



THE CITY RECORD

Official Journal of The City of New York

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

Printed on paper containing
40% post-consumer material

VOLUME CXXXVIII NUMBER 242

MONDAY, DECEMBER 19, 2011

PRICE \$4.00

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THE CITY RECORD

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

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

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

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

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CITYWIDE

No. 1

E-DESIGNATION TEXT

Citywide **N120090ZRY**
IN THE MATTER OF an application submitted by the New York City Department of City Planning pursuant to Section 200 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, to modify the provisions of Section 11-15 Environmental Requirements and related Sections.

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

11-15 Environmental Requirements

The designation (E), or an environmental restrictive declaration, where listed in Appendix C (CEQR Environmental Requirements), of this Resolution, indicates that environmental requirements pertaining to potential hazardous materials ~~contamination, or~~ noise or air quality impacts have been established ~~which are incorporated into in connection with the provisions of a #zoning map# or text amendment or an action pursuant to this Resolution for one or more tax lots.~~ ~~The said~~ Such environmental requirements are set forth in the City Environmental Quality Review (CEQR) Declaration determination related to such #zoning map# or text amendment or action, a specific #zoning map# amendment. ~~In the case of a merger or subdivision of tax lots or #zoning lots# with an (E) designation, involving improved or unimproved properties, the (E) designation will apply to all portions of the property.~~

The CEQR Declarations determinations are on file with the designated lead agency and the Mayor's Office of Environmental Coordination (MOEC). A listing of such CEQR Declarations determinations and their related environmental requirements, entitled City Environmental Quality Review Declarations, is found within Appendix C of this Resolution, appended to the #zoning maps#. (E) designations and environmental restrictive declarations may only be removed from Appendix C or modified in accordance with the provisions of paragraph (c) of this Section.

In the case of a merger or subdivision of lots subject to an (E) designation or environmental restrictive declaration involving improved or unimproved properties, the environmental requirements, as applicable, shall apply to all portions of the merged lot or to each subdivided lot.

Upon application to the Mayor's Office of Environmental Remediation (OER) by the owner of the affected lot(s), OER may, with the consent of the lead agency, modify the environmental requirements set forth in a CEQR Determination based upon new information, additional facts or updated standards, as applicable, provided that such modifications are equally protective.

Tax lots with environmental requirements shall be subject to the following:

- (a) Building permit conditions

Prior to issuing a building permit, or temporary or permanent certificate of occupancy, for any #development#, or for an #enlargement#, #extension# or a change of #use#, any of which involves a #residential# or a #community facility use#, or for an #enlargement# of a #building# for any #use# that involves a disturbance of the soil any of the types of construction listed in paragraphs (a)(1), (a)(2) or (a)(3) of this Section, on a tax lot that has an (E) designation or an environmental restrictive declaration related to ~~for~~ potential hazardous materials, noise, or air quality contamination, the Department of Buildings (DOB) shall be furnished with a report from the Department of Environmental Protection notice issued by (DEP OER) of the city of New York stating that the environmental requirements related to the (E) designation have been met for that lot OER does not object to the issuance of such building permit, or temporary or permanent certificate of occupancy, in accordance with the

PUBLIC HEARINGS AND MEETINGS

See Also: Procurement; Agency Rules

BOARD MEETINGS

NOTICE OF MEETINGS

City Planning Commission

Meets in Spector Hall, 22 Reade Street, New York, New York 10007, twice monthly on Wednesday, at 10:00 A.M., unless otherwise ordered by the Commission.

City Council

Meets by Charter twice a month in Councilman's Chamber, City Hall, Manhattan, New York 10007, at 1:30 P.M.

Contract Awards Public Hearing

Meets in Spector Hall, 22 Reade Street, Main Floor, Manhattan, weekly, on Thursday, commencing 10:00 A.M., and other days, times and location as warranted.

Design Commission

Meets at 253 Broadway, 5th Floor, New York, New York 10007. For meeting schedule, please visit nyc.gov/designcommission or call (212) 788-3071.

Department of Education

Meets in the Hall of the Board for a monthly business meeting on the Third Wednesday, of each month at 6:00 P.M. The Annual Meeting is held on the first Tuesday of July at 10:00 A.M.

Board of Elections

32 Broadway, 7th Floor, New York, NY 10004, on Tuesday, at 1:30 P.M. and at the call of the Commissioner.

Environmental Control Board

Meets at 40 Rector Street, OATH Lecture Room, 14th Floor, New York, NY 10006 at 9:15 A.M., once a month at the call of the Chairman.

Board of Health

Meets in Room 330, 125 Worth Street, Manhattan, New York 10013, at 10:00 A.M., at the call of the Chairman.

Health Insurance Board

Meets in Room 530, Municipal Building, Manhattan, New York 10007, at call of the Chairman.

Board of Higher Education

Meets at 535 East 80th Street, Manhattan, New York 10021, at 5:30 P.M., on fourth Monday in January, February, March, April, June, September, October, November and December. Annual meeting held on fourth Monday in May.

Citywide Administrative Services

Division Of Citywide Personnel Services will hold hearings as needed in Room 2203, 2 Washington Street, New York, N.Y. 10004.

Commission on Human Rights

Meets on 10th floor in the Commission's Central Office, 40 Rector Street, New York, New York 10006, on the fourth Wednesday of each month, at 8:00 A.M.

In Rem Foreclosure Release Board

Meets in Spector Hall, 22 Reade Street, Main Floor, Manhattan, Monthly on Tuesdays, commencing 10:00 A.M., and other days, times and location as warranted.

Franchise And Concession Review Committee

Meets in Spector Hall, 22 Reade Street, Main Floor, Manhattan, Monthly on Wednesdays, commencing 2:30 P.M., and other days, times and location as warranted.

Real Property Acquisition And Disposition

Meets in Spector Hall, 22 Reade Street, Main Floor, Manhattan, bi-weekly, on Wednesdays, commencing 10:00 A.M., and other days, times and location as warranted.

Landmarks Preservation Commission

Meets in the Hearing Room, Municipal Building, 9th Floor North, 1 Centre Street in Manhattan on approximately three Tuesday's each month, commencing at 9:30 A.M. unless otherwise noticed by the Commission. For current meeting dates, times and agendas, please visit our website at www.nyc.gov/landmarks.

Employees' Retirement System

Meets in the Boardroom, 22nd Floor, 335 Adams Street, Brooklyn, New York 11201, at 9:30 A.M., on the third Thursday of each month, at the call of the Chairman.

Housing Authority

Board Meetings take place every other Wednesday at 10:00 A.M. in the Board Room on the 12th Floor of 250 Broadway, New York, New York (unless otherwise noted). For Board Meeting dates and times, please visit NYCHA's Website at nyc.gov/nycha or contact the Office of the Secretary at (212) 306-6088. Copies of the Calendar are available on NYCHA's Website or can be picked up at the Office of the Secretary at 250 Broadway, 12th Floor, New York, New York, no earlier than 3:00 P.M. on the Friday before the upcoming Wednesday Board Meeting. Copies of the Disposition are also available on NYCHA's Website or can be picked up at the Office of the Secretary no earlier than 3:00 P.M. on the Thursday after the Board Meeting.

Any changes to the schedule will be posted here and on NYCHA's Website to the extent practicable at a reasonable time before the meeting.

These meetings are open to the public. Pre-registration at least 45 minutes before the scheduled Board Meeting is required by all speakers. Comments are limited to the items on the Calendar. Speaking time will be limited to three minutes. The public comment period will conclude upon all speakers being heard or at the expiration of 30 minutes allotted by law for public comment, whichever occurs first. Any person requiring a reasonable accommodation in order to participate in the Board Meeting, should contact the Office of the Secretary at (212) 306-6088 no later than five business days before the Board Meeting.

For additional information, please visit NYCHA's Website or contact (212) 306-6088.

Parole Commission

Meets at its office, 100 Centre Street, Manhattan, New York 10013, on Thursday, at 10:30 A.M.

Board of Revision of Awards

Meets in Room 603, Municipal Building, Manhattan, New York 10007, at the call of the Chairman.

Board of Standards and Appeals

Meets at 40 Rector Street, 6th Floor, Hearing Room "E" on Tuesdays at 10:00 A.M. Review Sessions begin at 9:30 A.M. and are customarily held on Mondays preceding a Tuesday public hearing in the BSA conference room on the 9th Floor of 40 Rector Street. For changes in the schedule, or additional information, please call the Application Desk at (212) 513-4670 or consult the bulletin board at the Board's Offices, at 40 Rector Street, 9th Floor.

Tax Commission

Meets in Room 936, Municipal Building, Manhattan, New York 10007, each month at the call of the President.

CITY PLANNING COMMISSION

PUBLIC HEARING

NOTICE IS HEREBY GIVEN THAT RESOLUTIONS I. PUBLIC HEARINGS OF THE FOLLOWING MATTERS TO BE SCHEDULED FOR WEDNESDAY, JANUARY 4, 2012 STARTING AT 10:00 A. M. AT SPECTOR HALL, 22 READE STREET NEW YORK, NEW YORK.

applicable rules of the City of New York ("OER Notice").

An (E) designation for potential hazardous material contamination may be satisfied and administratively removed from a #zoning map# through the following procedure:

(a) Satisfaction of requirements

The owner of any tax lot with an (E) designation for potential hazardous material contamination may file, with the Department of City Planning, a report from DEP, or its successor agency, specifying that the environmental requirements relating to such designation have been satisfied regarding that lot. Upon receipt of such report, the Department of City Planning shall indicate such satisfaction as to that lot on the listing of (E) designations appended to the #zoning maps# of the Zoning Resolution.

(1) For hazardous materials:

- (i) any #development#;
- (ii) an #enlargement#, #extension# or change of #use#, any of which involves a #residential# or a #community facility use#; or
- (iii) an #enlargement# or alteration of a #building# for any #use# that involves a disturbance of the soil;

(2) For air quality:

- (i) any #development#;
- (ii) an #enlargement#, #extension# or change of #use#; or
- (iii) an alteration that involves ventilation or exhaust systems, including but not limited to stack relocation or vent replacement; or

(3) For noise:

- (i) any #development#;
- (ii) an #enlargement#, #extension# or change of #use#; or
- (iii) an alteration that involves window or exterior wall relocation or replacement.

(b) Ongoing monitoring Removal of (E) designation

The Department of City Planning shall administratively remove the (E) designation for potential hazardous material contamination from a #zoning map# when all environmental requirements for potential hazardous material contamination have been met on all tax lots specified in the CEQR declaration.

In the event that it is indicated through a duly issued OER Notice that a tax lot that has an (E) designation or an environmental restrictive declaration requires ongoing monitoring, a declaration of covenants and restrictions governing the ongoing site management requirements shall be recorded against the subject tax lot in the Office of the City Register or, where applicable, in the County Clerk's Office in the County where the lot is located.

As a condition to its issuance of a temporary or final Certificate of Occupancy or granting of permit sign-off, if no Certificate of Occupancy is required, DOB shall be provided with proof that the ongoing monitoring declaration has been duly recorded. The recording information for the ongoing monitoring declaration shall be referenced on the first Certificate of Occupancy to be issued after such declaration is recorded, as well as all subsequent Certificates of Occupancy, for as long as the ongoing monitoring declaration remains in effect.

The Director of the Department of City Planning shall transmit notice of such satisfaction or removal of an (E) designation to the Department of Buildings, the OEC and the DEP.

(c) Completion of environmental requirements Sunset provision

The DEP shall adopt rules pursuant to Chapter 45 of the Charter of the City of New York which shall establish:

- (1) standards for determining potential hazardous material contamination which, upon adoption, shall be utilized in determining whether or not an (E) designation shall be imposed on any tax lot; and
- (2) testing and remediation standards and protocols for potential hazardous material contamination which, upon adoption, shall be utilized in determining whether or not the environmental requirements relating to such (E) designation(s) have been satisfied so as to warrant the removal of such designation.

The requirements for the adoption of rules set forth in paragraph (c) of this Section, inclusive, shall not be construed to prohibit either the imposition or the

removal of an (E) designation, in accordance with law, prior to the adoption of such rules.

In the event that such rules are not adopted by DEP by July 1, 2001, the provisions of this Section as they relate to potential hazardous material contamination, except for underground gasoline storage tanks, shall lapse.

(1) Removal of tax lots subject to an (E) designation or an environmental restrictive declaration from Appendix C

The Department of City Planning (DCP) shall administratively modify Appendix C after receiving a duly issued OER Notice, stating that the environmental requirements related to an (E) designation or contained in an environmental restrictive declaration related to potential hazardous materials, noise or air quality have been completed for or otherwise no longer apply to a tax lot or lots, such that:

- (i) no further testing, remediation or ongoing monitoring is required for hazardous materials contamination;
- (ii) the noise generating source has been permanently eliminated; or
- (iii) the emissions source related to air quality has been permanently eliminated.

(2) Removal of (E) designation from Appendix C

DCP shall administratively remove an (E) designation from Appendix C when, in accordance with the provisions of paragraph (c)(1) of this Section, the environmental requirements for all tax lots subject to the (E) designation have been completed.

(3) Cancellation of environmental restrictive declaration and modification of Appendix C

DCP shall administratively remove an environmental restrictive declaration from Appendix C when, in accordance with the provisions of paragraph (c)(1) of this Section, the environmental requirements contained in such environmental restrictive declaration have been completed for all tax lots and a Notice of Cancellation of the environmental restrictive declaration has been duly recorded against the subject tax lots in the Office of the City Register or, where applicable, in the County Clerk's Office in the County where the lots are located.

(4) Notification

DCP shall notify DOB, MOEC and OER in the event that modifications to Appendix C are made.

(d) Notice provision

The City Planning Commission shall adopt rules pursuant to Chapter 45 of the Charter of the City of New York which shall require the lead agency, as defined in 6 N.Y.C.R.R., Part 617, and Executive Order 91 of 1977, as amended, to provide notification of a proposed (E) designation to the owner(s) of the property to be so designated not less than 60 days prior to such designation.

The provisions of this Section 11-15 shall apply to all (E) designations and environmental restrictive declarations, notwithstanding the date such environmental requirements were established.

11-151 Special requirements for properties in the Borough of Queens

(a) Block 9898, Lots 1 and 117, in the Borough of Queens, shall be subject to the provisions of Section 11-15 (Environmental Requirements) governing (E) designations. The City Environmental Quality Review (CEQR) Declarations for these sites shall be listed in APPENDIX C (City Environmental Quality Review (CEQR) Environmental Designations Requirements) of the Zoning Resolution.

(b) The following special requirements shall apply to a #development#, #enlargement# or change of #use# for properties in the Borough of Queens located within the areas described in paragraphs (1) through (5) of this paragraph, (b):

* * *

However, in the event that the Chairperson of the City Planning Commission, based on consultation with the Department of Environmental Protection of the City of New York, provides a certificate of no effect to the Department of Buildings with regard to industrial air emissions for an area described in this Section paragraph (b), the regulations of the zoning districts designated on the #zoning map# shall apply to any #development#, #enlargement# or change of #use# within such area, to the extent

permitted under the terms of the certificate of no effect.

* * *

86-04 Applicability of Article I

Within the #Special Forest Hills District#, Section 11-15 (Environmental Requirements) shall apply, except that prior to issuing a building permit for any #development#, or for an #enlargement#, #extension# or a change of #use#, on a lot that has an (E) designation for hazardous material contamination, noise or air quality, the Department of Buildings shall be furnished with a report from the Department of Environmental Protection (DEP) of the City of New York stating:

(a) in the case of an (E) designation for hazardous material contamination, that environmental requirements related to the (E) designation have been met for that lot; or

(b) in the case of an (E) designation for noise or air quality, that the plans and drawings for such #development# or #enlargement# will result in compliance with the environmental requirements related to the (E) designation.

* * *

87-04 Applicability of Article I, Chapter 1

Within the #Special Harlem River Waterfront District#, Section 11-15 (Environmental Requirements) shall apply, except that prior to issuing a building permit for any #development#, or for an #enlargement#, #extension# or a change of #use#, on a lot that has an (E) designation for hazardous material contamination, noise or air quality, the Department of Buildings shall be furnished with a report from the Department of Environmental Protection of the City of New York stating:

(a) in the case of an (E) designation for hazardous material contamination, that environmental requirements related to the (E) designation have been met for that lot; or

(b) in the case of an (E) designation for noise or air quality, that the plans and drawings for such #development# or #enlargement# will result in compliance with the environmental requirements related to the (E) designation.

87-05 04 Applicability of Article VI, Chapter 2

* * *

87-06 05 Modification of Use and Bulk Regulations for Parcels Containing Newly Mapped Streets

* * *

93-051 Applicability of Chapter 1 of Article I

(a) Within the #Hudson Yards Redevelopment Area#, Section 11-15 (Environmental Requirements) shall apply, except that prior to issuing a building permit for any #development#, or for an #enlargement#, #extension# or a change of #use#, on a lot that has an (E) designation for hazardous material contamination, noise or air quality, the Department of Buildings shall be furnished with a report from the Department of Environmental Protection (DEP) of the City of New York stating:

(1) in the case of an (E) designation for hazardous material contamination, that environmental requirements related to the (E) designation have been met for that lot; or

(2) in the case of an (E) designation for noise or air quality, that the plans and drawings for such #development# or #enlargement# will result in compliance with the environmental requirements related to the (E) designation.

(b) Section 11-332 (Extension of period to complete construction) shall apply, except that notwithstanding the provisions of paragraph (a) of such Section, in the event that other construction for which a building permit has been lawfully issued and for which construction has been commenced but not completed on January 19, 2005, such other construction may be continued provided that the construction is completed and a temporary or permanent certificate of occupancy is obtained not later than January 19, 2006.

* * *

98-051 Applicability of Chapter 1 of Article I

(a) Within the #Special West Chelsea District#, Section 11-15 (Environmental Requirements) shall apply, except that prior to issuing a building permit for any #development#, or for an #enlargement#, #extension# or a change of #use#, on a #zoning lot# that has an (E) designation for hazardous material contamination, noise or air quality, the Department of Buildings shall be furnished with a report from the Department of Environmental Protection (DEP) of the City of New York, stating:

(1) in the case of an (E) designation for

hazardous material contamination, that environmental requirements related to the (E) designation have been met for that #zoning lot#; or

(2) in the case of an (E) designation for noise or air quality, that the plans and drawings for such #development# or #enlargement# will result in compliance with the environmental requirements related to the (E) designation.

(b) Section 11-332 (Extension of period to complete construction) shall apply, except that notwithstanding the provisions of paragraph (a) of such Section, in the event that other construction for which a building permit has been lawfully issued and for which construction has been commenced but not completed on June 23, 2005, such other construction may be continued provided that the construction is completed and a temporary or permanent certificate of occupancy is obtained not later than June 23, 2006.

* * *
104-05
Applicability of Article I, Chapter 1

Within the #Special Manhattanville Mixed Use District#, Section 11-15 (Environmental Requirements) shall apply, except that prior to issuing a demolition permit, where compliance at time of demolition is required by the (E) designation, or a building permit for any #development#, or for an #enlargement#, #extension# or a change of #use#, on a lot that has an (E) designation for hazardous material contamination, noise or air quality, the Department of Buildings shall be furnished with a report from the Department of Environmental Protection of the City of New York, stating:

(a) in the case of an (E) designation for hazardous material contamination, that environmental requirements related to the (E) designation have been met for that lot; or

(b) in the case of an (E) designation for noise or air quality, that the plans and drawings for such #development# or #enlargement# will result in compliance with the environmental requirements related to the (E) designation.

* * *
115-03
Applicability of Article I, Chapter 1

Within the #Special Downtown Jamaica District#, Section 11-15 (Environmental Requirements) shall apply, except that prior to issuing a building permit for any #development#, or for an #enlargement#, #extension# or a change of #use#, on a lot that has an (E) designation for hazardous material contamination, noise or air quality, the Department of Buildings shall be furnished with a report from the Department of Environmental Protection (DEP) of the City of New York, stating:

(a) in the case of an (E) designation for hazardous material contamination, that environmental requirements related to the (E) designation have been met for that lot; or

(b) in the case of an (E) designation for noise or air quality, that the plans and drawings for such #development# or #enlargement# will result in compliance with the environmental requirements related to the (E) designation.

* * *
117-05
Applicability of Article I, Chapter 1

Within the #Special Long Island City Mixed Use District#, Section 11-15 (Environmental Requirements) shall apply, except that prior to issuing a building permit for any #development#, or for an #enlargement#, #extension# or a change of #use#, on a lot that has an (E) designation for potential hazardous material contamination, or noise or air quality impacts, the Department of Buildings shall be furnished with a report from the Department of Environmental Protection of the City of New York stating:

(a) in the case of an (E) designation for potential hazardous material contamination, that environmental requirements related to the (E) designation have been met for that lot; or

(b) in the case of an (E) designation for noise or air quality impacts, that the plans and drawings for such #development# or #enlargement# will result in compliance with the environmental requirements related to the (E) designation.

* * *
110-06
Special requirements for certain properties within Special Hillside Preservation District

The following sites: Block 24, Lot 1; Block 23, Lots 17, 42; Block 23, Lots 1, 4, 12; Block 115, Lots 61, 62, 63; and Block 47, Lots 7, 10, 107 shall be subject to the procedures of Section 11-15 (Environmental Requirements) governing (E) designations. The CEQR Declarations for these sites shall be listed in APPENDIX C (City Environmental Quality Review (CEQR) Requirements Declarations) of the Zoning Resolution. Section 11-15, paragraph (b), shall not apply to such CEQR Declarations.

* * *
124-041
Applicability of Article I, Chapter 1

Within the #Special Willets Point District#, Section 11-15 (Environmental Requirements) shall apply, except that prior to issuing a building permit for any #development#, or for an #enlargement#, #extension# or a change of #use#, on a tax lot

or #zoning lot# that has an (E) designation(s) for hazardous material contamination, noise or air quality, the Department of Buildings shall be furnished with a report from the Department of Environmental Protection of the City of New York stating:

(a) in the case of an (E) designation for hazardous material contamination, that environmental requirements related to the (E) designation have been met for that lot; or

(b) in the case of an (E) designation for noise or air quality, that the plans and drawings for such #development# or #enlargement# shall result in compliance with the environmental requirements related to the (E) designation.

124-042 041
Applicability of Article III, Chapter 6

* * *
124-043 042
Applicability of Article VII, Chapter 3

* * *
124-044 043
Applicability of Article VII, Chapter 4

* * *
126-03
Applicability of Article I, Chapter 1

Within the #Special College Point District#, Section 11-15 (Environmental Requirements) shall apply, except that prior to issuing a building permit for any #development#, or for an #enlargement#, #extension# or a change of #use#, on a lot that has an (E) designation for hazardous material contamination, noise or air quality, the Department of Buildings shall be furnished with a report from the Department of Environmental Protection (DEP) of the City of New York, stating:

(a) in the case of an (E) designation for hazardous material contamination, that environmental requirements related to the (E) designation have been met for that lot; or

(b) in the case of an (E) designation for noise or air quality, that the plans and drawings for such #development# or #enlargement# will result in compliance with the environmental requirements related to the (E) designation.

* * *
128-051
Applicability of Article I, Chapter 1

Within the #Special St. George District#, Section 11-15 (Environmental Requirements) shall apply, except that prior to issuing a building permit for any #development#, or for an #enlargement#, #extension# or a change of #use#, on a lot that has an (E) designation for hazardous material contamination, noise or air quality, the Department of Buildings shall be furnished with a report from the Department of Environmental Protection of the City of New York, stating:

(a) in the case of an (E) designation for hazardous material contamination, that environmental requirements related to the (E) designation have been met for that lot; or

(b) in the case of an (E) designation for noise or air quality, that the plans and drawings for such #development# or #enlargement# will result in compliance with the environmental requirements related to the (E) designation.

128-052 051
Applicability of Article I, Chapter 2

* * *
128-053 052
Applicability of Article I, Chapter 5

* * *
128-054 053
Applicability of Article III, Chapter 6

The provisions of Section 36-76 (Waiver or Reduction of Spaces for Subsidized Housing) shall not apply in the #Special St. George District#.

* * *
131-041
Applicability of Article I, Chapter 1

Within the #Special Coney Island District#, Section 11-15 (Environmental Requirements) shall apply, except that prior to issuing a demolition permit, where compliance at time of demolition is required by the (E) designation, or a building permit for any #development#, or for an #enlargement#, #extension# or a change of #use#, on a lot that has an (E) designation for potential hazardous material contamination, noise or air quality impacts, the Department of Buildings shall be furnished with a report from the Department of Environmental Protection of the City of New York stating:

(a) in the case of an (E) designation for hazardous material contamination, that environmental requirements related to the (E) designation have been met for that lot; or

(b) in the case of an (E) designation for noise or air quality impacts, that the plans and drawings for such #development# or #enlargement# will result in compliance with the environmental requirements related to the (E) designation.

131-042 041
Applicability of Article I, Chapter 5

* * *
131-043 042
Applicability of Article VI, Chapter 2

* * *
131-044 043
Applicability of Article VII, Chapter 4

* * *
131-045 044

Physical culture or health establishments

* * *
131-046 045
Modification of use and bulk regulations for zoning lots fronting upon Riegelmann Boardwalk, KeySpan Park and Highland View Park

* * *
NYC ZONING RESOLUTION
APPENDIX C:

CITY ENVIRONMENTAL QUALITY REVIEW (CEQR) ENVIRONMENTAL DESIGNATIONS REQUIREMENTS TABLE						
E-No.	CEQR No.		Tax Block	Tax Lot(s)		Lot Remediation Date
Effective Date	ULURP No.	Description				
Satisfaction Date	Zoning Map No.					
E-1 4/28/1983	NA 830178 ZMK 16a,16c	Double Glazed Windows	319	12,23,45,6,7,8,9,10,11,12,13,14,15,16,17,18,19,20,22,23,24,25,26,27,28,29,30,31,32,33,34,35,36,37,39,42,49,50,51,55,62,65		
E-2 4/28/1983	82-214X 830468 ZMX 3d	N2 Ambient Noise Zone Levels	2953	1,6,8,9,11,12,13,17,21,22,23,24,33,35,37,39,41,43,48,50,58,64		
E-3 3/15/1984	83-080X 840900 ZMX 3d	N2 Ambient Noise Zone Levels	2977	126,128,129,131,133,134,135,136,137,138,139,141,142,143		
E-4 6/14/1984	82-070M 840260 ZMM 8b,12a	Double Glazed Windows & Alternate Ventilation	641 642 643	17,36,39,75 1,2,3,4,12,14,19,30,34 1,2,3,4,5,6,7,8,9,10,11,12,13,14,15,16,17,18,19,27		
E-5 12/6/1984	82-270Q 830193 ZMQ 13d	Double Glazed Windows	3637	1,2		

* * *
Resolution for adoption scheduling January 4, 2012 for a public hearing.

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

d19-14

CITYWIDE ADMINISTRATIVE SERVICES

■ PUBLIC HEARINGS

PROPOSED DISPOSITION OF CERTAIN
NEW YORK CITY REAL PROPERTIES BY DIRECT SALE

PUBLIC NOTICE IS HEREBY GIVEN THAT the Department of Citywide Administrative Services proposes the sale of the properties listed below, without public auction, pursuant to Section 384b-4a of the New York City Charter, to the private owners of abutting properties.

In accordance with Section 384b-4a of the New York City Charter, a public hearing will be held regarding the proposed sales on Tuesday, January 24, 2012 at Spector Hall, 22 Reade Street, Borough of Manhattan, commencing at 10:00 A.M.

The sale of these properties has been certified by the Commissioner of the Department of Citywide Administrative Services to be in the City's best interest and in accordance with Section 384b-4a of the New York City Charter. Due to size, shape, applicable zoning, configuration, or topography, such factors, singly or in combination, render the independent development of the subject property economically impractical or infeasible. The consideration shall be the fair market value as determined by an appraisal.

If approved by the Mayor of the City of New York, the Department of Citywide Administrative Services shall be authorized to sell the properties listed below.

Further information may be obtained at the Department of Citywide Administrative Services, 1 Centre Street, 20th Floor South, New York, NY 10007, Attention: Joseph Valentino, (212) 669-8491.

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

12 Parcels

Borough of Brooklyn
Block 830, Lot 11, \$400, to the owner of Lot 12

Borough of Brooklyn
Block 903, Lot 148, \$185, to the owner of Lot 149

Borough of Brooklyn
Block 4107, Lot 87, \$187, to the owner of Lot 108

Borough of Queens
Block 3369, Lot 1, \$470, to the owner of Lot 2

Borough of Queens
Block 11742, Lot 42, \$12,220, to the owner of Lot 43

Borough of Queens
Block 11761, Lot 142, \$40, to the owner of Lot 42

Borough of Queens
Block 13112, Lot 26, \$500, to the owner of Lot 28

Borough of Queens
Block 14255, Lot 1691, \$14,560, to the owner of Lot 1693

Borough of Queens
Block 15600, Lot 775, \$6,800, to the owner of Lot 1

Borough of Staten Island
Block 1100, Lot 1, \$380, to the owner of Lot 2

Borough of Staten Island
Block 3813, Lot 21, \$34,580, to the owner of Lot 3

Borough of Staten Island
Block 5249, Lot 27, \$21,060, to the owner of Lot 25

☛ d19

PUBLIC NOTICE IS HEREBY GIVEN THAT a Voluntary Public Hearing will be held on Tuesday, January 24, 2012 at Spector Hall, 22 Reade Street, Borough of Manhattan, commencing at 10:00 A.M., in the matter of removing a deed restriction on a property in the Borough of Manhattan.

The Department of Citywide Administrative Services proposes to remove a deed restriction that limits development of the property to 54 feet and other actions to allow development pursuant to existing zoning. This action is intended to promote the productive use of this property. Consideration for this action is \$3,200,000.

If approved by the Mayor of the City of New York, the Department of Citywide Administrative Services shall be authorized to modify this deed.

The calendar document for the voluntary public hearing is available for inspection by the public at the Department of Citywide Administrative Services office at 1 Centre Street, 20th Floor South, New York, NY 10007, Attention: Joseph Valentino (212) 669-8491.

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

1 Parcel

Borough of Brooklyn

Block 244, Lot 1

☛ d19

EMPLOYEES RETIREMENT SYSTEM

INVESTMENT MEETING

Please be advised that the next Investment Meeting of the Board of Trustees of the New York City Employees' Retirement System has been scheduled for Tuesday, December 20, 2011 at 9:30 A.M. to be held at the New York City Employees' Retirement System, 335 Adams Street, 22nd Floor, Boardroom, Brooklyn, NY 11201-3751.

d13-19

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, December 20, 2011 at 9:30 A.M.**, the Landmarks Preservation Commission will conduct a *public hearing* in the Public Meeting Room of the Landmarks Preservation Commission, located at The Municipal Building, 1 Centre Street, 9th Floor North, City of New York, with respect to the following proposed Landmark and Landmark Site. Any person requiring reasonable accommodation in order to participate in the hearing should call or write the Landmarks Preservation Commission, [Municipal Building, 1 Centre Street, 9th Floor North, New York, NY 10007, (212) 669-7700] no later than five (5) business days before the hearing. There will also be a public meeting on that day.

ITEM TO BE HEARD

BOROUGH OF BROOKLYN

PUBLIC HEARING ITEM NO.1

LP-2202

NEW YORK AND LONG ISLAND COIGNET STONE COMPANY BUILDING, 360 Third Avenue (aka 370 Third Avenue; 230 Third Street), Brooklyn.

Landmark Site: Borough of Brooklyn Tax Map Block 978, Lot 7

Modification to the Landmark Site, Borough of Brooklyn Tax Map Block 978 Lot 7 in part consisting of the land underneath the described building with a five foot buffer zone.
[Community Board No. 6]

d5-19

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, **December 20, 2011 at 9:30 A.M.** in the morning of that day, a public hearing will be held in the Conference Room at 1 Centre Street, 9th Floor, Borough of Manhattan with respect to the following properties and then followed by a public meeting. Any person requiring reasonable accommodation in order to participate in the hearing or attend the meeting should call or write the Landmarks Commission no later than five (5) business days before the hearing or meeting.

BINDING REPORT
BOROUGH OF QUEENS 12-6001 - Block, 5917, lot 1-

Building 325 - Fort Totten Historic District
A Colonial Revival style artillery barracks and mess hall designed by the Office of the Quartermaster General and built in 1893-94, with an addition added in 1904. Application is to reconstruct the entryway, install a barrier-free access lift, and relocate the flagpoles. Community District 7.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 12-5123 - Block, 5026, lot 7-193 Ocean Avenue - Ocean on the Park Historic District
A Renaissance Revival style rowhouse designed by Axel S. Hedman and built c.1909. Application is to legalize alterations to the driveway and stoop performed without Landmarks Preservation Commission permits.
Community District 9.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 12-6366- Block 216, lot 24-30 Henry Street, aka 28-30 Henry Street - Brooklyn Heights Historic District
A building reconstructed in 1963 as a factory and store building. Application is to demolish the building and construct a new building. Zoned R-7/LH-1.
Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 12-6363 - Block 145, lot 18-105-107 Reade Street - Tribeca South Historic District
An Italianate style store and loft building constructed in 1860-61. Application is to construct a rooftop addition, alter the rear elevation, and install new storefront infill.
Zoned C6-3A. Community District 1.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 11-4545 - Block 180, lot 29-7 Harrison Street - Tribeca West Historic District
A Renaissance Revival style store and loft building designed by William Schickel & Co. and built in 1893-94. Application is to install additional telecommunications antennas at the roof. Community District 1.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 12-6436 - Block 209, lot 28-261 Canal Street, aka 21-23 Howard Street - SoHo-Cast Iron Historic District Extension
An Italianate style store and loft building built c. 1853-57. Application is to install storefront infill and modify the loading platform. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 12-3743 - Block 547, lot 30-715-721 Broadway - NoHo Historic District
A Renaissance Revival style store and office building designed by Robert Maynicke and built in 1894-96. Application is to relocate two flagpoles and install a stretch banner. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 12-3742 - Block 545, lot 15 - 726 Broadway - NoHo Historic District
A neo-Classical style garage, factory and warehouse building designed by Wm. Steele and Sons Co. and built in 1917-19. Application is to install four stretch banners and a plaque sign. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 12-2485 - Block 644, lot 43-22 Little West 12th Street - Gansevoort Mark Historic District
A neo-Georgian style stables building designed by John M. Baker and built in 1908-09. Application is to establish a master plan governing the installation of painted wall signs. Zoned M1-5. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 12-4309 - Block 644, lot 43-22 Little West 12th Street - Gansevoort Mark Historic District
A neo-Georgian style stables building designed by John M. Baker and built in 1908-09. Application is to construct a rooftop addition, modify the rear façade, install new storefront infill, a canopy, and painted will sign. Zoned M1-5. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 12-6401 - Block 718, lot 91-421 West 20th Street - Chelsea Historic District
A freestanding faculty house designed by Charles Coolidge Haight and built in 1892, within an ensemble of English Collegiate Gothic style buildings built largely between 1883-1902. Application is to alter window openings.
Community District 4.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 12-2493 - Block 829, lot 56-1179 Broadway - Madison Square North Historic District
A store and office building designed by Herman Wolff and built c. 1926; originally a part of the mid-19th century Coleman Hotel Complex. Application is to reconstruct the primary facade and replace windows. Community District 5.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 12-6334 - Block 856, lot 9-11 East 26th Street - Madison Square North Historic District
A neo-Gothic style store and loft building designed by Rouse & Goldstone and built in 1912-13. Application is to replace storefront infill. Community District 5.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 12-6398 - Block 863, lot 60-183 Madison Avenue- Madison Belmont Building - Individual Landmark
A transitional neo-Renaissance/Modern style building designed by Warren & Wetmore with ironwork by Edgar Brandt, built in 1924-25. Application is to establish a master plan governing the future installation of storefront infill.
Community District 5.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 11-5531 - Block 997, lot 19-123 West 44th Street- The Hotel Gerard - Individual Landmark
An apartment hotel designed in a combination of Romanesque, German Gothic, and Renaissance styles by George Keister, built in 1893 and altered in 1917-1920. Application is to install mechanical equipment.
Community District 5.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 12-6325 - Block 1013, lot 39-214 West 42nd Street - New Amsterdam Theater - Individual Landmark
A Beaux-Arts style theater designed by Herts & Tallant and built in 1902-03. Application is to replace internally illuminated signage at the marquee with LED signage and lighting. Community District 5.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 12-4293 - Block 1334, lot 41-320 West 42nd Street - Tudor City Historic District

A Tudor Revival style apartment hotel built in 1928-29. Application is to establish a master plan governing the future installation of windows and window air conditioner units.
Community District 6.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 12-4297 - Block 1150, lot 1-173-175 West 78th Street, aka 379-381 Amsterdam Avenue - Upper West Side/Central Park West Historic District
A neo-Renaissance style apartment building designed by George A. Bagge & Sons and built in 1928-29. Application is to install new storefront infill and mechanical equipment.
Community District 7.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 12-1421 Block 1410, lot 69-829 Park Avenue - Upper East Side Historic District
A neo-Classical style apartment building designed by Pickering & Walker and built in 1910-11. Application is to legalize alterations to the concrete sidewalk at the entryway in non-compliance with Permit for Minor Work 09-4687.
Community District 8.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 12-5890 - Block 1387, lot 52-903 Madison Avenue - Upper East Side Historic District
A Queen Anne style rowhouse designed by Charles Buek & Co., built in 1886-87, and altered in 1929 with the installation of a two-story commercial storefront. Application is to construct a rear yard addition. Zoned C5-1.
Community District 8.

BINDING REPORT
BOROUGH OF MANHATTAN 12-6207 - Block 1609, lot 1-1220 Fifth Avenue -Museum of the City of New York- Individual Landmark
A late Georgian style museum building designed by Joseph H. Freedlander and built in 1928-30. Application is to construct an addition on a rear terrace. Zoned R9.
Community District 11.

d7-20

MEETING

NOTICE IS HEREBY GIVEN THAT PURSUANT to the provisions of Title 25, Chapter 3 of the Administrative Code of the City of New York that on **Tuesday, December 20, 2011**, there will be a Public Meeting of the Landmarks Preservation Commission in the Public Hearing Chamber at 1 Centre Street, 9th Floor North, Borough of Manhattan, City of New York. For information about the Public Meeting agenda, please contact the Public Information Officer at (212) 669-7817.

d15-19

PROPERTY DISPOSITION

CITYWIDE ADMINISTRATIVE SERVICES

MUNICIPAL SUPPLY SERVICES

SALE BY AUCTION

PUBLIC AUCTION SALE NUMBER 12001-H

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 TUESDAY, DECEMBER 20, 2011 (SALE NUMBER 12001-H). 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.

d13-20

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



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

ADMINISTRATION FOR CHILDREN’S SERVICES

■ SOLICITATIONS

Human / Client Services

NON-SECURE DETENTION GROUP HOMES – Negotiated Acquisition – Judgment required in evaluating proposals - PIN# 06811N0004 – DUE 05-31-13 AT 2:00 P.M. – The Administration for Children’s Services, Division of Youth and Family Justice is soliciting applications from organizations interested in operating non-secure detention group homes in New York City. This is an open-ended solicitation; applications will be accepted on a rolling basis until 2:00 P.M. on 5/31/13.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
 Administration for Children’s Services, 150 William Street, 9th Floor, New York, NY 10038.
 Patricia Chabla (212) 341-3505; Fax: (212) 341-3625;
 patricia.chabla@dca.state.ny.us

j1-n14

■ AWARDS

Services (Other Than Human Services)

REPAIR/REPLACEMENT KITCHEN RANGE HOODS – Competitive Sealed Bids – PIN# 06811ADM0002 – AMT: \$242,996.18 – TO: Chief Fire Prevention and Mechanical Corp., 10 West Broad Street, 2nd Floor, Mt. Vernon, NY 10552.

d19

■ INTENT TO AWARD

Services (Other Than Human Services)

MENTAL HEALTH EVALUATION SERVICES - RENEWAL – Government to Government – PIN# 06807T0003CNVNR004 – DUE 12-21-11 AT 10:00 A.M. – This notice is placed as required by the NYC Procurement Policy Board Rules to advertise the Administration for Children’s Services’ intention to exercise the second of three renewal options contained in the original contract for these services.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
 Administration for Children’s Services, 150 William Street, 9th Floor, New York, NY 10038.
 Beverly G. Matthews (212) 341-3464; Fax: (212) 341-0830;
 beverly.matthews@dca.state.ny.us

d19

CHIEF MEDICAL EXAMINER

■ INTENT TO AWARD

Goods & Services

APPLIED BIOSYSTEMS MODEL #AB 3500XL GENETIC ANALYZER HID – Sole Source – Available only from a single source - PIN# 81612R0410 – DUE 12-30-11 AT 2:00 P.M. – Comes with License, warranty and AB Assurance.

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.
 Office of Chief Medical Examiner, 421 East 26th Street, New York, NY 10016. Arlene Kelly (212) 323-1704;
 Fax: (646) 500-5543; arkelly@ocme.nyc.gov

d12-23

CITYWIDE ADMINISTRATIVE SERVICES

■ INTENT TO AWARD

Services (Other Than Human Services)

ONLINE SURPLUS AUCTION – Demonstration Project – Testing or experimentation is required - PIN# 1200236 – DUE 12-23-11 AT 4:00 P.M. – The Department of Citywide Administrative Services (DCAS), Office of Surplus Activities

(OSA) intends to enter into negotiations with The Public Group, LLC to conduct a demonstration project for online surplus property auctions, PIN# 1200236. The City of New York does not currently have the capability to conduct online surplus property auctions and if, as the result of the pilot auctions, it is determined that online auctions will generate additional revenue and/or other benefits to DCAS, the project will be deemed a success. If successful, DCAS intends to acquire online surplus auction capability through a competitive solicitation. Any firm which believes that it can provide online surplus property auction capability is invited to send a letter, by December 23, 2011, addressed to: Carol Green, Assistant Commissioner, Department of Citywide Administrative Services, Office of Citywide Purchasing, 1 Centre Street, 18th Floor, New York, NY 10007. Letters must be received by 4:00 P.M. on December 23.

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, 18th Fl. South, New York, NY 10007.
 Carol Green (212) 669-8530; cgreen@dcas.nyc.gov

d13-19

MUNICIPAL SUPPLY SERVICES

■ SOLICITATIONS

Goods

GRP: ALLISON TRANSMISSION – Competitive Sealed Bids – PIN# 8571200259 – DUE 01-13-12 AT 10:30 A.M.
 ● **GRP: SAUER DANFOSS HYDRAULIC PARTS** – Competitive Sealed Bids – PIN# 8571200256 – DUE 01-13-12 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, 18th Floor, New York, NY 10007.
 Anna Wong (212) 669-8610; Fax: (212) 669-7603;
 dcasdmssbids@dcas.nyc.gov

d19

■ VENDOR LISTS

Goods

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: Mr. Edward Andersen, Procurement Analyst, Department of Citywide Administrative Services, Office of Citywide Procurement, 1 Centre Street, 18th Floor, New York, NY 10007. (212) 669-8509.

j5-d31

DESIGN & CONSTRUCTION

CONTRACTS

■ SOLICITATIONS

Construction / Construction Services

REHABILITATION OF THE HIGH BRIDGE OVER THE HARLEM RIVER ETC., MANHATTAN AND THE BRONX – Competitive Sealed Bids – PIN# 85012B0023 – DUE 01-20-12 AT 11:00 A.M. – Including masonry cleaning, repair and repainting; structural steel repair with cleaning and painting; strengthening tied arch deck; reconstruction of brick walkway; construction of access ramps, lighting, safety fence and signage; refurbishing existing railing; preservation of aqueduct pipe with cleaning and painting

PROJECT NO.: P-3PNYC01/DDC PIN: 8502011HW0063C.

There will be an Optional Pre-Bid Conference on, Thursday, January 5, 2012 at 10:00 A.M. at the High Bridge located at Amsterdam Avenue and W. 173rd Street, New York, NY 10032. Special experience requirements. This is a Federally Aided project to be jointly bid with private utilities. NYSDOT PIN: X760.33 and X770.21.

A deposit of \$35.00 made payable to New York City Department of Design and Construction is required to obtain contract plans and documents. The deposit must be made in the form of a company check, certified check or money order, no cash accepted. Refunds will be made only for contract documents that are returned with a receipt and in the original condition.

Each bid submitted must be accompanied by a certified check for not less than 5 percent of the amount of the bid or a bid bond for not less than 10 percent of the amount of the bid.

This Project is Federally aided and is subject to the provision of Title 23, U.S. code, as amended, and applicable New York State Statutes. In compliance with these provisions, the minimum wages to be paid laborers and mechanics are included in wage schedules that are set in the bid documents.

Disadvantaged Business Enterprises (DBE) will be afforded full opportunity to submit bids and the City of New York hereby notifies all bidders that it will affirmatively insure that any contract entered into pursuant to this advertisement will be awarded to the lowest responsible bidder without discrimination on the basis of race, color, sex, sexual orientation, national origin, age or place of residence. Prospective bidder’s attention is also directed to the requirements of Attachment “H” in Volume 3 of the contract (pages A2-H1 thru A2-H24) concerning DBE participation in the contract. The schedule of proposed DBE participation is to be submitted by the apparent low bidder within 7 business days after the date of the opening of bids.

Non-compliance with the 7 day submittal requirement, the stipulations of Schedule “H” or submittal of bids in which any of the prices for lump sum or unit items are significantly unbalanced to the potential detriment of the Department may be cause for a determination of non-responsiveness and the rejection of the bid. The award of this contract is subject to the approval of the New York City Department of Design and Construction and the New York State Department of Transportation.

DBE Goals: 10 percent

Contract documents are available from the Dept. of Design and Construction, Contracts Section at the below address, Monday to Friday, between the hours of 8:30 A.M. and 4:00 P.M. Agency Contact Person - Lorraine Holley (718) 391-2601
 NOTE: Bid Documents are available for downloading at: <http://www.nyc.gov/ddc>

Apprenticeship Participation Requirements apply to this contract. Vendor Source ID#: 77762.

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 Design and Construction, 30-30 Thomson Avenue, 1st Floor, Long Island City, NY 11101. Ben Perrone (718) 391-2614; Fax: (718) 391-2615.

d19

ENVIRONMENTAL PROTECTION

■ INTENT TO AWARD

Goods

STORM EVENT MONITORING EQUIPMENT – Sole Source – Available only from a single source - PIN# 2018308 – DUE 12-30-11 AT 11:00 A.M. – NYC Environmental Protection intends to enter into a sole source agreement with FTS Forest Technology Systems, for storm event monitoring equipment. Any firm which believes it can also provide the required services is invited to do so indicate by letter or e-mail, which must be received no later than December 30, 2011 to the attention of Ira M. Elmore, Deputy Agency Chief Contracting Officer.

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 Environmental Protection, 59-17 Junction Blvd., 17th Floor, Flushing, NY 11373.
 Ira Elmore (718) 595-3259; Fax: (718) 595-3295;
 ielmore@dep.nyc.gov

d19-23

WASTEWATER TREATMENT

■ SOLICITATIONS

Services (Other Than Human Services)

INTERCEPTOR FLOW AND CAPACITY MAXIMIZATION, CITYWIDE – Competitive Sealed Bids – PIN# 82612WPC1259 – DUE 01-10-12 AT 11:30 A.M. – Project No. REG-28. Document Fee: \$100.00. There will be a pre-bid conference on 12/29/11 at 10:00 A.M. at 96-05 Horace Harding Expressway, 2nd Floor Conference Room #1, Flushing, NY 11373. Ronald Lochan, Project Manager, (718) 595-4724.

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 Environmental Protection, 59-17 Junction Blvd., 17th Floor, Flushing, New York 11373.
 Greg Hall (718) 595-3236; g.hall@dep.nyc.gov

d19

FINANCE

CONTRACTS

■ AWARDS

Services (Other Than Human Services)

INSTALLATION SOFTWARE CONFIGURATION AND TRAINING SERVICES OF THE Q-MATIC SYSTEM – Sole Source – Available only from a single source - PIN# 836081211612 – AMT: \$199,680.93 – TO: Qmatic Corporation, 2400 Commerce Avenue, Building 1100, Suite 100, Duluth, GA 30096. Contract award for a term of three years 1/20/11 through 1/19/14, and one two year renewal 1/20/14 through 1/19/16.

d19

FINANCIAL INFORMATION SERVICES AGENCY

PROCUREMENT

■ INTENT TO AWARD

Services (Other Than Human Services)

BASE SAS, AND IMS – Renewal – PIN# 127FY1200062 – DUE 12-23-11 AT 10:00 A.M. – Pursuant to Section 4-04(c) of the Procurement Policy Board Rules (PPB) the Financial Information Services Agency (FISA) intends to renew its current contract with SAS Institute, Inc. for monthly Base SAS and IMS software maintenance and support. The monthly support of software these software licenses will work in conjunction with FISA’s mainframe computers which processes critical data processing and financial applications. The term of this contract shall be from 7/1/12 - 6/30/15. This contract was originally awarded pursuant to Section 3-05 of the PPB rules for Sole Source procurement.

Contractors may express interest in future procurements by contacting Kwame James at FISA, 450 West 33rd Street, 4th Floor, New York, NY 10001-2603 or by emailing kjames@fisa.nyc.gov between the hours of 9:00 A.M. and 5:00 P.M., Monday through Friday.

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

Financial Information Services Agency, 450 West 33rd Street, 4th Floor, New York, NY 10001.
 Kwame James (212) 857-1653; Fax: (212) 857-1004;
 kjames@fisa.nyc.gov

d14-20

PITNEY BOWES NATIONAL FINALIST

MAINTENANCE – Sole Source – Available only from a single source - PIN# 127FY1200063 – DUE 12-30-11 AT 10:00 A.M. – As per Section 3-05(b) of the Procurement Policy Board Rules, FISA intends to enter into sole source negotiations with Pitney Bowes Software, Inc., to provide software maintenance for National Finalist software. National Finalist is a proprietary mainframe software product used for providing correct address information.

● **LEVI, RAY, SHOUP MAINTENANCE** – Renewal – PIN# 127FY1200053 – DUE 12-30-11 AT 10:00 A.M. Pursuant to Section 4-04(c) of the Procurement Policy Board Rules (PPB), the Financial Information Services Agency (FISA) intends to renew its current contract with Levi, Ray, and Shoup Inc. for monthly DRS, VPS/TCPIP, VTAM Printer Support (VPS) software maintenance and support. The monthly support of software these software licenses will work in conjunction with FISA's mainframe computers which processes critical data processing and financial applications. The term of this contract shall be from 1/1/13 - 12/30/15. This contract was originally awarded pursuant to Section 3-05 of the PPB rules for Sole Source procurement.

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

Financial Information Services Agency, 450 West 33rd Street, 4th Floor, New York, NY 10001.
Kwame James (212) 857-1653; Fax: (212) 857-1004;
kjames@fisa.nyc.gov

d19-23

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***FOR SALE - RADIOLOGY EQUIPMENT**

RELINQUISHMENT – Competitive Sealed Bids – PIN# 000041202006 – DUE 01-12-12 AT 3:00 P.M. – Note: If you have any questions or would like to visit site, please contact Narda Priester at (212) 238-7512.

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.

Coler-Goldwater Memorial Hospital, 1 Main Street, Roosevelt Island, New York, NY 10044.
Carmen Salgado (212) 318-4260; Fax: (212) 318-4253;
carmen.salgado@nychhc.org

d19

Goods & Services

REFURBISH ELECTRODES FOR THE TARN-PURE COPPER SILVER IONIZATION SYSTEMS – Competitive Sealed Bids – PIN# 231-12-031 – DUE 01-20-12 AT 9:30 A.M. – In the Engineering and Maintenance Department at the North Brooklyn Health Network. Site visit scheduled for Monday, January 9, 2012, at 10:00 A.M. at Woodhull Medical and Mental Health Center, 760 Broadway, Room 1BC04, Brooklyn, NY 11206. 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 can also be obtained free of charge by emailing Abraham.Caban@nychhc.org. Bid package request deadline is January 3, 2012 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, C-32, Brooklyn, NY 11205. Deborah Royster (718) 260-7593; Fax: (718) 260-7619; Abraham.Caban@nychhc.org

d19

PREVENTIVE MAINTENANCE FOR THE YORK CENTRIFUGAL AND ABSORPTION CHILLERS

Competitive Sealed Bids – PIN# 231-12-033 – DUE 01-18-12 AT 9:30 A.M. – Site visit scheduled for Friday, January 6, 2012, at 10:00 A.M. at Woodhull Medical and Mental Health Center, 760 Broadway, Brooklyn, NY 11206, Room 1BC04. 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 can also be obtained free of charge by emailing Deborah.Royster@woodhullhc.nyc.hhc.org. Bid package request deadline is January 3, 2012 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, C-32, Brooklyn, NY 11205. Deborah Royster (718) 260-7694; Fax: (718) 260-7619; Deborah.Royster@woodhullhc.nychhc.org

d19

Services (Other Than Human Services)

MEDICAL PHYSICS CONSULTANT – Request for Proposals – PIN# 231-12-024 PSA – DUE 01-11-12 AT 9:30 A.M. – Provide the Nuclear Medicine Department at Woodhull Medical and Mental Health Center with a Physicist Consultant for Medical Physics. Request for Proposal 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 Request for Proposal can also be obtained free of charge by emailing Deborah.Royster@woodhullhc.nychhc.org. Request for Proposal package request deadline is January 3, 2012 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, C-32, Brooklyn, NY 11205. Deborah Royster (718) 260-7694; Fax: (718) 260-7619; Deborah.Royster@woodhullhc.nychhc.org

d19

HEALTH AND MENTAL HYGIENE**AGENCY CHIEF CONTRACTING OFFICER****SOLICITATIONS***Human / Client Services***NEW YORK/NY III SUPPORTED HOUSING**

CONGREGATE – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 81608PO076300R0X00-R – DUE 09-18-12 AT 4:00 P.M. – The Department is issuing a RFP to establish 3,000 units of citywide supportive housing in newly constructed or rehabilitated single-site buildings for various homeless populations pursuant to the New York III Supported Housing agreement. The subject RFP will be open-ended and proposals will be accepted on an on-going basis. The RFP is available on-line at <http://www.nyc.gov/html/doh/html/acco/acco-rfp-nynycongregate-20070117-form.shtml>. A pre-proposal conference was held on March 6, 2007 at 2:00 P.M. at 125 Worth Street, 2nd Floor Auditorium, New York, N.Y. Any questions regarding this RFP must be sent in writing in advance to Contracting Officer at the above address or e-mailed to the above address. All proposals must be hand delivered at the Agency Chief Contracting Officer, Gotham Center, CN#30A, 42-09 28th Street, 17th Floor, Queens, NY 11101-4132, no later than September 18, 2012.

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

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

Health and Mental Hygiene, ACCO, Gotham Center, CN#30A, 42-09 28th Street, 17th Floor, Queens, NY 11101-4132.
Huguette Beauport (347) 396-6633; hbeauport@health.nyc.gov

a6-s17

INTENT TO AWARD*Services (Other Than Human Services)***PITNEY BOWES DI950 FASTPAC INSERTING**

SYSTEM – Sole Source – Available only from a single source - PIN# 12VR042001R0X00 – DUE 12-22-11 AT 4:00 P.M. – The Department intends to enter into a sole source negotiation with Pitney Bowes, Inc. to purchase the Pitney Bowes DI950 FastPac Inserting System for the Bureau of Vital Statistics. Any firm which believes that it can provide this equipment is invited to indicate an expression of interest by letter which must be received no later than December 23, 2011 by 4:00 P.M. Expressions of interest should be sent to DOHMH, Office of the Agency Chief Contracting Officer, 42-09 28th Street, 17th Floor, CN-30A, Queens, NY 11101-4132, Attn: Huguette Beauport.

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

Health and Mental Hygiene, 42-09 28th Street, 17th Fl., CN30A, New York, NY 11101.
Huguette Beauport (347) 396-6633; Fax: (347) 396-6759; hbeauport@health.nyc.gov

d15-21

HUMAN RESOURCES ADMINISTRATION**AGENCY CHIEF CONTRACTING OFFICER/CONTRACTS****AWARDS***Goods & Services***CONSULTING SERVICES FOR NYCWAY/ PACS/**

WECARE PROJECT – Intergovernmental Purchase – Judgment required in evaluating proposals - PIN# 069123103008 – AMT: \$535,920.00 – TO: Q.E.D., Inc., 350 Seventh Avenue, 10th Floor, New York, NY 10001.

d19

PARKS AND RECREATION**REVENUE AND CONCESSIONS****SOLICITATIONS***Services (Other Than Human Services)*

RENOVATION, OPERATION, AND MAINTENANCE OF THE CAROUSELS AT FOREST PARK FLUSHING MEADOWS CORONA PARK, QUEENS – Request for Proposals – PIN# Q15-Q99-SB-C-CL – DUE 01-27-12 AT 3:00 P.M. – Parks is issuing a Request for Proposals for the renovation, operation, and maintenance of the carousel and snack bar and the optional development, operation and maintenance of a family amusement venue at Forest Park, Queens; the renovation, operation, and maintenance of the carousel, the optional operation of up to three (3) mobile food units and up to two (2) souvenir carts, and the optional development, operation and maintenance of children's amusement rides at Flushing Meadow Corona Park, Queens.

Parks will hold a recommended on-site proposer meeting and site tour for the Forest Park location on Thursday, January 12, 2012 at 11:30 A.M. We will be meeting at the proposed concession site, which is located at the Woodhaven Boulevard entrance to the park. You may park in the parking lot next to the band shell. We will be meeting in front of the entrance to the carousel. The recommended on-site proposer meeting and site tour for the Flushing Meadows Corona Park location will be held on Thursday, January 12, 2012 at 1:00 P.M. We will be meeting at the proposed concessions which is located near the entrance to Flushing Meadow-Corona Park at 111 Street and 55 Avenue. We will be meeting at the entrance to the Carousel, which is also adjacent to the entrance to the Flushing Meadows Zoo. If you are considering responding to this RFP, please make every effort to attend both of these recommended meetings and site tours.

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

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

Parks and Recreation, The Arsenal-Central Park, 830 Fifth Avenue, Room 407, New York, NY 10021.
Evan George (212) 360-3495; evan.george@parks.nyc.gov

d13-27

SCHOOL CONSTRUCTION AUTHORITY**CONTRACT SERVICES****SOLICITATIONS***Construction / Construction Services*

LOW VOLTAGE ELECTRICAL SYSTEM – Competitive Sealed Bids – PIN# SCA12-13919D-1 – DUE 01-10-12 AT 11:00 A.M. – JHS 72 and PS 993 (Queens). Non-refundable fee (\$100.00).

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

School Construction Authority, 30-30 Thomson Avenue, First Floor, Long Island City, NY 11101.
Ricardo Forde (718) 752-5288; Fax: (718) 472-0477; rforde@nycsca.org

d19

AGENCY PUBLIC HEARINGS ON CONTRACT AWARDS

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.

ENVIRONMENTAL PROTECTION**WATER SUPPLY****PUBLIC HEARINGS**

NOTICE IS HEREBY GIVEN that a Public Hearing will be held at the Department of Environmental Protection Offices at 59-17 Junction Boulevard, 17th Floor Conference Room, Flushing, New York, on December 29, 2011 commencing at 10:00 A.M. on the following:

IN THE MATTER OF a proposed contract between the Department of Environmental Protection and the Catskill Watershed Corporation, located at P.O. Box 569, Margaretville, NY 12455, for CAT-402: Tax Litigation Avoidance Program. The Contract term shall be 5110 CCDS from the date of the written notice to proceed. The Contract amount shall be \$2,000,000.00 - Location: Upstate NY - PIN: 82611S0015.

A copy of the Contract may be inspected at the Department of Environmental Protection, 59-17 Junction Boulevard, Flushing, New York, 11373, on the 17th Floor Bid Room, on business days from December 16, 2011 to December 29, 2011 between the hours of 9:30 A.M. - 12:00 P.M. and from 1:00 P.M. - 4:00 P.M.

Note: Individuals requesting Sign Language Interpreters should contact Ms. Debra Butlien, Office of the ACCO, 59-17 Junction Boulevard, 17th Floor, Flushing, New York 11373, (718) 595-3423, no later than FIVE(5) BUSINESS DAYS PRIOR TO THE PUBLIC HEARING.

d19

AGENCY RULES

ENVIRONMENTAL CONTROL BOARD

■ NOTICE

NOTICE OF PUBLIC HEARING

Subject: Opportunity to comment on Proposed Rule regarding penalties for offenses adjudicated by the Environmental Control Board (ECB), related to Fire Department Penalty Schedule.

Date / Time: January 18, 2012 / 3:30 P.M.

Location: ECB
66 John Street
10th Floor, Conference Room
New York, N.Y. 10038

Contact: James Macron
Counsel to the Board
ECB
66 John Street, 10th Floor
New York, N.Y. 10038
(212) 361-1515

Proposed Rule Amendment

Pursuant to Section 1049-a of the New York City Charter, and in accordance with Section 1043(b) of the Charter, the Environmental Control Board proposes to amend subchapter G of Chapter 3 of Title 48 of the Rules of the City of New York, creating penalties for offenses adjudicated by the Environmental Control Board, related to Fire Department Penalty Schedule. New matter in the following rule is underlined, and deleted material is in brackets. This rule was not included in the Environmental Control Board's regulatory agenda because it was not anticipated at the time the agenda was created.

Instructions

- Prior to the hearing, you may submit written comments about the proposed rule to Mr. Macron by mail or electronically through NYC RULES at www.nyc.gov/nycrules. Individuals seeking to testify at the hearing should also notify Mr. Macron.
- To request a sign language interpreter or other reasonable accommodation for a disability at the hearing, please contact Mr. Macron by January 11, 2012.
- After the hearing, individuals interested in receiving written comments and a transcript of oral comments on the proposed rule may request them by writing to Mr. Macron.

Statement of Basis and Purpose of Proposed Rule

The Environmental Control Board (ECB) proposes to amend its Fire Department (FDNY) Penalty Schedule. This schedule is found in Section 3-106 of Subchapter G of Chapter 3 of Title 48 of the Rules of the City of New York (RCNY).

The ECB has approved uniform penalty amounts that are imposed upon a finding of violation of the New York City Fire Code (Title 29 of the Administrative Code of the City of New York) or other law, rule or regulation enforced by the Fire Department. The penalty amounts currently in effect have not been revised since they were adopted in September 2003.

Based on information supplied by the Fire Department, ECB is changing its current penalty table by increasing the penalty amounts for the following reasons:

1. Both Fire Department and ECB personnel have observed that some of the penalties appear to be insufficient to deter violators or to encourage prompt correction of violations during the "cure" period specified in the Notices of Violation. Higher penalty amounts would encourage a greater degree of compliance, which would increase public safety.
2. Adjustments for some violation categories are being made to better reflect the seriousness of the violations typically issued in such categories. For example, a blocked exit in a building with a large number of people in it is more serious than a failure to post a sign. Descriptions of all violation categories can be found at 3 RCNY 109-02.
3. ECB seeks to standardize the penalties for second and subsequent violations to equal two and one half (2 ½) times the penalty for the first violation, a policy currently reflected in the Department of Buildings' penalty schedule. However, for charges where the penalty for second and subsequent violations is already greater than two and one half times the penalty for the first violation, there is no penalty increase.

All of the proposed penalties are less than the maximum penalty amounts established by Administrative Code section 15-229. Section 15-229 authorizes a maximum penalty of \$1000 for a first violation and \$5000 for second and subsequent violations. No minimum penalty is mandated.

Section 1. The Environmental Control Board is amending its FDNY Penalty Schedule found in Section 3-106 of Subchapter G of Chapter 3 of Title 48 of the Rules of the City of New York (RCNY) to make the following change to the entry described as "Violation Category 1 Portable Fire Extinguishers and Fire Hoses" to read as follows:

Deleted material is in [brackets].
New matter is underlined.

SECTION /VIOLATION CATEGORY	DESCRIPTION	FIRST VIOLATION			SECOND OR SUBSEQUENT VIOLATION		
		PENALTY	MIT.	MAX.	PENALTY	MIT.	MAX.
Violation Category 1	Portable Fire Extinguishers and Fire Hoses	\$[500] <u>600</u>	[\$250] <u>300</u>	1000	1500	750	5000

Section 2. The Environmental Control Board is amending its FDNY Penalty Schedule found in Section 3-106 of Subchapter G of Chapter 3 of Title 48 of the Rules of the City of New York (RCNY) to make the following changes to the twenty (20) entries following the entry described as "Violation Category 2 Combustible Waste Containers" to read as follows:

Deleted material is in [brackets].
New matter is underlined.

SECTION /VIOLATION CATEGORY	DESCRIPTION	FIRST VIOLATION			SECOND OR SUBSEQUENT VIOLATION		
		PENALTY	MIT.	MAX.	PENALTY	MIT.	MAX.
Violation Category 3	Permits	[400] <u>700</u>	[200] <u>350</u>	1000	[1250] <u>1750</u>	[625] <u>875</u>	5000
Violation Category 4	Unlawful Quantity or Location of Regulated Material	[400] <u>600</u>	[200] <u>300</u>	1000	[1250] <u>1500</u>	[625] <u>750</u>	5000
Violation Category 5	Posting of Permits and Record Keeping	[600] <u>700</u>	[300] <u>350</u>	1000	1750	900	5000
Violation Category 6	Signs, Postings, Notices and Instructions	[500] <u>600</u>	[250] <u>300</u>	1000	1500	750	5000
Violation Category 7	Labels/Markings	[500] <u>600</u>	[250] <u>300</u>	1000	1500	750	5000
Violation Category 8	Accumulation and Removal of Combustible Waste	[600] <u>700</u>	[300] <u>350</u>	1000	1750	900	5000
Violation Category 9	Means of Egress	[600] <u>950</u>	[300] <u>475</u>	1000	[1750] <u>2375</u>	[900] <u>1185</u>	5000
Violation Category 10	Overcrowding	[500] <u>950</u>	[250] <u>475</u>	1000	[1500] <u>2375</u>	[750] <u>1185</u>	5000
Violation Category 11	General Maintenance	[400] <u>750</u>	[200] <u>375</u>	1000	[1250] <u>1875</u>	[625] <u>935</u>	5000
Violation Category 12	Fire Protection Systems	[900] <u>950</u>	[450] <u>475</u>	1000	[2000] <u>2375</u>	1200	5000
Violation Category 13	Flame-Resistant Materials	[750] <u>900</u>	[375] <u>450</u>	1000	[1750] <u>2250</u>	[900] <u>1125</u>	5000
Violation Category 14	Fire-Rated Doors and Windows	[750] <u>900</u>	[375] <u>450</u>	1000	[1750] <u>2250</u>	[900] <u>1125</u>	5000
Violation Category 15	Fire-Rated Construction	[750] <u>900</u>	[375] <u>450</u>	1000	[1750] <u>2250</u>	[900] <u>1125</u>	5000
Violation Category 16	Ventilation	[600] <u>900</u>	[300] <u>450</u>	1000	[1750] <u>2250</u>	[900] <u>1125</u>	5000
Violation Category 17	Certificates of Fitness and Certificates of Qualification	[600] <u>750</u>	[300] <u>375</u>	1000	[1750] <u>1875</u>	[900] <u>935</u>	5000

Violation Category 18	Certificates of Approval, Certificates of License and Company Certificates	[600] <u>750</u>	[300] <u>375</u>	1000	[1750] <u>1875</u>	[900] <u>935</u>	5000
Violation Category 19	Affidavits, Design/Installation Documents, and Other Documentation	[500] <u>600</u>	[250] <u>300</u>	1000	1500	750	5000
Violation Category 20	Inspection and Testing	[400] <u>600</u>	[200] <u>300</u>	1000	[1250] <u>1500</u>	[625] <u>750</u>	5000
Violation Category 21	Portable Containers	[500] <u>600</u>	[250] <u>300</u>	1000	1500	750	5000
Violation Category 22	Stationary Tanks	750	375	1000	[1750] <u>1875</u>	[900] <u>935</u>	5000

Section 3. The Environmental Control Board is amending its FDNY Penalty Schedule found in Section 3-106 of Subchapter G of Chapter 3 of Title 48 of the Rules of the City of New York (RCNY) to make the following changes to the six (6) entries following the entry described as "Violations Category 24 Racks and Shelf Storage" to read as follows:

Deleted material is in [brackets].
New matter is underlined.

SECTION /VIOLATION CATEGORY	DESCRIPTION	FIRST VIOLATION			SECOND OR SUBSEQUENT VIOLATION		
		PENALTY	MIT.	MAX.	PENALTY	MIT.	MAX.
Violation Category 25	Electrical Hazards	[800] <u>900</u>	[400] <u>450</u>	1000	[1750] <u>2250</u>	[900] <u>1125</u>	5000
Violation Category 26	Heating and Refrigerating Equipment and Systems	[600] <u>750</u>	[300] <u>375</u>	1000	[1750] <u>1875</u>	[900] <u>935</u>	5000
Violation Category 27	Electrical Lighting Hazards	[600] <u>750</u>	[300] <u>375</u>	1000	[1750] <u>1875</u>	[900] <u>935</u>	5000
Violation Category 28	Open Fires, Open Flames and Sparks	[800] <u>900</u>	[400] <u>450</u>	1000	[1750] <u>2250</u>	[900] <u>1125</u>	5000
Violation Category 29	Designated Handling/Use Rooms or Areas	[500] <u>600</u>	[250] <u>300</u>	1000	1500	750	5000
Violation Category 30	Fire Safety in Office Buildings, Hotels, and Motels	[900] <u>950</u>	[450] <u>475</u>	1000	[2000] <u>2250</u>	1200	5000

NEW YORK CITY MAYOR'S OFFICE OF OPERATIONS
253 BROADWAY, 10th FLOOR
NEW YORK, NY 10007
212-788-1526

CERTIFICATION / ANALYSIS
PURSUANT TO CHARTER SECTION 1043(d)

RULE TITLE: Amendment of Fire Penalty Schedule

REFERENCE NUMBER: OATH/ECB-16

RULEMAKING AGENCY: Environmental Control Board

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

- (i) Provides a cure period.

/s/ Ruby Choi
Mayor's Office of Operations

12/7/11
Date

