BOARD NO. 11 - Tuesday, September 7, 2010 at 7:00 P.M., M.S. 158, 46-35 Oceania Street, Bayside, NY

A request by the Bayside Village BID to change the parking meters on Bell Boulevard between Northern Boulevard and 38th Avenue in Bayside from one-hour to two-hour time limits.

A proposal to name 196th Place between 45th Drive and 45th Road in Flushing in honor of the late civic leaders Jack and Yolanda Norris.

A public Hearing to solicit input from the community for new capital and expense items within the district for submission in the FY 2012 City Budget.

s1-7

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

BOROUGH OF STATEN ISLAND

COMMUNITY BOARD NO. 1 - Tuesday, September 7, 2010 at 8:00 P.M., 1 Edgewater Plaza, Suite #217, Staten Island, NY

ENVIRONMENTAL PROTECTION

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that, pursuant to Title 5, Chapter 3, Subchapter 3 of the Administrative Code of the City of New York, a public hearing will be held at 22 Reade Street, Borough of Manhattan on Wednesday, September 15, 2010, at 10:00 A.M. on the following:

REAL PROPERTY PUBLIC HEARING in the matter of the acquisition by the City of New York of fee simple (Fee) and

AGENDA

N 100324ZAR

252 Victory Boulevard
To develop a multi-family building with 15 units and 23 parking spaces within the Special Hillside Preservation District.

#020670ZAR

Victory Boulevard residential development e/s north of Cebra Avenue
To facilitate a two-family building within the Special Hillside Preservation District.

BSA# 855-87-BZ

15 Irving Place
Request to permanently remove the term of a variance.

s1-7

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

EDUCATION

NOTICE

Committee on Contracts Agenda

The Department of Education's (DOE) Committee on Contracts (COC) has been asked for approval to enter into contract negotiations with the following organization(s) for the services described below. Other organizations interested in providing these services to the DOE are invited to indicate their ability to do so by writing to Jay G. Miller at 65 Court Street, Room 1201, Brooklyn, NY 11201. Responses should be received no later than 9:00 A.M., Tuesday, September 14, 2010. Any contract approved by the COC will be contingent upon no expressions of interest in performing services by other parties.

ITEM(S) FOR CONSIDERATION:

- 1. Wireless Generation

Service(s): The Division of Talent, Labor and Innovation seeks an agreement with Wireless Generation (WGEN), for product development in support of the School of One program. School of One is a technology platform that provides middle school math students with a mix of live and online instruction tailored to their unique academic needs and learning styles.

The services proposed will allow School of One to develop a back-end technology system, allowing for a full-year pilot program in three New York City middle schools, serving over 1500 middle school students across the sixth, seventh and eighth grades.

Term: 10/1/10-8/31/11 Total Contract Cost: \$1,944,233

s7

conservation easement (CE) interests on the following real estate in the Counties of Delaware and Greene for the purposes of preserving and preventing the contamination or pollution of the water supply of the City of New York:

NYC ID	County	Municipality	Type	Tax Lot ID	Acres (+/-)
2994	Delaware	Delhi	Fee	126.-1-1.1	40.18
3494		Kortright	CE	84.-1-33	97.60
7146		Kortright	CE	68.-3-5.13	78.65
2994		Meredith	Fee	103.-1-52.1 & 126.-2-2.1	481.69
7033		Roxbury	Fee	p/o 92.-1-8.1	70.00
7679	Greene	Prattsville	Fee	90.00-1-4	46.01
3650		Windham	Fee	113.00-1-4	176.90

A copy of the Mayor's Preliminary Certificates of Adoption and maps of the real estate to be acquired are available for public inspection upon request. Please call (845) 340-7810.

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.

FRANCHISE AND CONCESSION REVIEW COMMITTEE

MEETING

PUBLIC NOTICE IS HEREBY GIVEN THAT the Franchise and Concession Review Committee will hold a Public Meeting on Wednesday, September 8, 2010 at 2:30 P.M., at 22 Reade Street, 2nd Floor Conference Room, Borough of Manhattan.

NOTE: Individuals requesting Sign Language Interpreters should contact the Mayor's Office of Contracts Services, Public Hearings Unit, 253 Broadway, 9th Floor, New York, NY 10007, (212) 788-7490, no later than SEVEN (7) BUSINESS DAYS PRIOR TO THE PUBLIC MEETING. TDD users should call Verizon relay service.

LANDMARKS PRESERVATION COMMISSION

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN THAT PURSUANT to the provisions of 3020 of the New York City Charter and Chapter 3 of Title 24 of the Administrative Code of the City of New York (Sections 25-303 and 25-313) that on **Tuesday, 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

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 07, 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 10-8887 - Block 8106, lot 5 - 8 Prospect Avenue, aka 42-25 240th Street - Douglaston Hill Historic District

A Queen Anne style free-standing house designed by John A. Sinclair and built in 1899-1900. Application is to construct additions, an entrance portio, and terrace; modify masonry openings; install skylights; and alter a garage and driveway. Zoned R1-2. Community District 11.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF QUEENS 10-9509 - Block 8106, lot 69 - 240-35 43rd Avenue - Douglaston Hill Historic District
A neo-Colonial style free-standing house designed by D.S. Hopkins and built in 1900-1901. Application is to construct a rear addition and patio and install a roof railing. Zoned R1-2. Community District 11.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF QUEENS 10-9653 - Block 1278, lot 44 - 78-01 37th Avenue - Jackson Heights Historic District
A Moderne style commercial building designed by Oscar I. Silverstone and built in 1941. Application is to install new storefront openings, replace storefront infill and install a marquee and signage. Community District 3.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 10-8939 - Block 944, lot 40 - 128 6th Avenue - Park Slope Historic District
A neo-Grec style rowhouse designed by M. J. Morrill and built in 1876. Application is to replace the sidewalk. Community District 6.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 11-1206 - Block 942, lot 17 - 102 Park Place - Park Slope Historic District
A neo-Grec style rowhouse built in 1877. Application is to legalize the installation of an areaway fence without Landmarks Preservation Commission permits. Community District 6.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 10-9729 - Block 323, lot 39 - 6 Strong Place - Cobble Hill Historic District
A transitional Greek Revival/Italianate style townhouse built in the 19th century. Application is to legalize the installation of windows in noncompliance with Certificate of No Effect 02-6845. Community District 6.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 11-1398 - Block 1945, lot 8 - 357 Waverly Avenue - Clinton Hill Historic District
A vernacular 19th century carriage house and residence. Application is to modify security grilles installed without Landmarks Preservation Commission permits. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 10-9480 - Block 2072, lot 4 - 174 Washington Place - Fort Greene Historic District
An Italianate style rowhouse built c. 1868. Application is to construct rooftop and rear yard additions. Zoned R-6B. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 11-1511 - Block 28, lot 5 - 25 Washington Street - DUMBO Historic District
An American Round Arch style factory building, designed by William Higginson and built in 1901. Application is to establish a master plan governing the future installation of windows. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 10-8866 - Block 46, lot 9 - 14 Wall Street - 14 Wall Street Building-Individual Landmark
A Classical Revival style office building designed by Trowbridge & Livingston, and built in 1910-12, with a Modern Classic style addition designed by Shreve, Lamb & Harmon and built in 1931-33. Application is to install two escalators. Community District 1.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 10-9620 - Block 97, lot 7503 - 222 Front Street - South Street Seaport Historic District
A brick building built 1798-1800. Application is to legalize the installation of a sign armature without Landmarks Preservation Commissioner permits, and install new signage. Community District 1.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 11-0390 - Block 147, lot 12 - 135 West Broadway - Tribeca South Historic District
A Federal style house with a commercial base built in 1810. Application is to install storefront infill and signage. Community District 1.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 10-8997 - Block 196, lot 3 - 406 Broadway - Tribeca East Historic District
A mid-twentieth century commercial style store and office building, designed by Frederic P. Kelley & Arthur Paul Hess and built in 1938. Application to construct a rear addition and install storefront infill. Zoned M1-5. Community District 1.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 10-9483 - Block 179, lot 68 - 137 Franklin Street - Tribeca West Historic District
An empty lot. Application is to construct a new building. Zoned M1-5. Community District 1.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 11-1542 - Block 497, lot 15 - 558 Broadway - SoHo-Cast Iron Historic District
A commercial building built in 1860 and altered in 1920. Application is to replace the storefront. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 11-0608 - Block 529, lot 72 - 65 Bleeker Street - Bayard-Condict Building, Individual Landmark
A Sullivan-esque style office building designed by Louis Sullivan and built in 1897-99. The application is to install signage. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 11-0087 - Block 589, lot 5 - 245 Bleeker Street - Greenwich Village Extension II
A Federal style row house built in 1829 with major alterations completed in 1926. Application is to install storefront infill and signage. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 11-1642 - Block 590, lot 1-

257 Bleeker Street - Greenwich Village Historic District Extension II

An altered-Federal style brick rowhouse built in 1829 with alterations in 1921 and 1930. Application is to install new storefront infill. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 11-0414 - Block 590, lot 2
263 Bleeker Street - Greenwich Village Historic District Extension II
A Renaissance Revival style tenement building designed by Horenburger & Straub and built c.1904. Application is to install storefront infill and signage. Community District 2.

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 10-3999 - Block 1381, lot 7504 - 21 East 66th Street - Upper East Side Historic District
A neo-Gothic style apartment building designed by Fred F. French Company and built in 1921. Application is to construct a rooftop addition. Zoned C5-1. Community District 8.

a24-s7

LOFT BOARD

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN PURSUANT TO ARTICLE 7 OF THE PUBLIC OFFICERS LAW that the New York City Loft Board will have its monthly Board meeting and a public hearing on the amendment to §§ 1-01 and 1-02 to comport with Executive Order 129 merging the New York City Loft Board into the New York City Department of Buildings on **Thursday, September 16, 2010. The meeting will be held at 2:00 P.M. at Spector Hall, 22 Reade Street 1st Floor.** The proposed agenda will include cases and general business.

The general public is invited to attend and observe the proceedings. Written comments regarding the proposed amendment rule may be sent to the New York City Loft Board at 100 Gold Street, 2nd Floor New York, NY 10038 to the attention of Ms. Nicolas on or before July 15, 2010. Persons seeking to testify are requested to notify Ms. Nicolas at 100 Gold Street, 2nd Floor, New York, NY 10038 or by telephone at (212) 566-5663.

s2-8

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: 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

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."

AGING

AWARDS

Goods & Services

SERVICES FOR SENIOR CITIZENS – BP/City Council Discretionary – PIN# 12510DISC2ZK – AMT: \$11,500.00 – TO: Elders Share The Arts Inc., 138 South Oxford Street, Brooklyn, NY 11217.

● **SERVICES FOR SENIOR CITIZENS** – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 12511CARE4K1 – AMT: \$1,169,994.00 – TO: Sunnyside Community Services Inc., 43-31 39th Street, Sunnyside, NY 11104.

CHIEF MEDICAL EXAMINER

OFFICE OF CHIEF MEDICAL EXAMINER

AWARDS

Services (Other Than Human Services)

FIRE ALARM AND VOICE COMMUNICATION MAINTENANCE/REPAIR SERVICES – Competitive Sealed Bids – PIN# 81611ME0003 – AMT: \$154,712.00 – TO: Elite Electric Industries, Inc., 331 West 57th Street, New York, NY 10019.

CITYWIDE ADMINISTRATIVE SERVICES

CONTRACTS

AWARDS

Construction / Construction Services

ELECTRICAL UPGRADE AND EMERGENCY GENERATOR PLANT – Competitive Sealed Bids – PIN# 856090001002 – AMT: \$265,300.00 – TO: Arista Plumbing and Heating Corp., 590 78th Street, Brooklyn, NY 11209. Work site is 120 Schermerhorn St., Brooklyn, N.Y. This contract is subject to sub-subcontracting by minority owned business enterprises.

DIVISION OF MUNICIPAL SUPPLY SERVICES

SOLICITATIONS

Goods

PLUMBING SUPPLIES: MISC. FIXTURE, FITTING AND TRIM – Competitive Sealed Bids – PIN# 8571000848 – DUE 09-24-10 AT 10:30 A.M.

● **SPECIAL FORMULA HORSE FEED PELLETS FOR NYPD** – Competitive Sealed Bids – PIN# 8571100099 – 10-04-10 AT 10:00 A.M.

● **PLUMBING SUPPLIES: CLAMPS, PIPE REPAIR** – Competitive Sealed Bids – PIN# 8571000732 – 09-23-10 AT 10:30 A.M.

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

Department of Citywide Administrative Services
1 Centre Street, Room 1800, New York, NY 10007.
Anna Wong (212) 669-8610, fax: (212) 669-7603,
dcasdmssbids@dcas.nyc.gov

AWARDS

Goods

NYS CONTR FOR CISCO NETWORKING HARDWARE - NYPD – Intergovernmental Purchase – PIN# 8571100093 – AMT: \$237,868.38 – TO: Verizon Networking Integrations Co., 52 East Swedesford Road, Frazer, PA 19355. NYS Contract #PT64525.

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

GSA CONTR FOR ORACLE SOFTWARE LICENSES - HRA – Intergovernmental Purchase – PIN# 8571100061 – AMT: \$223,200.00 – TO: Mythics, Inc., 1439 N. Great Neck Road, Virginia Beach, VA 23454. GSA Contract #GS-35F-0153M.

Suppliers wishing to be considered for a contract with the GSA should go to the following website and follow the instructions:
www.gsaadvantage.gov/advgsa/advantage/main/start_page.do

VENDOR LISTS

Goods

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

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

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

jy17-j4

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

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

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

jy17-j4

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

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

jy17-j4

CORRECTION

CENTRAL OFFICE OF PROCUREMENT

AWARDS

Services (Other Than Human Services)

COURT ORDERED MONITOR – Required/Authorized Source – PIN# 072200517LGL – AMT: \$1,275,000.00 – TO: John Doyle III, c/o Reed Smith, LLP, 599 Lexington Avenue, New York, NY 10022.

John Doyle III was appointed by the Federal Court to serve as a neutral third party to assist DOC in achieving compliance with the terms of various consent Judgments and Court Orders, dealing with conditions of confinement within the City's correctional institutions.

DESIGN & CONSTRUCTION

CONTRACT SECTION

SOLICITATIONS

Construction / Construction Services

RECONSTRUCTION OF COLLAPSED OR OTHERWISE DEFECTIVE SANITARY, STORM AND

COMBINED VITRIFIED CLAY PIPE SEWERS, STATEN ISLAND – Competitive Sealed Bids – PIN# 8502010SE0030C – DUE 09-29-10 AT 11:00 A.M. – PROJECT NO.: SER00201U. Experience Requirements. Apprenticeship Participation. Requirements apply to this contract.

Bid documents are available at: <http://www.nyc.gov/buildnyc>. This bid solicitation includes M/WBE Participation Goal(s) for subcontracted work. For the MWBE goals, please visit our website at www.nyc.gov/buildnyc see "Bid Opportunities". For more information about MWBE certification, please call 311 or go to www.nyc.gov/getcertified. Vendor Source ID#: 70564.

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. Bid document deposit - \$35.00 per set. Company check or money order only. No cash accepted. Late bids will not be accepted. Department of Design and Construction
30-30 Thomson Avenue, 1st Floor, Long Island City, NY 11101. Ben Perrone (718) 391-2614.

ECONOMIC DEVELOPMENT CORPORATION

SOLICITATIONS

Services (Other Than Human Services)

EAST NEW YORK INDUSTRIAL BUILDING FOR LEASE – Request for Proposals – PIN# 969594939291 – DUE 08-31-11 AT 4:00 P.M. – Lease Offer for Space at: East New York Incubator.

The New York City Economic Development Corporation ("NYCEDC") is pleased to invite you to submit a response to this offer ("Offer") to lease space at the East New York Incubator, 191-201 Powell Street, New York, NY 11212 for uses conforming to zoning and applicable regulations. The available space is 10,000 square feet with approximately 20 foot ceilings.

Minority- or woman-owned business enterprise ("M/WBE") firms are encouraged to apply. To certify with the City of New York as a minority- or woman-owned business, please call 311 or go to www.nyc.gov/getcertified.

Interested parties must respond through the Lease Offer, which is available online at <http://www.nycedc.com/RealEstate/LeasingOpportunities/Pages/LeasingOpportunities.aspx>. RESPONSES WILL BE ACCEPTED ON AN ONGOING BASIS, with timeframes set forth more specifically in the Lease Offer. Please submit three (3) sets of your proposal to: NYCEDC, 110 William Street, 6th Floor, New York, NY 10038, Attention: Douglas Roberts, Assistant Vice President. Proposals will be made available to the public as set forth in the Lease Offer.

Questions regarding this Lease Offer may be directed by e-mail to DRoberts@nycedc.com.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above. Economic Development Corp., 110 William Street, 6th Floor New York, NY 10038. Douglas Roberts (212) 312-3867 DRoberts@nycedc.com

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

NIM 3.0 MONITORING RESPONSE SYSTEM – Competitive Sealed Bids – PIN# QHN2011-1022QHC – DUE 09-27-10 AT 2:00 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. Queens Health Network, 82-68 164th Street, "S" Building, 2nd Floor, Jamaica, NY 11432. Boris Goltzman (718) 883-6000, fax: (718) 883-6222, boris.goltzman@nychhc.org

CUSTOM PRINTED HANGING FILE FOLDERS – Competitive Sealed Bids – PIN# 11211007 – DUE 09-20-10 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, 2A2, Bronx, NY 10451. Nancy Lattores (718) 939-5993, fax: (718) 579-4788, nancy.lattores@nychhc.org

SUPPLY OF MEDICAL EQUIPMENT/PARTS – Competitive Sealed Bids – PIN# 22211021 – DUE 09-20-10 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.
Lincoln Hospital Center, 234 East 149th Street, Bronx, NY 10451. Edwin Iyasere (718) 579-5106, fax: (718) 579-4478, Edwin.Iyasere@nychhc.org

Goods & Services

RENOVATION OF MOBILE SPECIALTY VEHICLE – Competitive Sealed Bids – PIN# 1-5511100018 – DUE 10-01-10 AT 2:00 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.
Sea View Hospital, 460 Brielle Avenue, Room 134 Staten Island, NY 10314. Pedro Irizarry (718) 317-3375 fax: (718) 980-1021, pedro.irizarry@seaviewsi.nychhc.org

Construction Related Services

FABRICATE AND INSTALL NEW REGISTRATION/RECEPTION AREA COUNTER – Competitive Sealed Bids – PIN# 231-11-022 – DUE 10-18-10 AT 9:30 A.M. – Mandatory site-visits scheduled for September 23, 2010 at 10:00 A.M. or 11:00 A.M. at Woodhull Medical and Mental Health Center, 760 Broadway, Rm. 1BC04, Brooklyn, NY 11206. Bid document fee \$25.00 per set (check or money order) made payable to NYCHHC for hard copy. Copy of bid document can also be obtained free of charge by e-mailing Millicent Thompson at Millicent.Thompson@nychhc.org. Bid package request deadline is 09-20-10 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.
North Brooklyn Health Network, 100 North Portland Avenue, Rm. C-32, Brooklyn, NY 11205. Millicent Thompson (718) 260-7686, fax: (718) 260-7619, Millicent.Thompson@nychhc.org

Services (Other Than Human Services)

ROOF PREVENTIVE MAINTENANCE FOR ELMHURST HOSPITAL – Competitive Sealed Bids – PIN# QHN2011-1123EHC – DUE 09-27-10 AT 2:00 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.
Queens Health Network, 82-68 164th Street, "S" Building, 2nd Floor, Jamaica, NY 11432. Boris Goltzman (718) 883-6000, fax: (718) 883-6222 boris.goltzman@nychhc.org

AUTOMATIC DOOR MAINTENANCE – Competitive Sealed Bids – PIN# 231-11-021 – DUE 10-04-10 AT 9:30 A.M. – For the Engineering Department at the North Brooklyn Health Network. Bid package with complete description can be picked up and returned to the Purchasing Department, Cumberland Diagnostic and Treatment Center, 100 North Portland Avenue, Room C-32, Brooklyn, NY 11205. Bid document fee \$25.00 per set (check or money order) made payable to NYCHHC for hard copy. Copy of bid document can also be obtained free of charge by e-mailing Deborah Royster at Deborah.Royster@nychhc.org. Bid package request deadline is 09-20-10 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.
North Brooklyn Health Network, 100 North Portland Avenue, Rm. C-32, Brooklyn, NY 11205. Deborah Royster (718) 260-7694, fax: (718) 260-7619 deborah.royster@nychhc.org

HEALTH AND MENTAL HYGIENE

AGENCY CHIEF CONTRACTING OFFICER

AWARDS

Human/Client Service

NY/NY SCATTER SITE SUPPORTIVE HOUSING – Renewal – PIN# 08PO082520R1X00 – AMT: \$546,744.00 – TO: New York Foundling Hospital, 590 Avenue of the Americas, New York, NY 10011.
● **MENTAL HYGIENE SERVICES** – Renewal – PIN# 05AZ021301R2X00 – AMT: \$1,232,028.00 – TO: Heritage Health and Housing, Inc., 416 West 127th Street, New York, NY 10027.

ACE/PSYCHOSOCIAL CLUB / ENCLAVE IN INDUSTRY/VOCATIONAL SERVICES – Renewal – PIN# 05AZ014801R2X00 – AMT: \$3,452,364.00 – TO: Mental Health Association of NYC, Inc., 50 Broadway, 19th Floor, New York, NY 10004.
● **NY/NY SCATTER SITE SUPPORTIVE HOUSING** – Renewal – PIN# 08PO082520R1X00 – AMT: \$1,809,555.00 – TO: Common Ground Community Housing Development Fund Corporation, 1501 St. Mark's Place, Brooklyn, NY 11212.

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 mzmoira@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, mzmoira@dhs.nyc.gov

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, mzmoira@dhs.nyc.gov

HOUSING AUTHORITY

SOLICITATIONS

Construction/Construction Services

REPLACEMENT OF VACUUM PUMPS AND INSTALLATION OF CONDENSATE PUMPS – Competitive Sealed Bids – PIN# HE1006554 – DUE 09-22-10 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

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

Services (Other Than Human Services)

FACADE RENOVATIONS – Competitive Sealed Bids – PIN# 090710 – DUE 10-01-10 AT 10:00 A.M. – No vendor should be permitted to bid without first obtaining the RFP documents from Grenadier Realty Corp. from September 9th to September 16th, 2010. A mandatory pre-bid conference will be held at 1925 Harrison Avenue, Bronx, NY 10435, on September 17th, 2010 at 10:00 A.M. A non-refundable certified check or money order in the amount of \$50.00 is required to obtain package. This is a prevailing wage project. GRC/NYCHA-UAC and MB1 encourage minority and WBE organizations to submit bids.

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.
Grenadier Realty, 155 Elmira Loop, Brooklyn, NY 11239. Brenda Williams (718) 240-4664. 250 Broadway, 10th Fl., New York, NY 10007. Attn: Maria Lopez

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

PARKS AND RECREATION

CONTRACT ADMINISTRATION

SOLICITATIONS

Construction/Construction Services

RECONSTRUCTION OF OWEN F. DOLEN PARK (WESTCHESTER SQUARE) – Competitive Sealed Bids – PIN# 8462011X016C01 – DUE 10-07-10 AT 10:30 A.M. – Located at East Tremont and Westchester Avenues, The Bronx, known as Contract #X016-109M. This contract is subject to Apprenticeship program requirements.
● **CONSTRUCTION OF EXHIBIT SPACE IN THE VISITOR'S CENTER, RESTORATION WORK ON THE EXTERIOR OF BIDDLE HOUSE** – Competitive Sealed Bids – PIN# 8462010R006C0 – DUE 10-12-10 AT 10:30 A.M. – Miscellaneous site work in Conference House Park, Staten Island, known as Contract #R006-106MA2.

Bidders are hereby advised that this contract is subject to the Project Labor Agreement ("PLA") covering specified renovation and rehabilitation of City owned buildings and structures entered into between the City and the Building and Construction Trades Council of Greater New York ("BTC") affiliated local unions. Please refer to the bid documents for further information.

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

A pre-bid meeting is scheduled for Thursday, September 23, 2010 at 11:30 A.M. at the site. Bid documents are available for a fee of \$25.00 in the Blueprint Room, Room #64, Olmsted Center, from 8:00 A.M. to 3:00 P.M. The fee is payable by company check or money order to the City of NY, Parks and Recreation. A separate check/money order is required for each project. The Company name, address and telephone number as well as the project contract number must appear on the check/money order. Bidders should ensure that the correct company name, address, telephone and fax numbers are submitted by your company/messenger service when picking up bid documents.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Parks and Recreation, Olmsted Center, Room 64 Flushing Meadows Corona Park, Flushing, NY 11368. Juan Alban (718) 760-6771, Juan.Alban@parks.nyc.gov

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.

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

YOUTH AND COMMUNITY DEVELOPMENT

SOLICITATIONS

Goods & Services

GROUP PURCHASING ORGANIZATION FOR GOODS AND SERVICES FOR CLIENT AND COMMUNITY BASED SERVICE PROVIDERS – Negotiated Acquisition – Specifications cannot be made sufficiently definite - PIN# 2601100GPONA – DUE 10-08-10 AT 2:00 P.M. – The New York City Department of Youth and Community Development (“The City”) is seeking one or more appropriately-qualified group purchasing organizations (“GPO”) to provide the goods and services to Client and Community Based Service Providers that do business with the City of New York. This solicitation is a component of Mayor Michael R. Bloomberg’s Nonprofit Assistance Initiatives, recognizing the City’s strong partnership with the nonprofit sector which supports the efficient delivery of quality services of New Yorkers. Potential applicants may submit questions or request a conference with representatives of the City at any time until September 24, 2010, although neither of these is required. Any inquiries regarding this solicitation should be directed to acco@dycd.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 Youth and Community Development, 156 William Street, New York, NY 10038. Micheal Owh (212) 442-5982, fax: (212) 676-8129, acco@dycd.nyc.gov

s1-8

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 amended rules governing taxicab drivers.

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 October 2, 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 4 thereto, to read as follows:

New Material is underlined.

Chapter 4 Medallion Taxicab Drivers

§4-01 Scope of This Chapter

- To establish procedures for the licensing, monitoring and regulation of Taxicab Drivers.
- To establish operating rules to protect the customers and the public.
- To establish appropriate penalties for the violation of these Rules.

§4-02 Penalties

- Unlicensed Activity.
 - Unlicensed Activity is the act of providing or advertising the provision of any Commission-regulated for hire transportation service by:
 - Any Licensee whose License is suspended, revoked, or expired and not yet renewed, or
 - 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.
 - 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.

- Specific Penalties. If there are specific penalties for violating a Rule, they are shown at the end of the Rule. The penalty section also states whether the violator must attend a Hearing.
- Payment of Fines.
 - Fines are due within 30 days of the day the violator is found guilty of the violation.
 - 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.
 - If the fine is not paid by the close of business on the date due, the violator’s License will be suspended until the fine is paid.
- Discretionary Penalties. In the alternative to any of the specific penalties established in this Chapter, the Commission can, in its discretion, impose a penalty of License revocation, License suspension of up to six months, and/or a fine, not to exceed \$1,000 for each violation, against a Licensed Driver. (See Chapter 18 Adjudications, §18-02)
- Mandatory Penalties. If a Licensee has violated a Rule listed below, or any combination of these Rules, the Commission will impose the following mandatory penalties and fines.

VIOLATION Description	Rule	Mandatory Penalty/Fine - ALL
1. Overcharging Passengers	§4-17(a)(1)&(2)	First violation: \$200 - \$350
2. Refusal of service – seeking destination before Passenger is seated inside vehicle	§4-20(a)(4)	Second violation (any combination of violations) w/in 24 months: \$350 - \$500 suspension of License up to 30 days
3. Refusal of service – Unjustified refusal to transport Passengers within NYC or defined counties	§4-20(a)(1)	Third violation (any combination of violations) w/in 36 months: Revocation of License
4. Refusal of service – Requiring assistant for disabled Passengers, or seeking to charge additional fares for such an assistant	§4-20(a)(2)	In addition, Drivers may be required to obtain a certificate of attendance for the required hours of instruction in taxi-related subjects at a Commission-approved school
5. Refusal of service – Refusing to transport wheelchairs, crutches or other mobility aids for disabled Passengers	§4-20(a)(3)	

- \$10-or-More Overcharge. If a Driver charges or attempts to charge \$10 or more above the approved rate of fare, the Commission will revoke the Driver’s License and may require a Driver to return any overpayment to the Passenger.
- Calculating Time Periods. The Commission will count the 24- and 36-month penalty periods going backwards, from the date of the last violation.
- No License Issued for Period of One Year Following Certain Violations. A driver who has had his or her Taxicab Driver’s License revoked for any of the above violations will not be able to receive any Commission License for a period of one year from the date of revocation.

§4-03 Definitions Specific to This Chapter

- Defined Terms are Capitalized. All terms defined in this Chapter or in Chapter 1 (“Definitions”) appear in this text with the initial letter in each word of the term capitalized (Example: Taxicab License, not taxicab license.)
- General Terms are Specific to “Taxicabs” in this Chapter. When used in this Chapter, capitalized terms such as Driver, Vehicle, License, etc., will mean Taxicab Driver, Taxicab Vehicle, Taxicab Driver’s License, etc.
- Definitions
 - Applicant in this chapter refers to an Applicant for an original or renewal Taxicab Driver’s License.
 - 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.
 - Chauffeur’s License. As used in these Rules, Chauffeur’s License means:
 - A valid NYS driver’s license Class A, B, C or E; or
 - A valid license of similar class from another state of which the Licensee is a resident
 - Critical Driver’s Program 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.
 - 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.
 - Feed Line is the line of Taxicabs that feeds into the specific pick-up location to pick up a Passenger.

- Long-Haul is a concept created and implemented at certain transportation terminals to indicate 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.
- MTA Tax is the 50 cent tax on taxicab trips imposed by Article 29-A of the NYS Tax Law.
- 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 this Chapter.
- 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.
- Relief or Relief Time is a limited period of time when a Driver is off duty to fulfill personal needs.
- Short Haul is a concept created and implemented at certain transportation terminals to indicate 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.
- 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.
- Taxpayer is a person or Business Entity required to pay the MTA Tax.
- Valid, when referring to a License or other document, means that it is not expired, suspended, revoked or restricted as to use for violation of traffic laws or regulations.
- Wheelchair Passenger. A Wheelchair Passenger is a Passenger using a wheelchair.

§4-04 Licensing – Requirements

- Age. An Applicant for a Taxicab Driver’s License must be at least 19 years of age.
- Identification. An Applicant for an original Taxicab Driver’s License must produce both of the following proofs of identity:
 - A Valid Government-issued photo ID.
 - A Valid, original Social Security card.
- Chauffeur’s License. An Applicant must have a Valid Chauffeur’s License.
- Summary of Driving Record. An Applicant whose driver’s license has been issued by a state other than New York must provide the Commission with an abstract of his or her driving record from the Applicant’s state of residence, dated no more than 30 days prior to the date of the Application.
- Physical Fitness for the Job.
 - The Applicant must be of sound mental and physical condition and fit to safely operate a vehicle.
 - The Applicant’s fitness must be certified by a physician licensed by NYS or the Applicant’s state of residence on forms provided by the Commission.
 - The Commission can, for good cause, require the Applicant to be examined by a licensed physician chosen by the Commission.
 - An existing License can be suspended or revoked if the Driver fails to be examined for a physical or mental condition.
- Speak and Understand English. An Applicant must be able to speak, read, write and understand the English language. An Applicant is required to pass a test approved by the Commission.
- Familiar with New York. Applicant must be familiar with the following:
 - The geography, streets and traffic regulations of the City of New York
 - The rules and regulations of the New York City Taxi and Limousine Commission
 - The Vehicle and Traffic Law of the State of New York.
- Pass Drug Test.
 - All Applicants for new Taxicab Driver’s Licenses, except New York City Police Officers, must be tested, at the Applicant’s expense, for drugs or controlled substances.
 - The Commission designates who can perform the drug test and will only designate an individual or entity that has a permit issued by the New York State Department of Health.
 - If an Applicant tests positive for drugs or controlled substances, the Commission will deny the Applicant’s license. This decision is final.
- Fingerprinting for the Purpose of Determining Good

Moral Character. Applicant must be of good moral character, and the Commission requires that all Applicants provide fingerprints.

(j) Agreement to Accept Legal Notices or Processes.

(1) An Applicant must agree to accept service of any sort of notice or legal process issued by any agency of the City of New York upon the Applicant (Licensee) at the Applicant's Mailing Address.

(2) These official notices can be left with a member of the Applicant's family or any other person who also lives at the Licensee's Mailing Address.

(k) Training. The Commission requires that Applicants for a new License pass all prescribed tests, both oral and written, as administered by the Commission or at its direction.

(1) Defensive Driving Course. Applicants must hold a certificate of completion for the required hours of instruction in a Defensive Driving Course dated within six months prior to the application date.

(2) Authorized Taxicab Training. Applicants must be able to prove (by showing a certificate of attendance) that they attended an Authorized Taxicab Training course, successfully completed the course and passed an examination approved by the Commission on proficiency in English and other mandatory subjects.

(3) Authorized Taxicab Training Refresher Course. During the last 60 days of the initial one-year Probationary term, Probationary Licensees must attend and pass an Authorized Taxicab Training Refresher course in order to qualify for a renewal License.

(4) Military Exemption. Any Applicant for a License who previously held a Valid Taxicab Driver's License will not be required to take the Authorized Taxicab Training course, provided that Applicant meets the following conditions:

(i) The Applicant's Taxicab Driver's License expired solely because the Applicant was not available to renew his or her License because he or she was engaged in active military service.

(ii) The Applicant's military service began before the expiration date of his or her prior License.

(iii) The Applicant filed an application within 90 days of completing active military service, and in no event later than three years following expiration of the prior License.

(iv) The Applicant provided proof of the dates of active military service.

(v) Applicant meets all other requirements for obtaining a new License.

(5) Exemption for New York City Police Officers. Any Applicant for a License who is a New York City Police Officer will not be required to take the Authorized Taxicab Training, provided that Applicant meets the following conditions:

(i) Applicant must present a letter from his or her commanding officer approving the application

(ii) Applicant must pass an examination authorized by the Commission.

(iii) Applicant must meet all other requirements for obtaining a new License.

(l) Training Providers. Providers of Authorized Taxicab Training and Refresher Training services must be approved by the Commission, must administer the curriculum required by the Commission, and must have Commission approval of all fees charged to Taxicab Drivers License Applicants.

(m) Continuing Training Requirements. All renewal Applicants are required to attend and complete a Defensive Driving Course at least every three years. No Taxicab Driver's License will be renewed unless the Applicant submits a certificate of completion of the Course dated less than three years prior to the date of the renewal application.

(n) Wheelchair Passenger Assistance Training.

(1) Training Must be Approved by Commission. In order to become a driver of an Accessible Taxicab, a Driver must attend a Commission-approved training course regarding Wheelchair Passenger assistance.

(2) Requirements of the Course. Wheelchair Passenger assistance training must be a minimum of three hours and must include the following:

(i) A review of all legal requirements that apply to transportation of Persons with Disabilities;

(ii) Passenger assistance techniques including a review of various disabilities, hands-on demonstrations, disability etiquette, mobility equipment training (including familiarity with lift/ramp operations and

various types of wheelchairs), and safety procedures

(iii) Training with an actual person using a wheelchair

(iv) Sensitivity awareness, including customer service and conflict resolution policies.

(3) Proof of Completion Required. No Driver may operate an Accessible Taxicab unless the driver has a certificate of completion or other evidence that he or she has completed the required training described above.

(4) Proof must be Kept in Vehicle. Each Driver must keep a copy of the certificate of completion in the Accessible Taxicab and available for inspection.

§4-04(m) (3)-(4) Fine: \$50 Appearance NOT Required

(o) Sign and File in Person. Applicants must sign their own applications for Licenses, and must file the applications in person with the Commission on the forms provided by the Commission.

§4-05 **Licensing – Probationary Licenses**

(a) Issuing Probationary Licenses.

(1) Upon approval of an Applicant for a new Taxicab License, the Commission will issue a Probationary License valid for one year.

(2) At the end of the one-year probationary period, the Commission will evaluate the Applicant and determine if renewing the License is appropriate.

(3) To make this decision, the Commission will consider the Applicant's driving record, the Applicant's violation of any Taxicab Drivers Rules, or other evidence that suggests that the Driver no longer meets all requirements for a License.

(b) Automatic Refusal or Revocation.

(1) The Commission will not issue a renewal License following the probationary period, and can revoke an issued Probationary License at any time if any of the following occurs:

(i) The Driver is convicted of a crime in any jurisdiction.

(ii) The Driver is convicted of driving while impaired by alcohol or drugs.

(iii) The Driver is convicted of refusing to submit to a breathalyzer or other chemical test.

(iv) The Driver is convicted of leaving the scene of an accident.

(v) The Driver accumulates eight or more points against his or her Chauffeur's License. (Point totals will include points existing on the Driver's state license prior to his or her application for a License with the Commission.)

(vi) The Driver is convicted of three or more moving violations.

(vii) The Driver is convicted of two or more speeding violations.

(viii) The Driver accumulates four or more points in a manner or time frame consistent with the Commission's Persistent Violator Program (see §4-27(b)).

(ix) The Driver is convicted of two or more violations that carry the Mandatory Penalties listed in §4-02 of this Chapter

(2) For the purpose of §4-05(b)(1) above, the Commission will look at the date a violation occurred (rather than date of conviction) to determine whether the violation is within the probationary period.

§4-06 **Licensing – Term of License**

(a) New (Probationary) License Term. A License issued to a new Applicant will expire one year from the date the License was issued.

(b) Renewal License Term. A License issued to a renewing Applicant will expire two years from the date on which the previous License expires.

(c) Extensions. The Commission can extend the expiration date of a renewal License by up to an additional 31 days. If an expiration date is extended, the required drug test must be dated within 30 days before (and no later than) the extended expiration date.

(d) Advancement. If a Licensee will not be available for drug testing during the 30 days before his or her License is scheduled to expire, the Licensee can ask the Commission to move and reset the License expiration to an earlier date, provided that:

(1) A Licensee in the second year of his or her License has satisfactorily completed the required drug test for Licensees in the first year.

(2) A Licensee makes only one such request during the term of a License.

(3) The request is complete and accurate and submitted on the proper Commission form.

(4) The term of the renewal License is two years from the NEW expiration date.

§4-07 **Licensing – Fees**

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

(b) When Fee is Paid. The fee for an original or renewal License must be paid at the time the application is filed.

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

(d) Late Filing Fee. The Commission will charge a fee of \$25 for a late renewal application, and may choose not to accept it at all.

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

(f) Refresher Training Course Fees. The authorized providers of an Authorized Taxicab Training Refresher Course will charge each participant a fee of \$20.

§4-08 **Licensing – Process and Causes for Denial**

(a) Failure to Meet Requirements. The Commission will deny the original or renewal License of any Applicant who fails to meet the requirements. The Commission will inform the Applicant, in writing, of the specific reason(s) for this denial.

(b) Failure to Continue to Meet Requirements. If at any time the Commission becomes aware that a Driver no longer meets the requirements the Commission can deny Driver's renewal application or suspend or revoke his or her License.

(c) Bribery. The Commission can deny an application for a new or renewal License if the Applicant directly or indirectly offers or gives any gift, gratuity or thing of value to an employee, representative or member of the Commission or any public servant. Applicants must immediately report to the Commission any direct or indirect request for a gift, gratuity or thing of value from any public servant.

(d) Material Misrepresentation or Falsification. The Commission can deny a Driver's License application and can suspend or revoke a renewal application if the Applicant provides any material misrepresentation in the application, or if the Applicant fails to inform the Commission of any material change in the application. The Commission may also impose other sanctions.

§4-09 **RESERVED (Licensing – Transfer of License)**

§4-10 **Licensing – Care and Use of License**

(a) Loss or Theft of License. A Driver must notify the Commission in writing of the loss or theft of his or her Taxicab Driver's License within 72 hours (not counting weekends and holidays).

§4-10(a) Fine: \$50 Appearance NOT REQUIRED

(b) Unreadable License. A Driver must immediately surrender any unreadable or unrecognizable Taxicab Driver's License to the Commission for replacement and reissue.

§4-10(b) Fine: \$50 Appearance NOT REQUIRED Points: 1

(c) Restrictions on License. A Driver must comply with all restrictions upon his or her Taxicab Driver's License.

§4-10(c) Fine: \$50 Appearance NOT REQUIRED

(d) May Have Only One. A Driver must not apply for or accept more than one Taxicab Driver's License without the Commission's written permission.

§4-10(d) Fine: \$100-\$350 and/or suspension up to 30 days Appearance REQUIRED Points: 3

(e) Keep Likeness Updated. Whenever a Driver's physical appearance has changed to any significant extent, the Driver must contact the Commission and arrange to have a new photograph of him- or herself taken at the Commission offices.

§4-10(e) Fine: \$50 Appearance NOT REQUIRED

§4-11 **Comply with Laws – Unlicensed Activity Prohibited**

(a) Driver Must Have Valid Taxicab Driver's License. A driver must not operate a Taxicab in the City of New York while his or her Taxicab Driver's License is revoked, suspended or expired.

§4-11(a) Fine: \$50-\$350 and/or suspension up to 30 days Appearance REQUIRED Points: 2

(b) Driver Must Have Valid Chauffeur's License.

(1) A Driver must not operate a Taxicab without a Valid Chauffeur's License.

§4-11(b)(1) Fine: \$100-\$350 and/or suspension up to 30 days Appearance REQUIRED Summary Suspension until compliance Points: 2

(2) A driver must immediately surrender his or her Taxicab Driver's License to the Commission upon the suspension or revocation of his or her Chauffeur's License.

§4-11(b)(2) Fine: \$100 Appearance NOT REQUIRED Points: 1

(c) Vehicle Must Be Licensed. A Driver must not knowingly operate a Taxicab for hire unless that vehicle is licensed by the Commission and the License is Valid.

§4-11(c) Fine: \$25-\$350 and/or Appearance REQUIRED

- suspension up to 30 days
Summary Suspension until compliance
Points: 3
- (d) No Unauthorized Use of Taxicab Driver's License. A Driver must not permit any other person to use the Driver's Taxicab Driver's License while operating any vehicle.
- §4-11(d) Fine: \$10,000 and revocation Appearance REQUIRED
- (e) No Unlicensed Use of Taxicab.
- (1) A Driver must not permit the Taxicab to be operated for hire by a person who does not have a Valid Taxicab Driver's License.
- §4-11(e)(1) Fine: \$100-\$300 and/or suspension up to 30 days Appearance REQUIRED
- (2) During the work shift a Driver must not allow another person to operate the Taxicab or occupy the Driver's seat, except in the event of an emergency.
- §4-11(e)(2) Fine: \$50 Appearance NOT REQUIRED

§4-12 Comply with Laws - Proper Conduct

- (a) Bribery. A Driver or anyone acting on behalf of the Driver must not offer or give any gift, gratuity or thing of value to any employee, representative or member of the Commission or any other public servant.
- §4-12(a) Fine: \$10,000 and revocation Appearance REQUIRED
- (b) Failure to Report Bribery. A Licensee 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 any other public servant.
- §4-12(b) Fine: \$100 Appearance REQUIRED
Points: 3
- (c) Fraud, Theft. While performing the duties and responsibilities of a Licensee, a Licensee must not commit or attempt to commit, any act of fraud, misrepresentation or theft.
- §4-12(c) Fine: \$350-\$1,000 and/or suspension up to 60 days or revocation, Points: 4 Appearance REQUIRED
- (d) Willful Acts of 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.
- §4-12(d) Fine: \$150-\$350 and/or suspension up to 30 days or revocation, Points: 3 Appearance REQUIRED
- (e) Willful Acts of Commission. While performing the duties and responsibilities of a Licensee, a Licensee must not deliberately perform or attempt to perform, alone or with another, any act that is against the best interests of the public, although not specifically mentioned in these rules.
- §4-12(e) Fine: \$150-\$350 and/or suspension up to 30 days or revocation, Points: 3 Appearance REQUIRED
- (f) Threats, Harassment, Abuse. While performing the duties and responsibilities of a Licensee, a Licensee must not threaten, harass, or abuse any person, and must not distract or attempt to distract any Service Animal.
- §4-12(f) Fine: \$350-\$1,000 and/or suspension up to 30 days or revocation, Points: 3 Appearance REQUIRED
- (g) Use or Threat of Physical Force. While performing the duties and responsibilities of a Licensee or any act in connection with those duties, a Licensee must not use or attempt to use any physical force against a person or Service Animal.
- §4-12(g) Fine: \$500-\$1,500 and/or suspension up to 60 days or revocation, Points: 4 Appearance REQUIRED
- (h) Notice of Criminal Conviction.

- (1) A Licensee must notify the Commission in writing within 15 calendar days after any criminal conviction of the Licensee.
- (2) Licensee must also provide the Commission with a certified copy of the certificate of disposition issued by the clerk of the court within 15 days after sentencing.
- §4-12(h) Fine: \$50-\$250 Appearance REQUIRED
Points: 3
- (i) Cooperate with the Commission.
- (1) A Driver must truthfully answer all questions and promptly comply with all communications, directives, and summonses issued by the Commission or its representatives, including the NYC Department of Investigation.
- (2) Upon request of the Commission, a Driver must produce any license, Rate Card, Trip Record or other documents Licensee is required to have or be reasonably able to obtain, whenever the Commission requires it.
- (3) A Driver must report any change of Mailing Address to the Commission in person or by registered or certified mail within seven days (exclusive of weekends and holidays). [NOTE: Any notice from the Commission shall be deemed

- sufficient if sent to the Mailing Address furnished by the Driver.]
- §4-12(i)(1)-(3) Fine: \$200 and suspension until compliance Appearance REQUIRED
Points: 2
- (4) A driver must remove all currency from the Taxicab's interior prior to its examination by any Commission personnel.
- §4-12(i)(4) Fine: \$50 Appearance NOT required
- (j) Cooperate with Law Enforcement.
- (1) A Driver must cooperate with all law enforcement officers and all authorized representatives of the Commission including dispatchers at public transportation terminals and at authorized group-ride Taxicab lines.
- (2) Cooperation includes, but is not limited to, responding to a request for the Driver's name, License number, Rate Card, Trip Records, and any other documents the Driver is required to have in his or her possession.

- §4-12(j) Fine: \$50-\$350 Appearance REQUIRED
Points: 2
- (k) No Use of Taxicab for Unlawful Purpose. A Driver must not use or permit any other person to use his Taxicab for any unlawful purpose.
- §4-12(k) Fine: \$100-\$350 and/or suspension up to 30 days Appearance REQUIRED
Points: 3
- (l) Report Attempt to Use Taxicab for Unlawful Purpose. A Driver must report immediately to the police any attempt to use his Taxicab to commit a crime or escape from the scene of a crime.
- §4-12(l) Fine: \$100-\$350 and/or suspension up to 30 days Appearance REQUIRED
Points: 3
- (m) No Concealment of Crime. A Driver must not conceal any evidence of a crime or voluntarily aid violators to escape arrest.
- §4-12(m) Fine: \$350-\$1,000 and/or suspension up to 30 days Appearance REQUIRED
Points: 3

§4-13 Comply with Laws - Traffic Laws & Miscellaneous

- (a) Comply with Traffic Laws. Taxicab Drivers must comply with all applicable traffic laws, rules, and regulations. Taxicab Drivers are subject to additional fines and penalties that will be imposed by the Commission for violating the traffic laws as follows:
- (1) Laws, rules or regulations governing stationary vehicles.
- §4-13(a)(1) Fine: \$50 Appearance NOT REQUIRED
- (2) Laws, rules or regulations governing moving vehicles, other than hazardous moving violations defined by paragraph (3) of this subdivision.
- §4-13(a)(2) Fine: \$150 Appearance NOT REQUIRED
- (3) Laws, rules or regulations governing moving vehicles that involve hazardous moving violations, defined as follows:
- §4-13(a)(3) Fine: \$250 for each violation below. Appearance NOT REQUIRED
Points: As listed below.

Rule	VIOLATION	Reference	Points
§4-13(a)(3)(i)	SPEEDING	1 to 10 miles above posted speed limit	3
		11 to 20 miles above posted speed limit	4
		21 to 30 miles above posted speed limit	5
		31 to 40 miles above posted speed limit	6
		41 or more miles above speed limit	8
§4-13(a)(3)(ii)	Failing to stop for school bus		5
§4-13(a)(3)(iii)	Following too closely (tailgate)		4
§4-13(a)(3)(iv)	Inadequate brakes (own vehicle)		4
§4-13(a)(3)(v)	Inadequate brakes (employer's vehicle)		2
§4-13(a)(3)(vi)	Failing to yield right of way		3
§4-13(a)(3)(vii)	Traffic signal violation		3
§4-13(a)(3)(viii)	Stop sign violation		3
§4-13(a)(3)(ix)	Yield sign violation		3
§4-13(a)(3)(x)	Railroad crossing violation		3
§4-13(a)(3)(xi)	Improper passing		3
§4-13(a)(3)(xii)	Unsafe lane change		3
§4-13(a)(3)(xiii)	Driving left of center		3
§4-13(a)(3)(xiv)	Driving in wrong direction		3
§4-13(a)(3)(xv)	Leaving scene of an accident involving property damage or injury to animal		3

- (4) Report Before Leaving Scene. A Driver who knows or should have known that a traffic accident involving the Driver's Taxicab resulted in personal injury to another or to another's property, must stop before leaving the scene of the accident, and must:
- (i) Show his or her Chauffeur's License, Taxicab Driver's License, and Rate Card to the other party involved in the incident.
- (ii) Give the other involved party his or her name, residence address, Chauffeur's License number, Taxicab Driver's number, and Taxicab Medallion number, as well as the name of the Taxicab's insurance carrier and the insurance policy number.
- §4-13(a)(4) Fine: \$50-\$350 and/or suspension up to 30 days or revocation if Driver is found guilty of having violated this rule more than 3 times within a 12-month period Appearance REQUIRED
Points: 3
- (5) Notify Taxicab Vehicle Owner of Accident. If the Driver is involved in a traffic

- accident, the Driver must immediately report the accident to the owner of the Taxicab.
- §4-13(a)(5) Fine: \$75-\$150 Appearance REQUIRED
Points: 3
- (b) Workers' Compensation Laws.
- (1) A Driver who suffers a disabling work-related injury and has filed for Workers' Compensation benefits will:
- (i) Surrender his or her Taxicab Driver's License to the Commission
- (ii) Cease driving while claiming a disability.
- (2) Return to Work.
- (i) The Driver's License will be returned when the Driver submits documentation to the Commission that he or she has recovered and is no longer receiving Workers' Compensation benefits.
- (ii) The owner of the Taxicab is required to provide the Driver with documentation indicating that the Workers' Compensation benefits have ended, as provided in Chapter 8, §8-14(d) of these Rules.

§4-13(b) Fine: \$75-\$150 Appearance REQUIRED

- (c) MTA Tax.
- (1) 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.
- (2) A Driver who is not a Taxpayer must pay the Taxpayer the MTA Tax collected for each trip for which the MTA Tax is due.

§4-14 Operations - Passenger and Driver Safety

- (a) Reckless Driving Rule. A Driver must not operate his or her Taxicab in a manner or at a speed that unreasonably endangers users of other vehicles, pedestrians, or the Passengers.
- §4-14(a) Fine: \$350-\$1,000 and/or suspension up to 30 days, or revocation if Driver is found guilty of having violated this rule more than three times within an 18-month period Appearance REQUIRED
Points: 4
- (b) Driving While Impaired.
- (1) A Driver must not operate a Taxicab while his or her driving ability is impaired by intoxicating liquor (regardless of its alcoholic content), drugs or other controlled substances.
- (2) A Driver must not drive or occupy his or her Taxicab for at least six hours after consuming any intoxicating liquor regardless of its alcoholic content, or any drugs or other controlled substances.

§4-14(b) Fine: Revocation Appearance REQUIRED

- (c) Drug Testing.
- (1) Drug Testing for Cause. If the Commission has a reasonable suspicion that a Driver has used a drug or controlled substance that makes him or her unfit to operate a Taxicab safely, the Commission can direct the Driver to be tested, at the Driver's expense, by a Commission-approved person, licensed by the NYS Department of Health, and the Driver must comply.

§4-14(c)(1) Fine: Suspension until compliance or revocation of license Appearance NOT REQUIRED

- (2) Annual Drug Testing.
- (i) All Drivers except Drivers who are City of New York Police Officers must be tested annually, at the Driver's expense, for drugs or controlled substances in order to retain Valid Licenses.
- (ii) The drug testing must be performed by an individual or entity designated by the Commission and possessing a requisite permit issued by the New York State Department of Health.
- (iii) For Drivers in the first year of a two-year License, the testing must occur no sooner than 30 days before the one-year anniversary date of the License, and not after the one-year anniversary date.

§4-14(c)(2)(iii) Fine: Summary Suspension until compliance. If testing occurs after the n/a

one-year anniversary date, but within 30 days after that date, there will be a \$200 penalty for reinstatement

(iv) For Drivers in the second year of a two-year License, the annual drug testing must occur no sooner than 30 days before the License expiration date, and in no case after the expiration date.

§4-14(c)(2)(iv) If the Driver fails to be tested within this time period, his or her License will expire and will not be renewed n/a

(3) Results of Drug Test. Driver must pass every drug test, including "For Cause" drug tests under §4-14(c)(1) and "Annual" drug tests under §4-14(c)(2). If the results of either test are positive, or if the sample cannot be tested, the Driver's License can be revoked after a hearing.

§4-14(c)(3) Fine: Suspension or revocation of license Appearance REQUIRED

(d) Limits on Consecutive Hours of Driving. A Driver must not operate a Taxicab for more than 12 consecutive hours.

§4-14(d) Fine: \$25 Appearance NOT REQUIRED Point: 1

(e) 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.

§4-14(e)(1) Fine: \$200 Appearance NOT REQUIRED Points: 3 for the first offense and for the second offense in any 15-month period; 4 for the third offense in any 15-month period.

(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 operator;

(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.

§4-15 Operations – General Rules During Operation of Vehicle

(a) No Weapons. While operating a Taxicab, a Driver must not have a Weapon or any other instrument intended to be used as a weapon in his or her possession or in the vehicle without the written permission of the Chairperson.

§4-15(a) Fine: Revocation Appearance REQUIRED

(b) Driver Neat & Clean. A Driver must be clean and neat in dress and person. A Driver must not wear, as outer clothing, underwear, tank tops, tube tops, body shirts, swimwear, bathing trunks, or cut off shorts.

§4-15(b) Fine: \$25 Appearance NOT REQUIRED

(c) No Smoking. A Driver must not smoke in a Taxicab.

§4-15(c) Fine: \$150 Appearance REQUIRED

(d) Locking Taxicab Doors.

(1) While on duty, a Driver must not lock either of the rear doors except with the consent or at the request of a Passenger or for a reason specified in these rules.

(2) A Driver is permitted to lock the front doors. However, a Driver must not refuse to transport a party of four, where one person must occupy the front seat, because the front doors are locked.

§4-15(d) Fine: \$50-\$250 and/or suspension up to 30 days. Appearance REQUIRED Points: 2

(e) (Reserved).

(f) E-ZPass® Rules

(1) A Driver must not operate a Taxicab for hire that is not equipped with an E-

ZPass® tag.

(2) The Driver must use E-ZPass® at all crossings within the jurisdiction of the Metropolitan Transportation Authority, Triboro Bridge and Tunnel Authority, and wherever else E-ZPass® is accepted.

(3) may use personal E-ZPass® tags to meet this requirement.

§4-15(f)(1)-(3) Fine: \$50 Appearance NOT REQUIRED

(4) A Driver must forward all tolls paid by the Passengers to the holder of the E-ZPass® tag at the end of his or her shift or lease period.

(5) If Driver has been required to establish a replenishment account, as described in §8-26(d)(2) of the Taxicab Owners chapter, the Driver must maintain the required balance in the account.

§4-15(f)(4)-(5) Fine: \$50 plus restitution to the E-ZPass® tag holder of any amount not reimbursed, and suspension until compliance Appearance REQUIRED

(g) Overloading Vehicle. A Driver must not permit more than four Passengers to ride in a four-Passenger Taxicab, nor more than five Passengers in a five-Passenger Taxicab, except that an additional Passenger must be accepted if the Passenger is under the age of seven (7) and is held on the lap of an adult Passenger seated in the rear.

§4-15(g) Fine: \$50 Appearance NOT REQUIRED

(h) Use of Front Seat.

(1) A Passenger who is unable to enter or ride in the rear seat of the Taxicab must be permitted to occupy the front Passenger seat.

(2) If a Passenger's luggage, wheelchair, crutches, other mobility aid or other property occupies the rear seats of the Taxicab, a Passenger must be permitted to occupy the front Passenger seat.

§4-15(h) Fine: \$75 for a violation involving a person; \$25 for a violation involving luggage Appearance NOT REQUIRED

(i) No Property-Only Transport. A Driver must not transport property, except blood or vital human organs, unless such property is in the possession of a Passenger.

§4-15(i) Fine: \$100 Appearance NOT REQUIRED

(j) No Marketing to Passengers. A Driver must not sell, advertise or recommend any service or merchandise to any Passenger without prior written Commission approval.

§4-15(j) Fine: \$50-\$350 and/or suspension up to 30 days. Appearance REQUIRED

(k) Proper Driver Authorization.

(1) A Driver must not operate a Taxicab unless either:

(i) The Driver's name has been entered onto the Rate Card by the Commission and, if the Driver is leasing the Taxicab, the Lease has not yet expired; or

(ii) The term "Unspecified Drivers" has been entered onto the Rate Card by the Commission.

§4-15(k)(1) Fine: \$100-\$350; for the third or subsequent violation within 36 months, the license may also be suspended for up to 30 days. Appearance REQUIRED Points: 1

(2) A Driver who is leasing a Taxicab must not sublease the Taxicab.

§4-15(k)(2) Fine: \$100-\$350; for the third or subsequent violation within 36 months, the license may also be suspended for up to 30 days. Appearance REQUIRED

(l) Courtesy. A Driver must be courteous to passengers.

§4-15(l) Fine: \$150 Appearance NOT REQUIRED Points: 2

(m) Off Duty Procedures.

(1) When the Taxicab is operated for personal use, "Personal Use—Off Duty" must be keyed into T-PEP (or made on the written Trip Record), and the "Off Duty" light must be turned on.

§4-15(m)(1) Fine: \$25 Appearance NOT REQUIRED

(2) A Driver must turn on the "Off Duty" light only by use of a manually operated switch on the Taxicab dashboard

§4-15(m)(2) Fine: \$75 Appearance NOT REQUIRED

§4-16 Operations – Comply with Reasonable Passenger Requests

(a) Request for Specific Route. The Driver must comply with all reasonable and lawful routing requests of the Passenger. Unless a Passenger makes a specific request, a Driver must proceed to the Passenger's destination by the shortest reasonable route.

§4-16(a) Fine: \$50-\$100. Appearance REQUIRED

(b) Requests to Change Destination. Passengers may ask the Driver to change their destination or end their ride during their trip. Drivers must comply with these requests unless it is impossible or unsafe. The Passenger will pay the amount shown

on the Taximeter or information monitor when the trip ends.

§4-16(b) Fine: \$50-\$200 Appearance REQUIRED Points: 2.

(c) Request to Load Luggage. Upon the request of a Passenger, the Driver must load or unload a Passenger's luggage, wheelchair, crutches or other property into or out of the Taxicab's interior or trunk compartment, and must securely close the door or trunk compartment.

§4-16(c) Fine: \$50 Appearance NOT REQUIRED

(d) Request to Provide Receipt. A Driver must give a Passenger a receipt for payment of the fare at the end of the trip. The receipt must state the date, time, Medallion number, fare paid, extras and the "311" Commission Complaint telephone number.

§4-16(d) Fine: \$25 Appearance NOT REQUIRED Points: 1.

(e) Request to Adjust Audio.

(i) At the request of a Passenger, the Driver must adjust the volume or turn on or off any audio or video equipment within his or her control. Passengers are also entitled to select what is played on any audio or video equipment in the Taxicab.

(ii) Whether or not there is a Passenger in the Taxicab, an audio or video device can only be played at a normal volume and must not violate NYC noise regulations.

§4-16(e) Fine: \$25 Appearance NOT REQUIRED

(f) Request to Adjust Air Conditioning/Heat. At the request of a Passenger, the Driver must turn the air conditioning or heating equipment on or off.

§4-16(f) Fine: \$25 Appearance NOT REQUIRED

(g) Other Reasonable Passenger Requests. A Driver must comply with all the reasonable requests of a Passenger, including but not limited to giving his or her name, Taxicab Driver's License number and the Medallion number.

§4-16(g) Fine: \$50-\$200 Appearance REQUIRED Points: 2

§4-17 Operations – Rates, Charges and Payment

(a) No Overcharges.

(1) A Driver must not charge or attempt to charge a fare above the Commission-approved rates.

(2) A Driver must not impose or attempt to impose any additional charge for transporting a person with a disability, a service animal accompanying a person with a disability, or a wheelchair or other mobility aid.

§4-17(a)(1)-(2) Mandatory penalties as set forth in §4-02 Appearance REQUIRED

(3) A Driver must not collect or attempt to collect separate fares from individual Passengers who have shared a Taxicab for part or all of a trip unless such fares are specifically authorized as part of a Group Riding program established by the Commission.

§4-17(a)(3) Fine: \$50-\$150 Appearance REQUIRED Points: 2

(4) A Driver must give the correct change to a Passenger who has paid the fare.

§4-17(a)(4) Fine: \$50-\$150 Appearance REQUIRED Points: 2

(5) A Driver must not ask a Passenger for a tip or indicate that a tip is expected or required.

§4-17(a)(5) Fine: \$50 Appearance NOT REQUIRED

(b) Non-Paying Customers. If a Passenger refuses to pay the metered fare, the Driver must place the meter in the off or "Vacant" position, illuminate the "Off Duty" light, and:

(1) Record the amount of fare on the Taximeter onto the Trip Record through the Taxicab Technology System, or onto the written Trip Record if the T-PEP is not working, and

(2) Proceed directly to the nearest police precinct, present the facts to the police and follow their instructions for resolving the dispute.

(c) Currency. A Driver must accept United States currency as payment for services.

§4-17(c) Fine: \$100 Appearance NOT REQUIRED

(d) Making Change.

(1) A Driver must always be capable of making change for a \$20 bill during his or her work shift.

(2) If the Driver is not able to change a \$20 bill, the Driver will, with the Passenger's consent, take the following steps:

(i) Place the meter in an off or "Vacant" position and illuminate the "Off Duty" light.

(ii) Transmit the relevant information to an electronic database for entry on the electronic trip record or make an appropriate written trip record entry.

(iii) Proceed to the nearest location where he or she may reasonably

	expect to obtain change.		Driver must inform the Passenger how the trip charges will be calculated, including the payment of tolls out of and back into the City.		Lincoln Center
§4-17(d)	Fine: \$25. Appearance NOT REQUIRED				(iv) In any area of the City of New York where Taxicab cruising is prohibited
(e)	<u>Must Accept Credit / Debit Card Payment.</u>				
(1)	All Taxicabs are required to be equipped with T-PEP and Drivers must accept a Passenger's choice to pay by credit/debit card.	(iii)	The rate of fare will be the amount shown on the Taximeter plus a surcharge of \$15.00 (See Chapter 8, §8-25(d)(3)).	§4-19(a)(7)	Fine: \$50 Appearance NOT REQUIRED Points: 1
§4-17(e)(1)	Fine: \$100 Appearance REQUIRED	(iv)	The Passenger is also responsible for all necessary tolls charged for both going to the destination and for the Driver's return to the City.	(8)	A Driver who has illuminated the "Off Duty" light must not solicit or accept a Passenger unless ALL of the following are true:
(2)	A Driver must not pick up or transport a passenger when the system is incapable of accepting or processing credit or debit card transactions, unless prior to engaging the Taximeter, the Driver advises the passenger that he/she will not be able to use a credit or debit card for payment	§4-17(g)(3)(ii)-(iv)	Fine: \$25 Appearance NOT REQUIRED Points: 2	(i)	The Driver is returning the Taxicab to his or her garage or home.
(3)	If a customer's effort to pay by debit/credit card at the end of the trip is prevented not by the Taxicab's T-PEP system, but because the communication network is unable to process debit/credit card payments at that time, the Driver must offer the customer the option of either:	(4)	For all out-of-City trips, the Driver must record the charges and the out-of-city destination on the written Trip Record, if T-PEP is not working.	(ii)	The Driver has transmitted the relevant information to an electronic database for entry on the electronic trip record or made a written trip record entry "Returning to garage (or home)".
(i)	Paying cash or	§4-17(g)(4)	Fine: \$25 Appearance NOT REQUIRED Points: 2	(iii)	The Passenger's destination is directly on the route to the Driver's home or garage.
(ii)	Having the Taxicab Driver continue to a location where the wireless payment system can communicate with its network.	(h)	MTA Tax. The MTA Tax must be charged on any trip that starts in New York City and ends in any of:	(iv)	When the last passenger is discharged, the Driver must lock the doors and return to his garage or home.
§4-17(e)(2)-(3)	Fine: \$50-\$350 and/or suspension up to 30 days Appearance REQUIRED Points: 1	(1)	New York City.	§4-19(a)(8)	Fine: \$75 Appearance NOT REQUIRED Points: 1
(f)	No Mark-up for Credit Payment. A Driver must not charge any additional fee (mark-up) to any Passenger for credit/debit card transactions.	(2)	Dutchess County.	(b)	Taxi Stands.
§4-17(f)	Fine: First violation: \$200 Second violation: \$300 Third violation: \$500 In addition to the penalty payable to the Commission, the administrative law judge may order the Driver to pay restitution to the Passenger, equal to the excess amount that was charged to the Passenger.	(3)	Nassau County.	(1)	A Driver has the right to take a position at any Taxi Stand having a vacancy, and no other Taxicab Driver may interfere with that right.
(g)	<u>Trips Beyond the City.</u>	(4)	Orange County.	§4-19(b)(1)	Fine: \$100 Appearance NOT REQUIRED
(1)	In General. For a trip anywhere beyond the City of New York (other than to Westchester or Nassau counties or Newark Airport), the following rules and charges apply:	(5)	Putnam County.	(2)	A Driver must not occupy a Taxi Stand in order to repair his Taxicab, except for minor emergency repairs.
(i)	The Driver must negotiate a flat rate trip charge with the Passenger before beginning the trip. (NOTE: A "flat" rate means a dollar amount; "double the meter" is NOT a flat rate.)	(6)	Rockland County.	§4-19(b)(2)	Fine: \$50 Appearance NOT REQUIRED
§4-17(g)(1)(i)	Fine: \$100. Appearance NOT REQUIRED Points: 2	(7)	Suffolk County.	(3)	A Driver must not overcrowd, crash into or back into a front position on a Taxi Stand; a Driver must take the rear position on the line formed at such a stand, unless it is a relief stand that has a vacancy.
(ii)	The Driver must place the Taximeter in a recording position at the beginning of the trip and allow it to continue recording	(8)	Westchester County.	§4-19(b)(3)	Fine: \$50 Appearance NOT REQUIRED
§4-17(g)(1)(ii)	Fine: \$100 Appearance NOT REQUIRED Points: 2	§4-18	Operations - Lost Property	(4)	A Driver must only occupy a Taxi Stand when on duty or for no longer than one hour while on Relief Time or for Personal Use-Off Duty.
(2)	For a trip to Westchester or Nassau County, the following charges and rules apply:	(a)	Inspection Following Trips from Airports. Immediately after completing a trip to Kennedy, La Guardia or Newark Airports, the Driver must inspect the interior of the Taxicab and the trunk compartment, if used, to ensure that Passengers have collected their property.	§4-19(b)(4)	Fine: \$50 Appearance NOT REQUIRED
(i)	The Driver must place the Taximeter in a recording position at the start of the trip and must keep the Taximeter in the recording position at all times.	§4-18(a)	Fine: \$25 Appearance NOT REQUIRED	(5)	The Drivers of each of the first two Taxicabs on a Taxi Stand, (other than a Relief Stand), must remain in the driver's seat ready to accept Passengers. Any other Driver on a Taxi Stand must be no more than 15 feet from his or her Taxicab unless he or she is off duty and the required "Off Duty" light or "Relief Time" sign is visibly displayed.
§4-17(g)(2)(i)	Fine: \$100 Appearance NOT REQUIRED	(b)	Handling of Lost Property. Property found by a Driver in a Taxicab must be returned to the Passenger if possible; otherwise, it must be taken without delay to the police precinct closest to where the Passenger was discharged.	§4-19(b)(5)	Fine: \$50 Appearance NOT REQUIRED
(ii)	Before starting the trip, the Driver must inform the Passenger how the trip charges will be calculated, including the payment of tolls both to and from the destination.	§4-18(b)	Fine: \$25-\$250 Appearance REQUIRED	(6)	Except where expressly forbidden, a Taxicab is permitted to stop and wait for Passengers in the space immediately in front of a fire hydrant on a street where parking is not prohibited, provided the Driver remains seated in his Taxicab, ready for operation at all times.
(ii)	The rate of fare will be the amount shown on the Taximeter for the portion of the trip within the City, plus twice the amount shown on the Taximeter for the portion of the trip outside the City limits (See Chapter 8, §8-25(d)(2)).	(c)	Notifying Commission Regarding Lost Property. If the property is not returned to the Passenger, the Driver must promptly inform the Commission of the details regarding the found property and the police precinct where it is held.	§4-19(b)(6)	Fine: \$50 Appearance NOT REQUIRED
(iii)	The Driver must tell the Passenger when the Taxicab crosses the City limits so that the Passenger can check the reading on the Taximeter at that time.	§4-18(c)	Fine: \$25 Appearance NOT REQUIRED	(c)	Terminals.
(iv)	The Passenger is also responsible for all necessary tolls charged for both going to the destination and for the Driver's return to the City.	§4-19	Operations - Passenger Solicitation and Engagement	(1)	The rules regarding Taxi Stands also apply to special Taxi Stands and Feed Lines at air, rail, bus and ship terminals.
§4-17(g)(2)(ii)-(v)	Fine: \$25 Appearance NOT REQUIRED Points: 2	(a)	Limits on Driver Solicitation of Passengers.	(2)	Where a terminal provides Taxicab holding areas:
(3)	For a trip to Newark Airport, the following charges and rules apply:	(1)	A Driver must solicit Passengers only from the driver's seat of his or her Taxicab and only using the words "taxi" or "cab" or "Taxicab."	(i)	Drivers must park the Taxicab in a taxi holding area before leaving on Relief Time.
(i)	The Driver must place the Taximeter in a recording position at the start of the trip and must keep the Taximeter in the recording position at all times.	§4-19(a)(1)	Fine: \$50 Appearance NOT REQUIRED Point: 1	(ii)	Upon returning from Relief Time, the Driver must join the end of the Feed Line.
(ii)	The Driver must inform the Passenger how the trip charges will be calculated, including the payment of tolls both to and from the destination.	(2)	A Driver must not use a person, other than a dispatcher at an authorized Group Ride taxi line, or an Accessible Taxicab dispatcher, to solicit Passengers.	(iii)	Drivers are not permitted to bring Passengers into a holding area.
(iii)	The rate of fare will be the amount shown on the Taximeter for the portion of the trip within the City, plus twice the amount shown on the Taximeter for the portion of the trip outside the City limits (See Chapter 8, §8-25(d)(2)).	§4-19(a)(2)	Fine: \$50 Appearance NOT REQUIRED	§4-19(c)(2)	Fine: \$50 Appearance NOT REQUIRED
(iv)	The Passenger is also responsible for all necessary tolls charged for both going to the destination and for the Driver's return to the City.	(3)	A Driver must not give false or misleading information to someone in an effort to convince him or her to hire the Taxicab by implying, for instance, that the trip will be shorter or cheaper than it will be. For example, the Driver must not give a false departure time for a train, bus or airplane in order to suggest that the Taxicab can get the Passenger to the terminal in time.	(3)	Where an airport Taxi Stand offers both Long Haul and Short Haul lines, if there are Taxicabs available in both lines:
§4-17(g)(3)(i)	Fine: \$100 Appearance NOT REQUIRED	§4-19(a)(3)	Fine: \$50-\$200 Appearance REQUIRED Points: 3	(i)	A Driver in the Short Haul line must not accept a Passenger for a Long Haul
(ii)	Before starting the trip, the	(4)	A Driver must not solicit Passengers within 100 feet of any bus stop. Drivers must not stop at bus stops unless hailed.	(ii)	A Driver in the Long Haul line must not accept a Passenger for a Short Haul.
		§4-19(a)(4)	Fine: \$100 Appearance NOT REQUIRED Points: 1	§4-19(c)(3)	Fine: \$100 Appearance NOT REQUIRED
		(5)	A Driver must not pick up additional Passengers during a trip except at the Passenger's request.	§4-20	Operations - Refusing Passengers
		§4-19(a)(5)	Fine: \$100 Appearance NOT REQUIRED	(a)	Must Not Refuse to Transport Passengers. Unless the Driver has justifiable grounds, the Driver must not refuse to transport in any of the following circumstances:
		(6)	A Driver must not suggest to a current Passenger that an additional person be accepted as a Passenger.	(1)	Mandatory Transport. A Driver must not refuse by words, gestures or any other means, to take a Passenger, including a person with a disability and any service animal accompanying this individual, to any destination within the City of New
		§4-19(a)(6)	Fine: \$50 Appearance NOT REQUIRED		
		(7)	A Driver must not solicit or cruise for the purpose of soliciting Passengers:		
		(i)	At Kennedy, La Guardia or Newark Airports		
		(ii)	Within 100 feet of any authorized Taxi Stand		
		(iii)	Within the private streets of		

York, the counties of Westchester or Nassau, or Newark Airport.

§4-20(a)(1) (Mandatory penalties as set forth in §4-02) Appearance REQUIRED

(2) Attendant for Disabled Passengers. A Driver must not require a person with a disability to be accompanied by an attendant. However, if a person with a disability is accompanied by an attendant, the Taxicab Driver must not impose or attempt to impose any additional charge for transporting the attendant.

§4-20(a)(2) (Mandatory penalties as set forth in §4-02) Appearance REQUIRED

(3) Luggage and Mobility Aids. A Driver must not refuse to transport a Passenger's luggage, wheelchair, crutches, other mobility aid or other property.

§4-20(a)(3) (Mandatory penalties as set forth in §4-02) Appearance REQUIRED

(4) Destination in Advance. A Driver must not attempt to learn the destination of a Passenger before the Passenger is seated in the Taxicab.

§4-20(a)(4) (Mandatory penalties as set forth in §4-02) Appearance REQUIRED

(b) Justifications for Refusing Passenger. The following are permitted reasons for refusing to transport:

(1) Another Passenger is already seated in the Taxicab.

(2) The Driver has already acknowledged a hail from another person, and that other person is being picked up or is about to be picked up. (CAUTION: A Driver must not acknowledge the hail of one person over another in order to avoid transporting the person whose hail was not acknowledged.)

(3) The Passenger is carrying or is in possession of any article, package, case or container which the Driver reasonably believes will cause damage to the Taxicab. (CAUTION: This does NOT include wheelchairs, crutches, a service animal or other mobility aid used by disabled Passengers. Mobility aids must be accepted.)

(4) The Driver is discharging his last Passenger or Passengers prior to going off duty, and has already:

(i) Illuminated his "Off Duty" light, and

(ii) Transmitted or entered the appropriate data.

(5) The Driver is ending his or her work shift, and has already:

(i) Illuminated the "Off Duty" sign,

(ii) Locked both rear doors, and

(iii) Transmitted or entered the appropriate data.

(6) The Driver must take the Taxicab out of service for required repairs to T-PEP, and has already:

(i) Illuminated the "Off Duty" light sign or properly placed the Relief Time sign in the Taxicab,

(ii) Locked both rear doors, and

(iii) Transmitted or entered the appropriate data.

(7) The Passenger is accompanied by an animal that is not properly secured in a suitable container. (CAUTION: This does not apply to service animals accompanying people with disabilities.)

(8) The Passenger's destination is Newark Airport or someplace in Nassau or Westchester County, and the Driver has been operating the Taxicab for more than eight hours of any continuous 24-hour period.

(9) The Passenger is disorderly or intoxicated. (CAUTION: Drivers must not refuse to provide service solely because a disability results in annoying, offensive, or inconvenient behavior.)

(10) A Passenger asks a Driver on the airport Long Haul line for a Short Haul trip and there are Taxicabs available in the Short Haul line.

(11) A Passenger asks a Driver in the airport Short Haul line for a Long Haul trip and there are Taxicabs available in the Long Haul line.

(12) If a Passenger is smoking and has refused the Driver's request to stop, the Driver can discharge the Passenger in a safe location. (CAUTION: The Driver must ask the Passenger at least twice to stop smoking before requiring him or her to leave the Taxicab.)

§4-21 **RESERVED (Operations – Cooperation with Issuing Jurisdictions)**

§4-22 **Vehicle – Operation and Condition**

(a) 3-Minute Idle. Drivers must comply with the Air Pollution Control Code of NYC, including the provision that the Driver must not cause or permit the engine of the Taxicab to idle for longer than three minutes.

§4-22(a) Fine: \$25 Appearance NOT REQUIRED

(b) Inspection by Driver of Vehicle Condition. A Driver must not operate a Taxicab without continuing personal inspection and reasonable determination that all equipment, including brakes, tires, lights, signals and Passenger seatbelts and shoulder belts are in good working order.

§4-22(b) Fine: \$25 Appearance NOT REQUIRED

(c) RESERVED. (No On-street Maintenance other than Emergency.)

(d) Clean Interior. During his or her work shift, a Driver must keep the Taxicab's interior clean.

§4-22(d) Fine: \$50 Appearance NOT REQUIRED

(e) Exterior Clean and Identification Visible. During his or her work shift, a Driver must keep the Medallion number on the front and rear of the roof light clean and unobstructed so that it can be seen at all times.

§4-22(e) Fine: \$50 Appearance NOT REQUIRED

(f) No Unauthorized Equipment. A Driver must not operate a Taxicab that uses or has installed any equipment or mechanical devices not specifically listed in these rules, unless authorized in writing by the Commission.

§4-22(f) Fine: \$50-\$350 and/or suspension up to 30 days Appearance REQUIRED Points: 1

(g) No Unauthorized Signage. A Driver must not place any signs in a Taxicab not specifically listed in these rules, unless authorized in writing by the Commission.

§4-22(g) Fine: \$25 Appearance NOT REQUIRED

(h) Operation of Roof lights and Taximeters. While on duty, a Driver must not operate a Taxicab unless:

(1) The roof light is lit when the Taximeter is not in use, and

(2) The roof light is off when the Taximeter is in use.

§4-22(h) Fine: \$50-\$250 and/or suspension up to 30 days Appearance NOT REQUIRED Points: 1

§4-23 **Vehicle – Items Required in the Vehicle.**

(a) Items Required in Taxicab. A Driver must not operate a Taxicab unless the Taxicab is equipped or provided with the following:

(1) The Taxicab Technology System (T-PEP) (or a written Trip Record, when required and permitted).

§4-23(a)(1) Fine: \$30 Appearance NOT REQUIRED

(2) The Taxicab Driver's License in the appropriate frame.

§4-23(a)(2) Fine: \$50 Appearance NOT REQUIRED Points: 2

(3) The Rate Card assigned to the Taxicab, beside the frame containing the Taxicab Driver's License.

§4-23(a)(3) Fine: \$50 Appearance NOT REQUIRED Points: 1

(4) A New York City five (5) borough indexed street map.

§4-23(a)(4) Fine: \$25 Appearance NOT REQUIRED

(5) Receipts for Passengers.

§4-23(a)(5) Fine: \$25 Appearance NOT REQUIRED

(b) Clear View for Passengers.

(1) A Driver must not block a Passenger's view of the Taximeter, his or her Driver's License, or the Rate Card.

§4-23(b)(1) Fine: \$50 Appearance NOT REQUIRED

(2) A Driver must not operate a Taxicab after sunset unless the face of the Taximeter, his or her Driver's License, and the Rate Card are illuminated so that they are clearly visible from the rear seat by a Passenger with normal vision.

§4-23(b)(2) Fine: \$25 for violation of each subdivision. No fine for multiple violations in one incident will exceed \$50. Appearance NOT REQUIRED

§4-24 **Vehicle – Trip Records.**

(a) Record of Passenger Trip Information. The Trip Record is the record of all data collected from every for-hire trip made by a Taxicab and must include the following information:

(1) The Taxicab Medallion number

(2) The Taxicab Driver's License number

(3) The location where each Passenger(s) was picked up

(4) The time each Passenger(s) was picked up

(5) The number of Passengers

(6) The location where each Passenger(s) was dropped off

(7) The time each Passenger was dropped off

(8) The total trip mileage

(9) The itemized metered fare for the trip (fare, tolls, surcharge, and tip, if paid by credit or debit card)

(10) Method of payment

(11) The Taximeter readings

(12) The concluding time of Driver's work shift

(13) Any toll bridges or tunnels used by the Driver, whether or not with a Passenger

(14) The trip number

(15) All other entries required by these rules

§4-24(a) Fine: \$15 per missing entry on an electronic or written trip record. Appearance NOT REQUIRED The total penalty for violation of this rule will not exceed \$30 per electronic or written trip record.

(b) Electronic Trip Records—Taxicab Technology System (T-PEP).

(1) A Driver is required to log in and operate T-PEP in order to obtain the Trip Record data for each trip.

§4-24(b)(1) Fine: \$100-\$350 and/or suspension up to 30 days Appearance REQUIRED

(2) If necessary, the Driver will transmit any corrections electronically, using T-PEP.

§4-24(b)(2) Fine: \$25 Appearance NOT REQUIRED

(c) Written Trip Records

(1) If the T-PEP is inoperable, the Driver must keep written Trip Records if he or she operates the Vehicle during the period of time the Taxicab is permitted to operate without a working T-PEP system. (See §4-25).

(2) Drivers must submit all written Trip Sheets to the Taxicab Owner at the conclusion of the Driver's shift or lease period.

§4-24(c)(1)-(2) Fine: \$100-\$350 and/or suspension up to 30 days Appearance REQUIRED

(3) Before beginning each work shift, a Driver must sign and certify on the Trip Record that the Taxicab and its equipment are in good working condition, and that the items required in the Taxicab are present. [Exception to Certification: If the Taxicab Technology System is not in operation, the certification must note that the Taxicab equipment is in good working order except for the Taxicab Technology System.]

§4-24(c)(3) Fine: Failure to comply with 10-day notice to correct. \$200 and suspension until compliance. Appearance REQUIRED

(4) When correcting a written Trip Record, a Driver:

(i) Must not erase any entry or make it completely unreadable.

(ii) Must correct a wrong entry only by drawing a single line through the incorrect entry and recording the date, time and reason for the change.

(iii) Must not leave blank lines between entries on any written Trip Record.

§4-24(c)(4) Fine: \$25 Appearance NOT REQUIRED

(5) A Driver must not rewrite a written Trip Record either in whole or in part, unless authorized by the Commission.

§4-24(c)(5) Fine: \$250 Appearance NOT REQUIRED

§4-25 **Vehicle Equipment – Taxicab Technology System (Electronic Trip Record System)**

(a) Taxicab Technology System (T-PEP). The T-PEP is a system of hardware and software that provides the following four Core Services, electronically, in the Taxicab vehicle:

(1) The ability for Passengers to pay using a credit, debit or prepayment card

(2) The ability for Drivers to send and receive text messages

(3) The ability to collect and transmit Trip Record data, electronically

(4) A Passenger Information Monitor (PIM) that provides Passengers:

(i) A map of the route being traveled

(ii) Information about Taxicab fares, Passenger Bill of Rights and public service announcements

(iii) Commercial advertising and sponsorships

(iv) The ability to turn off all audio and visual presentations

(b) Good Working Order. T-PEP equipment must be in good working order and each of the four core services must function at all times.

§4-25(b) Fine: \$250 and suspension until compliance Appearance REQUIRED

(c) T-PEP System(s) Malfunction. In the event the Taxicab Technology System malfunctions or fails to operate:

(1) The Driver must file an incident report with the authorized T-PEP provider within one (1) hour after Driver knows (or should have known) of the system failure,

- or the end of the Driver's shift, whichever occurs first.
- (2) If the Taxicab Owner or Taxicab Agent previously filed a timely incident report of the T-PEP failure, the Driver will not be required to file a separate incident report. The Driver must get the incident report number from the Owner.
- §4-25(c)(1)-(2) Fine: \$250 and suspension until compliance Appearance REQUIRED
- (3) A Driver is not permitted to operate a Taxicab in which any of the four core services of T-PEP are inoperative for more than 48 hours following the timely filing of an incident report.
- §4-25(c)(3) Fine: \$250 and suspension until compliance Appearance REQUIRED
- (d) Unauthorized Devices or Repairs.
- (1) A Driver must not connect any unauthorized device to the T-PEP.
- (2) The Driver must not tamper with, repair or attempt to repair the T-PEP seals, cable connections or electrical wiring.
- (3) The Driver must not make any change in the Taxicab's mechanism or its tires which would affect the operation of the T-PEP system.
- §4-25(d) Fine: \$50-\$350 and/or suspension up to 30 days Appearance REQUIRED Points: 3
- (4) It will be an affirmative defense to a violation of this provision, §4-25(d)(2) that the Driver:
- (i) Did not know of or participate in the alleged T-PEP tampering, and
- (ii) Exercised due diligence to ensure that T-PEP tampering did not occur.
- (e) Passenger Information Monitor (PIM) Malfunction. If the Taxicab's PIM is not operational and can be made operational by the Driver, the Driver must do so.
- §4-25(e) Fine: \$100 Appearance NOT REQUIRED
- §4-26 Vehicle Equipment – Taximeters**
- (a) Taximeter Condition.
- (1) Defective Condition. A Driver must not pick up or transport a Passenger when the Taximeter in his or her Taxicab is defective.
- §4-26(a)(1) Fine: \$50-\$350 and/or suspension up to 30 days Appearance REQUIRED Points: 1
- (2) Repair and Replacement. A defective Taximeter must be repaired or replaced at a licensed Taximeter shop. A Taximeter must only be replaced with a Taximeter that has been inspected, sealed and approved within the preceding 12 months.
- §4-26(a)(2) Fine: \$50-\$350 and/or suspension up to 30 days Appearance REQUIRED Points: 1
- (3) Seals and Serial Number. A Driver must not drive a Taxicab unless all Taximeter seals and cable housing seals are in good condition and pressed by the Commission or its authorized designee. The serial number of the Taximeter must be the same as that shown on the rate card assigned to the Taxicab.
- §4-26(a)(3) Fine: \$100 Appearance NOT REQUIRED Points: 2
- (4) Receipt Paper. A Driver must not pick up or transport a Passenger unless the Taximeter is properly equipped with paper for printing receipts.
- §4-26(a)(4) Fine: \$25 Appearance NOT REQUIRED
- (b) Taximeter Operation.
- (1) Setting Taximeter to Record. As soon as a Passenger enters the Taxicab, the Driver must immediately place the Taximeter in the recording or "Hired" position and must keep it in that position until arrival at the destination.
- §4-26(b)(1) Fine: \$100 Appearance NOT REQUIRED Points: 1
- (2) Entering Passenger with a Disability.
- (i) If the Passenger is a Person with a Disability, the Taxicab Driver must not place the Taximeter in the recording or "Hired" position while the Driver is assisting a person with a disability to enter the Taxicab or while assisting with that Passenger's mobility aid.
- §4-26(b)(2)(i) Fine: \$100 Appearance NOT REQUIRED Points: 1
- (3) Exiting Passenger with a Disability. If the Passenger is an individual with a disability who requires assistance to exit the Taxicab, the Driver must place the Taximeter in a non-recording position before assisting such Passenger and must leave the Taximeter in a non-recording position until such Passenger has paid the fare and safely exited the cab.
- §4-26(b)(3) Fine: \$50 Appearance NOT REQUIRED
- (4) Non-Paying Passenger. If the Passenger is not being charged a fare, the Driver must not activate the meter, but must:
- (i) Illuminate the "Off Duty" light
- (ii) Transmit (or manually add to the written Trip Record) that he or she is off duty and transporting a non-paying Passenger and details of the time and distance of the free fare.
- (iii) Include the reason the Passenger is not being charged.
- §4-26(b)(4) Fine: \$25 Appearance NOT REQUIRED Points: 1
- (5) Flat Fare Trip. When the Taxicab is engaged in a flat fare trip from between Kennedy Airport and Manhattan, the Driver must key the information into T-PEP (or enter on a written Trip Record) that this is a flat fare trip to or from Kennedy Airport and include the time and distance of the trip.
- §4-26(b)(5) Fine: \$100 Appearance NOT REQUIRED Points: 1
- (6) End of Trip. Upon reaching the Passenger's destination, the Driver must place the Taximeter in a non-recording or "Time Off" position, inform the Passenger of the fare due and leave the Taximeter in a non-recording position until the fare is paid.
- §4-26(b)(6) Fine: \$50 Appearance NOT REQUIRED
- (7) Re-setting the Taximeter. Immediately after the Passenger leaves the Taxicab, the Driver must clear the Taximeter, placing it in an off or "Vacant" position in which it must remain until the next Passenger enters the Taxicab.
- §4-26(b)(7) Fine: \$100 Appearance NOT REQUIRED Points: 1
- (c) Taximeter Tampering.
- (1) Seal Tampering.
- (i) A Driver must not operate a Taxicab if the official seals attached to it have been tampered with, broken or altered in any manner.
- (ii) The Commission will assume that a Driver who operates a Taxicab with a broken Taximeter seal knew of the tampering or alteration and deliberately operated the Taxicab in violation of this Rule, and will take appropriate action against the Driver.
- §4-26(c)(1) Fine: \$50-\$350 and/or suspension up to 30 days Appearance REQUIRED Points: 3
- (2) Unauthorized Devices or Repairs.
- (i) A Driver must not connect any unauthorized device to the Taximeter.
- (ii) The Driver must not tamper with, repair or attempt to repair the Taximeter seals, cable connections or electrical wiring.
- (iii) The Driver must not make any change in the Taxicab's mechanism or its tires which would affect the operation of the Taximeter system.
- §4-26(c)(2)(i)-(iii) Fine: \$50-\$350 and/or suspension up to 30 days Appearance REQUIRED Points: 3
- (iv) It will be an affirmative defense to a violation of this provision, §4-26(c)(2), that the Driver:
- (A) Did not know of or participate in the alleged Taximeter tampering, and
- (B) Exercised due diligence to ensure that Taximeter tampering did not occur.
- (3) Roof Light and other Electrical Connections.
- (i) A Driver must not tamper with the roof light or any of the interior lights or connections except to replace a defective bulb or fuse.
- (ii) The roof light of a Taxicab must be automatically controlled only by the movement of the Taximeter button or ignition switch so that it is lighted only when the Taximeter is in an off or "Vacant" position and unlighted when the Taximeter is in a recording or "Hired" position.
- (iii) The Commission will assume that a Driver who operates a Taxicab with an unauthorized installation or device controlling interior or roof lighting knew of the unauthorized installation or device and deliberately operated the Taxicab in violation of this Rule, and the Commission will take appropriate action against the Driver.
- §4-26(c)(3) Fine: \$50-\$350 and/or suspension up to 30 days Appearance REQUIRED Points: 3
- (4) Defect(s) that Arise During Shift. If the Taximeter breaks down during a trip so that the fare can no longer be monitored, the Driver must immediately tell the Passenger and offer him or her the option of:
- (i) Continuing the trip after mutually agreeing to a reasonable fare, or
- (ii) Terminating the trip and paying the fare shown on the Taximeter to that point.
- §4-26(c)(4) Fine: \$50-\$350 and/or suspension up to 30 days Appearance REQUIRED Points: 1
- (5) Procedures for Terminating Use of Taxicab with Defective Taximeter. Upon terminating a trip because of a defective Taximeter or T-PEP, the Driver must:
- (i) Illuminate the "Off Duty" light
- (ii) Lock the rear doors
- (iii) Transmit data that the Taximeter is defective (or enter on a written Trip Record, if T-PEP system is inoperative)
- (iv) Return the Taxicab immediately to the garage of record or a licensed Taximeter repair shop.
- §4-26(c)(5) Fine: \$50 Appearance NOT REQUIRED
- (d) Report Signs of Tampering to TLC. A Driver must notify the Owner and the Commission by telephone immediately, and in writing within 24 hours, upon the discovery of any of the following:
- (1) A Taximeter other than the Taximeter approved by the Commission and indicated on the Rate Card, has been installed in the Taxicab operated by the Driver.
- (2) A Taximeter seal in the Taxicab operated by the Driver has been removed or tampered with.
- (3) An unauthorized device that may affect the operation of a Taximeter has been connected to the Taximeter, seal, cable connection or electrical wiring of the Taxicab operated by the Driver.
- (4) Any intervening connections, splices, "Y" connections or direct or indirect interruptions or connections of any kind whatsoever have been discovered on any wiring harness attached to the Taximeter in the Taxicab operated by the Driver.
- §4-26(d) Fine: \$500-\$1,500 and/or suspension up to 60 days or revocation Appearance REQUIRED
- §4-27 Special Driver Penalty Programs**
- (a) Critical Driver's Program ("Points" in this Section refers to points assessed by the Department of Motor Vehicles).
- (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 Taxicab 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 Taxicab Driver's License.
- (3) Review of Driver Fitness. The Commission can at any time review the fitness of a Driver to continue to be Licensed following any moving violation, accident, or other driving-related incident and can seek to impose other, additional, and/or more severe penalties or take any other action permitted under these Rules.
- (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. For the purpose of this rule, points assigned by the Department of Motor Vehicles for any violation will be counted as of the date the violation occurred.
- (6) Multiple Points from a Single Incident. For a Driver who has been found guilty of multiple violations arising from a single incident, the Commission will consider the Driver guilty of the single violation with the highest point total for purposes of this section.
- (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 Licensee who voluntarily attends and satisfactorily completes a motor vehicle accident prevention course approved by the Commission.

- (ii) The Driver must furnish the Commission with proof of when 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) If the Driver completed the course on or after September 1, 1999, the Commission will not reduce total points more than once in any 18-month period.
- (b) Program for Persistent Violators of Taxicab Drivers' Rules ("Points" in this Section refers to points assessed by the Commission; these points are included in the penalties for specific violations of rules in this Section).
- (1) Required Remedial Course Attendance for Persistent Violators.
 - (i) Any Driver who has been found guilty of three or more violations within a 15-month period and whose license has not been revoked must attend a remedial or refresher course. The Commission will also add one point to that Taxicab Driver's License.
 - (ii) Any Driver who does not complete such a course after being notified of the requirement by the Commission will have his License suspended until he or she complies.
 - (2) Revocation – Points and Time Periods.
 - (i) Any Driver who has accumulated six or more Commission-issued points against his or her Taxicab Driver's License within a 15-month period and whose License has not been revoked will have his or her License suspended for 30 days.
 - (ii) The Commission will revoke the License of any Driver who has accumulated ten or more points against his or her Taxicab Driver's License within a 15-month period.
 - (3) Multiple Violations from a Single Incident. For a Driver who has been found guilty of multiple violations arising from a single incident, the Commission will consider the Driver guilty of the single violation with the highest point total for purposes of this section.
 - (4) More Severe Penalties at Discretion of Commission. The Commission can impose more severe or additional penalties to any penalties stated in this section.
 - (5) Hearing Process and Imposition of Penalties.
 - (i) The Commission will impose penalties described in this section following the hearing at which the Driver is found to have violated the rule(s) triggering these penalties.
 - (ii) Persistent violator penalties will be in addition to those penalties specifically listed in the Rules.
 - (6) 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 Licensee who voluntarily attends and satisfactorily completes a remedial or refresher course approved by the Commission.
 - (ii) The Driver must furnish the Commission with proof of when the course was taken and 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) If the Driver completed the course on or after September 1, 1999, the Commission will not reduce total points more than once in any five year period.
 - (7) It will be an affirmative defense that the act that formed the basis for the violation was beyond the control and influence of the Taxicab Driver.

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	Proposed Rule Chapters
Chapter 2, Taxicab Drivers Rules	Chapter 4, Medallion Taxicab Drivers

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

- Eliminate as obsolete certain transition provisions governing driver continuing education.
- Eliminate as obsolete certain transition provisions regarding the TPEP system.
- Eliminate as obsolete certain transition provisions concerning the persistent violator program set forth in section 4-27(b).
- Require that non-New York State driver license abstracts be no more than 30 days old, to align the rule to actual TLC practice regarding abstracts.
- Eliminate penalties for failure to complete Authorized Taxicab Training as being obsolete; completion of such training is a condition of licensure.
- Eliminate penalty for course providers as being obsolete; course providers are not TLC licensees.
- Provide, consistent with TLC practice, that applicants for new or replacement licenses come to the TLC to be photographed, rather than supply photographs to the TLC.
- Align penalties for failure to update a driver address to those for failure to comply with a TLC directive, which is the practical effect of the failure to update penalty under the prior rules.
- Eliminate references to drug addiction that are contrary to the Americans with Disabilities Act.
- Add the concept of Relief Time which is consistent with existing taxi stand provisions.
- Clarify that the rules regarding idling are derived from provisions of the Administrative Code.
- Clarify that a driver with a non-paying passenger must illuminate the off-duty light.
- 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 proposed rules was held on October 2, 2009. Following that hearing the TLC voted at a public meeting on October 16, 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 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 (and before final approval), 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.
- Provisions were added governing the collection of the MTA taxi surcharge to track rules passed by the TLC.
- The penalty for bribery was corrected based upon staff comment.
- The provisions regarding cell phone use were revised to track revised TLC rules governing the use of cell phones and electronic devices.
- The provisions governing payment of tolls for Newark airport trips were modified to align with similar provisions for other out of town trips, based upon a staff technical comment.
- The drug test provisions of section 4-14 were amended to reflect that both a positive test and a sample that cannot be tested will result in suspension, based upon a staff comment.
- Drivers of Accessible Taxicabs are required to be trained in certain accessible topics, to maintain a standard from the Accessible Dispatch program, based upon a staff comment from a public comment.

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 amended rules governing drivers of for-hire vehicles.

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 9, 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 5 thereto, to read as follows:

New Material is underlined.

**CHAPTER 5
FOR-HIRE DRIVERS**

§5-01 Scope of this Chapter

- (a) To establish procedures for the licensing, monitoring and regulation of For-Hire Drivers.
- (b) To establish operating rules to protect customers and the public.
- (c) To establish appropriate penalties for the violation of these Rules.

§5-02 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, or 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 a 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.
 - (3) If a Respondent has made a timely request for a copy of the Hearing recording (see §18-14(c) of these Rules), the time for payment of fines is extended to 21 days from the date the recording is issued.

§5-03 Definitions Specific to this Chapter

- (a) Applicant in this Chapter means an Applicant for an original or renewal For-Hire Driver's License.
- (b) Black Car is a Vehicle that affiliates with a Black Car Base.
- (c) Black Car Base is a 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.
- (d) Critical Driver's Program is a Commission program that charges additional penalties to a Driver who accumulates a certain number of Department of Motor Vehicle points on his or her state driver's license within a certain amount of time.
- (e) 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 DMV.
- (f) Driver, in this chapter, means a For-Hire Driver.
- (g) 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:
 - (1) A Black Car Base,
 - (2) A Livery Base (or Base Station),
 - (3) A Luxury Limousine Base.
- (h) For-Hire Driver in this Chapter means a driver of a For-Hire Vehicle.
- (i) 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.
- (j) 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.

(k) License in this Chapter means a License to drive a For-Hire Vehicle.

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

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

- (1) All Livery Vehicles are dispatched from the Base Station 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.

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

(o) 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.

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

(q) 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 jurisdiction.

(r) 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 jurisdiction.

(s) Reciprocity (or Reciprocal Recognition) means that:

- (1) New York City For-Hire Vehicles and Drivers can do pickups or drop offs in Qualified Jurisdictions 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 do pickups or drop offs in NYC for trips ending or beginning in the Qualified Jurisdiction.

(t) Use an Electronic Communication Device (or Using an Electronic Communication Device), in this Chapter, means to

- (1) Operate any function of an Electronic Communication Device in any way, or
- (2) Have a device permitting hands-free operation of an Electronic Communication Device in or near the ear.
- (3) Exception: A short business-related communication with a Base is NOT a Use of an Electronic Communication Device if all of the following are true:
 - (i) The communication is about a Dispatch; and
 - (ii) The communication occurs using either an FCC-licensed commercial two-way radio or a device which is mounted in a fixed position and not hand-held; and
 - (iii) The communication occurs using either voice or one-touch pre-programmed buttons or keys.

(u) Vehicle, in this Chapter, refers to a For-Hire Vehicle.

§5-04 Licensing – Requirements

(a) Reserved. Age.

(b) Reserved. Identification.

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

(d) Reserved. Fitness for the Job.

(e) Reserved. Speak and Understand English.

(f) Reserved. Familiar with Geography.

(g) Pass Drug Test.

- (1) All Applicants for new For-Hire Driver's License, except New York City Police Officers, must be tested, at the Applicant's expense, for drugs or controlled substances.
- (2) The Commission designates who can perform the drug test and will only designate an individual or entity that has a permit issued by the New York State Department of Health.
- (3) If an Applicant tests positive for drugs or controlled substances, the Commission will deny the Applicant's license. This

decision is final.

(h) Fingerprinting for Determining Good Moral Character.

- (1) An Applicant for a For-Hire Driver's License will be fingerprinted for the purpose of securing criminal history records from the New York State Division of Criminal Justice Services.
- (2) The criminal history of any Applicant, including a renewal Applicant, will be reviewed in a manner consistent with Article 23-A of the New York State Correction Law.
- (3) The application of any Applicant will be denied, and the For-Hire Driver's License of any current holder will be revoked, following a conviction for any serious criminal offense (as described in §498.1(f) of the New York Vehicle and Traffic Law).
- (4) The Applicant will pay any processing fee required by the State.

(i) Agreement to Accept Legal Notices or Processes.

- (1) An Applicant must agree to accept service of any sort of notice or legal process issued by any agency of the City of New York upon the Applicant (Licensee) at the Applicant's Mailing Address.
- (2) These official notices can be left with a member of the Applicant's family or any other person who resides with the Applicant at the Mailing Address.

(j) Training.

- (1) Applicants must hold a certificate of completion for the required hours of instruction in a Defensive Driving Course dated within six months of the application date.
- (2) All renewal Applicants must submit a certificate of completion from a Defensive Driving Course dated within three years of the date of the renewal application.

§5-05 Licensing – Probationary Licenses

(a) Issuing Probationary Licenses.

- (1) Upon approval of an Applicant for a new For-Hire Driver's License, the Commission will issue a Probationary License valid for one year.
- (2) At the end of the one-year probationary period, the Commission will evaluate the Applicant and determine if renewing the License is appropriate.
- (3) To make this decision, the Commission will consider the Applicant's driving record, any violation of the For-Hire Drivers Rules, or other evidence that suggests that the Driver no longer meets all requirements for a License.

(b) Automatic Denial or Revocation.

- (1) The Commission will not issue a regular License following the probationary period, and can revoke a Probationary License at any time if any of the following occurs:
 - (i) The Driver is convicted of a crime in any jurisdiction.
 - (ii) The Driver is convicted of driving while impaired by alcohol or drugs.
 - (iii) The Driver is convicted of refusing to submit to a breathalyzer or other chemical test.
 - (iv) The Driver is convicted of leaving the scene of an accident.
 - (v) The Driver accumulates eight or more points against his or her New York State Chauffeur's License or comparable license issued by his State of residence, the total of which will include points existing on the Driver's State license prior to his or her application for a License with the Commission.
 - (vi) The Driver is convicted of three or more moving violations.
 - (vii) The Driver is convicted of two speeding violations.
 - (viii) The Driver accumulated four or more points in accordance with the Commission's Program for Persistent Violators (See §5-27(b)).
 - (ix) The Driver is convicted of two or more violations of:
 - (A) Operating an unlicensed vehicle (See §5-11(c)).
 - (B) Soliciting Passengers other than by prearrangement (See §5-19(a)).
 - (C) Picking up Passengers at a Taxi Stand (§5-19(b)).
- (2) The Commission will consider the date the violation occurred, rather than the date of conviction, to determine if a violation occurred within the probationary period.

§5-06 Licensing – Term of License

(a) New License. A new License will be issued as a Probationary License with a term of one year.

(b) Renewal License. A License issued to a renewing Applicant will expire two years from the date on which the previous License expired.

(c) Extensions. The Commission can extend the expiration date of a License once by up to 31 days. If an expiration date is extended, the required drug test must be taken and passed within 30 days before (and no later than) the extended expiration date.

(d) Advancement. If a Licensee will not be available for drug testing during the 30 days before his or her License expires (or will be unavailable for any other reason), the Licensee may ask the Commission to move and reset the License expiration to an earlier date, provided that:

- (1) A Licensee is in the second year of his or her License and has satisfactorily completed the required drug test for Licensees in the first year.
- (2) Licensees make only one such request during the term of a License.
- (3) The request is complete and accurate and submitted on the proper Commission form.
- (4) The expiration date on a License that has had its original expiration date advanced to an earlier date at the request of the Licensee will be two years from the new expiration date granted by the Commission.

§5-07 Licensing – Fees

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

(b) When Fee is Paid. The fee for an original or renewal License must be paid at the time the application is filed.

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

(d) Late Filing Fee. The Commission will charge a \$25 late filing fee for a late submittal, if it allows the application.

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

§5-08 Licensing – Process and Causes for Denial of License

(a) Reserved. Failure to Meet any of Above Requirements.

(b) Material Misrepresentation or Falsification.

- (1) The Commission can deny an application for a License or renewal of a License if it finds that an Applicant has lied or made a material misrepresentation on the application.
- (2) The Commission can also, after notice and hearing, revoke or suspend any License it has issued if it finds that an Applicant has lied or made a material misrepresentation on his or her application.

§5-09 RESERVED (Licensing – Transfer of License)

§5-10 Licensing – Care and Use of License

(a) Loss or Theft of License. A Driver, within 24 hours (not counting holidays and weekends), must notify the Commission of the loss or theft of his For-Hire Driver's License.

§5-10(a) Fine: \$25 Appearance NOT REQUIRED

(b) Unreadable License. A Driver must immediately surrender any unreadable or unrecognizable For-Hire Driver's License to the Commission.

§5-10(b) Fine: \$25 Appearance NOT REQUIRED

(c) No Alteration. A Driver must not alter in any way any portion of his For-Hire Driver's License or the attached photograph.

§5-10(c) Fine: \$50 Appearance NOT REQUIRED

§5-11 Comply with Laws – Unlicensed Activity Prohibited

(a) Driver Must Have Valid For-Hire Driver's License.

- (1) A driver must not operate a For-Hire Vehicle unless the driver has a Valid For-Hire Drivers License and the Vehicle is affiliated with a Licensed Base.
- (2) The Commission considers any driver who operates a For-Hire Vehicle after his or her License expires and before a renewal License is issued to be engaged in Unlicensed Activity.

§5-11(a) Fine: First Violation: \$350
Second Violation: \$500
Third Violation in 36 months: Revocation. Appearance REQUIRED

(b) Driver Must Have a Valid Chauffeur's License.

- (1) A Driver must not operate a For-Hire Vehicle without a valid Chauffeur's License.

§5-11(b) Fine: \$100 - \$350 and/or suspension up to 30 days; Summary Suspension until compliance. Appearance REQUIRED

- (2) A Driver will immediately surrender his or her For-Hire Driver's License to the Commission upon the restriction, suspension or revocation of his Chauffeur's License.

(c) For-Hire Vehicle Must be Licensed by Commission. A Driver must only operate for hire a vehicle that has a Valid Commission License to be operated as a For-Hire Vehicle.

\$5-11(c) Fine: First Violation: \$350 Appearance REQUIRED
Second Violation: \$500
Third Violation in 36 months: Revocation.

(d) No Unauthorized Use of For-Hire Driver's License. A Driver must not permit another person to use his or her For-Hire Driver's License.

\$5-11(d) Fine: \$250 Appearance NOT REQUIRED

\$5-12 Comply with Laws – Proper Conduct

(a) Bribery.

(1) Avoid Appearance of Bribery. An Applicant or Licensee must not offer or give any gift, gratuity or thing of value to any employee, representative or member of the Commission or any other public servant.

\$5-12(a)(1) Fine: \$10,000 and revocation Appearance REQUIRED
Points: 6

(2) Do Not Offer Gift to Airport or Transportation Terminal Staff. A Licensee must not offer or give any gift, gratuity, or thing of value to anyone at the Port Authority of New York and New Jersey, LIRR, Metro-North, or any similar airport or other transportation terminal who is employed to do the following:

(i) Ground transportation information services,
(ii) Dispatching service,
(iii) Security services,
(iv) Traffic and parking control, or
(v) Baggage handling.

\$5-12(a)(2) Fine: Up to \$10,000 and revocation Appearance REQUIRED

(3) Failure to Report Bribery. A Licensee must immediately report to the Commission any request or demand for a gift, gratuity or thing of value by any employee, representative or member of the Commission or any other public servant.

\$5-12(a)(3) Fine: \$1,000 up to revocation Appearance REQUIRED
Points: 6

(b) Fraud, Theft. While performing the duties and responsibilities of a Driver, a Licensee must not commit or attempt to commit, any act of fraud, misrepresentation or theft.

\$5-12(b) Fine: \$350-\$1,000 and/or suspension up to 60 days or revocation Appearance REQUIRED
Points: 4

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

\$5-12(c) Fine: \$150-\$350 and/or suspension up to 30 days or revocation Appearance REQUIRED
Points: 3

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

\$5-12(d) Fine: \$150-\$350 and/or suspension up to 30 days or revocation Appearance REQUIRED
Points: 3

(e) Threats, Harassment, Abuse. While performing the duties and responsibilities of a Licensee, a Licensee must not threaten, harass, or abuse any person.

\$5-12(e) Fine: \$350-\$1,000 and/or suspension up to 30 days or revocation Appearance REQUIRED
Points: 3

(f) Use or Threat of Physical Force. While performing the duties and responsibilities of a Licensee or any act in connection with those duties, a Licensee must not use or attempt to use any physical force against a person.

\$5-12(f) Fine: \$500-\$1,500 and/or suspension up to 60 days or revocation Appearance REQUIRED
Points: 4

(g) Threat or Harm to Service Animal. A Licensee must not distract, harm or use physical force against or attempt to distract, harm or use physical force against a Service Animal accompanying a Person with a Disability.

\$5-12(g) Fine: \$500-1,500 and/or suspension up to 60 days or revocation Appearance REQUIRED
Points: 4

(h) Notice of Criminal Conviction.

(1) A Licensee must notify the Commission in writing within 15 calendar days after any felony conviction of the Licensee.

\$5-12(h)(1) Fine: \$50 Appearance NOT REQUIRED
Points: 2

(2) Within 15 days after sentencing, Licensee must provide the Commission with a certified copy of the certificate of

disposition issued by the clerk of the court.

\$5-12(h)(2) Fine: \$100 Appearance NOT REQUIRED

(i) Cooperate with the Commission.

(1) A Driver must truthfully answer all questions and comply as directed with all communications, directives, and summonses from the Commission or its representatives.

(2) Within 10 days following a request from the Commission, a Driver must produce any License or other document the Driver is required to have or be reasonably able to obtain.

\$5-12(i)(1)&(2) Fine: \$200 and suspension until compliance Appearance REQUIRED

(3) A Driver must notify the Commission in person or by USPS within seven days (other than holidays and weekends) of any change of Mailing Address.

\$5-12(i)(3) Fine: \$50 Appearance NOT REQUIRED

(j) Cooperate with Law Enforcement.

(1) A Licensee must cooperate with all law enforcement officers and authorized representatives of the Commission.

(2) Cooperation includes, but is not limited to, providing his or her name, License number and any other document that is required to be in the Driver's possession.

\$5-12(j) Fine: \$15-\$150 Appearance REQUIRED
Points: 2

(k) Courtesy. A Licensee will be courteous to Passengers.

\$5-12(k) Fine: \$150 Appearance NOT REQUIRED

\$5-13 Comply with Laws – Traffic Laws

(a) Compliance with Traffic Laws. A For-Hire Driver must comply with all applicable traffic laws, rules and regulations. The Commission will impose the following fines and penalties in addition to any fines and penalties imposed by the underlying law:

(1) Laws, rules or regulations governing stationary vehicles.

\$5-13(a)(1) Fine: \$50 Appearance NOT REQUIRED

(2) Laws, rules or regulations governing moving vehicles, other than hazardous moving violations defined by paragraph (3) of this subdivision.

\$5-13(a)(2) Fine: \$150 Appearance NOT REQUIRED

(3) Laws, rules or regulations governing moving vehicles that involve hazardous moving violations defined as follows:

\$5-13(a)(3) Fine: \$250 Appearance NOT
Points: As listed below REQUIRED

Rule	VIOLATION	Points
§ 5-13(a)(3)(i)	1. SPEEDING	
	1 to 10 miles above posted speed limit	3
	11 to 20 miles above posted speed limit	4
	21 to 30 miles above posted speed limit	5
	31 to 40 miles above posted speed limit	6
	41 or more miles above speed limit	8
	2. Failing to stop for school bus	5
	3. Following too closely	4
	4. Inadequate brakes (own vehicle)	4
	5. Inadequate brakes (employer's vehicle)	2
	6. Failing to yield right of way	3
	7. Traffic signal violation	3
	8. Stop sign violation	3
	9. Yield sign violation	3
	10. Railroad crossing violation	3
11. Improper passing	3	
12. Unsafe lane change	3	
13. Driving left of center	3	
14. Driving in wrong direction	3	
15. Leaving scene of an accident involving property damage or injury to animal	3	

(4) Report Before Leaving Scene. Drivers know or should know when a traffic accident involving the Driver's Vehicle has resulted in personal injury to another or to another's property; when this happens, the Driver must stop and must:

(i) Show his or her Chauffeur's License, For-Hire Driver's License, and Vehicle License to the other party involved in the incident.

(ii) Give the other involved party his or her name, Chauffeur's License number, For-Hire Driver's number, and Vehicle License number, as well as the name of the Vehicle's insurance carrier and the insurance policy number.

\$5-13(a)(4) Fine: \$25 - \$250 and/or suspension up to 30 days. Appearance REQUIRED
Points: 4

(5) Payment of Traffic Judgments. The holder of a Driver's License issued under this chapter must satisfy any outstanding judgment and pay any civil penalty owed for a traffic violation in a Qualified Jurisdiction or a violation of the regulations of a Qualified Jurisdiction.

\$5-13(a)(5) Fine: Suspension until satisfaction or payment. Appearance NOT REQUIRED

\$5-14 Operations – Passenger and Driver Safety

(a) Reckless Driving Rule. A Driver must not operate a For-Hire Vehicle in a manner or speed that unreasonably endangers users of other vehicles, pedestrians or the Passengers.

\$5-14(a) Fine: \$350 - \$1,000 and/or Appearance REQUIRED

suspension up to 30 days or revocation if Driver is found guilty of having violated this rule more than 3 times within an 18 month period.
Points: 4

(b) Driving While Impaired.

(1) A Driver must not operate a For-Hire Vehicle while his or her driving ability is impaired by intoxicating liquor (regardless of its alcoholic content), drugs or other controlled substances.

(2) A Driver must not drive or occupy his or her For-Hire Vehicle for at least six hours after consuming any intoxicating liquor regardless of its alcoholic content, or consuming any drugs or other controlled substances.

\$5-14(b) Fine: Revocation Appearance REQUIRED

(c) Drug Testing "For Cause." If the Commission has a reasonable suspicion that a Driver has used a drug or controlled substance that makes him or her unfit to operate a For-Hire Vehicle safely, the Commission can direct the Driver to be tested, at the Driver's expense, by a Commission-approved person, licensed by the NYS Department of Health, and the Driver must comply.

\$5-14(c) Fine: Suspension until compliance or revocation of License Appearance NOT REQUIRED

(d) Annual Drug Testing.

(1) All Drivers except those who are NYC Police Officers, must be tested annually, at the Driver's expense, for drugs or controlled substances.

(2) For Drivers in the first year of a two-year License, the testing must occur no sooner than 30 days before the one-year anniversary date of the License, and no later than the one-year anniversary date.

\$5-14(d)(1)&(2) Fine: Summary Suspension until compliance or revocation. \$200 if compliance is more than 30 days after the deadline Appearance NOT REQUIRED

(3) For Drivers in the second year of a two-year License, the testing must occur no sooner than 30 days before the License expiration date, and in no case after the expiration date.

\$5-14(d)(3) If the Driver fails to be tested within this time period, his or her License will expire and will not be renewed Appearance NOT REQUIRED

(e) Results of Drug Test. Licensee must pass every drug test, whether "for cause" or annual. If the results of either test are positive, or if the sample cannot be tested, the Driver's License can be revoked after a hearing.

\$5-14(e) Fine: License may be revoked after hearing Appearance NOT REQUIRED

(f) Driving While Injured.

(1) If a Driver files for Workers' Compensation benefits claiming an injury that prevents the Driver from working as a For-Hire Driver, the Driver must stop driving as a For-Hire Driver and return his or her Drivers License to the Commission.

(2) The Commission will return the Drivers License when the Driver gives the Commission documents proving that his or her Workers' Compensation benefits have stopped because he or she has recovered from the injury.

\$5-14(f) Fine: \$75 - \$150 Appearance REQUIRED

(g) Use of an 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.

\$5-14(g)(1) Fine: \$200 Appearance NOT REQUIRED
Points: 3 for the first offense and for the second offense in any 15-month period; 4 for third offense in any 15-month period

(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 operator;

(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.
- §5-15 Operations – General Rules During Operation of Vehicle**
- (a) No Weapons. A Driver, while operating a For-Hire Vehicle, must not, without the Chairperson's written authorization, have in his or her possession or in the Vehicle, a weapon as defined by these Rules, or any other instrument that is intended to be used as a weapon.
- §5-15(a) Revocation Appearance **REQUIRED**
- (b) **Reserved.** Driver Neat & Clean.
- (c) No Smoking. A Driver must not smoke in a For-Hire Vehicle.
- §5-15(c) Fine: \$150 for first and subsequent offenses within a 12-month period Appearance **NOT REQUIRED**
- (d) **Reserved.** No Locking Rear Doors.
- (e) **Reserved.**
- (f) **Reserved.** Have E-ZPass.
- (g) No Overcharging Passenger.
- (1) A Driver must not charge or attempt to charge a fare above the pre-approved rate quoted by the dispatcher. A Driver must not impose or attempt to impose any additional charge for transporting a Person with a Disability, a service animal accompanying a Person with a Disability or a wheelchair or other mobility aid.
- (2) No Driver is permitted to ask or require a Passenger to tip.
- §5-15(g) Fine: \$100-250 except that the penalty for soliciting a tip shall be \$50, and restitution of overcharge to the Passenger Appearance **REQUIRED**
- (h) **Reserved.** Non-Paying Customers.
- (i) **Reserved.** No Overloading Vehicle.
- (j) Use of Front Seat.
- (1) A Driver must permit a Passenger who is unable to enter or ride in the rear seat of a For-Hire Vehicle to occupy the front seat alongside the Driver.
- §5-15(j)(1) Fine: \$75 Appearance **NOT REQUIRED**
- (2) If a Passenger's luggage, wheelchair, crutches, three-wheeled motorized scooter, other mobility aid or other property occupies the rear seat of the For-Hire Vehicle, the Passenger must be permitted to occupy the front seat alongside the Driver.
- §5-15(j)(2) Fine: \$25 Appearance **NOT REQUIRED**
- (k) Luggage. Upon request of a Passenger, the Driver must load or unload a Passenger's luggage, wheelchair, crutches or other property in or from the Vehicle's interior or trunk compartment, and must secure such compartment.
- §5-15(k) Fine: \$ 50 Appearance **NOT REQUIRED**
- (l) **Reserved.** No Property.
- (m) **Reserved.** No 'Marketing' to Passengers.
- (n) **Reserved.** Handling Passengers with Infectious Diseases.
- (o) Parking. While stopped at its affiliated Base:
- (1) A Livery Driver must use the off-street parking facilities provided by the Base Station Owner and must comply with all applicable traffic and parking regulations.
- §5-15(o)(1) Fine: \$50 Appearance **NOT REQUIRED**
- (2) A Black Car or Luxury Limousine Driver must comply with all applicable traffic and parking regulations.
- §5-15(o)(2) Fine: \$50 Appearance **NOT REQUIRED**
- (p) No Nuisance Behavior. A Driver while stopped at the Base with which the Driver's Vehicle is affiliated must not create a nuisance such as:
- (1) Engaging in littering.
- (2) Playing of loud audio material, or
- (3) Horn honking.
- §5-15(p) Fine: \$50 Appearance **NOT REQUIRED**
- (q) No Requiring Ride-Sharing. A Driver of a For-Hire Vehicle must not require that any prospective Passenger share a ride with another prospective Passenger.
- §5-15(q) Fine: \$50 Appearance **NOT REQUIRED**
- §5-16 Operations – Comply with Reasonable Passenger Requests**
- (a) **Reserved.** Shortest Route Absent Reasonable Passenger Request.
- (b) **Reserved.** Request to Change Destination or Terminate.
- (c) **Reserved.** Request for Driver's Name, License Number.
- (d) **Reserved.** Request for Receipt.
- (e) Passenger Requests on Audio.
- (1) All audio equipment controlled by the Driver must be turned on or off at the request of the Passenger.
- (2) The Passenger shall have the right to select what is played on the audio equipment.
- (3) Whether or not the Vehicle is hired, an audio device must be played at normal volume only, and must comply with all noise laws and regulations.
- §5-16(e) Fine: \$50 Appearance **NOT REQUIRED**
- (f) Passenger Requests on Air Conditioning. A Driver must turn on or off heating or air-conditioning equipment at the request of the Passenger.
- §5-16(f) Fine: \$50 Appearance **NOT REQUIRED**
- §5-17 RESERVED (Operations – Method of Payment)**
- §5-18 RESERVED (Operations – Lost Property)**
- §5-19 Operations – Passenger and Solicitation and Engagement**
- (a) Limitations on Driver Solicitation of Passengers. A Driver must not solicit or pick up Passengers other than by prearrangement through a licensed Base, or dispatch of an Accessible Vehicle.
- §5-19(a) Fine: First Violation: \$350 Second Violation in 24 months: \$500 Third Violation in 36 months: Revocation Appearance **REQUIRED**
- (b) Taxi Stands. A For-Hire Driver must not pick up a Passenger at an authorized taxi stand.
- §5-19(b) Fine: First Violation: \$350 Second Violation in 24 months: \$500 Third Violation in 36 months: Revocation Points: 2 Appearance **REQUIRED**
- §5-20 Operations – Refusing Passengers**
- (a) Must Not Refuse Passengers.
- (1) A Driver who has been dispatched must not refuse, by words, gestures or any other means to provide transportation to a person who has prearranged the trip with a destination within the City of New York, the counties of Westchester or Nassau or Newark Airport.
- (2) A Driver who has been dispatched must not refuse, by words, gestures or any other means to provide transportation to a Person with a Disability or any Service Animal accompanying the person.
- §5-20(a)(1)&(2) Fine: First Violation: \$200- \$350 Second Violation within 36 months: \$350 - \$500 Appearance **REQUIRED**
- (3) A Driver must not refuse to transport any Person with a Disability or any guide dog accompanying such person.
- §5-20(a)(3) Fine: \$5,000 and revocation Appearance **REQUIRED**
- (b) Justification for Refusal. Justifiable grounds for refusing transportation services are the following:
- (1) The Passenger is carrying, or is in possession of any article, package, case or container that the Driver reasonably believes will cause damage to the interior of the For-Hire Vehicle, impair its efficient operation, or stain or foul the interior. This does not include wheelchairs or other mobility aids used by disabled persons.
- (2) The Passenger is escorted or accompanied by an animal that is not properly or adequately secured in a kennel case or other suitable container. This provision will not apply to service animals accompanying People with Disabilities.
- (3) The Passenger is intoxicated or disorderly. (Caution: Drivers must not refuse service solely because a disability results in annoying, offensive, or inconvenient behavior.)
- (4) If the Driver has asked the Passenger to stop smoking in the Vehicle and the Passenger has refused to stop, the Driver may discharge the Passenger. The Driver must, however, discharge the Passenger at a safe location.
- (c) Attendants for Disabled Passengers. A Driver may not require a Person with a Disability to be accompanied by an attendant. However, if a Person with a Disability is accompanied by an attendant, a Driver will not impose or attempt to impose any additional fare charges for transporting the attendant.
- §5-20(c) Fine: \$100-\$250 and order restitution of any overcharge to the Passenger Appearance **REQUIRED**
- (d) Luggage and Mobility Aids. A Driver must not refuse to transport a Passenger's luggage, wheelchair, crutches, other mobility aid or other property.
- §5-20(d) Fine: \$200-\$350 Points: 2 Appearance **REQUIRED**
- §5-21 Operations – Rules for Drivers from Qualified Jurisdictions**
- (a) Eligibility for Reciprocal Recognition. A driver holding a Valid Qualified Jurisdiction driver's license (a QDL) will be eligible for Reciprocity, provided that the driver meets all of the following requirements:
- (1) The driver is operating a vehicle that is licensed to operate for-hire by a Qualified Jurisdiction (see Chapter 9A, §9-05).
- §5-21(a)(1) Fine: \$350 Appearance **NOT REQUIRED**
- (2) The driver holds a Valid Chauffeur's License.
- §5-21(a)(2) Fine: \$100 Appearance **NOT REQUIRED**
- (3) While operating within New York City, the Valid Chauffeur's License must be displayed on request or be posted within the vehicle.
- §5-21(a)(3) Fine: \$350 Appearance **NOT REQUIRED**
- (4) The driver maintains and completes the Trip Record required and described in subdivision (e), below.
- §5-21(a)(4) Fine: \$300 Appearance **NOT REQUIRED**
- (5) A driver providing For-Hire transportation in New York City under Reciprocal Recognition must comply with the Rules of this chapter while operating within New York City as if the driver were licensed by the Commission.
- (b) Privileges of Reciprocal Recognition. A driver who meets the requirements above for Reciprocity will be allowed, without any License issued by or any fee paid to the Commission, to do the following:
- (1) Pick up Passengers in the driver's Qualified Jurisdiction for travel to or through New York City.
- (2) Pick up Passengers in New York City for travel to the driver's Qualified Jurisdiction.
- (3) When transporting Passengers between the jurisdictions (as described in subdivisions (1) or (2) above), temporarily discharge and pick up such Passengers within New York City; provided, however, that all the stops must occur within 24 hours of the initial pick up of the Passengers.
- (4) Transit through New York City for a trip beginning and ending outside New York City.
- (c) Prohibited Activity. A driver must NOT provide transportation for hire between two points wholly within New York City unless both vehicle and driver are licensed by the Commission.
- (d) Unlicensed Activity. A driver will be engaged in Unlicensed Activity if he or she:
- (1) Fails to have the licenses required or is not eligible for Reciprocity under subdivision (a) of this section.
- (2) Engages in the prohibited activity described in subdivision (c) of this section.
- (e) Qualified Jurisdiction Trip Record.
- (1) A record of each trip between New York City and a Qualified Jurisdiction must be made prior to the commencement of the trip and recorded on a Trip Record carried in the vehicle.
- (2) The Trip Record must be kept for a period of no less than one year after the trip.
- (3) The record of each trip must be written legibly in ink and include the following information:
- (i) The Passenger's name or other identifier.
- (ii) The time of scheduled pick-up.
- (iii) The location where the Passenger is scheduled to be picked up.
- (iv) The location of any intermediate stops between the original pick-up location and the final destination.
- (v) The Passenger's final destination.
- (vi) At the completion of the trip, the time of completion shall be added to the record.
- (4) The Trip Record must be kept in the vehicle during any trip between New York City and a Qualified Jurisdiction, including a trip through either New York City or a Qualified Jurisdiction.
- (5) The Trip Record must be presented for inspection on request to any police officer or peace officer acting pursuant to his or her special duties or other person authorized by the Commission or by the Qualified Jurisdiction.
- (6) Failure to present a properly maintained Trip Record when requested by an authorized person will be presumptive evidence of Unlicensed Activity.
- §5-22 Vehicle – Operating Conditions**
- (a) **Reserved.** 3-Minute Idle.
- (b) **Reserved.** Inspect Condition.
- (c) **Reserved.** No On-street Maintenance Other than Emergency.
- (d) Clean Interior. A Driver during his or her work shift must keep the Vehicle's interior clean and scent free.
- §5-22(d) Fine: \$50 Appearance **NOT REQUIRED**
- (e) **Reserved.** Exterior Clean and Identification Visible.
- (f) **Reserved.** No Unauthorized Equipment.
- (g) **Reserved.** No Unauthorized Signing.

§5-23 Vehicle – Items Required to be in the Vehicle During Operation

- (a) Licenses and Certificates. A Driver must not operate a For-Hire Vehicle without the following:
- (1) On the right visor, on top of the right side of the dashboard or in the glove compartment:
 - (i) The certificate of registration or a legible copy of it; and
 - (ii) The insurance card or a legible copy of it.
 - (2) In a protective holder attached to the back of the driver's seat in the Vehicle:
 - (i) The For-Hire Vehicle Driver's license of the Driver; and
 - (ii) The For-Hire Vehicle License.
 - (3) Exception for Black Cars and Luxury Limousines.
 - (i) Black Cars and Luxury Limousines must comply with all requirements of this subdivision (a) except that these Vehicles will not be required to have a protective holder mounted behind the driver's seat to display:
 - (A) The For-Hire Vehicle Driver's License; and
 - (B) The For-Hire Vehicle License.
 - (ii) Those items must, however, be displayed in the Vehicle in a way so as to be clearly visible from the Passenger seat and available for inspection by the Passenger upon request.

§5-23(a)(1)-(3) Fine: \$50 for each violation of this rule; however, no fine for a violation of this rule will exceed \$100
 Appearance REQUIRED
 Points: 2

(b) Trip Record. If the For-Hire Vehicle is used for providing pre-arranged transportation for hire between the City of New York and a Qualified Jurisdiction, a Trip Record, as described in §5-21(e), must be carried in the Vehicle.

§5-24 RESERVED (Vehicle – Trip Records)

§5-25 RESERVED (Vehicle – Electronic Trip Record System)

§5-26 RESERVED (Vehicle – Miscellaneous)

§5-27 Special Driver Penalty Programs

(a) Critical Driver's Program ("Points" in this Section refers to points assessed by the Department of Motor Vehicles).

- (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 For-Hire 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 For-Hire Driver's License.
- (3) Review of Driver Fitness. The Commission can at any time review the fitness of a Driver to continue to be Licensed following any moving violation, accident, or other driving related incident and can seek to impose other, additional, and/or more severe penalties or take any other action permitted under these Rules.
- (4) 15-Month Period. The Commission will calculate the 15-month period by counting backwards 15 months from the date of the most recent violation carrying points.
- (5) Date of Point Accumulation. For the purpose of this rule, points assigned by the Department of Motor Vehicles for any violation will be counted as of the date the violation occurred.
- (6) Multiple Points from a Single Incident. For a Driver who has been found guilty of multiple violations arising from a single incident, the Commission will consider the Driver guilty of the single violation with the highest point total for purposes of this section.
- (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 Licensee who voluntarily attends and satisfactorily completes a motor Vehicle accident prevention course approved by the Commission.
 - (ii) The Driver must furnish the Commission with proof of when the course was taken and 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 before the Driver completes the course, the point reduction will not change

the Commission's decision.

- (iv) If the Driver completed the course on or after September 1, 1999, the Commission will not reduce total points more than once in any 18-month period.

(b) Program for Persistent Violators of For-Hire Drivers' Rules ("Points" in this Section refers to points assessed by the Commission).

- (1) Reserved – Required Remedial Course Attendance for Persistent Violators.
- (2) Revocation – Points and Time Periods.
 - (i) The Commission will add one point to the For-Hire Driver's License of any Driver who has been found guilty of three or more violations within a 15-month period.
 - (ii) Any Driver who has accumulated six or more Commission-issued points against his or her For-Hire Driver's License within a 15-month period and whose License has not been revoked will have his or her License suspended for 30 days.
 - (iii) The Commission will revoke the License of any Driver who has accumulated ten or more points against his or her For-Hire Driver's License within a 15-month period.
- (3) Multiple Violations from a Single Incident. For a Driver who has been found guilty of multiple violations arising from a single incident, the Commission will consider the Driver guilty of the single violation with the highest point total for purposes of this section.
- (4) More Severe Penalties at Discretion of Commission. The Commission can impose more severe or additional penalties to any penalties stated in this section.
- (5) Hearing Process and Imposition of Penalties.
 - (i) The Commission will impose penalties described in this section following the hearing at which the Driver is found in violation of rules that bring his accumulated point total to the level that triggers these penalties.
 - (ii) Persistent violator penalties will be in addition to those penalties specifically listed in the Rules.
- (6) 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 Licensee who voluntarily attends and satisfactorily completes a remedial or refresher course approved by the Commission.
 - (ii) The Driver must furnish the Commission with proof of when the course was taken and 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 before the Driver completes the course, the point reduction will not change the Commission's decision.
 - (iv) If the Driver completed the course on or after September 1, 1999, the Commission will not reduce total points more than once in any 18-month period.
- (7) It will be an affirmative defense that the act that formed the basis for the violation was beyond the control and influence of the Driver.

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 has been completed for all TLC rules, the complete set of rules will be 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	Proposed Rule Chapters
Chapter 6 (in part), FHV Drivers Rules	Chapter 5, For-Hire Drivers

The promulgated rules make several substantive changes to the provisions of current rules governing for-hire vehicle drivers. Specifically, the promulgated rules:

- Eliminate as obsolete phase-in provisions which accompanied changes to the drug test rules three years ago.
- 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 April 2, 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 (and before final approval), the following additional substantive changes have been 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 provisions of section 5-11 were amended based on staff comment to make clear that a licensed driver must drive a vehicle that has been licensed by the TLC.
- The drug test provisions of section 5-14 were amended to reflect that both a positive test and a sample that cannot be tested will result in suspension, based upon a staff comment.

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

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 8, 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 and 1A	8114	160
2	8114	187
3 and 3A	8116	130

Acquired in the proceeding, entitled: Udall's Cove Ravine Addition 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

a24-s8

TRANSPORTATION

NOTICE

PUBLIC NOTICE OF A CONCESSION OPPORTUNITY FOR THE OPERATION, MANAGEMENT AND MAINTENANCE OF A PEDESTRIAN PLAZA LOCATED AT THIRD AVENUE, EAST 149TH STREET, WILLIS AVENUE AND EAST 148TH STREET, BOROUGH OF THE BRONX

Pursuant to the Concession Rules of the City of New York, the Department of Transportation ("DOT") intends to enter into a concession for the operation, management, and maintenance of a pedestrian plaza located at Third Avenue, East 149th Street, Willis Avenue and East 148th Street in the Bronx ("Licensed Plaza"), including through DOT-approved events, sponsorships, and subconcessions including but not limited to providing for the sale of any of the following: prepared food, flowers, locally grown produce or locally manufactured products, merchandise (such as souvenirs or T-shirts) that helps brand or promote the neighborhood or the concessionaire, and other similar merchandise.

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

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

DOT has identified the South Bronx Overall Economic Corporation as a potential concessionaire, but DOT will consider additional expressions of interest from other potential not-for-profit concessionaires for the operation, management, and maintenance of the Licensed Plaza. In order to qualify, interested organizations should be active in the neighborhood of the Licensed Plaza and have demonstrated experience in the management, operation and maintenance of publicly accessible facilities, including but

not limited to programming/events management and concession or retail operation/management.

Not for profit organizations may express interest in the proposed concession by contacting Andrew Wiley-Schwartz, Assistant Commissioner for Public Spaces, by email at awileyschwartz@dot.nyc.gov or in writing at 55 Water Street, 9th Floor, New York, NY 10041 by September 7, 2010. Mr. Wiley-Schwartz may also be contacted with any questions relating to the proposed concession by email or by telephone at (212) 839-6678.

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

a16-s7

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

PRESIDENT BOROUGH OF MANHATTAN FOR PERIOD ENDING 08/06/10

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE
BERNSTEIN SARA	A	1002C	\$50000.0000	RESIGNED	YES	07/17/10
SCHELL SCOTT	N	10026	\$130156.0000	RESIGNED	YES	07/08/10

OFFICE OF THE COMPTROLLER FOR PERIOD ENDING 08/06/10

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE
BALDUCCI ROBERT	L	40510	\$59737.0000	TRANSFER	NO	07/11/10
DELL'OLIO ANTHONY	M	95005	\$115000.0000	INCREASE	YES	07/25/10
HANSON CATHERIN	A	13198	\$145000.0000	APPOINTED	YES	07/28/10
HSU HOWARD		10209	\$11.0000	APPOINTED	YES	07/06/10
KIM HIMI	T	06311	\$179444.0000	INCREASE	YES	07/25/10
MORRIS DAVID	R	95005	\$130000.0000	APPOINTED	YES	07/18/10
TURNBULL GENEITH	A	82976	\$179444.0000	INCREASE	YES	07/25/10

OFFICE OF MANAGEMENT & BUDGET FOR PERIOD ENDING 08/06/10

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE
BRAY ANDREW	N	06088	\$52438.0000	RESIGNED	YES	07/13/10
FITZGERALD KRISTEN	E	06088	\$58993.0000	APPOINTED	YES	07/18/10
GUCE DENISE	G	06088	\$82574.0000	RESIGNED	YES	07/11/10
HALBRIDGE JEREMY	I	06088	\$55583.0000	APPOINTED	YES	07/18/10

LAW DEPARTMENT FOR PERIOD ENDING 08/06/10

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE
CHAN REBECCA	Y	30112	\$85224.0000	RESIGNED	YES	07/22/10
DIMANCHE JOSEPH		10209	\$9.4100	RESIGNED	YES	07/01/10
FRANCIS ELENA	A	10209	\$10.3600	RESIGNED	YES	07/08/10
GIRVAN JESSICA		10209	\$9.4100	APPOINTED	YES	07/27/10
KANG CHIA		30112	\$77247.0000	RESIGNED	YES	07/30/10
KIM JAY	Y	30112	\$63338.0000	RESIGNED	YES	07/14/10
LEE CHANEL		10209	\$9.4100	APPOINTED	YES	07/28/10
PANFIL SARA	J	10251	\$16.7900	RESIGNED	YES	07/16/10
SPAIN NICOLE	A	30112	\$75788.0000	RESIGNED	YES	07/25/10
ZAMUDIO RAUL	S	30112	\$63338.0000	RESIGNED	YES	07/25/10

DEPARTMENT OF CITY PLANNING FOR PERIOD ENDING 08/06/10

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE
SLATKIN HOWARD	H	10053	\$106000.0000	INCREASE	YES	07/25/10

DEPARTMENT OF INVESTIGATION FOR PERIOD ENDING 08/06/10

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE
GLOVER KATHRYN	A	31143	\$41021.0000	RESIGNED	YES	07/14/10

TEACHERS RETIREMENT SYSTEM FOR PERIOD ENDING 08/06/10

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE
AZOVA SVETLANA		10209	\$10.0000	RESIGNED	YES	07/25/10
GARROVILLAS EVELYN	R	1002C	\$74626.0000	INCREASE	YES	07/25/10
JORGE SAMUEL		1002C	\$56594.0000	INCREASE	YES	07/25/10
SHAW COLBURN		12626	\$60571.0000	INCREASE	YES	07/29/10
SILVER LEAH	F	60816	\$53496.0000	INCREASE	YES	07/25/10
WELCH SWADINE	S	1002C	\$53373.0000	INCREASE	YES	07/25/10
WILLIAMS-WOODS HILLARY	J	1002C	\$60275.0000	INCREASE	YES	07/25/10

CIVILIAN COMPLAINT REVIEW BD FOR PERIOD ENDING 08/06/10

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE
BECKER KRISTOP	A	31165	\$35660.0000	RESIGNED	YES	07/11/10
CIOSCHI JONATHAN	D	31165	\$41008.0000	RESIGNED	YES	07/18/10
GERSTEIN CHARLES	L	31165	\$35660.0000	APPOINTED	YES	07/25/10
GUTIERREZ BERNARDO	A	31165	\$35660.0000	APPOINTED	YES	07/25/10
HANDELL BRIAN		31165	\$35660.0000	APPOINTED	YES	07/25/10
HAWES KEVIN	E	31165	\$35660.0000	APPOINTED	YES	07/18/10
HOLMSTROM-SMITH ALEXANDR		31165	\$41008.0000	RESIGNED	YES	07/16/10
HYDE SARAH	M	31165	\$58385.0000	RESIGNED	YES	07/18/10
KIM MINSUK		31165	\$35660.0000	APPOINTED	YES	07/25/10
LIZARAZO ADRIANA		31165	\$35660.0000	APPOINTED	YES	07/18/10
MURRAY DIANA	P	31165	\$35660.0000	APPOINTED	YES	07/25/10
PATTERSON TAKEYA	L	31165	\$35660.0000	APPOINTED	YES	07/18/10
PLANSKY SARA		31165	\$35660.0000	APPOINTED	YES	07/18/10
RESNIKOFF JASON	Z	31165	\$35660.0000	APPOINTED	YES	07/18/10
RODRIGUEZ-FIGUE WENDY	M	31165	\$35660.0000	APPOINTED	YES	07/25/10
STIVAROS CONSTANT	P	31165	\$35660.0000	APPOINTED	YES	07/18/10
WATSON CASSANDR	M	31165	\$35660.0000	APPOINTED	YES	07/18/10

WEISHEIT	DIANNE	M	82975	\$102234.0000	RETIRED	YES	07/02/10
WHITE ERINN	O	31165	\$35660.0000	APPOINTED	YES	07/18/10	
ZVYAGINA-TABER POLINA		31165	\$41008.0000	RESIGNED	YES	07/29/10	

POLICE DEPARTMENT FOR PERIOD ENDING 08/06/10

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE
ABDULLAH JAMILA	N	60817	\$35323.0000	APPOINTED	NO	07/06/10
ADELEYE EUGENE	O	71651	\$29217.0000	APPOINTED	NO	07/11/10
ADELMAN SCOTT		70210	\$41975.0000	APPOINTED	NO	07/06/10
AHMED RAHMATUL		71651	\$29217.0000	APPOINTED	NO	07/11/10
ALI ANSARAY		71651	\$29217.0000	APPOINTED	NO	07/11/10
ALICEA SABRINA	A	70210	\$41975.0000	APPOINTED	NO	07/06/10
ALVAREZ ANNA		70210	\$76488.0000	RETIRED	NO	07/31/10
ARMSTRONG ERIKA	M	71651	\$29217.0000	APPOINTED	NO	07/11/10
ARNER TROY	R	71651	\$29217.0000	APPOINTED	NO	07/11/10
ARTHUR NANA	A	71651	\$29217.0000	APPOINTED	NO	07/11/10
AUDAIN OSMOND		71651	\$29217.0000	APPOINTED	NO	07/11/10
BAPTISTE AKIL	A	71651	\$29217.0000	APPOINTED	NO	07/21/10
BARNABY EDGAR	N	71651	\$29217.0000	APPOINTED	NO	07/11/10
BAUER JOHN	V	70210	\$41975.0000	RESIGNED	NO	07/28/10
BECHT MICHAEL	R	70210	\$41975.0000	RESIGNED	NO	07/09/10
BEDOYA BORYS	I	70210	\$41975.0000	APPOINTED	NO	07/06/10
BELFORD SCOTT	M	70260	\$108244.0000	RETIRED	NO	07/31/10
BERMEO DANNY	R	71651	\$36210.0000	APPOINTED	NO	07/06/10
BHAHI MAJID		7021A	\$81120.0000	RESIGNED	NO	07/27/10
BLAIR JR. BASIL	E	71651	\$29217.0000	APPOINTED	NO	07/11/10
BLOUNT MELISSA	M	71651	\$29217.0000	APPOINTED	NO	07/11/10
BLUNT KEITH	L	70210	\$41975.0000	APPOINTED	NO	07/06/10
BRITO MARIA	D	60817	\$35323.0000	APPOINTED	NO	07/06/10
BROOKS EDWARD		71651	\$29217.0000	APPOINTED	NO	07/11/10
BROUGHTON CHARLES	H	70260	\$108244.0000	RETIRED	NO	07/31/10
BROWER KEONI		71651	\$29217.0000	APPOINTED	NO	07/11/10
BROWN DOLORES	W	31121	\$49734.0000	RETIRED	NO	07/02/10
BUCCIERO VINCENT	A	70260	\$108244.0000	RETIRED	NO	07/28/10
BURKERT MARIE	T	10144	\$35285.0000	APPOINTED	NO	07/06/10
BURNS STEPHEN	E	70260	\$108244.0000	RETIRED	NO	07/19/10
BURTON ERIC	M	7021A	\$83921.0000	RETIRED	NO	07/18/10
BUTLER KHOURI	A	60817	\$35323.0000	APPOINTED	NO	07/06/10
BUTTNER PATRICK	W	70260	\$108244.0000	RETIRED	NO	07/31/10
CADORE CHERYLAN		71651	\$36210.0000	INCREASE	NO	07/13/10

LATE NOTICE

AGENCY PUBLIC HEARINGS ON CONTRACT AWARDS

"These Hearings may be cablecast on NYC TV Channel 74 on Sundays, from 5:00 p.m. to 7:00 p.m. For more information, visit: www.nyc.gov/tv" NOTE: Individuals requesting Sign Language Interpreters should contact the Mayor's Office of Contract Services, Public Hearings Unit, 253 Broadway, 9th Floor, 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 services.

DESIGN AND CONSTRUCTION

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Thursday, September 16, 2010, in Spector Hall, 22 Reade Street, Main Floor, Borough of Manhattan, commencing at 10:00 A.M. on the following:

IN THE MATTER of a proposed contract between the Department of Design and Construction of the City of New York and URS Corporation - New York, One Penn Plaza, Suite 610, New York, NY 10119, for HWDRWALLF, Requirements Contract for Engineering Design and Related Services for Retaining Walls, Citywide. The contract amount shall be \$5,000,000. The contract term shall be 1,095 Consecutive Calendar Days from the date of registration with one option to renew for 730 Consecutive Calendar Days for up to \$2,000,000. PIN #: 8502010RQ0002P.

The proposed consultant has been selected by means of the Competitive Sealed Proposal Method, pursuant to Section 3-03 of the Procurement Policy Board Rules.

A draft copy of the proposed contract is available for public inspection at the Department of Design and Construction, Professional Contracts Section, 30-30 Thomson Avenue, Fourth Floor, Long Island City, New York 11101, from September 7, 2010 to September 16, 2010, excluding Saturdays, Sundays and Holidays, from 9:00 A.M. to 4:00 P.M. Contact John Katsorhis at (718) 391-2263.

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