



THE CITY RECORD

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THE CITY RECORD

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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 in City Hall, Third Floor, Manhattan, New York 10007 on the second Monday of the month, except August. For changes in the schedule, copies of monthly agendas, or additional information, please call (212) 788-3071 or visit our web site at nyc.gov/artcommission

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 66 John Street, 10th floor, conference room, New York, NY 10038 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 will be held every other Wednesday at 10:00 A.M. (unless otherwise noted) in the Board Room on the 12th Floor of 250 Broadway. These meetings are open to the public. Pre-registration of speakers is required. Those who wish to register must do so at least forty-five (45) minutes before the scheduled Board Meeting. Comments are limited to the items on the agenda. Speakers will be heard in the order of registration. Speaking time will be limited to three (3) minutes. The public comment period will conclude upon all speakers being heard or at the expiration of thirty (30) minutes allotted by law for public comment, whichever occurs first.

For Board Meeting dates and times, and/or additional information, please visit our website at nyc.gov/nycha or contact us at (212) 306-6088. Copies of the agenda 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. 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 (5) business days before the Board Meeting.

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.

BROOKLYN BOROUGH PRESIDENT

PUBLIC HEARINGS

UNIFORM LAND USE REVIEW PROCEDURE

NOTICE IS HEREBY GIVEN THAT, pursuant to Sections 82 and 197-C of the New York City Charter, Borough President will hold a public hearing on the following matters in the **Court Room, First Floor, Brooklyn Borough Hall, 209 Joralemon Street, Brooklyn, New York 11201, commencing at 4:00 P.M. on Tuesday, June 30, 2009.**

**CALENDAR ITEM 1
BOARD OF ELECTIONS WAREHOUSE
SITE SELECTION AND ACQUISITION
COMMUNITY DISTRICT 7
090349 PCK**

In the matter of an application submitted by the Board of Elections and the Department of Citywide Administrative Services, pursuant to Section 197-c of the New York City Charter, for the site selection and acquisition of property located at 4312 2nd Avenue for use as a warehouse facility.

**CALENDAR ITEM 2
MOSDOTH CHILD CARE CENTER
SITE ACQUISITION
COMMUNITY DISTRICT 9
090323 PCK**

In the matter of an application submitted by the Administration for Children's Services and the Department of Citywide Administrative Services, pursuant to Section 197-c of the New York City Charter, for the acquisition of property located at 420 Lefferts Avenue for continued use as a child care center.

**CALENDAR ITEM 3
RIVERWAY SENIOR APARTMENTS
UDAAP - LAND DISPOSITION
COMMUNITY DISTRICT 16
090447 HAK**

In the matter of applications submitted by the New York City Department of Housing Preservation and Development pursuant to Sections 197-c and 201 of the New York City Charter seeking approvals of an Urban Development Action Area designation and approval, and disposition of city-owned vacant land to facilitate the development of an approximately 115 unit rental project for the elderly in HPD's Supportive Housing Program.

**CALENDAR ITEM 4
470 VANDERBILT AVENUE REZONING
ZONING MAP/TEXT AMENDMENT - SPECIAL PERMIT
COMMUNITY DISTRICT 2
090441 ZMK - 090442 ZRK - 090443 ZSK**

In the matter of applications submitted by Atara Vanderbilt, LLC pursuant to Sections 197-c and 201 of the New York City Charter for: a.) an amendment of the Zoning Map eliminating from an existing R6 District a C2-3 District and changing from an R6 District property bounded by Fulton Street, Vanderbilt Avenue, and a line 100 feet southeasterly of Fulton Street and Clermont Avenue; and, changing from an M1-1 District to a C6-3A District property bounded by a line 100 feet southeasterly of Fulton Street, Vanderbilt Avenue, Atlantic Avenue, and Clermont Avenue, b.) the grant of a special permit pursuant to Section 74-743(a) of the Zoning Resolution to modify the requirements of Section 23-145, Section 23-852, and Section 35-24 to facilitate a mixed use development on property located at 470 Vanderbilt Avenue.

**CALENDAR ITEM 5
NAVY GREEN
ZONING MAP AMENDMENT - SPECIAL PERMIT
UDAAP - LAND DISPOSITION
COMMUNITY DISTRICT 2
090444 ZMK - 090445 ZSK - 090446 HAK**

In the matter of applications submitted by the New York City Department of Housing Preservation and Development pursuant to: a.) Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map changing from an M1-2 District to an R8 District and establishing within the proposed R8 District a C2-4 District property bounded by Flushing Avenue, Vanderbilt Avenue, a line perpendicular to the westerly street line of Vanderbilt Avenue distant 85 feet northerly from the point of intersection of the westerly street line of Vanderbilt Avenue and northerly street line of Park Avenue and Clermont Avenue, and the grant of a special permit pursuant to Section 78-312(d) of the Zoning Resolution to modify the height and setback requirements of Section 23-632; and, b.) Article 16 of the General Municipal Law of New York State for the designation of property located at 136-50 Flushing Avenue as an Urban Development Action Area, an Urban Development Action Area Project for such area, and pursuant to Section 197-c of the New York City Charter for the disposition of such property to a developer to be selected by HPD to facilitate the development of a mixed-use development, tentatively known as Navy Green, with approximately 455 residential units, commercial and community facility space.

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

BUSINESS INTEGRITY COMMISSION

MEETING

Pursuant to Section 104 of the Public Officers Law, notice is hereby given of an open meeting of the Commissioners of the New York City Business Integrity Commission. The meeting will be held on Tuesday from 10:00 A.M. to 12:00 P.M. on July 31, 2009 at Spector Hall, 22 Reade Street, 1st Floor, New York, New York.

j29-jy2

CITY COUNCIL

PUBLIC HEARING

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

The Subcommittee on Zoning and Franchises will hold a public hearing on the following matters in the Council Chambers, City Hall, New York City, New York 10007, commencing at 10:00 A.M. on Wednesday, July 1, 2009:

CONEY ISLAND

BROOKLYN CB - 13 C 090272 ZMK
Application submitted by the Department of City Planning pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 28d:

- eliminating from within an existing R6 District a C1-2 District bounded by Mermaid Avenue, Stillwell Avenue, a line 150 feet southerly of Mermaid Avenue, West 17th Street, a line 250 feet southerly of Mermaid Avenue, West 19th Street, a line 150 feet southerly of Mermaid Avenue, and West 20th Street;
- changing from a C7 District to an R5 District property bounded by a line 300 feet northerly of the northerly boundary line of Coney Island Beach, a line 150 feet northerly of former Highland View Avenue, West 22nd Street, the northerly and easterly boundary line of a park, the northerly boundary line of Coney Island Beach, and West 24th Street and its southerly centerline prolongation;
- changing from an R6 District to an R7A District property bounded by Mermaid Avenue, West 15th Street, a line 100 feet southerly of Mermaid Avenue, and West 20th Street;
- changing from a C7 District to an R7D District property bounded by Surf Avenue, the northerly prolongation of the westerly boundary line of a park, the northerly and westerly boundary line of a former park, the northerly boundary line of Coney Island Beach, the easterly and northerly boundary line of a park, and West 22nd Street; and excluding the area bounded by the southerly street line of Surf Avenue, the westerly street line of West 21st Street, the southerly, easterly and southerly boundary line of a former park, and the easterly street line of West 22nd Street;
- changing from an R6 District to an R7X District property bounded by Mermaid Avenue, Stillwell Avenue, a line 150 feet southerly of Mermaid Avenue, West 17th Street, Surf Avenue, West 20th Street, a line 100 feet southerly of Mermaid Avenue, and West 15th Street;
- changing from a C7 District to an R7X District property bounded by a line 150 feet southerly of Mermaid Avenue, Stillwell Avenue, Surf Avenue, and West 17th Street;
- establishing an R7D District bounded by:
 - the southerly street line of Surf Avenue, the westerly street line of West 21st Street, the southerly, easterly and southerly boundary line of a former park, and the easterly street line of West 22nd Street; and
 - the southerly street line of Surf Avenue, the proposed westerly boundary line of a park, the northerly boundary line of Coney Island Beach, and the westerly boundary line of a former park;
- establishing within a proposed R7A District a C2-4 District bounded by Mermaid Avenue, West 15th Street, a line 100 feet southerly of Mermaid Avenue, and West 20th Street;
- establishing within a proposed R7D District a C2-4 District bounded by Surf Avenue, the westerly boundary line of a park, the northerly boundary line of Coney Island Beach, the easterly and northerly boundary line of a park, and West 22nd Street;
- establishing within a proposed R7X District a C2-4 District bounded by Mermaid Avenue, Stillwell Avenue, Surf Avenue, West 20th Street, a line 100 feet southerly of Mermaid Avenue, and West 15th Street; and
- establishing a Special Coney Island District (CI) bounded by Mermaid Avenue, Stillwell Avenue, the southerly boundary of the MTA New York City Transit Authority right-of-way, West 8th Street, Surf Avenue, the centerline of former West 8th Street and its northerly centerline prolongation, the northerly boundary line of Coney Island Beach, the easterly and northerly boundary line of a park, West 22nd Street, Surf Avenue, and West 20th Street;

as shown on a diagram (for illustrative purposes only) dated January 20, 2008, and which includes CEQR designation E-229.

CONEY ISLAND

BROOKLYN CB - 13 N 090273 (A) ZRK
Application submitted by the Department of City Planning, pursuant to Section 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, relating to the creation of the Special Coney Island District (Article XIII, Chapter 1),

PROPOSED SPECIAL CONEY ISLAND DISTRICT

“A text “ with CPC Modifications

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

11-12 Establishment of Districts

* * *

Establishment of the Special Clinton District

* * *

Establishment of the Special Coney Island District

In order to carry out the special purposes of this Resolution as set forth in Article XIII, Chapter 1, the #Special Coney Island District# is hereby established.

Establishment of the Special Coney Island Mixed Use District

* * *

12-10 Definitions

* * *

Special Coney Island District

The #Special Coney Island District# is a Special Purpose District designated by the letters “CI” in which special regulations set forth in Article XIII, Chapter 1, apply. The #Special Coney Island District# appears on the #zoning maps# superimposed on other districts and, where indicated, its regulations supplement, modify and supersede those of the districts on which it is superimposed, provided that its regulations shall not apply in Parcel 1 of the Coney East Subdistrict, which shall be governed by the provisions of the underlying C7 District.

14-44 Special Zoning Districts Where Certain Sidewalk Cafes are Permitted

#Enclosed# or #unenclosed sidewalk cafes# shall be permitted, as indicated, in the following special zoning districts, where allowed by the underlying zoning. #Small sidewalk cafes#, however, may be located on #streets# or portions of #streets# within special zoning districts pursuant to the provisions of Section 14-43 (Locations Where Only Small Sidewalk Cafes Are Permitted).

* * *

	#Enclosed Sidewalk Cafe#	#Unenclosed Sidewalk Cafe#
Brooklyn		
Bay Ridge District	Yes	Yes
<u>Coney Island District</u>	No	Yes
Coney Island Mixed Use District	Yes	Yes
Downtown Brooklyn District	Yes	Yes
Mixed Use District-8 (Greenpoint-Williamsburg)	Yes	Yes
Ocean Parkway District*	Yes	Yes
Sheepshead Bay District	No	Yes

* #Sidewalk cafes# are not allowed on Ocean Parkway

* * *

Chapter 5 Residential Conversion of Existing Non-Residential Buildings

* * *

15-011 Applicability within Special Districts

* * *

The provisions of this Chapter shall apply in the #Special St. George District# as modified by Article XII, Chapter 8 (Special St. George District).

The provisions of this Chapter shall apply in the #Special Coney Island District# as modified by Article XIII, Chapter 1 (Special Coney Island District).

* * *

ALL TEXT IN ARTICLE XIII, CHAPTER 1 IS NEW

131-00 GENERAL PURPOSES

The #Special Coney Island District# established in this Resolution is designed to promote and protect public health, safety and general welfare. These general goals include, among others, the following specific purposes, to:

- preserve, protect and enhance the character of the existing amusement district as the location of the city's foremost concentration of amusements and an area of diverse uses of a primarily entertainment and entertainment-related nature;
- facilitate and guide the development of a year-round amusement, entertainment and hotel district;
- facilitate and guide the development of a residential and retail district;
- provide a transition to the neighboring areas to the north and west;
- provide flexibility for architectural design that encourages building forms that enhance and enliven the streetscape;
- control the impact of development on the access of light and air to streets, the Boardwalk and parks in the district and surrounding neighborhood;
- promote development in accordance with the area's District Plan and thus conserve the value of land

and buildings, and thereby protect the City's tax revenues.

131-01 General Provisions

The provisions of this Chapter shall apply to all #developments#, #enlargements#, #extensions#, alterations and changes of #use# within the #Special Coney Island District#. The regulations of all other Chapters of this Resolution are applicable, except as superseded, supplemented or modified by the provisions of this Chapter. In the event of a conflict between the provisions of this Chapter and other regulations of this Resolution, the provisions of this Chapter shall control.

131-02 District Plan and Maps

The District Plan for the #Special Coney Island District# identifies specific areas comprising the Special District in which special zoning regulations are established in order to carry out the general purposes of the #Special Coney Island District#. The District Plan includes the following maps in the Appendix of this Chapter.

Map 1	Special Coney Island District and Subdistricts
Map 2	Mandatory Ground Floor Use Requirements
Map 3	Coney East Subdistrict Floor Area Ratios
Map 4	Street Wall Location
Map 5	Minimum and Maximum Base Heights
Map 6	Coney West Subdistrict Transition Heights

131-03 Subdistricts

In order to carry out the purposes and provisions of this Chapter, four subdistricts are established as follows:

Coney East Subdistrict
Coney West Subdistrict
Coney North Subdistrict
Mermaid Avenue Subdistrict.

In each of these subdistricts, certain special regulations apply which do not apply within the remainder of the #Special Coney Island District#. The subdistricts are specified on Map 1 in the Appendix of this Chapter.

131-04 Applicability

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:

- 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
- 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 Applicability of Article 1, Chapter 5

The provisions of Article 1, Chapter 5 (Residential Conversion of Existing Non-Residential Buildings), shall apply in the #Special Coney Island District#, as modified in this Section. The conversion to #dwelling units#, or portions thereof, erected prior to January 1, 1977, shall be permitted subject to Sections 15-11 (Bulk Regulations), 15-12 (Open Space Equivalent) and 15-30 Minor Modifications), paragraph (b). Uses in #buildings# erected prior to January 1, 1977, containing both #residential# and non-#residential uses# shall not be subject to the provisions of Section 32-42 (Location within Buildings).

131-043 Applicability of Article 6, Chapter 2

The provisions of Article 6, Chapter 2 (Special Regulations Applying in the Waterfront Area) shall not apply in the #Special Coney Island District#.

131-044 Applicability of Article 7, Chapter 4

The provisions of Section 74-513 (In C7 Districts) shall not apply in the #Special Coney Island District#. In lieu thereof, #public parking lots# shall not be permitted, and #public parking garages# of any size shall be permitted as-of-right, provided such garages comply with the provisions of Section 131-52 (Use and Location of Parking Facilities).

131-045 Physical Culture Establishments

The provisions of Section 73-36 (Physical Culture or Health Establishments) shall not apply in the Coney East, Coney North or Coney West Subdistricts. In lieu thereof, physical culture establishments shall be allowed as-of-right.

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

Where the #lot line# of a #zoning lot# coincides or is within 20 feet of the boundary of the Riegelmann Boardwalk, Keyspan Park or Highland View Park, such #lot line# shall be considered to be a #street line# for the purposes of applying all #use# and #bulk# regulations of this Resolution.

131-10 SPECIAL USE REGULATIONS

The special #use# regulations set forth in this Section, inclusive, shall modify the underlying Commercial Districts, as applicable.

For the purposes of this Chapter, “ground floor level” shall mean the finished floor level within five feet of an adjacent public sidewalk or any other publicly accessible open area.

**131-11
Use Group 5**

For the purposes of this Chapter, the definition of #transient hotel# shall be modified to allow only such hotels used exclusively for transient occupancy. Such #transient hotels# used exclusively for transient occupancy shall be permitted only in specified locations as set forth in this Chapter.

**13-12
Use Groups A, B and C**

Special Use Groups are established as set forth in this Section, to promote and strengthen the commercial and entertainment character of the Special District.

**131-121
Use Group A: Amusements**

Use Group A consists of a group of #uses# selected from Use Groups 12, 13 and 15 as modified in this Section, and may be open or enclosed:

- (1) Amusement arcades
 - Amusement parks, with no limitation on floor area per establishment
 - Animal exhibits, circuses, carnivals or fairs of a temporary nature
 - Camps, overnight or day, commercial beaches or swimming pools
 - Dark rides, electronic or computer-supported games including interactive entertainment facilities, laser tag and motion simulators
 - Ferris wheels, flume rides, roller coasters, whips, parachute jumps, dodgem scooters, merry-go-rounds or similar midway attractions
 - Fortune tellers, freak shows, haunted houses, wax museums, or similar midway attractions
 - Miniature golf courses and model car hobby centers, including racing
 - Open booths with games of skill or chance, including shooting galleries
 - Water parks
- (2) Arenas or auditoriums, with capacity limited to 2,000 seats
 - Billiard parlors or pool halls, bowling alleys or table tennis halls, with no limitation on number of bowling lanes per establishment
 - Gymnasiums or recreational sports facilities including but not limited to indoor golf driving ranges, batting cages, basketball, volleyball, squash and other courts, without membership requirements
 - Skateboard parks, roller or ice skating rinks
 - Theaters, including movie theaters, provided such #use# does not occupy the ground floor level of a #building#, except for lobbies limited to a maximum #street# frontage of 30 feet except that on #corner lots# one #street# frontage may extend up to 100 feet

#Accessory uses# to the amusements listed above, including the display and sale of goods or services, provided:

- (a) such #accessory uses# are limited to not more than 25 percent of the #floor area# of the amusement establishment or, for open #uses#, not more than 25 percent of the #lot area#;
- (b) such #accessory uses# shall be entered only through the principal amusement establishment;
- (c) such #accessory uses# shall share common cash registers with the principal amusement #use#;
- (d) such #accessory uses# shall have the same hours of operation as the principal amusement #use#; and
- (e) the principal amusement #use# shall occupy the entire #street# frontage of the ground floor level of the establishment and shall extend to a depth of at least 30 feet from the #street wall# of the #building# or, for open #uses#, at least 30 feet from the #street line#.

**131-122
Use Group B: Amusement and entertainment-enhancing uses**

Use Group B consists of a group of #uses# selected from Use Groups 6, 9, 12, 13 and 18, as modified in this Section: Art gallery, commercial

Banquet halls

Breweries

Eating or drinking establishments of any size, including those with entertainment or dancing

Historical exhibits
Spas and bathhouses

Studios, art, music, dancing or theatrical

Tattoo parlors

Radio or television studios

Wedding chapels

**131-123
Use Group C: Retail and service uses**

Use Group C consists of a group of retail and service #uses# selected from Use Groups 6, 7, 12 and 14, as modified in this Section:

Arts and crafts production and sales, including but not limited to ceramics, art needlework, hand weaving or tapestries, book binding, fabric painting, glass blowing, jewelry or art metal craft and wood carving

Bicycle sales, rental or repair shops

Bookstores

Candy or ice cream stores

Clothing or clothing accessory
Clothing, custom manufacturing or altering for retail

including costume production and hair product manufacturing

Delicatessen stores

Fishing tackle or equipment, rental or sales

Gift shops

Jewelry manufacturing from precious metals

Musical instruments store

Toy stores

Music stores

Newsstands

Patio or beach furniture or equipment

Photographic equipment stores and studios

Sporting goods or equipment, sale or rental, including instruction in skiing, sailing or skin diving

**131-13
Special Use Regulations in Subdistricts**

**131-131
Coney East Subdistrict**

The #use# regulations of the underlying C7 District are modified as set forth in this Section. #Transient hotels# and Use Groups A, B and C, as set forth in Sections 131-11 through 131-123, inclusive, and #public parking garages# shall be the only #uses# allowed in the Coney East Subdistrict, and shall comply with the following regulations:

- (a) Use Group C
 - Use Group C #uses# shall be limited to 2,500 square feet of #floor area# and 30 feet of #street# frontage, except that on #corner lots# one #street# frontage may extend up to 100 feet.
- (b) Bowery and Wonder Wheel Way
 - At least 50 percent of Bowery and Wonder Wheel Way #street# frontage of any #zoning lot# shall be occupied by Use Group A1 #uses# at the ground floor level, and not more than 50 percent of the Bowery and Wonder Wheel Way #street# frontage of any #zoning lot# shall be occupied by Use Group C #uses# at the ground floor level.
- (c) Surf Avenue
 - At least 15 percent of the #street# frontage of each #block# front bounding the south side of Surf Avenue between West 16th Street and West 10th Street shall be occupied by Use Group A1 #uses# at the ground floor level.
 - There shall be separate ground floor establishments fronting upon each #block# front bounding Surf Avenue, as follows:
 - (1) On the #block# front bounding the southerly #street line# of Surf Avenue between Stillwell Avenue and West 12th Street there shall be at least six establishments;
 - (2) On the #block# front bounding the southerly #street line# of Surf Avenue between West 12th Street and West 10th Street there shall be at least six establishments;
 - (3) On all other #block# fronts there shall be at least four establishments;
 - (4) The provisions of this paragraph (c) shall not apply along the southerly #street line# of Surf Avenue east of West 10th Street.
 - There may be fewer establishments fronting upon such #block# fronts than required pursuant to this paragraph (c) where the Chairperson of the Department of City Planning certifies to the Department of Buildings that such modification is necessary to accommodate an amusement #use# listed in Use Group A1.
- (d) Stillwell Avenue and West 10th Street
 - At least 15 percent of the Stillwell Avenue and West 10th Street #street# frontage of any #zoning lot# shall be occupied by Use Group A1 #uses# at the ground floor level.
- (e) #Transient hotels#
 - (1) #Transient hotels# shall be permitted only on #blocks# with Surf Avenue frontage, except that no #transient hotels# shall be permitted on that portion of the #block# bounded by West 15th Street and West 16th Street south of the prolongation of the centerline of Bowery.;
 - (2) #Transient hotel use# shall not be permitted within 50 feet of Bowery on the ground floor level of a #building#, except that where a #zoning lot# has frontage only on Bowery, a #transient hotel# lobby may occupy up to 30 feet of such frontage.
 - (3) For #transient hotels# located on #zoning lots# with at least 20,000 square feet of #lot area#, an amount of #floor area# or #lot area# of Use Group A1 #uses# equal to at least 20 percent of the total #floor area# permitted on such #zoning lot# shall be provided either onsite or anywhere within the Coney East Subdistrict.
 - (4) The #street wall# of the ground floor level of a #transient hotel# shall be occupied by active #accessory uses# including, but not limited to, lobbies, retail establishments, eating and drinking establishments and amusements.
 - (5) #accessory# retail establishments within a #transient hotel# shall be limited to 2,500 square feet of #floor area#.
- (f) Depth of ground floor uses
 - All ground floor #uses# shall have a depth of at

least 15 feet measured from the #street wall# of the #building#, as shown on Map 2 (Mandatory Ground Floor Use Requirements).

- (g) Parcel 2

On Parcel 2 as shown on Map 2, only #uses# listed in Use Group A, and #public parking garages# of any size, shall be permitted, provided such garages comply with the provisions of Section 131-62 (Use and Location of Parking Facilities).

**131-132
Coney North and Coney West Subdistricts**

In the Coney North and Coney West Subdistricts, #uses# allowed by the underlying district regulations shall apply except as modified in this Section for #uses# fronting upon designated #streets#, as shown on Map 2 (Mandatory Ground Floor Use Requirements). For the purposes of this Section, the "building line" shown on Parcel F shall be considered a #street line# of Ocean Way or Parachute Way, as applicable.

- (a) Mandatory ground floor level use along designated #streets#

Any #use# listed in Use Groups A, B and C, as set forth in Sections 131-12, inclusive, not otherwise allowed by the underlying district regulations, shall be permitted within 70 feet of the Riegelmann Boardwalk and within 100 feet of all other designated streets, as shown on Map 2.

- (1) Riegelmann Boardwalk

Only #uses# listed in Use Groups A, B and C and #transient hotels# located above the ground floor level are permitted within 70 feet of the Riegelmann Boardwalk, except that a #transient hotel# lobby may occupy up to 30 feet of frontage along the Riegelmann Boardwalk. Use Group C #uses# shall be limited to 2,500 square feet of #floor area# and 30 feet of #street# frontage for each establishment. All other establishments shall be limited to 60 feet of #street# frontage, except that for any establishment on a corner, one #street# frontage may extend up to 100 feet. All ground floor #uses# shall have a depth of at least 15 feet measured from the #street wall# of the #building#.

- (2) Designated #streets# other than Riegelmann Boardwalk

At least 20 percent of the designated #street# frontage of a #building# shall be allocated exclusively to #uses# listed in Use Groups A, B or C. The remaining designated #street# frontage of such #buildings# shall be allocated to #commercial uses# permitted by the underlying district regulations or, where permitted, #transient hotels#. In addition, a #residential# lobby may occupy up to 40 feet of frontage along a designated #street#.

There shall be at least four separate ground floor #commercial# establishments fronting upon each #block# front bounding Surf Avenue.

All ground floor #commercial uses# shall have a depth of at least 50 feet measured from the #street wall# of the #building#. Such minimum 50 foot depth requirement may be reduced where necessary in order to accommodate a #residential# lobby and vertical circulation core.

- (b) Prohibited ground floor level #uses# along designated #streets# other than Riegelmann Boardwalk

No #use# listed in this paragraph, (b), shall be permitted within 50 feet of a designated #street# on the ground floor level of a #building#. Lobbies or entryways to non-ground floor level #uses# are permitted, provided the length of #street# frontage occupied by such lobbies or entryways does not exceed, in total, 60 feet.

From Use Group 2:
All #uses#.

From Use Groups 3A and 3B:
All #uses#, except for libraries, museums or non-commercial art galleries.

From Use Groups 4A and 4B:
All #uses#, except for houses of worship or playgrounds.

From Use Group 5A:
All #uses#, except that #transient hotels# shall be permitted within 200 feet of Surf Avenue between Stillwell Avenue and West 16th Street.

From Use Groups 6B, and 6E
Offices, veterinary medicine offices or non-commercial clubs.

From Use Group 6C
Banks (except for automated teller machines, provided the length of #street# frontage allocated for automated teller machines shall be no more than 25 feet or 40 percent of the frontage of the #zoning lot#, whichever is less, except such frontage need not be less than 20 feet), except that this prohibition shall not apply along Stillwell Avenue.

Electrolysis studios, frozen food lockers and loan offices.

From Use Group 6D:
All #uses#.

From Use Group 7:
All #uses#, except for bicycle rental or repair shops.

From Use Groups 8A and 8B:
Automobile driving schools, ice vending machines, lumber stores or pawn shops.

From Use Groups 8C, 8D and 8E:
All #uses#.

From Use Groups 9A, 9B and 9C:
All #uses#, except for gymnasiums, public auction rooms, photographic developing or printing establishments for the consumer, or art, music, dancing or theatrical studios.

From Use Groups 10A, 10B and 10C:
Depositories for storage, and wholesale offices or showrooms.

Use Group 11:
All #uses#.

Use Groups 12A and 12B:
Trade expositions.

Use Groups 12C and 12D:
All #uses#.

Use Group 14A and 14B:
All #uses#, except for bicycle sales, rental or repair shops.

131-14 Location of Uses within Buildings

The provisions of Section 32-42 (Location within Buildings) are modified to permit:

- (a) #residential uses# on the same #story# as a non-#residential use# or directly below a non-#residential use#, provided no access exists between such #uses# at any level containing #residences#, and separate elevators and entrances from the #street# are provided; and
- (b) in the Coney North and Coney West Subdistricts, any #commercial use# permitted by this Chapter shall be permitted on the second #story# of a #mixed building#. Furthermore, a #public parking garage# may occupy any #story# of a #mixed building# provided such garage complies with the provisions of Section 131-52 (Use and Location of Parking Facilities).

131-15 Transparency

Each ground floor level #street wall# of a #commercial# or #community facility use# other than a #use# listed in Use Group A, as set forth in Section 131-121, shall be glazed with materials which may include show windows, glazed transoms or glazed portions of doors. Such glazing shall occupy at least 70 percent of the area of each such ground floor level #street wall#, measured to a height of 10 feet above the level of the adjoining sidewalk, public access area or #base plane#, whichever is higher. Not less than 50 percent of the area of each such ground floor level #street wall# shall be glazed with transparent materials and up to 20 percent of such area may be glazed with translucent materials.

However, in the Coney East Subdistrict and along the Riegelmann Boardwalk and boundary of Keyspan Park in the Coney West Subdistrict, in lieu of the transparency requirements of this Section, at least 70 percent of the area of the ground floor level #street wall# of a #commercial use#, measured to a height of 10 feet above the level of the adjoining sidewalk, public access area or #base plane#, whichever is higher, may be designed to be at least 70 percent open during seasonal business hours.

131-16 Security Gates

All security gates installed after (effective date of amendment), that are swung, drawn or lowered to secure commercial or community facility premises shall, when closed, permit visibility of at least 75 percent of the area covered by such gate when viewed from the #street#. However, this provision shall not apply to entrances or exits to parking garages, or to any #use# fronting upon the Riegelmann Boardwalk, provided that security gates at such locations that permit less than 75 percent visibility when closed shall be treated with artwork.

131-17 Authorization for Use Modifications

Along designated #streets# other than the Riegelmann Boardwalk, as shown on Map 2, the City Planning Commission may authorize Use Group A, B or C establishments with a ground floor depth of less than 50 feet upon a finding that the design and operation of such establishments result in an effective and compelling amusement, entertainment or retail space that furthers the goals of the Special District.

131-20 SIGN REGULATIONS

- (a) In the Coney East Subdistrict, the underlying C7 #sign# regulations shall apply, except that:
 - (1) no #advertising signs# shall be permitted above a height of 40 feet, and
 - (2) the provisions of Sections 32-66 (Additional Regulations for Signs Near Certain Parks and Designated Arterial Highways), inclusive, and 32-67 (Special Provisions Applying along District Boundaries) shall not apply.
- (b) In the Coney North and Coney West Subdistricts, the underlying C2-4 #sign# regulations shall apply, except that the height restrictions of Section 32-655 shall be modified to allow permitted #signs# at the level of any #story# occupied by a #commercial use#.

131-30 FLOOR AREA REGULATIONS

The #floor area ratio# regulations of the underlying districts shall be modified as set forth in this Section, inclusive.

131-31 Coney East Subdistrict

The maximum #floor area ratio# of the underlying C7 District shall not apply. In lieu thereof, the maximum #floor area ratio# is specified for each #block# or portion thereof, as shown on Map 3 (Coney East Subdistrict Floor Area Ratios). On Parcel 2, as shown on Map 3, the maximum #floor area ratio# for a #public parking garage# shall be 4.0.

131-32 Coney West, Coney North and Mermaid Avenue Subdistricts

131-321 Special floor area regulations for residential uses

R7A R7D R7X

- (a) Applicability of Inclusionary Housing Program

R7A, R7D and R7X Districts within the #Special Coney Island District# shall be #Inclusionary Housing designated areas#, pursuant to Section 12-10 (DEFINITIONS), for the purpose of making the Inclusionary Housing Program regulations of Section 23-90 (Inclusionary Housing Program), inclusive, applicable as modified within the Special District.

- (b) Maximum #floor area ratio#

The base #floor area ratio# for any #zoning lot# containing #residences# shall be as set forth in the following table. Such base #floor area ratio# may be increased to the maximum #floor area ratio# set forth in the table through the provision of #lower income housing#, pursuant to the provisions for #Inclusionary Housing designated area#, as set forth in Section 23-90 (INCLUSIONARY HOUSING), inclusive. Parcels A through F within R7D Districts are shown on Map 1 (Special Coney Island District and Subdistricts).

TABLE FLOOR AREA RATIO FOR BUILDINGS CONTAINING RESIDENCES

Subdistrict Zoning District	Base #floor area ratio#	Maximum #floor area ratio#
Coney West Parcels: A, B, C, D R7D	4.35	5.8
Coney West Parcels: E, FR7D	4.12	5.5
Coney North R7X	3.75	5.0
Mermaid Avenue R7A	3.45	4.6

- (c) Coney West floor area distribution rules

In the Coney West Subdistrict, #floor area# attributable to #zoning lots# within the following sets of parcels, as shown on Map 1 in the Appendix to this Chapter, may be distributed anywhere within such sets of parcels:

Parcels A and B
Parcels C and D
Parcels E and F.

In addition, #floor area# attributable to lot 130, #block# 7071 within Parcel B may be distributed anywhere within Parcels C or D.

- (d) Height and setback

For all #zoning lots#, or portions thereof, located in the Coney West or Coney North Subdistricts, the height and setback regulations of paragraph (b) of Section 23-942 shall not apply. In lieu thereof, the height and setback regulations of this Chapter shall apply.

131-322 Special floor area regulations for community facility uses

In the Coney West and Coney North Subdistricts, the maximum permitted #floor area ratio# for #community facility uses# shall be 2.0.

131-323 Special floor area ratio regulations for hotel uses

In the Coney North Subdistrict, for #transient hotels# located within 200 feet of Surf Avenue between Stillwell Avenue and West 16th Street, the maximum permitted #floor area ratio# shall be 3.75.

131-324 Special floor area ratio regulations for entrances to stories above the base flood elevation

Up to 300 square feet of an entranceway adjoining the #street wall# of a #building# that contains ramps, stairs or handicap accessible elevators providing access from a public sidewalk to the lowest #story# above the #base flood elevation# shall be exempt from the definition of #floor area#.

131-325 Lot coverage

For #residential uses#, no maximum #lot coverage# shall apply to any #zoning lot# comprising a #corner lot# of 5,000 square feet or less. Furthermore, the level of any #building# containing #accessory# parking spaces or non-#residential uses# shall be exempt from #lot coverage# regulations.

131-326 Rear Yards

Required #rear yards# or #rear yard equivalents# may be provided at any level not higher than the floor level of the lowest #story# containing #dwelling units# facing onto such #yard#.

131-40 HEIGHT AND SETBACK REGULATIONS

The underlying height and setback regulations shall not apply. In lieu thereof, the height and setback regulations of this Section shall apply. The height of all #buildings# or other structures# shall be measured from the #base plane#.

131-41 Rooftop Regulations

- (a) Permitted obstructions

The provisions of Section 33-42 (Permitted Obstructions) shall apply to all #buildings# within the #Special Coney Island District#, except that elevator or stair bulkheads, roof water tanks, cooling towers or other mechanical equipment (including enclosures), may penetrate a maximum height limit provided that either the product, in square feet, of the #aggregate width of street walls# of such obstructions facing each #street# frontage, times their average height, in feet, shall not exceed a figure equal to eight times the width, in feet, of the #street wall# of the #building# facing such frontage or, the #lot coverage# of all such obstructions does not exceed 20 percent of the #lot

coverage# of the #building#, and the height of all such obstructions does not exceed 40 feet. In addition, dormers may penetrate a maximum base height in accordance with the provisions of paragraph (c) of Section 23-621 (Permitted obstructions in certain districts) only in the Mermaid Avenue Subdistrict.

- (b) Screening requirements for mechanical equipment

For all #developments# and #enlargements#, all mechanical equipment located on any roof of a #building# or other structure# shall be fully enclosed, except that openings in such enclosure shall be permitted only to the extent necessary for ventilation and exhaust.

131-42 Coney East Subdistrict

The regulations of this Section, inclusive, shall apply to all #buildings# or other structures# in the Coney East Subdistrict. For the purposes of applying the height and setback regulations of this Section, Jones Walk shall not be considered a #street#. Map 4 (Street Wall Location) and Map 5 (Minimum and Maximum Base Heights) in the Appendix to this Chapter, illustrate the #street wall# location provisions and minimum and maximum base height provisions of this Section 131-42, inclusive.

131-421 Coney East Subdistrict, south side of Surf Avenue

The following regulations shall apply along the south side of Surf Avenue and along those portions of #streets# intersecting Surf Avenue located north of a line drawn 50 feet north of and parallel to the northern #street# line of Bowery and its westerly prolongation.

- (a) #Street wall# location

The #street wall# of a #development# or #enlargement# shall be located within five feet of the #street line# and extend along the entire frontage of the #zoning lot#, except that:

- (1) a sidewalk widening shall be required at the intersection of Surf Avenue and West 10th Street, extending from a point on the Surf Avenue #street line# 125 feet west of West 10th Street to a point on the West 10th Street #street line# 20 feet south of Surf Avenue. Such area shall be improved as a sidewalk to Department of Transportation standards, be at the same level as the adjoining sidewalks, and be accessible to the public at all times. Such sidewalk widening line shall be considered a #street line# for the purposes of applying the #use# and height and setback regulations of this Chapter;
- (2) ground floor level recesses up to three feet deep shall be permitted for access to building entrances. However, for building entrances providing direct access to the lowest #story# located above the #base flood elevation#, such recesses shall be permitted to have a depth of up to ten feet provided the width of such recesses does not exceed 20 feet and the height of such recessed area is not less than 15 feet at any point as measured from the #base flood elevation#;
- (3) to allow for corner articulation, the #street wall# may be located anywhere within an area bounded by intersecting #street lines# and lines 15 feet from and parallel to such #street lines#;
- (4) to allow for portions of towers to rise without setback from grade, a portion of a building base below a tower may be set back ten feet from the #street line#, provided the width of such setback area is not greater than 40 percent of the width of the #street wall# of the tower, and provided such setback area complies with the provisions of Section 131-47 (Design Requirements for Ground Level Setbacks).

- (b) Building base

- (1) Surf Avenue, west of West 12th Street

West of West 12th Street, the #street wall# of a #development# or #enlargement# shall rise without setback to a minimum base height of 35 feet or the height of the #building#, whichever is less, and a maximum base height of 45 feet. If a tower is provided, in accordance with requirements of paragraph (d) of this Section, the maximum base height shall be 65 feet. At a height no lower than the minimum base height and no higher than the maximum base height, a setback shall be required, pursuant to the provisions set forth in paragraph (c) of this Section. For #developments# or #enlargements# located West of West 12th Street that, provide a tower in accordance with the requirements of paragraph (d) of this Section, not more than 40 percent of the #aggregate width of street walls# facing Surf Avenue shall exceed a height of 45 feet without setback, and at least 40 percent of the #aggregate width of street walls# facing Surf Avenue shall rise without setback to a height of at least 60 feet but not more than 65 feet. Furthermore, any portion of a #street wall# which exceeds a height of 60 feet shall be located within 150 feet of the intersection of two #street lines# and shall coincide with the location of a tower. Towers shall comply with location requirements of paragraphs (d) of this Section.

- (2) Surf Avenue, east of West 12th Street

East of West 12th Street, the #street wall# of a #development# or #enlargement# shall rise without setback to a minimum base height of 35 feet or the height of the #building#, whichever is less, and a maximum base height of 45

feet. At a height no lower than the minimum base height and no higher than the maximum base height, a setback is required that shall comply with the provisions set forth in paragraph (d) of this Section.

For the base of any #building# located on the south side of Surf Avenue, above the level of the second #story#, up to 30 percent of the #aggregate width of street walls# may be recessed, provided no recesses are located within 15 feet of an adjacent #building# or within 30 feet of the intersection of two #street lines#, except where corner articulation is provided as set forth in paragraph (a)(3) of this Section.

(c) Transition height

All portions of a #building# that exceed the applicable maximum base height specified in paragraph (b) of this Section, shall be set back from the #street line# at least 20 feet except that where towers are provided, the minimum setback depth from the #street line# shall be 10 feet.

(1) East of West 12th Street

The maximum transition height shall be 65 feet, and all portions of #buildings# that exceed such height shall comply with the tower provisions of paragraph (d) of this Section, except that within 100 feet of Jones Walk on the easterly side, the maximum building height after the required setbacks shall be 85 feet.

(2) West of West 12th Street

All portions of a #building# that exceed the maximum base height as set forth in paragraph (b) (1) of this Section shall comply with the tower provisions of paragraph (d) of this Section.

(3) Special Regulations for Use Group A

The transition height regulations of paragraphs (c) (1) and (c) (2) of this Section shall not apply to #buildings# that rise to a maximum height of 85 feet to accommodate a Use Group A #use#; or to #buildings# where the Chairperson of the City Planning Department certifies to the Department of Buildings that additional height is necessary to accommodate an amusement #use# listed in Use Group A1.

(d) Towers

All #stories# of a #development# or #enlargement# located partially or wholly above a height of 65 feet shall be considered a "tower" and shall comply with the provisions of this paragraph.

(1) Maximum floorplate

Each #story# of a tower shall not exceed a gross area of 8,500 square feet.

(2) Maximum length and height

The outermost walls of all tower #stories# shall be inscribed within a rectangle, and no side of such rectangle shall exceed a length of 165 feet. The maximum height of a #building# located between West 12th Street and Jones Walk shall be 150 feet between West 12th Street and Jones Walk. The maximum height of a #building# located between West 12th Street and West 16th Street on #zoning lots# with less than 50,000 square feet of #lot area# shall be 220 feet; on #zoning lots# with 50,000 square feet or more of #lot area#, the maximum height of a #building# shall be 270 feet. All towers that exceed a height of 150 feet shall provide articulation in accordance with Section 131-46 (Tower Top Articulation).

(3) Tower location

All towers shall be located within 25 feet of Surf Avenue and entirely within 100 feet of an intersecting #street#.

**131-422
Coney East Subdistrict, north side of Surf Avenue**

Any #building or other structure# fronting upon the north side of Surf Avenue shall not exceed a height of 85 feet. Furthermore, in order to protect the view from the elevated subway to the Coney East Subdistrict, no portion of such #building or other structure#, including permitted obstructions or #signs#, shall be located between a height of five feet below the upper level of the elevated subway tracks and a level 25 feet above such level, except for a vertical circulation core, supporting structural elements and related appurtenances. In no event shall more than 30 percent of the Surf Avenue frontage of the #zoning lot# be obstructed with such elements.

**131-423
Along all other streets**

The following regulations shall apply along Wonder Wheel Way, Bowery, and all other #streets# and portions thereof located south of a line drawn 50 feet north of and parallel to the northern #street# line of Bowery and its westerly prolongation.

(a) #Street wall# location

The #street wall# of the #development# or #enlargement#, or portion thereof, shall be located within five feet of the #street line#. However, for building entrances providing direct access to the lowest #story# located above the #base flood elevation#, a recess shall be permitted to have a depth of up to ten feet as measured from the #street line# provided the width of such recess does not exceed 20 feet and the height of such recessed area is not less than 15 feet at any point as measured from the #base flood elevation#;

(b) Maximum building height

The #street wall# of a #development# or #enlargement#, or portion thereof, shall rise to a

minimum height of 20 feet and a maximum height of 40 feet before setback. The maximum height of a #building or other structure# shall be 60 feet, provided any portion of a #building# that exceeds a height of 40 feet shall be set back from the #street wall# of the #building# at least 20 feet.

West of West 12th Street, along the northern #street line# of Bowery, the maximum #building# height shall be 40 feet. If a tower is provided along the Surf Avenue portion of the #block#, 40 percent of the #aggregate width of street walls# may rise above the maximum #street wall# height of 40 feet, and such portion of the #aggregate width of street walls# shall be located within 150 feet of the intersection of two #street lines# and shall coincide with that portion of the #street wall# along Surf Avenue that rises to a height of between 60 to 65 feet, pursuant to the provisions of paragraph (b)(1) of Section 131-421. However, where the portion of the #block# that fronts on Surf Avenue is #developed# or #enlarged# pursuant to the special regulations for Use Group A, in paragraph (c)(3) of Section 131-421 (Coney East Subdistrict, south side of Surf Avenue), the #street wall may rise after a setback of 20 feet to a maximum height of 60 feet for the entire length of the Bowery #street line#, or may extend beyond the 40 percent of the #aggregate width of #street wall# for the length of the #street wall# of such Use Group A #development# or #enlargement# which fronts along Surf Avenue, whichever is less.

Furthermore, a #building# that exceeds a height of 60 feet shall be permitted where the Chairperson of the City Planning Department certifies to the Department of Buildings that such additional height is necessary to accommodate an amusement #use# listed in Use Group A1.

**131-43
Coney West Subdistrict**

The regulations of this Section shall apply to all #buildings or other structures# in the Coney West Subdistrict. Map 4 (Street Wall Location), Map 5 (Minimum and Maximum Base Heights) and Map 6 (Coney West Subdistrict Transition Heights), in the Appendix to this Chapter, illustrate the #street wall# location provisions, minimum and maximum base height provisions and transition height provisions of this Section, inclusive. For the purposes of this Section, the "building line" shown on Parcel F shall be considered a #street line# of Ocean Way or Parachute Way, as indicated on such maps.

**131-431
Coney West District, Surf Avenue**

The regulations of this Section shall apply along Surf Avenue. The #street wall# location provisions of paragraph (a) of this Section shall also apply along #streets# intersecting Surf Avenue within 50 feet of Surf Avenue, and the building base regulations of paragraph (b) of this Section shall also apply along #streets# within 100 feet of Surf Avenue.

(a) #Street wall# location

The #street wall# of a building base of a #development# or #enlargement# shall be located on the Surf Avenue #street line# and extend along the entire Surf Avenue frontage of the #zoning lot#, except that:

- (1) ground floor level recesses up to three feet deep shall be permitted for access to building entrances; However, for building entrances providing direct access to the lowest #story# located above the #base flood elevation#, such recesses shall be permitted to have a depth of up to ten feet provided the width of such recess does not exceed 20 feet and the height of such recessed area is not less than 15 feet at any point as measured from the #base flood elevation#;
- (2) to allow for corner articulation, the #street wall# may be located anywhere within an area bounded by intersecting #street lines# and lines 15 feet from and parallel to such #street lines#; and
- (3) to allow for portions of towers to rise without setback from grade, a portion of a building base below a tower may be set back ten feet from a #street line#, provided the width of such setback area is not greater than 40 percent of the width of the #street wall# of the tower and provided such setback area complies with the provisions of Section 131-47 (Design Requirements for Ground Level Setbacks).

(b) Building base

The #street wall# of a #development# or #enlargement# fronting on Surf Avenue shall rise without setback to a minimum height of six #stories# or 65 feet, or the height of the #building#, whichever is less, and a maximum height of eight #stories# or 85 feet, whichever is less, before a setback is required. For #developments# or #enlargements# that exceed a height of eight #stories# or 85 feet, not more than 40 percent of the #aggregate width of street walls# facing Surf Avenue shall exceed a height of six #stories# or 65 feet, whichever is less, and at least 40 percent of the #aggregate width of street walls# facing Surf Avenue shall rise without setback to a height of at least eight #stories# or 80 feet, whichever is less. However, on the blockfront bounded by West 21st Street and West 22nd Street, the minimum height of a #street wall# shall be 40 feet and the maximum height of a #street wall# shall be six #stories# or 65 feet, whichever is less, before a setback is required.

Above the level of the second #story#, up to 30 percent of the #aggregate width of street walls# may be recessed, provided no recesses are located within 15 feet of an adjacent #building# or within 30 feet of the intersection of two #street lines#, except where corner articulation is provided as set forth in paragraph (a)(2) of this Section.

All portions of a #building# that exceed the maximum heights set forth in this paragraph, (b), shall be set back from the #street line# at least ten feet.

(c) Transition height

Above the maximum base height, a #street wall# may rise to a maximum transition height of nine #stories# or 95 feet, whichever is less, provided that up to 60 percent of the #aggregate width of street walls# facing Surf Avenue shall be set back a minimum distance of 10 feet from the Surf Avenue #street line#. The remaining portion of such #aggregate width of street walls# facing Surf Avenue shall be set back a minimum distance of 15 feet. All portions of #buildings# that exceed a transition height of 95 feet shall comply with the tower provisions of Section 131-434 (Coney West Towers).

**131-432
Along all other Streets, other than the Riegelmann Boardwalk**

The following regulations shall apply along all other #streets# in the Coney West Subdistrict, except within 70 feet of the Riegelmann Boardwalk.

(a) #Street wall# location

The #street wall# of a building base of a #development# or #enlargement#, or portion thereof, beyond 50 feet of Surf Avenue shall be located within eight feet of the #street line#, except that, to allow portions of towers to rise without setback from grade, a portion of a building base below a tower may be set back ten feet from the #street line#, provided the width of such setback area is not greater than 40 percent of the width of the #street wall# of the tower. In addition, for #street walls# facing Ocean Way, building entrances providing direct access to the lowest #story# located above the #base flood elevation# may be recessed up to a depth of ten feet as measured from the #street line# provided the width of such recess does not exceed 20 feet and the height of such recessed area is not less than 15 feet at any point as measured from the #base flood elevation#;

For #buildings# where the ground floor level is occupied by #residential uses#, any area between the #street wall# and the #street line# shall be planted except for sidewalks, steps and handicap accessible elevators that provide access to building entrances.

(b) Building base

The #street wall# of a building base of a #development# or #enlargement#, or portion thereof, located beyond 100 feet of Surf Avenue, shall rise without setback to a minimum height of 40 feet or the height of the #building#, whichever is less, and a maximum height of six #stories# or 65 feet, whichever is less. Up to 30 percent of the #aggregate width of street walls# may be recessed for #outer courts# or balconies, provided no recesses are located within 15 feet of an adjacent #building# or within 30 feet of the intersection of two #street lines#, and provided the maximum depth of such recesses is 15 feet, as measured from the #street line#. All portions of a #building# that exceed a height of 65 feet shall be set back from the #street wall# of the #building# at least ten feet, except such setback distance may include the depth of any permitted recesses.

(c) Transition heights

Beyond 100 feet of Surf Avenue, a #street wall# may rise to a maximum transition height of nine #stories# or 95 feet, whichever is less, provided that:

- (1) above the maximum base height, up to 60 percent of the #aggregate width of street walls# facing Ocean Way, and along all other #streets#, other than the Riegelmann Boardwalk, shall be set back a minimum distance of 10 feet from the #street line#. The remaining portion of such #aggregate width of street walls# facing Ocean Way, and along all other #streets# other than the Riegelmann Boardwalk, shall be set back a minimum distance of 15 feet from the #street line#, except that for #blocks# north of the Ocean Way #street line#, along a minimum of one #street line# bounding the #block# (except for Surf Avenue), the remaining portion of such #aggregate width of street walls# shall remain open to the sky for a minimum depth of 100 feet from the #street line#;
- (2) for #blocks# bounding the southern #street line# of Ocean Way, any portion of a #building or other structure# that exceeds a height of six #stories# or 65 feet, whichever is less, shall be located within 80 or 100 feet of a #street line#, as indicated on Map 6 in the Appendix to this Chapter;
- (3) for portions of #buildings# higher than six #stories# or 65 feet that are within 100 feet of the Riegelmann Boardwalk, each #story# within such portion shall provide a setback with a depth of at least ten feet, measured from the south facing wall of the #story# directly below.

A #building# may exceed such transition heights only in accordance with the tower provisions of Section 131-434.

**131-433
Riegelmann Boardwalk and Building Line of Parcel F**

The #street wall# of the #development# or #enlargement# shall be located on the Riegelmann Boardwalk #street line# and extend along the entire Riegelmann Boardwalk frontage of the #zoning lot# to a minimum height of 20 feet, as shown on Map 2 (Mandatory Ground Floor Use Requirements). Any #building or other structure# within 70 feet of the Riegelmann Boardwalk shall not exceed a height of 40 feet above the level of the Riegelmann Boardwalk.

In addition, on Parcel F, the #street wall# of the #development# or #enlargement# shall be located on the Parachute Way building line and the portion of the Ocean Way building line that is within 100 feet of the Parachute Way building line, as shown on Map 2. Such #street walls# shall extend along such entire frontages of Parcel F to a minimum height of 20 feet.

131-434**Coney West District towers**

All #stories# of a #development# or #enlargement# located partially or wholly above an applicable transition height shall be considered a "tower" and shall comply with the provisions of this Section.

- (a) Maximum floorplate
Each #story# of a tower shall not exceed a gross area of 8,500 square feet.

- (b) Maximum length and height

On #blocks# bounding Surf Avenue, the maximum height of a #building# shall be 220 feet, and on #blocks# bounding the southerly #street line# of Ocean Way, the maximum #building# height shall be 170 feet. Furthermore, the outermost walls of all tower #stories# shall be inscribed within a rectangle, and no side of such rectangle shall exceed a length of 165 feet.

For #developments# that provide #lower income housing# pursuant to Section 131-321 (Special residential floor area regulations), the maximum height of a #building# shall be increased to 270 feet, provided that the tower complies with either paragraph (b)(1) or (b)(2) of this Section.

- (1) The outermost wall of all tower #stories# shall be inscribed within a rectangle where no side of such rectangle exceeds a length of 100 feet; or
- (2) The outermost wall of all tower #stories# below a height of 120 feet shall be inscribed within a rectangle where no side of such rectangle exceeds a length of 130 feet; above a height of 120 feet, no side of such rectangle shall exceed a length of 100 feet.

Above a height of 120 feet, the maximum floor plate shall be 80 percent of the #story# immediately below such height, or 6,800 square feet, whichever is greater. Such reduced #lot coverage# shall be achieved by one or more setbacks on each face of the tower, where at least one setback on each tower face has a depth of at least five feet and a width that, individually or in the aggregate, is equal to at least 10 percent of the width of each respective tower face.

All #buildings# that exceed a height of 170 feet shall provide articulation in accordance with Section 131-46 (Tower Top Articulation).

- (c) Tower location

All towers shall be located entirely within 100 feet of Parachute Way, West 20th Street, West 21st Street or West 22nd Street and within 25 feet of the intersection of two #street lines#. When a #zoning lot# bounding Surf Avenue contains a tower, such tower shall be located within 25 feet of Surf Avenue. No more than one tower shall be permitted on any #zoning lot#, except that for #developments# that provide #lower income housing# pursuant to Section 131-321, no more than two towers shall be permitted on any #zoning lot#, and the second tower shall be located within 25 feet of Ocean Way. However, on Parcel E, any #development# may include two towers and, for #developments# that provide #low income housing# pursuant to Section 131-321, a third tower shall be permitted to be located anywhere on such parcel along Parachute Way.

131-44**Coney North Subdistrict**

The regulations of this Section shall apply to all #buildings or other structures# in the Coney North Subdistrict. Map 4 (Street Wall Location) and Map 5 (Minimum and Maximum Base Heights), in the Appendix to this Chapter, illustrate the #street wall# location provisions, minimum and maximum base height provisions and maximum building height provisions of this Section, inclusive.

131-441**Coney North Subdistrict, Surf Avenue**

The regulations of this Section shall apply along Surf Avenue. The #street wall# location provisions of paragraph (a) of this Section shall also apply along #streets# intersecting Surf Avenue within 50 feet of Surf Avenue, and the building base regulations of paragraph (b) of this Section shall also apply along #streets# within 100 feet of Surf Avenue.

- (a) #Street wall# location

The #street wall# of a building base of a #development# or #enlargement# shall be located on the Surf Avenue #street line# and extend along the entire Surf Avenue frontage of the #zoning lot#, except that:

- (1) ground floor level recesses up to three feet deep shall be permitted for access to building entrances. However, for building entrances providing direct access to the lowest #story# located above the #base flood elevation#, such recesses shall be permitted to have a depth of up to ten feet provided the width of such recess does not exceed 20 feet and the height of such recessed area is not less than 15 feet at any point as measured from the #base flood elevation#;
- (2) to allow for corner articulation, the #street wall# may be located anywhere within an area bounded by intersecting #street lines# and lines 15 feet from and parallel to such #street lines#; and
- (3) to allow for portions of towers to rise without setback from grade, a portion of a building base below a tower may be set back ten feet from a #street line#, provided the width of such setback area is not greater than 40 percent of the width of the #street wall# of the tower and provided such setback area complies with the provisions of Section 131-47 (Design Requirements for Ground Level Setbacks).

- (b) Building base

The #street wall# of a building base of a #development# or #enlargement# fronting on Surf Avenue shall rise without setback to a minimum height of six #stories# or 65 feet, or the height of the #building#, whichever is less, and a maximum height of eight #stories# or 85 feet, whichever is less, before a setback is required.

For #developments# or #enlargements# that exceed a height of eight #stories# or 85 feet, not more than 40 percent of the #aggregate width of street walls# facing Surf Avenue shall exceed a height of 65 feet without setback, and at least 40 percent of the #aggregate width of street walls# facing Surf Avenue shall rise without setback to a height of at least 80 feet, but not more than 85 feet. However, on the blockfront bounded by Stillwell Avenue and West 15th Street, for #buildings# that exceed a height of 85 feet, all #street walls# of such #building# facing Surf Avenue shall rise without setback to a height of 85 feet.

Above the level of the second #story#, up to 30 percent of the #aggregate width of street walls# may be recessed, provided no recesses are located within 15 feet of an adjacent #building# or within 30 feet of the intersection of two #street lines#, except where corner articulation is provided, as set forth in paragraph (a)(2) of this Section.

All portions of a #building# that exceed a height of 85 feet shall be set back from the #street line# at least ten feet, and comply with the tower provisions of Section 131-444 (Coney North Towers).

- (c) Transition height

Above the maximum base height, a #street wall# may rise to a maximum transition height of nine #stories# or 95 feet, whichever is less, provided that up to 60 percent of the #aggregate width of street walls# facing Surf Avenue shall be set back a minimum distance of 10 feet from the Surf Avenue #street line#. The remaining portion of such #aggregate width of street walls# facing Surf Avenue shall be set back a minimum distance of 15 feet. All portions of #buildings# that exceed a transition height of 95 feet shall comply with the tower provisions of Section 131-444 (Coney North Towers).

131-442**Along all other Streets, other than Stillwell Avenue**

The following regulations shall apply along all other #streets# in the Coney North Subdistrict, other than Stillwell Avenue.

- (a) #Street wall# location

The #street wall# of a building base of a #development# or #enlargement#, or portion thereof, beyond 50 feet of Surf Avenue, shall be located within eight feet of the #street line#, except that, to allow portions of towers to rise without setback from grade, a portion of a building base below a tower may be recessed ten feet from the #street line#, provided the width of such recess area is not greater than 40 percent of the width of the #street wall# of the tower.

For #buildings# where the ground floor level is occupied by #residential uses#, any area between the #street wall# and the #street line# shall be planted except for sidewalks, steps and handicap accessible elevators that provide access to building entrances.

- (b) Building base

The #street wall# of a building base of a #development# or #enlargement#, or portion thereof, located beyond 100 feet of Surf Avenue, shall rise without setback to a minimum height of 40 feet, or the height of the #building#, whichever is less, and a maximum height of six #stories# or 65 feet, whichever is less. Up to 30 percent of the #aggregate width of street walls# may be recessed for #outer courts# or balconies, provided no recesses are located within 15 feet of an adjacent #building# or within 30 feet of the intersection of two #street lines#, and provided the maximum depth of such recesses is 15 feet, as measured from the #street line#.

All portions of a #building# that exceed a height of 65 feet shall be set back from the #street wall# of the #building# at least ten feet, except such setback distance may include the depth of any permitted recesses.

- (c) Transition height

In all portions of #blocks# located beyond 100 feet of Surf Avenue, a #street wall# may rise above the maximum base height to a maximum transition height of eight #stories# or 85 feet, whichever is less, provided that up to 60 percent of the #aggregate width of street walls# facing Surf Avenue shall be set back a minimum distance of 10 feet from the Surf Avenue #street line#. The remaining portion of such #aggregate width of street walls# facing Surf Avenue shall be set back a minimum distance of 15 feet. All portions of #buildings# that exceed a transition height of 85 feet shall comply with the tower provisions of Section 131-444 (Coney North Subdistrict towers).

131-443**Stillwell and Mermaid Avenues**

Within 100 feet of Stillwell and Mermaid Avenues, except within 100 feet of Surf Avenue, all portions of a #building# or other structure# shall comply with the height and setback regulations of a C2 District mapped within an R7A District, except that the #street wall# of a #building# shall be located on the #street line# and rise without setback to a minimum height of 40 feet or the height of the #building#, whichever is less, except as follows:

- (a) ground floor level recesses up to three feet deep shall be permitted for access to building entrances. However, for building entrances providing direct access to the lowest #story# located above the #base flood elevation#, such recesses shall be permitted to have a depth of up to ten feet provided the width of such recess does not exceed 20 feet and the height

of such recessed area is not less than 15 feet at any point as measured from the #base flood elevation#;

- (b) to allow for corner articulation, the #street wall# may be located anywhere within an area bounded by intersecting #street lines# and lines 15 feet from and parallel to such #street lines#; and

- (c) above the level of the second #story#, up to 30 percent of the #aggregate width of street walls# may be recessed, provided no recesses are located within 15 feet of an adjacent #building# or within 30 feet of the intersection of two #street lines#, except where corner articulation is provided as set forth in paragraph (b) of this Section.

131-444**Coney North Subdistrict towers**

All #stories# of a #development# or #enlargement# located partially or wholly above a height of 85 feet within 175 feet of Surf Avenue and above a height of 65 feet beyond 175 feet of Surf Avenue shall be considered a "tower" and shall comply with the provisions of this Section 131-444.

- (a) Maximum floorplate

Each #story# of a tower shall not exceed a gross area of 8,500 square feet.

- (b) Maximum length and height

On #blocks# bounding Surf Avenue, the maximum height of a #building# shall be 220 feet and beyond 175 feet of Surf Avenue the maximum height of a #building# shall be 170 feet. Furthermore, the outermost walls of all tower #stories# shall be inscribed within a rectangle and no side of such rectangle shall exceed a length of 165 feet.

For #developments# that provide #lower income housing# pursuant to Section 131-321 (Special residential floor area regulations), the maximum height of a #building# shall be increased to 270 feet, provided that the tower portion of such #building# complies with either paragraph (b)(1) or (b)(2) of this Section.

- (1) The outermost wall of all tower #stories# shall be inscribed within a rectangle, where no side of such rectangle shall exceed a length of 100 feet; or

- (2) The outermost wall of all tower #stories#, below a height of 120 feet, shall be inscribed within a rectangle, where no side of such rectangle shall exceed a length of 130 feet; above a height of 120 feet, no side of such rectangle shall exceed a length of 100 feet.

Above a height of 120 feet, the maximum floor plate shall be 80 percent of the #story# immediately below such height, or 6,800 square feet, whichever is greater. Such reduced #lot coverage# shall be achieved by one or more setbacks on each face of the tower, where at least one setback on each tower face has a depth of at least five feet and a width that, individually or in the aggregate, is equal to at least 10 percent of the width of each respective tower face

All #buildings# that exceed a height of 170 feet shall provide articulation in accordance with Section 131-46 (Tower Top Articulation).

- (c) Tower location

Towers shall be located within 25 feet of Surf Avenue and entirely within 100 feet of an intersecting #street#. No more than one tower shall be permitted on any #zoning lot#, except that for #developments# that provide #lower income housing#, pursuant to Section 131-321, a second tower shall be permitted anywhere on the #zoning lot# that is entirely beyond 175 feet of Surf Avenue and ten feet from any other #street#. All towers shall be located at least ten feet from a #side lot line#.

131-45**Mermaid Avenue Subdistrict**

All portions of a #building# or other structure# shall comply with the height and setback regulations of a C2 District mapped within a R7A District, except that on Mermaid Avenue, and on intersecting #streets# within 50 feet of Mermaid Avenue, the #street wall# of a #building# shall be located on the #street line# and rise without setback to a minimum base height of 40 feet or the height of the #building#, whichever is less, except that:

- (a) ground floor level recesses up to three feet deep shall be permitted for access to building entrances. However, for building entrances providing direct access to the lowest #story# located above the #base flood elevation#, such recesses shall be permitted to have a depth of up to ten feet provided the width of such recess does not exceed 20 feet and the height of such recessed area is not less than 15 feet at any point as measured from the #base flood elevation#;

- (b) to allow for corner articulation, the #street wall# may be located anywhere within an area bounded by intersecting #street lines# and lines 15 feet from and parallel to such #street lines#; and

- (c) above the level of the second #story#, up to 30 percent of the #aggregate width of street walls# may be recessed, provided no recesses are located within 15 feet of an adjacent #building# or within 30 feet of the intersection of two #street lines#, except where corner articulation is provided as set forth in paragraph (b) of this Section.

131-46**Tower Top Articulation**

All #buildings# that exceed a height of 170 feet shall provide articulation in accordance with at least one of following provisions:

- (a) Setbacks on each tower face

The highest three #stories#, or as many #stories# as are located entirely above a height of 170 feet, whichever is less, shall have a #lot coverage# of at

least 50 percent of the #story# immediately below such #stories#, and a maximum #lot coverage# of 80 percent of the #story# immediately below such #stories#. Such reduced #lot coverage# shall be achieved by one or more setbacks on each face of the tower, where at least one setback on each tower face has a depth of at least four feet, and a width that, individually or in the aggregate, is equal to at least 10 percent of the width of such respective tower face. For the purposes of this paragraph, (a), each tower shall have four tower faces, with each face being the side of a rectangle within which the outermost walls of the highest #story# not subject to the reduced #lot coverage# provisions have been inscribed. The required setbacks shall be measured from the outermost walls of the #building# facing each tower face. Required setback areas may overlap.

(b) Three setbacks

Setbacks shall be provided at the level of three different #stories#, or as many #stories# as are located entirely above a height of 170 feet, whichever is less. Such setbacks shall be located on either the north-facing or south-facing side of the #building#, but not both. Such setbacks shall have a minimum depth of 15 feet measured, as applicable, from the north or south-facing wall of the #story# immediately below. For towers with at least six #stories# located entirely above a height of 170 feet, the lowest level at which such setbacks may be provided is 170 feet, and the highest #story#, therefore, shall be located entirely within the northern or southern half of the tower, as applicable.

(c) Reverse setbacks

A minimum of 15 percent of the area of the plane surface of #street walls# enclosing #floor area# of the tower and a maximum of 50 percent of the area of the plane surface of the #street walls# enclosing #floor area# of the tower shall project at least eighteen inches but not more than five feet from the remaining plane surface of the #street walls# enclosing any #floor area# of the tower. No projections, including balconies, shall be permitted from the lowest two #stories# of the tower.

131-47 Design Requirements for Ground Level Setbacks

Wherever a building base below a tower is set back from the #street line#, and the building walls bounding such setback area are occupied by non-#residential uses#, such setback area shall comply with the provisions of this Section. Where two such setback areas adjoin one another at the intersection of two #streets#, the combined area of such spaces shall determine the applicability of such provisions.

(a) Minimum and maximum areas

No such setback area shall be less than 240 square feet nor greater than 1,000 square feet.

(b) Pavement

The setback area shall be paved with materials distinctive from the adjoining public sidewalk.

(c) Wall treatments

All ground floor level building walls bounding such setback area not otherwise subject to the transparency requirements of Section 131-15 shall comply with the provisions of either paragraphs (c)(1) or (c)(2) of this Section.

- (1) If such building wall is a #street wall# wider than 10 feet, such #street wall# shall comply with the provisions of Section 131-15.
- (2) All other building walls shall comply with one of the following provisions:
 - (i) Such building walls shall be glazed with transparent materials which may include show windows, glazed transoms or glazed portions of doors. Such glazing shall occupy at least 50 percent of the area of each such ground floor level building wall, measured to a height of 10 feet above the level of the adjoining sidewalk, public access area or #base plane#, whichever is higher; or
 - (ii) Such building walls shall be articulated with artwork or landscaping to a height of at least ten feet.

(d) Building entrances

A public entrance to a #building# shall front upon such setback area. No ramps shall be permitted within the setback area.

(e) Landscaping

A minimum of 20 percent of such setback area shall be planted with, at a minimum, evergreen ground cover or shrubs in planting beds, with a minimum of six inches in height and a maximum height of four feet. Such planting beds may not occupy more than 50 percent of the width of the setback area, as measured along the #street line#.

(f) For setback areas of 500 square feet or more, there shall be the following additional amenities:

- (1) an additional public entrance to the #building# that fronts upon such setback area; and
- (2) a minimum of one linear feet of seating for every 20 square feet of setback area shall be provided. At least 40 percent of such seating shall be fixed, of which at least half shall have backs with a minimum height of 14 inches. All fixed seating shall have a minimum depth of 18 inches and a maximum depth of 24 inches, and a minimum seat height of 16 inches and a maximum seat height of 20 inches. At least 50 percent of required seating shall be moveable chairs.

131-48 Street Trees

The provisions of Section 33-03 (Street Tree Planting in Commercial Districts) shall not apply in the Coney East Subdistrict.

131-49 Authorization for Exterior Ramps

The City Planning Commission may authorize modifications of the #street wall# location provisions of this Chapter to allow exterior ramps for access from the public sidewalk to the lowest #story# above the #base flood elevation# provided the Commission finds that the design of such ramps:

- (a) maximizes visibility of interior ground floor space within the #building# from the public sidewalk;
- (b) incorporates amenities such as seating and planting as the Commission may find appropriate; and
- (c) relates harmoniously with the design and materials of the adjacent #building# and the surrounding streetscape.

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

131-50 OFF-STREET PARKING AND LOADING REGULATIONS

The special provisions of this Section shall apply to all off-#street# parking spaces and loading facilities within the #Special Coney Island District#.

131-51 Amount of Required and Permitted Parking

(a) Residential and Community Facility Parking

The underlying regulations shall apply, except that the provisions of Section 36-331 are modified to require off-#street# parking spaces for at least 60 percent of all new #dwelling units#.

(b) Commercial parking

The underlying regulations shall apply, except as modified below:

- (1) For Use Group A #uses#: one off-#street# parking space shall be provided for every 2,000 square feet of #floor area# or #lot area# for open #uses#, except that for a water park, two off-#street# parking spaces per 1,000 square feet of #floor area# shall be provided
- (2) For #transient hotels#: one off-#street# parking space shall be provided for every six guest rooms or suites.

(c) Public parking facilities

In accordance with the provisions of Section 131-043 (Applicability of Article 7, Chapter 4), #public parking lots# shall not be permitted, and #public parking garages# of any size shall be permitted as-of-right, provided such garages comply with the provisions of Section 131-52 (Use and Location of Parking Facilities).

131-52 Use and Location of Parking Facilities

The following provisions shall apply to all parking facilities:

- (a) All #accessory# off-street parking spaces may be made available for public use. However, any such space shall be made available to the occupant of a #residence# to which it is accessory within 30 days after written request therefore is made to the landlord. Furthermore, if #accessory# parking spaces and spaces within a #public parking garage# are provided on the same #zoning lot#, all such spaces may be provided within the same parking facility.
- (b) The off-site parking space provisions of Sections 36-42 and 36-43 shall not apply. In lieu thereof, all permitted or required off-#street# parking spaces may be provided on a #zoning lot# other than the same #zoning lot# to which such spaces are #accessory#, provided that:
 - (1) In the Coney East Subdistrict, such spaces are located anywhere within an area bounded on the east by Ocean Parkway, on the south by the Riegelmann Boardwalk, on the west by West 27th Street and on the north by Coney Island Creek and the Belt Parkway, in accordance with all applicable underlying parking regulations.
 - (2) In the Coney West Subdistrict, such parking spaces #accessory# to the following sets of parcels, as shown on Map 1 in the Appendix to this Chapter, shall be located anywhere on such sets of parcels:
 - Parcels A and B
 - Parcels C and D
 - Parcels E and F.
 - (3) In the Coney North and Mermaid Avenue Subdistricts, such spaces shall be located anywhere on the same #block#.
- (c) All off-#street# parking facilities shall be located within facilities that, except for entrances and exits, are:
 - (1) entirely below the level of any #street# or publicly accessible open area upon which such facility, or portion thereof, fronts; or

- (i) located, at every level above-grade, behind #commercial#, #community facility# or #residential floor area# with a minimum depth of 15 feet as measured from the #street wall# of the #building# so that no portion of such parking facility is visible from adjoining #streets# or publicly accessible open areas. All such parking facilities shall be exempt from the definition of #floor area#.

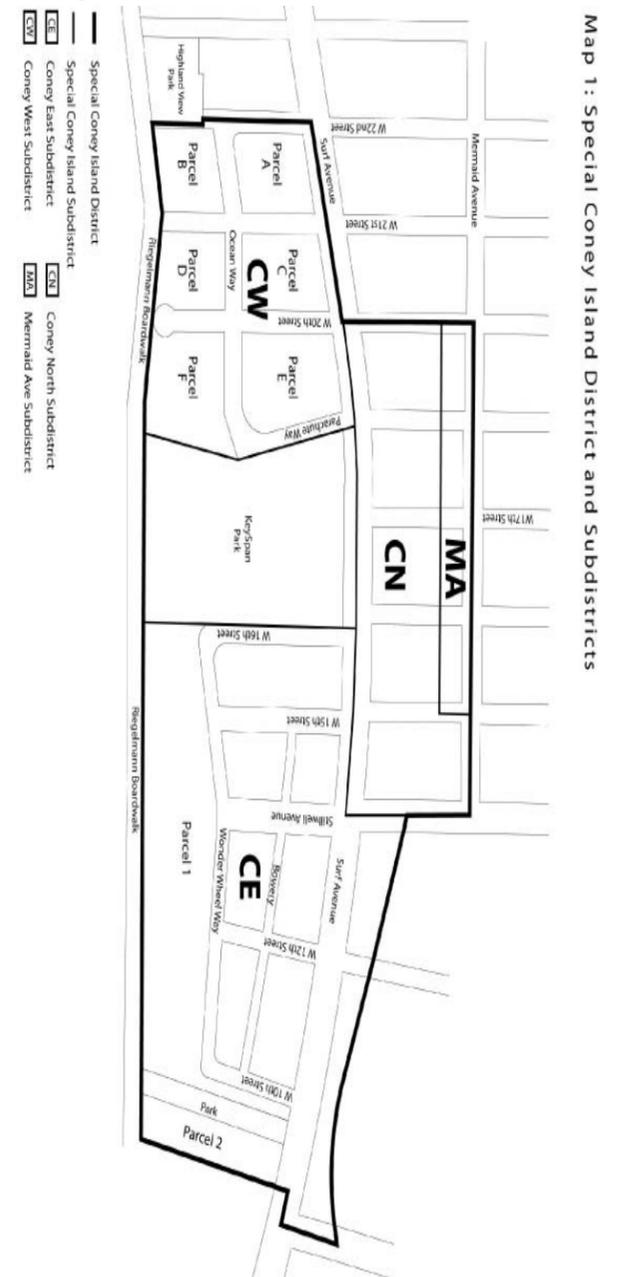
However, in the Coney East Subdistrict, the provisions of this paragraph (c)(2) need not apply on the north side of Surf Avenue above the level of the ground floor, on Parcel 2 beyond 70 feet of the Riegelmann Boardwalk, or on the east side of that portion of West 16th Street beyond 50 feet of Surf Avenue and Wonder Wheel Way, provided that:

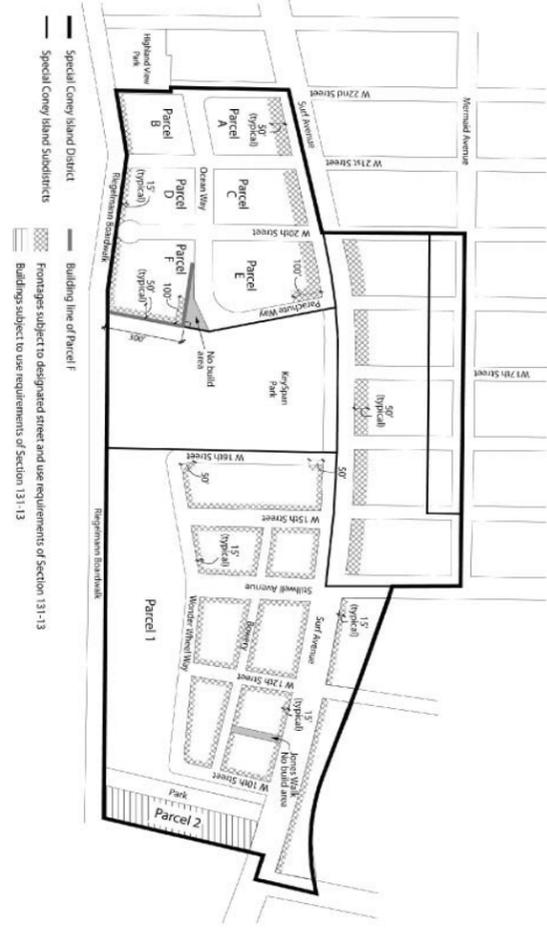
- (ii) any non-horizontal parking deck structures shall not be visible from the exterior of the #building# in elevation view;
- (iii) opaque materials are located on the exterior #building# wall between the bottom of the floor of each parking deck and no less than three feet above such deck; and
- (iv) a total of at least 50 percent of such exterior building wall with adjacent parking spaces consists of opaque materials which may include #signs#, graphic or sculptural art, or living plant material.

- (d) Any roof of a facility containing off-street parking spaces not otherwise covered by a #building#, which is larger than 400 square feet, shall be landscaped. Up to five percent of such roof area may be used for mechanical equipment, provided that such mechanical equipment is screened from view by a fence which is at least 75 percent opaque or by at least three feet of dense planting. Up to 25 percent of such roof area may be accessible solely from an adjacent #dwelling unit# and the remaining roof area shall be accessible for the recreational use of the occupants of the building in which it is located. Hard surfaced areas shall not cover more than 60 percent of such roof area.

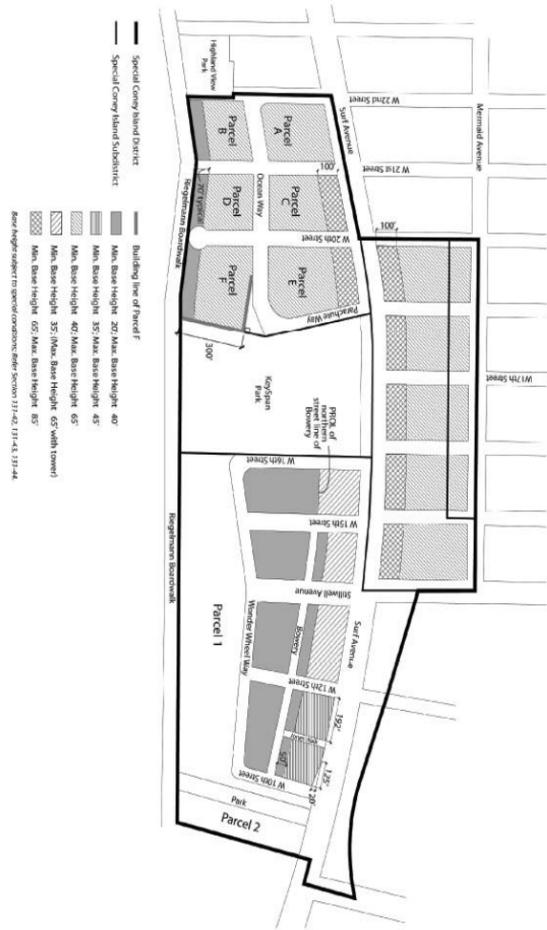
131-53 Curb Cuts

No curb cuts shall be permitted on Surf Avenue, Wonder Way or New Bowery except on a #zoning lot# with no frontage on any other #street#. The curb cut provisions of paragraph (c) of Section 36-58 shall apply to all #developments# and #enlargements#.

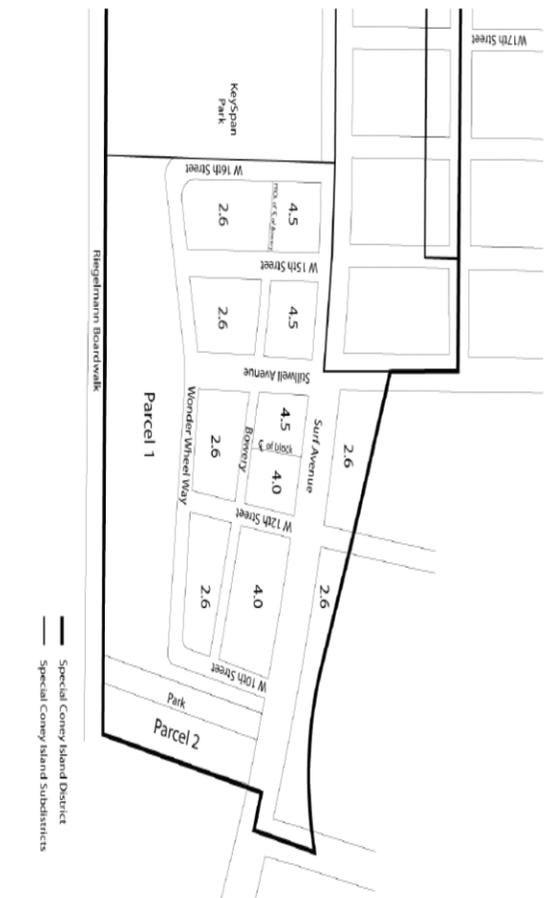




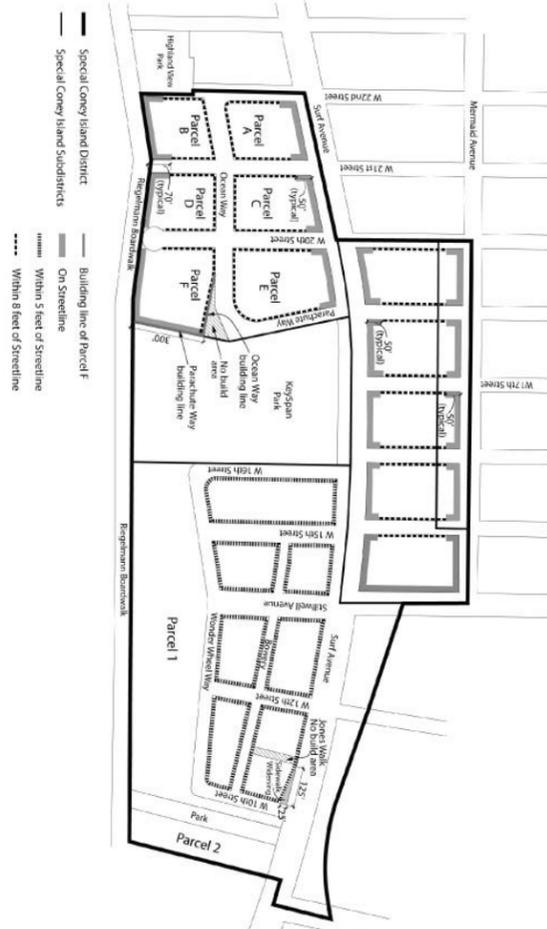
Map 2: Mandatory Ground Floor Use Requirements



Map 5: Minimum and Maximum Base Heights



Map 3: Coney East Subdistrict Floor Area Ratios



Map 4: Street Wall Location

CONEY ISLAND

BROOKLYN CB - 13 C 090274 PQQ

Application submitted by the Department of Citywide Administrative Services (DCAS) and the Department of Small Business Services (SBS), pursuant to Section 197-c of the New York City Charter, for the acquisition of property located at:

BLOCK LOTS

7074	4, 6, p/o 23, 89, p/o 105, 250, 254, p/o 256, 300, p/o 310, 340, 348, and p/o 360
8694	1, 5, 11, 12, 14, 16, 18, 25, 30, 33, and 421
8695	61, 64, p/o 72, p/o 120, p/o 433
8696	35, 37, 44, 47, 48, 49, 50, 53, p/o 70, p/o 140, p/o 145, p/o 212

CONEY ISLAND

BROOKLYN CB - 13 C 090275 PQQ

Application submitted by the Department of Housing Preservation and Development, pursuant to Section 197-c of the New York City Charter for the acquisition of property located at West 19th Street and Surf Avenue (Block 7060, Lots 19, 20, and 31).

CONEY ISLAND

BROOKLYN CB - 13 C 090276 HAK

Application submitted by the Department of Housing Preservation and Development (HPD):

- pursuant to Article 16 of the General Municipal Law of New York State for:
 - the designation of property located at:

Block	Lot	Address
7060	1	1918 Mermaid Avenue
7060	3	1920 Mermaid Avenue
7060	4	1922 Mermaid Avenue
7060	5	1924 Mermaid Avenue
7060	7	1928 Mermaid Avenue
7060	8	1930 Mermaid Avenue
7060	9	1932 Mermaid Avenue
7060	14	West 19th Street
7060	16	West 19th Street
7060	17	West 19th Street
7060	18	2924 West 19th Street
7060	19	2926 West 19th Street
7060	20	2930 West 19th Street
7060	21	2934 West 19th Street
7060	22	2936 West 19th Street
7060	24	1901 Surf Avenue
7060	27	1905 Surf Avenue
7060	31	2929A West 20th Street
7060	32	1917 Surf Avenue
7060	35	1923 Surf Avenue
7060	44	2923 West 20th Street
7060	45	2921 West 20th Street
7060	46	2919 West 20th Street
7060	47	2917 West 20th Street
7060	48	West 19th Street
7060	49	West 19th Street
7060	50	2938 West 19th Street
7060	51	2938A West 19th Street
7060	147	1924 West 20th Street
7061	16	West 17th Street
7061	21	2930 West 17th Street
7061	39	West 19th Street
7061	40	West 19th Street
7061	41	West 19th Street
7061	42	West 19th Street
7061	43	2921 West 19th Street
7061	45	West 19th Street

to a developer selected by HPD, is approved.

CONEY ISLAND

BROOKLYN CB - 13 C 090277 PPK

Application submitted by the Department of Citywide Administrative Services (DCAS) and the Department of Small Business Services (SBS), pursuant to Section 197-c of the New York City Charter, for the disposition of city-owned

property pursuant to zoning, located at:

A:

BLOCK LOTS

7074	4, 6, p/o 20, p/o 23, 89, p/o 105, 170, p/o 190
7074	250, 254, p/o 256, 300, p/o 310, 340, 348, p/o 360
8694	1, 5, 11, 12, 14, 16, 18, 25, 30, 33, 421
8695	61, 64, p/o 72, p/o 120, p/o 433
8696	35, 37, 44, 47, 48, 49, 50, 53, p/o 70, p/o 140, p/o 145, 211, p/o 212

B: Block 7071, Lot 142, pursuant to zoning.

CONEY ISLAND

BROOKLYN CB - 13 C 090107 MMK

Application submitted by the Department of City Planning, Department of Parks and Recreation, and the New York City Economic Development Corporation, pursuant to Sections 197-c and 199 of the New York City Charter, and Section 5-430 et seq., of the New York City Administrative Code, for an amendment to the City Map involving:

- the establishment of new streets;
- the establishment of new parks and park additions;
- the modification and adjustment of grades of existing streets;
- the elimination, discontinuance and closing of portions of streets;
- the elimination of parks and portions of parks;
- the delineation of easements and corridors; and
- the extinguishment of record streets, all within an area generally bounded by West 8th Street, Surf Avenue, West 23rd Street, and the Public Beach,

including authorization for any acquisition or disposition of real property related thereto, in accordance with Map Nos. X-2710 and X-2711, dated January 14, 2009, revised June 17, 2009, and Map Nos. Y-2715, X-2716, X-2717, and Y-2718, dated June 17, 2009, and signed by the Borough President.

j25-jy1

HEARING BY THE COMMITTEE ON RULES, PRIVILEGES AND ELECTIONS

THE COMMITTEE ON RULES, PRIVILEGES AND ELECTIONS WILL HOLD A HEARING ON TUESDAY, JUNE 30, 2009, AT 11:00 A.M. IN THE COUNCIL CHAMBERS, CITY HALL, NEW YORK, NEW YORK 10007 ON THE FOLLOWING MATTER:

- M-1433**, Communication from the Mayor submitting the name of Burton Lehman, a resident of Manhattan, for appointment to the New York City Conflicts of Interest Board pursuant to § 2602 of the New York City Charter. Should Mr. Lehman receive the advice and consent of the Council, he will serve the remainder of a six-year term that expires on March 31, 2012.

AND SUCH OTHER BUSINESS AS MAY BE NECESSARY

A Calendar of speakers will be established in advance. Persons interested in being heard should write to the Honorable Christine C. Quinn, Speaker of the City Council, City Hall, New York, New York 10007, setting forth their name, representation and viewpoints.

Michael M. McSweeney
City Clerk, Clerk of the Council

j23-30

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, July 1, 2009, commencing at 10:00 a.m.

BOROUGH OF THE BRONX
Nos. 1 & 2
161 STREET REZONING
No. 1

CD 4 N 090364 ZRY
IN THE MATTER OF an application submitted by the Department of City Planning pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying regulations establishing two new zoning districts: C6-3D and R9D and modifying related regulations.

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

Article 1
General Provisions

Chapter 1
Title, Establishment of Controls and Interpretation of Regulations * * *

11-12
Establishment of Districts * * *

R9	General Residence District
R9-1	General Residence District
R9A	General Residence District
R9D	General Residence District
R9X	General Residence District

C6-3	General Central Commercial District
C6-3A	General Central Commercial District
C6-3D	General Central Commercial District
C6-3X	General Central Commercial District

ARTICLE II RESIDENCE DISTRICT REGULATIONS
Chapter 3 Bulk Regulations for Residential Buildings

in Residence Districts

* * *

23-011 Quality Housing Program

(a) In R6A, R6B, R7A, R7B, R7D, R7X, R8A, R8B, R8X, R9A, R9D, R9X, R10A or R10X Districts, any #development# or #enlargement# shall comply with the applicable district #bulk# regulations as set forth in this Chapter and any #residential development#, #enlargement#, #extension# or conversion shall also comply with the requirements of Article II, Chapter 8 (Quality Housing Program). In R5D Districts, certain requirements of Article II, Chapter 8, shall apply as set forth in Section 28-01 (Applicability of this Chapter).

* * *

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

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

Table with 2 columns: Community District, Zoning District. Rows include Community District 4, Bronx (R8A R9D), Community District 1, Brooklyn (R6 R6A R6B R7A), etc.

23-145 For residential buildings developed or enlarged pursuant to the Quality Housing Program

In the districts indicated, the maximum #lot coverage# and the maximum #floor area ratio# for any #residential building# on a #zoning lot developed# or #enlarged# pursuant to the Quality Housing Program shall be as set forth in the following table and the maximums for #developments#, or #enlargements# where permitted, located within 100 feet of a #wide street# in R6, R7 or R8 Districts without a letter suffix outside the #Manhattan Core#, shall be as designated by the same district with an asterisk. In an R6 District inside the #Manhattan Core# located within 100 feet of a #wide street#, the maximums shall be indicated by the same district with a double asterisk.

MAXIMUM LOT COVERAGE AND FLOOR AREA RATIO FOR QUALITY HOUSING BUILDINGS

Table with 4 columns: District, #Corner Lot, #Interior Lot# or #Through Lot#, #Maximum #Floor Area Ratio#. Rows include R6, R6**, R6* R6A R7B, R6B, R7, R7* R7A, R7D, R7X, R8 R8A R8X, R8*, R8B, R9 R9A, R9X R9D, R10.

* * *

23-532 Required rear yard equivalents

* * *

However, in #lower density growth management areas# and in R5D, R6A, R6B, R7A, R7B, R7D, R7X, R8A, R8B, R8X, R9A, R9D, R9X, R10A and R10X Districts, and for #buildings developed# or #enlarged# pursuant to the Quality Housing Program in other R6 through R10 Districts, on any #through lot# at least 180 feet in maximum depth from #street# to #street#, a #rear yard equivalent# shall be provided only as set forth in paragraph (a) of this Section.

23-621 Permitted obstructions in certain districts

R6A R6B R7A R7B R7D R7X R8A R8B R8X R9A R9D R9X R10A R10X

(c) In the districts indicated, and for #buildings developed# or #enlarged# pursuant to the Quality Housing Program in other R6, R7, R8, R9 and R10 Districts, the permitted obstructions set forth in Section 23-62 shall apply to any #building or other structure#. In addition, a dormer may be allowed as a permitted obstruction within a required setback distance. Such dormer may exceed a maximum base height specified for such district provided that on any #street# frontage, the aggregate width of all dormers at the maximum base height does not exceed 60 percent of the length of the #street wall# of the highest #story# entirely below the maximum base height. For each foot of height above the maximum base height, the aggregate width of all dormers shall be decreased by one percent of the #street wall# width of the highest #story# entirely below the maximum base height.

* * *

23-633 Street wall location and height and setback regulations in certain districts

R6A R6B R7A R7B R7D R7X R8A R8B R8X R9A R9D R9X R10A R10X

In the districts indicated, #street wall# location and height and setback regulations are set forth in this Section. The height of all #buildings or other structures# shall be measured from the #base plane#. The provisions of Sections 23-64 (Alternate Front Setbacks) and 23-65 (Tower Regulations) shall not apply, except as otherwise set forth for #buildings# in R9D and R10X Districts.

(a) #Street wall# location R6A R7A R7D R7X R9D (1) In the districts indicated, and for #buildings developed# or #enlarged# pursuant to the Quality Housing Program on #wide streets# in R6 or R7 Districts without a letter suffix, the #street wall# of any #development# or #enlargement# shall be located no closer to the #street

line# than the closest #street wall# of an existing #building# to such #street line#, located on the same #block#, and within 150 feet of such #development# or #enlargement#. However, a #street wall# need not be located further from the #street line# than 15 feet. On #corner lots#, these #street wall# location provisions shall apply along only one #street line#.

* * *

(b) Setback regulations R6A R6B R7A R7B R7D R7X R8A R8B R8X R9A R9D R9X R10A R10X

In the districts indicated, and for #buildings developed# or #enlarged# pursuant to the Quality Housing Program in other R6, R7, R8, R9 and R10 Districts, setbacks are required for all portions of #buildings# that exceed the maximum base height specified in the table in this Section. Such setbacks shall be provided in accordance with the following regulations:

- (1) At a height not lower than the minimum base height or higher than the maximum base height specified in the table in this Section, a setback with a depth of at least 10 feet shall be provided from any #street wall# fronting on a #wide street#, and a setback with a depth of at least 15 feet shall be provided from any #street wall# fronting on a #narrow street#, except such dimensions may include the depth of any permitted recesses in the #street wall#. (2) On #narrow streets#, where a #street wall# is required to be located further than 10 feet from a #street line# in accordance with paragraph (a) of this Section, the depth of the required setback above the minimum base height may be reduced one foot for every foot that the #street wall# is required to be located beyond 10 feet of the #street line#, but in no event shall a setback less than 10 feet in depth be provided above the minimum base height. (3) These setback provisions are optional for any building wall that is either located beyond 50 feet of a #street line# or oriented so that lines drawn perpendicular to it, in plan, would intersect a #street line# at an angle of 65 degrees or less. In the case of an irregular #street line#, the line connecting the most extreme points of intersection shall be deemed to be the #street line#. Furthermore, dormers provided in accordance with the provisions of Section 23-621 may penetrate a required setback area. (4) In R9D Districts, for #developments# or #enlargements# that front upon an elevated rail line, at a height between grade level and 25 feet, a setback with a depth of at least 20 feet shall be provided from the #street line# fronting on such elevated rail line. The depth of such setback may be reduced by one foot for every foot that the depth of the #zoning lot#, measured perpendicular to the elevated rail line, is less than 110 feet, but in no event shall a setback less than 10 feet in depth be provided.

(c) Maximum building height No #building or other structure# shall exceed the maximum building height specified in the table in this Section, except as otherwise provided below: R9D R10X

In the districts indicated, any #building# or #buildings# or portions thereof which in the aggregate occupy not more than 40 percent of the #lot area# of a #zoning lot# (or, for #zoning lots# of less than 20,000 square feet, the percentage set forth in the table in Section 23-651), above a height of 85 feet above the #base plane#, is hereinafter referred to as a tower. Dormers permitted within a required setback area pursuant to Section 23-621 (Permitted obstructions in certain districts) shall not be included in tower coverage. Such tower or towers may exceed a height limit of 85 feet above the #base plane# provided:

- (1) at all levels, such tower is set back from the #street wall# of a base at least 15 feet along a #narrow street# and at least 10 feet along a #wide street#, except such dimensions may include the depth of any permitted recesses in the #street wall#; (2) the base of such tower complies with the #street wall# location provisions of paragraph (a) of this Section and the setback provisions of paragraph (b) of this Section; and (3) the minimum coverage of such tower above a height of 85 feet above the #base plane# is at least 33 percent of the #lot area# of the #zoning lot#; however, such minimum coverage requirement shall not apply to the highest 40 feet of such tower.

Dormers permitted within a required setback area pursuant to Section 23-621 (Permitted obstructions in certain districts) shall not be included in tower coverage.

- (4) In R9D Districts, the highest four #stories#, or as many #stories# as are located entirely above a height of 165 feet, whichever is less, shall have a #lot coverage# of at least 50 percent of the #story# immediately below such #stories#, and a maximum #lot coverage# of 80 percent of the #story# immediately below such #stories#. Such reduced #lot coverage# shall be achieved by one or more setbacks on each face of the tower, where at least one setback on each tower face has a depth of at least four feet, and a width that, individually or in the aggregate, is equal to at least 10 percent of the width of such respective tower face. For the purposes of this paragraph, (c)(4), each tower shall have four tower faces, with each face being the side of a rectangle within which the outermost walls of the highest #story# not subject to

the reduced #lot coverage# provisions have been inscribed. The required setbacks shall be measured from the outermost walls of the #building# facing each tower face. Required setback areas may overlap.

- (5) In R9D Districts, for towers fronting on elevated rail lines, the outermost walls of each #story# located entirely above a height of 85 feet shall be inscribed within a rectangle. The maximum length of any side of such rectangle that is parallel or within 45 degrees of being parallel to such elevated rail line shall be 125 feet, or 75 percent of the frontage of the #zoning lot# along such elevated rail line, whichever is less.

R6A R6B R7A R7B R7D R7X R8A R8B R8X R9A R9D R9X R10A R10X

(d) Additional regulations In the districts indicated, and for #buildings developed# or #enlarged# pursuant to the Quality Housing Program in other R6, R7, R8, R9 and R10 Districts, the following additional regulations shall apply:

* * *

- (5) In R9D Districts, where a #building# on an adjacent #zoning lot# has #dwelling unit# windows located within 30 feet of a #side lot line# of the #development# or #enlargement#, an open area extending along the entire length of such #side lot line# with a minimum width of 15 feet shall be provided. Such open area may be obstructed only by the permitted obstructions set forth in Section 23-44 (Permitted Obstructions in Required Yards or Rear Yard Equivalents).

R6A R6B R7A R7B R7D R7X R8A R8B R8X R9A R9D R9X R10A R10X

MINIMUM BASE HEIGHT, MAXIMUM BASE HEIGHT AND MAXIMUM BUILDING HEIGHT

Table with 4 columns: District, Minimum Base Height, Maximum Base Height, Maximum Building Height. Rows include R6B, R6**[del]2, R6*[del]1 inside Core**[del]3, R6A, R6*[del]1 outside Core**[del]3, R7B R7**[del]2, R7*[del]1 inside Core**[del]3, R7A R7*[del]1 outside Core**[del]3, R7D, R7X, R8B, R8**[del]2, R8A R8*[del]1, R8X, R9A**[del]2 R9**[del]2, R9A R9*[del]1, R9D, R9X**[del]2, R9X*[del]1, R10A**[del]2 R10**[del]2, R10A*[del]1 R10*[del]1, R10X.

[del]1 Refers to that portion of a district which is within 100 feet of a #wide street#.

[del]2 Refers to that portion of a district on a #narrow street# except within a distance of 100 feet from its intersection with a #wide street#.

[del]3 Core refers to #Manhattan Core#.

[del]4 #Buildings# may exceed a maximum base height of 85 feet in accordance with paragraph (c) of this Section.

5 For #developments# or #enlargements# that front upon an elevated rail line, the maximum base height shall be 25 feet.

* * *

23-663 Required rear setbacks for tall buildings in other districts

* * *

R6A R6B R7A R7B R7D R7X R8A R8B R8X R9A R9D R9X R10A R10X

(b) In the districts indicated, and for #buildings developed# or #enlarged# pursuant to the Quality Housing Program in other R6 through R10 Districts, no portion of a #building# that exceeds the applicable maximum base height specified in Section 23-633 (Street wall location and height and setback regulations in certain districts) shall be nearer to a #rear yard line# than 10 feet.

In the case of a #through lot# on which a #rear yard equivalent# is provided as set forth in paragraph (a) of Section 23-533, the requirements of this Section shall apply as if such #rear yard equivalent# were two adjoining #rear yards#. If a #rear yard equivalent# is provided as set forth in paragraph (b) of Section 23-533, the requirements of this Section shall not apply.

* * *

23-90 INCLUSIONARY HOUSING

* * *

23-92 Applicability

* * *

23-922 Inclusionary Housing designated areas

The Inclusionary Housing Program shall apply in the following areas:

* * *

- (YY) In Community District 4, in the Borough of the Bronx, in the R8A and R9D Districts within the areas shown on the following Map XX:



23-942 In Inclusionary Housing designated areas

The provisions of this Section shall apply in the #Inclusionary Housing designated areas# set forth in Section 23-922, except within Waterfront Access Plan BK-1 and in R7-3 Districts within Community District 1, Borough of Brooklyn.

(a) Maximum #floor area ratio# The #floor area# of a #development# or #enlargement# may not exceed the base #floor area ratio# set forth in the following table, except that such #floor area# may be increased by one and one-quarter square feet for each square foot of #floor area# provided for #lower income housing#, up to the maximum #floor area ratio# specified in the table. However, the amount of #lower income housing# required to receive such bonus #floor area# need not exceed 20 percent of the total #floor area#, exclusive of ground floor non-#residential floor area#, in the #building#. In addition, the following rules shall apply:

Table with 3 columns: District, Base #floor area ratio#, Maximum #floor area ratio#. Rows include R6*, R6**, R6A, R6B, R7A, R7D, R7X, R8, R9, R9A, R9D, R10.

Chapter 4 Bulk Regulations for Community Facility Buildings in Residence Districts

24-011 Quality Housing Program In R6A, R6B, R7A, R7B, R7D, R7X, R8A, R8B, R8X, R9A, R9D, R9X, R10A or R10X Districts, any #residential# portion of a #building# shall comply with all of the regulations of Article II, Chapter 8 (Quality Housing Program), and the entire #building# shall comply with the applicable provisions of Article II, Chapter 8. In R5D Districts, certain provisions of Article II, Chapter 8, shall apply as set forth in Section 28-01 (Applicability of this Chapter).

24-11 Maximum Floor Area Ratio and Percentage of Lot Coverage

In R9A, R9D, R9X, R10A and R10X Districts, the bonus provisions of Sections 24-14 (Floor Area Bonus for a Public Plaza) and 24-15 (Floor Area Bonus for Arcades) shall not apply and the maximum #floor area ratio# shall not exceed that set forth in the following table:

Table with 4 columns: #Floor Area Ratio#, #Corner Lot#, Interior Lot# or #Through Lot#, District. Rows range from 1.00 to 10.00 floor area ratios.

24-111 Maximum floor area ratio for certain community facility uses

R3 R4 R5 R6 R7 R8 R9 (b) In the districts indicated, for any #zoning lot# containing nursing homes, health-related facilities or domiciliary care facilities for adults, each of which have secured certification by the appropriate governmental agency, sanitariums or philanthropic or non-profit institutions with sleeping accommodations as listed in Use Group 3, the #floor area ratio# as set forth in the following table, except where the permissible #floor area ratio# is modified pursuant to Section 74-902 (Bulk modifications for certain community facility uses).

The provisions of paragraph (b) of this Section are not applicable in R8B Districts in Community Board 8 in the Borough of Manhattan.

MAXIMUM FLOOR AREA RATIO FOR CERTAIN COMMUNITY FACILITIES

Table with 2 columns: District, Maximum #Floor Area Ratio# Permitted. Rows include R3, R4, R5, R5A, R5B, R6, R6A, R7B, R7, R7D, R7X, R7A, R8B, R8, R8A, R8X, R9, R9A, R9D, R9X.

24-164 Location of open space for residential portion

R6A R6B R7A R7B R7D R7X R8A R8B R8X R9A R9D R9X R10A R10X (b) In the districts indicated, and for #buildings# in which the #residential# portion is #developed#, or #enlarged# where permitted, pursuant to the Quality Housing Program in other R6, R7, R8, R9 or R10 Districts, the provisions of Section 28-30 (RECREATION SPACE AND PLANTING AREAS) shall apply.

24-351 Special provisions applying along district boundaries R6 R7 R8 R9 R10

In the districts indicated, if the boundary of an adjoining R1, R2, R3, R4 or R5 District coincides with a #side lot line# of a #zoning lot#, a #side yard# at least eight feet wide shall be provided along such boundary within the districts indicated. In addition, the requirements for R6B Districts in Section 23-633 (Street wall location and height and setback regulations in certain districts) shall apply to any portion of a #building# located within 25 feet of the boundary of an R1, R2, R3, R4, R5 or R6B District if the #building# that contains such portion is:

- (a) within an R6A, R7A, R7B, R7D, R7X, R8A, R8B, R8X, R9A, R9D, R9X, R10A or R10X District; or (b) within an R6, R7, R8, R9 or R10 District, without a letter suffix, and any portion of the #zoning lot# is #developed# pursuant to the Quality Housing Program.

24-381 Excepted through lots

R5D R6A R6B R7A R7B R7D R7X R8A R8B R8X R9A R9D R9X R10A R10X (b) In the districts indicated, and in other R6, R7, R8, R9 and R10 Districts where the #residential# portion of a #building# is #developed# or #enlarged# pursuant to the Quality Housing Program, no #rear yard# regulations shall apply to any #zoning lot# that includes a #through lot# portion that is contiguous on one side to two #corner lot# portions, and such #zoning lot# occupies the entire #block# frontage of a #street#.

24-382 Required rear yard equivalents

However, in R5D, R6A, R6B, R7A, R7B, R7D, R7X, R8A, R8B, R8X, R9A, R9D, R9X, R10A and R10X Districts, and in other R6 through R10 Districts where the #residential# portion of a #building# is #developed# or #enlarged# pursuant to the Quality Housing Program, on any #through lot# at least 180 feet in depth from #street to street#, a #rear yard equivalent# shall be provided only as set forth in paragraph (a) of this Section.

24-522 Front setbacks in districts where front yards are not required

R6A R6B R7A R7B R7D R7X R8A R8B R8X R9A R9D R9X R10A R10X (b) In the districts indicated, for any #development# or #enlargement#, the provisions of this Section, Section 24-53 (Alternate Front Setbacks) and Section 24-54 (Tower Regulations) shall not apply. In lieu thereof, the provisions of Section 23-60 (HEIGHT AND SETBACK REGULATIONS) shall apply.

24-552 Required rear setbacks for tall buildings

R6A R6B R7A R7B R7D R7X R8A R8B R8X R9A R9D R9X R10A R10X (b) In the districts indicated, for any #development# or #enlargement#, and for #buildings# in which the #residential# portion is #developed# or #enlarged# pursuant to the Quality Housing Program in other R6 through R10 Districts, no portion of a #building# that exceeds the

maximum base height specified in the table in Section 23-633 shall be nearer to a #rear yard line# than 10 feet.

Chapter 8 The Quality Housing Program

28-01 Applicability of this Chapter The Quality Housing Program is a specific set of standards and requirements for #buildings# containing #residences#. In R6A, R6B, R7A, R7B, R7D, R7X, R8A, R8B, R8X, R9A, R9D, R9X, R10A or R10X Districts, and in the equivalent #Commercial Districts# listed in Sections 34-111 and 34-112, some of these standards and requirements are mandatory for the #development#, #enlargement#, #extension# of, or conversion to any #residential use# other than #single-# or #two-family residences#. In R5D Districts, only the requirements set forth in Sections 28-12 (Street Tree Planting), 28-23 (Refuse Storage and Disposal), 28-33 (Planting Areas) and 28-53 (Location of Accessory Parking) shall apply.

ARTICLE III COMMERCIAL DISTRICT REGULATIONS Chapter 2 Use Regulations

32-656 Height of signs above roof C1 C2 C3 C4 C5 C6-1 C6-2 C6-3 C6-4 C6-6 C6-8 C6-9 In the districts indicated, no #sign# displayed from the wall of a #building# or other structure# shall extend above the parapet wall or roof of such #building# or other structure#, except that a vertical #sign#, the horizontal width of which, parallel to the wall, does not exceed 28 inches, may extend no higher than 15 feet above the roof level.

32-434 Ground floor use in C4-5D and C6-3D Districts and in Certain C2 Districts

C4-5D C6-3D In all C4-5D Districts, the districts indicated and in C2 Districts mapped within R7D or R9D Districts, #uses# on the ground floor or within five feet of #curb level# shall be limited to non-#residential uses# which shall extend along the entire width of the #building#, and lobbies, entrances to subway stations and #accessory# parking spaces, provided such lobbies and entrances do not occupy, in total, more than 25 percent of the #street wall# width of the #building# or more than 20 linear feet of #street wall# frontage on a #wide street# or 30 linear feet on a #narrow street#, whichever is less. Such non-#residential uses# shall have a minimum depth of 30 feet from the #street wall# of the #building#. In C6-3D Districts, a vertical circulation core shall be permitted within such minimum 30 foot depth.

Enclosed parking spaces, or parking spaces within a #building#, including such spaces #accessory# to #residences#, shall be permitted to occupy the ground floor provided they are located beyond 30 feet of the #street wall# of the #building#. However, loading berths serving any permitted #use# in the #building# may occupy up to 40 feet of such #street# frontage and, if such #building# fronts on both a #wide street# and a #narrow street#, such loading berth shall be located only on a #narrow street#.

In C6-3D Districts, each ground floor level #street wall# of a #commercial# or #community facility use# shall be glazed with materials which may include show windows, glazed transoms or glazed portions of doors. Such glazing shall occupy at least 70 percent of the area of each such ground floor level #street wall#, measured to a height of 10 feet above the level of the adjoining sidewalk, public access area or #base plane#, whichever is higher. Not less than 50 percent of the area of each such ground floor level #street wall# shall be glazed with transparent materials and up to 20 percent of such area may be glazed with translucent materials. However, where the #street wall# or portion thereof fronts an elevated rail line or is located within 50 feet of a #street wall# that fronts an elevated rail line, the glazing requirement of the area of the ground floor level #street wall# may be reduced from 70 percent to 50 percent, and not less than 35 percent of the area of each such ground floor level #street wall# shall be glazed with transparent materials and up to 15 percent of such area may be glazed with translucent materials. Furthermore, all security gates installed after (date of enactment), that are swung, drawn or lowered to secure commercial or community facility premises shall, when closed, permit visibility of at least 75 percent of the area covered by such gate when viewed from the #street#, except that this provision shall not apply to entrances or exits to parking garages.

Chapter 3 Bulk Regulations for Commercial or Community Facility Buildings in Commercial Districts

33-12 Maximum Floor Area Ratio C1 C2 C3 C4 C5 C6 C7 C8

In addition, the following limitations on maximum permitted #floor area# shall apply: C1-8A C1-8X C1-9A C2-7A C2-7X C2-8A C4-6A C4-7A C5-1A C5-2A C6-2A C6-3A C6-3D C6-3X C6-4A (a) In contextual Commercial Districts In the districts indicated, and in C1 and C2 Districts mapped within R9A, R9D, R9X, R10A or R10X Districts, no #floor area# bonuses are permitted.

33-121 In districts with bulk governed by Residence District bulk regulations

C1-1 C1-2 C-3 C1-4 C1-5 C2-1 C2-2 C2-3 C2-4 C2-5 In the districts indicated, the maximum #floor area ratio# for a #commercial# or #community facility building# is determined by the #Residence District# within which such #Commercial District# is mapped and shall not exceed the maximum #floor area ratio# set forth in the following table:

Table with 4 columns: District, For #Commercial Buildings#, For #Community Facility Buildings#, For #Buildings# Used for Both #Commercial# and #Community Facility Uses#. Rows include R1, R2, R3-1, R3A, R3X, R3-2, R4, R5, R5D, R6B, R6A, R7B, R7A, R8B, R7D.

Table with 4 columns: District, Floor Area Ratio, and other metrics. Rows include R6 R7-1, R7X, R7-2 R8, R8X, R9, R9A, R9D, R9X, R10.

33-122 Commercial buildings in all other Commercial Districts. C1-6 C1-7 C1-8 C1-9 C2-6 C2-7 C2-8 C3 C4 C5 C6 C7 C8. In the districts indicated, the maximum #floor area ratio# for a #commercial building# shall not exceed the #floor area ratio# set forth in the following table:

Table with 2 columns: Districts, Maximum #Floor Area Ratio#. Rows include C3, C4-1 C8-1, C1-6 C1-7 C1-8 C1-9 C2-6, C2-7 C2-8 C7 C8-2 C8-3, C4-2A C4-3A, C4-2 C4-2F C4-3 C4-4, C4-4D C4-5 C4-6, C4-4A C4-5A C4-5X C5-1, C4-5D, C8-4, C6-1 C6-2 C6-3, C6-3D, C4-7 C5-2 C5-4 C6-4, C6-5 C6-8, C5-3 C5-5 C6-6 C6-7 C6-9.

33-123 Community facility buildings or buildings used for both community facility and commercial uses in all other Commercial Districts. C1-6 C1-7 C1-8 C1-9 C2-6 C2-7 C2-8 C3 C4 C5 C6 C8. In the districts indicated, the maximum #floor area ratio# for a #community facility building#, or for a #building# used for both #commercial# and #community facility uses#, shall not exceed the #floor area ratio# set forth in the following table:

Table with 2 columns: Districts, Maximum #Floor Area Ratio#. Rows include C3, C4-1, C8-1, C4-2A C4-3A, C1-6A C2-6A C4-4A C4-5A, C4-5D, C4-2 C4-3 C8-2, C4-5X, C6-1A, C1-6 C1-7 C2-6 C4-2F C4-4, C4-4D C4-5 C6-1 C6-2 C8-3, C8-4, C1-8A C2-7A C6-3A, C1-8X C2-7X C6-3D C6-3X, C1-8 C1-9 C2-7 C2-8 C4-6, C4-7 C5-1 C5-2 C5-4 C6-3, C6-4 C6-5 C6-8, C5-3 C5-5 C6-6 C6-7 C6-9.

33-283 Required rear yard equivalents. C1 C2 C3 C4-1 C7 C8-1 C8-2 C8-3. In the districts indicated, on any #through lot# 110 feet or more in maximum depth from #street# to #street#, one of the following #rear yard equivalents# shall be provided: (a) an open area with a minimum depth of 40 feet midway (or within five feet of being midway) between the two #street lines# upon which such #through lot# fronts. In C1-6A, C1-7A, C1-8X, C1-9A, C2-6A, C2-7X, C2-8A and in C1 and C2 Districts mapped within R5D, R6A, R6B, R7A, R7B, R7D, R7X, R8A, R8B, R8X, R9A, R9D, R9X or R10 Districts, a #rear yard equivalent# shall be provided only as set forth in this paragraph; or

33-294 Other special provisions along certain district boundaries. C1-6A C1-7A C1-8A C1-9A C2-6A C2-7A C2-7X C2-8A C4-2A C4-3A C4-4A C4-4D C4-5A C4-5D C4-5X C4-6A C4-7A C5-1A C5-2A C6-2A C6-3A C6-3D C6-3X C6-4A C6-4X. In the districts indicated, and in C1 and C2 Districts mapped within R6A, R7A, R7B, R7D, R7X, R8A, R8B, R8X, R9A, R9D, R9X, R10A or R10X Districts, the #development# or #enlargement# of a #building#, or portions thereof, within 25 feet of an R1, R2, R3, R4, R5 or R6B District shall comply with the requirements for R6B Districts in Section 23-633 (Street wall location and height and setback regulations in certain districts).

33-431 In C1 or C2 Districts with bulk governed by surrounding Residence District. C1-1 C1-2 C1-3 C1-4 C1-5 C2-1 C2-2 C2-3 C2-4 C2-5. (b) In the districts indicated, when mapped within R6A, R6B, R7A, R7B, R7D, R7X, R8A, R8B, R8X, R9A, R9D, R10A or R10X Districts, the height and setback regulations of Sections 33-43 through 33-457, inclusive, shall not apply. In lieu thereof, the provisions of Section 35-24 (Special Street Wall Location and Height and Setback Regulations in Certain Districts) shall apply.

33-432 In other Commercial Districts. C1-6A C1-7A C1-8A C1-8X C1-9A C2-6A C2-7A C2-7X C2-8A C4-2A C4-3A C4-4A C4-4D C4-5A C4-5D C4-5X C4-6A C4-7A C5-1A C5-2A C6-2A C6-3A C6-3D C6-3X C6-4A C6-4X. (b) In the districts indicated, the height and setback regulations of Sections 33-43 through 33-457, inclusive, shall not apply. In lieu thereof, the provisions of Section 35-24 (Special Street Wall Location and Height and Setback Regulations in Certain Districts) shall apply.

33-492 Height limitations for narrow buildings or enlargements. C1-6 C1-7 C1-8 C1-9 C2-6 C2-7 C2-8 C4-4D C4-5D C4-5X C4-6A C4-7A C5-1A C5-2A C6-2A C6-3A C6-3D C6-3X C6-4A C6-4X. In the districts indicated, and in C1 and C2 Districts mapped

within R7-2, R7D, R7X, R8, R9 and R10 Districts, if the width of the #street wall# of a new #building# or the #enlarged# portion of an existing #building# is 45 feet or less, the provisions of Section 23-692 (Height limitations for narrow buildings or enlargements) shall apply to such new or #enlarged building#.

Chapter 4 Bulk Regulations for Residential Buildings in Commercial Districts

34-011 Quality Housing Program. In C1 and C2 Districts mapped within #Residence Districts# with a letter suffix, and in C1-6A, C1-7A, C1-8A, C1-8X, C1-9A, C2-6A, C2-7A, C2-7X, C2-8A, C4-2A, C4-3A, C4-4A, C4-4D, C4-5A, C4-5D, C4-5X, C4-6A, C4-7A, C5-1A, C5-2A, C6-2A, C6-3A, C6-3D, C6-3X, C6-4A or C6-4X Districts, #residential buildings# shall comply with all of the requirements of Article II, Chapter 8 (Quality Housing Program).

34-112 Residential bulk regulations in other C1 or C2 Districts or in C3, C4, C5 or C6 Districts. C1-6 C1-7 C1-8 C1-9 C2-6 C2-7 C2-8 C3 C4 C5 C6. In the districts indicated, the applicable #bulk# regulations are the #bulk# regulations for the #Residence Districts# set forth in the following table:

Table with 2 columns: Districts, Applicable #Residence District#. Rows include C3, C4-1, C4-2 C4-3 C6-1A, C4-2A C4-3A, C1-6 C2-6 C4-4 C4-5 C6-1, C1-6A C2-6A C4-4A C4-5A, C4-5D, C4-5X, C1-7 C4-2F C6-2, C1-7A C4-4D C6-2A, C1-8 C2-7 C6-3, C1-8A C2-7A C6-3A, C6-3D, C1-8X C2-7X C6-3X, C1-9 C2-8 C4-6 C4-7 C5, C6-4 C6-5 C6-6 C6-7 C6-8, C6-9, C1-9A C2-8A C4-6A C4-7A, C5-1A C5-2A C6-4A, C6-4X.

Chapter 5 Bulk Regulations for Mixed Buildings in Commercial Districts

35-011 Quality Housing Program. In C1 and C2 Districts mapped within R6 through R10 Districts with a letter suffix, and in C1-6A, C1-7A, C1-8A, C1-8X, C1-9A, C2-6A, C2-7A, C2-7X, C2-8A, C4-2A, C4-3A, C4-4A, C4-4D, C4-5A, C4-5D, C4-5X, C4-6A, C4-7A, C5-1A, C5-2A, C6-2A, C6-3A, C6-3D, C6-3X, C6-4A or C6-4X Districts, any #residential# portion of a #mixed building# shall comply with all of the regulations of Article II, Chapter 8 (Quality Housing Program), and the entire #building# shall comply with the applicable provisions of Article II, Chapter 8. In C1 and C2 Districts mapped within R5D Districts, #mixed buildings# shall comply with certain regulations of Article II, Chapter 8, as set forth in Section 28-01 (Applicability of this Chapter).

35-23 Residential Bulk Regulations in Other C1 or C2 Districts or in C3, C4, C5 or C6 Districts

C1-6A C1-7A C1-8A C1-8X C1-9A C2-6A C2-7A C2-7X C2-8A C4-2A C4-3A C4-4A C4-4D C4-5A C4-5D C4-5X C4-6A C4-7A C5-1A C5-2A C6-2A C6-3A C6-3D C6-3X C6-4A C6-4X. (b) In the districts indicated, the #bulk# regulations for the #residential# portions of #mixed buildings# are the #bulk# regulations for the #Residence Districts# set forth in the following table. However, the height and setback regulations of Sections 23-60 through 23-65, inclusive, shall not apply. In lieu thereof, Section 35-24 shall apply to such #mixed building#.

Table with 2 columns: Applicable #Residence District#, District. Rows include R6A, R7A, R7D, R7X, R8A, R9A, R9D, R9X, R10A, R10X.

35-24 Special Street Wall Location and Height and Setback Regulations in Certain Districts

C1-6A C1-7A C1-8A C1-8X C1-9A C2-6A C2-7A C2-7X C2-8A C4-2A C4-3A C4-4A C4-4D C4-5A C4-5D C4-5X C4-6A C4-7A C5-1A C5-2A C6-2A C6-3A C6-3D C6-3X C6-4A C6-4X. In the districts indicated, and in other C1 or C2 Districts when mapped within R6A, R6B, R7A, R7B, R7D, R7X, R8A, R8B, R8X, R9A, R9D, R9X, R10A or R10X Districts, and in other #Commercial Districts# where the #residential# portion of a #mixed building# is #developed# or #enlarged# pursuant to the Quality Housing Program, #street wall# location and height and setback regulations are set forth in this Section. The height of all #buildings or other structures# shall be measured from the #base plane#. C1-6A C1-7A C1-8A C1-8X C1-9A C2-6A C2-7A C2-7X C2-8A C4-2A C4-3A C4-4A C4-4D C4-5A C4-5D C4-5X C4-6A C4-7A C5-1A C5-2A C6-2A C6-3A C6-3D C6-3X C6-4A C6-4X. (a) Permitted obstructions. In the districts indicated, and in other C1 or C2 Districts when mapped within R6A, R6B, R7A, R7B, R7D, R7X, R8A, R8B, R8X, R9A, R9D, R9X, R10A or R10X Districts, and in other #Commercial Districts# where the #residential# portion of a #mixed building# is #developed# or #enlarged# pursuant to the Quality Housing Program, the permitted obstructions set forth in Section 33-42 shall apply to any #building or other structure#. In addition, a dormer may be allowed as a permitted obstruction within a required setback area. Such dormer may exceed a maximum base height specified for such district provided that, on any #street# frontage, the aggregate width of all dormers at the maximum base height does not exceed 60 percent of the length of the #street wall# of the highest #story# entirely below the maximum base height. For each foot of height above the maximum base height, the aggregate width of all

dormers shall be decreased by one percent of the #street wall# width of the highest #story# entirely below the maximum base height.

(b) #Street wall# location. C1-7A C1-8A C1-8X C1-9A C2-7A C2-7X C2-8A C4-4D C4-5D.

(2) In the districts indicated, and in C1 or C2 Districts when mapped within R7D, R8A, R8B, R8X, R9A, R9D, R9X, R10A or R10X Districts, and in other C1 or C2 Districts with a #residential# equivalent of an R8, R9 or R10 District where the #residential# portion of a #mixed building# is #developed# or #enlarged# pursuant to the Quality Housing Program, the following #street wall# location provisions shall apply along #wide streets#, and along #narrow streets# within 50 feet of their intersection with a #wide street#:

(i) The #street wall# shall be located on the #street line# and extend along the entire #street# frontage of the #zoning lot# up to at least the minimum base height specified in Table A of this Section for #buildings# in contextual districts, or Table B for #buildings# in non-contextual districts or the height of the #building#, whichever is less. To allow articulation of #street walls# at the intersection of two #street lines#, the #street wall# may be located anywhere within an area bounded by the two #street lines# and a line connecting such #street lines# at points 15 feet from their intersection.

In C1 or C2 Districts when mapped within R9D Districts, to allow articulation of #street walls# at the intersection of two #street lines#, up to 50 percent of the area bounded by the two #street lines# and lines parallel to and 50 feet from such #street lines# may be unoccupied by a #building#. However, where one such #street line# fronts an elevated rail line, a minimum of 25 percent and a maximum of 50 percent of the area bounded by the two #street lines# and lines parallel to and 50 feet from such #street lines# shall be unoccupied by a #building#.

(ii) Recesses, not to exceed three feet in depth from the #street line#, shall be permitted on the ground floor where required to provide access to the #building#.

Above a height of 12 feet above the #base plane#, up to 30 percent of the #aggregate width of street walls# may be recessed behind the #street line#, provided any such recesses deeper than 10 feet along a #wide street#, or 15 feet along a #narrow street#, are located within an #outer court#. Furthermore, no recesses shall be permitted within 30 feet of the intersection of two #street lines# except to articulate the #street walls# as set forth in paragraph (b)(2)(i) of this Section.

(iii) For #developments# that occupy the entire #block# frontage of a #street# and provide a continuous sidewalk widening along such #street line#, the boundary of the sidewalk widening shall be considered to be the #street line# for the purposes of this Section. The preceding #street wall# provisions shall not apply along #narrow streets# beyond 50 feet of their intersection with a #wide street#, nor along any #street frontage# of a #zoning lot# occupied by existing #buildings#.

C4-6A C4-7A C5-1A C5-2A C6-2A C6-3A C6-3D C6-3X C6-4A C6-4X.

(3) In the districts indicated, and in other C4, C5 or C6 Districts with a #residential# equivalent of an R8, R9 or R10 District where the #residential# portion of a #mixed building# is #developed# or #enlarged# pursuant to the Quality Housing Program, the #street wall# location requirements shall be as set forth in paragraph (b)(2), inclusive, of this Section, except that a #street wall# with a minimum height of 12 feet shall be required on a #narrow street line# beyond 50 feet of its intersection with a #wide street#, and shall extend along such entire #narrow street# frontage of the #zoning lot#. In C6-4X Districts, #public plazas# are only permitted to front upon a #narrow street line# beyond 50 feet of its intersection with a #wide street line#. The #street wall# location provisions of this Section shall not apply along any such #street line# occupied by a #public plaza#.

In C6-3D Districts, to allow articulation of #street walls# at the intersection of two #street lines#, up to 50 percent of the area bounded by the two #street lines# and lines parallel to and 50 feet from such #street lines# may be unoccupied by a #building#. However, where one such #street line# fronts an elevated rail line, a minimum of 25 percent and a maximum of 50 percent of the area bounded by the two #street lines# and lines parallel to and 50 feet from such #street lines# shall be unoccupied by a #building#.

C1-6A C1-7A C1-8A C1-8X C1-9A C2-6A C2-7A C2-7X C2-8A C4-2A C4-3A C4-4A C4-4D C4-5A C4-5D C4-5X C4-6A C4-7A C5-1A C5-2A C6-2A C6-3A C6-3D C6-3X C6-4A C6-4X.

(c) Setback regulations. In the districts indicated, and in C1 or C2 Districts when mapped within R6A, R6B, R7A, R7B, R7D, R7X, R8A, R8B, R8X, R9A, R9D, R9X, R10A or R10X Districts, and in other #Commercial Districts# where the #residential# portion of a #mixed building# is #developed# or #enlarged# pursuant to the Quality Housing Program, all #developments# or #enlargements# shall comply with the following provisions:

(1) At a height not lower than the minimum base height or higher than the maximum base height specified in Table A of this Section for #buildings# in contextual districts, and Table B for #buildings# in non-contextual districts, a setback with a depth of at least 10 feet shall be provided from any #street wall# fronting on a #wide street#, and a setback with a depth of at least 15 feet shall be provided from any #street wall# fronting on a #narrow street#, except such dimensions may include the depth of any permitted recesses in the #street wall#.

(2) These setback provisions are optional for any building wall that is either located beyond 50 feet of a #street line# or oriented so that lines drawn perpendicular to it in plan would intersect a #street line# at an angle of 65 degrees or less. In the case of

an irregular #street line#, the line connecting the most extreme points of intersection shall be deemed to be the #street line#. Furthermore, dormers provided in accordance with the provisions of paragraph (a) of this Section may penetrate a required setback area.

(3) In C6-3D Districts, for #developments# or #enlargements# that front upon an elevated rail line, at a height not lower than 15 feet or higher than 25 feet, a setback with a depth of at least 20 feet shall be provided from any #street wall# fronting on such elevated rail line, except that such dimensions may include the depth of any permitted recesses in the #street wall# and the depth of such setback may be reduced by one foot for every foot that the depth of the #zoning lot#, measured perpendicular to the elevated rail line, is less than 110 feet, but in no event shall a setback less than 10 feet in depth be provided above the minimum base height.

(i) The setback provisions of paragraph (c) of this Section are optional for such #developments# or #enlargements# where a building wall is within the area bounded by two intersecting #street lines# and lines parallel to and 70 feet from such #street lines#.

(ii) Where such #development# or #enlargement# is adjacent to a #public park#, such setback may be provided at grade for all portions of #buildings# outside of the area bounded by two intersecting #street lines# and lines parallel to and 70 feet from such #street lines#, provided that any area unoccupied by a #building# shall be improved to Department of Transportation standards for sidewalks, shall be at the same level as the adjoining public sidewalks, and shall be accessible to the public at all times.

(d) Maximum building height No #building# or other structure# shall exceed the maximum building height specified in Table A of this Section for #buildings# in contextual districts, or Table B for #buildings# in non-contextual districts, except as provided in this paragraph, (d), inclusive:

C6-3D C6-4X In the districts indicated, any #building# or #buildings#, or portions thereof, which in the aggregate occupy not more than 40 percent of the #lot area# of a #zoning lot# (or, for #zoning lots# of less than 20,000 square feet, the percentage set forth in the table in Section 33-454) above a height of 85 feet above the #base plane#, is hereinafter referred to as a tower. Dormers permitted within a required setback area pursuant to paragraph (a) of this Section shall not be included in tower #lot coverage#. Such tower or towers may exceed a height limit of 85 feet above the #base plane#, provided:

(1) at all levels, such tower is set back from the #street wall# of a base at least 15 feet along a #narrow street#, and at least 10 feet along a #wide street#, except such dimensions may include the depth of any permitted recesses in the #street wall#;

(2) the base of such tower complies with the #street wall# location provisions of paragraph (b) of this Section, and the setback provisions of paragraph (c) of this Section; and

(3) the minimum coverage of such tower above a height of 85 feet above the #base plane# is at least 33 percent of the #lot area# of the #zoning lot#; however, such minimum coverage requirement shall not apply to the highest 40 feet of such tower.

(4) In C6-3D Districts, the highest four #stories#, or as many #stories# as are located entirely above a height of 165 feet, whichever is less, shall have a #lot coverage# of at least 50 percent of the #story# immediately below such #stories#, and a maximum #lot coverage# of 80 percent of the #story# immediately below such #stories#. Such reduced #lot coverage# shall be achieved by one or more setbacks on each face of the tower, where at least one setback on each tower face has a depth of at least four feet, and a width that, individually or in the aggregate, is equal to at least 10 percent of the width of such respective tower face. For the purposes of this paragraph, each tower shall have four tower faces, with each face being the side of a rectangle within which the outermost walls of the highest #story# not subject to the reduced #lot coverage# provisions have been inscribed. The required setbacks shall be measured from the outermost walls of the #building# facing each tower face. Required setback areas may overlap.

(5) In C6-3D Districts, for towers fronting on elevated rail lines, the outermost walls of each #story# located entirely above a height of 85 feet shall be inscribed within a rectangle. The maximum length of any side of such rectangle that is parallel or within 45 degrees of being parallel to such elevated rail line shall be 125 feet, or 75 percent of the frontage of the #zoning lot# along such elevated rail line, whichever is less.

Dormers permitted within a required setback area pursuant to paragraph (a) of this Section shall not be included in tower #lot coverage#.

C1-6A C1-7A C1-8A C1-8X C1-9A C2-6A C2-7A C2-7X C2-8A C4-2A C4-3A C4-4A C4-4D C4-5A C4-5D C4-5X C4-6A C4-7A C5-1A C5-2A C6-2A C6-3A C6-3D C6-3X C6-4A C6-4X

(e) Additional regulations In the districts indicated, and in C1 or C2 Districts when mapped within R6A, R6B, R7A, R7B, R7D, R7X, R8A, R8B, R8X, R9A, R9D, R9X, R10A or R10X Districts, and in other #Commercial Districts# where the #residential# portion of a #mixed building# is #developed# or #enlarged# pursuant to the Quality Housing Program, the following additional provisions shall apply to all #developments# or #enlargements#:

(5) In C6-3D Districts, where a #building# on an adjacent #zoning lot# has #dwelling

unit# windows located within 30 feet of a #side lot line# of the #development# or #enlargement#, an open area extending along the entire length of such #side lot line# with a minimum width of 15 feet shall be provided. Such open area may be obstructed only by the permitted obstructions set forth in Section 33-23 (Permitted Obstructions in Required Yards or Rear Yard Equivalents).

TABLE A HEIGHT AND SETBACK FOR BUILDINGS IN CONTEXTUAL DISTRICTS

Table with 4 columns: District, Minimum Base Height, Maximum Base Height, Maximum Building Height. Lists various zoning districts and their corresponding height and setback requirements.

- * Refers to that portion of a district which is within 100 feet of a #wide street#
** Refers to that portion of a district on a #narrow street#, except within a distance of 100 feet from its intersection with a #wide street#
*** #Buildings# may exceed a maximum base height of 85 feet in accordance with paragraph (d) of this Section
**** For #developments# or #enlargements# that front upon an elevated rail line, the maximum base height shall be 25 feet.

35-31 Maximum Floor Area Ratio for Mixed Buildings C1 C2 C3 C4 C5 C6 In all districts, except as set forth in Section 35-311, the provisions of this Section shall apply to any #zoning lot# containing a #mixed building#.

The maximum #floor area ratio# permitted for a #commercial# or #community facility use# shall be as set forth in Article III, Chapter 3, and the maximum #floor area ratio# permitted for a #residential use# shall be as set forth in Article II, Chapter 3, provided the total of all such #floor area ratios# does not exceed the greatest #floor area ratio# permitted for any such #use# on the #zoning lot#. However, in C4-7 Districts within Community District 7 in the Borough of Manhattan, such maximum #residential floor area ratio# may be increased pursuant to the provisions of Section 23-90 (INCLUSIONARY HOUSING).

In the designated areas set forth in Section 23-922 (#Inclusionary Housing designated areas#), except within Waterfront Access Plan BK-1, and in Community District 1, Brooklyn, in R6 Districts without a letter suffix, the maximum #floor area ratio# permitted for #zoning lots# containing #residential# and #commercial# or #community facility uses# shall be the base #floor area ratio# set forth in Section 23-942 for the applicable district. However, in #Inclusionary Housing designated areas# mapped within C4-7, C5-4, C6-3D and C6-4 districts, the maximum base #floor area ratio# for #zoning lots# containing #residential# and #commercial# or #community facility uses# shall be either the base #floor area ratio# set forth in Section 23-942 plus an amount equal to 0.25 times the non-#residential floor area ratio# provided on the #zoning lot#, or the maximum #floor area ratio# for #commercial uses# in such district, whichever is lesser.

Such The maximum base #floor area ratio# in #Inclusionary Housing designated areas# may be increased to the maximum #floor area ratio# set forth in such Section 23-942 only through the provision of #lower income housing# pursuant to Section 23-90 (INCLUSIONARY HOUSING).

A non-#residential use# occupying a portion of a #building# that was in existence on December 15, 1961, may be changed to a #residential use# and the regulations on maximum #floor area ratio# shall not apply to such change of #use#.

Article III Chapter 6 Accessory Off-Street Parking and Loading Regulations

36-52 Size and Location of Spaces

(b) Location of parking spaces in certain districts In the districts indicated, and in C1 and C2 Districts mapped within R5D, R6A, R6B, R7A, R7B, R7D, R7X, R8A, R8B, R8X, R9A, R9D, R9X, R10A and R10X Districts, #accessory# off-street parking spaces shall not be located between the #street

wall# of a #building# and any #street line# that is coincident with the boundary of a #Commercial District# mapped along an entire blockfront. Where a #zoning lot# is bounded by more than one #street line# that is coincident with the boundary of a #Commercial District# mapped along an entire blockfront, this provision need not apply along more than one #street line#.

Article III Chapter 7 Special Urban Design Regulations

37-38 Sidewalk Widening in Certain Districts C6-3D

In the district indicated, and in C1 or C2 districts mapped within an R9D district, for #developments# or #enlargements# on #zoning lots# fronting upon #wide streets#, or fronting upon #narrow streets# that include an elevated rail line, sidewalks, with a minimum depth of 20 feet measured perpendicular to the curb of the #street#, shall be provided along such entire #street# frontages of the #zoning lot#. In locations where the width of the sidewalk within the #street# is less than 20 feet, a sidewalk widening shall be provided on the #zoning lot# so that the combined width of the sidewalk within the #street# and the sidewalk widening equals 20 feet. However, existing #buildings# to remain on the #zoning lot# need not be removed in order to comply with this requirement. All sidewalk widenings shall be improved to Department of Transportation standards for sidewalks, shall be at the same level as the adjoining public sidewalks, and shall be accessible to the public at all times. In addition, the provisions of paragraph (f) of Section 37-53 (Design Standards for Pedestrian Circulation Spaces), subparagraphs (2) through (5) shall apply.

37-40 OFF-STREET RELOCATION OR RENOVATION OF A SUBWAY STAIR

Where a #development# or #enlargement# is constructed on a #zoning lot# of 5,000 square feet or more of #lot area# that fronts on a portion of a sidewalk containing a stairway entrance or entrances into a subway station located within the #Special Midtown District# as listed in Section 81-46, the #Special Lower Manhattan District# as listed in Section 91-43, the #Special Downtown Brooklyn District# as listed in Section 101-43, the #Special Union Square District# as listed in Section 118-60 and those stations listed in the following table, the existing entrance or entrances shall be relocated from the #street# onto the #zoning lot#. The new entrance or entrances* shall be provided in accordance with the provisions of this Section.

A relocated subway stair or a subway stair that has been renovated in accordance with the provisions of Section 37-50 (REQUIREMENTS FOR PEDESTRIAN CIRCULATION SPACE) may be counted as pedestrian circulation space pursuant to Section 37-50.

Table with 2 columns: Station, Line. Lists subway stations and their corresponding lines.

* Provision of a new subway entrance or entrances pursuant to the requirements of this Section may also require satisfaction of additional obligations under the Americans with Disabilities Act of 1990 (ADA), including the ADA Accessibility Guidelines. The New York City Transit Authority should be consulted with regard to any such obligations.

CD 4 IN THE MATTER OF an application submitted by the Department of City Planning pursuant to Sections 197-c and 201 of the New York City charter for an amendment of the Zoning Map, Section Nos.3b and 6a:

- 1. eliminating from within an existing R7-1 District a C1-4 District bounded by Morris Avenue a line 100 feet northeasterly of East 161st Street, a line 100 feet southeasterly of Morris Avenue, and East 161st Street;
2. eliminating from within an existing R8 District a C1-4 District bounded by River Avenue, a line 250 feet northeasterly of East 161st Street, East 162nd Street, Gerard Avenue, East 161st Street, a line midway between Gerard Avenue and Walton Avenue, a line 100 feet southwesterly of East 161st Street, a line midway between River Avenue and Gerard Avenue, and a line 150 feet northeasterly of East 158th Street;
3. changing from an R7-1 District to an R8A District property bounded by East 162nd Street and its southeasterly prolongation, Park Avenue, East 161st Street, and Morris Avenue;
4. changing from an R8 District to a C6-2 District property bounded by East 161st Street, Concourse Village West, a line 50 feet northeasterly of East 159th Street, and a line 100 feet northwesterly of Concourse Village West;
5. changing from a C4-6 District to a C6-2 District property bounded by a line 140 feet northeasterly of East 161st Street, Sheridan Avenue, East 161st Street, and a line 100 feet northwesterly of Sheridan Avenue;
6. changing from a C8-3 District to a C6-2 District property bounded by East 161st Street, Concourse Village East, a line 150 feet southwesterly of East 161st Street, and Concourse Village West;
7. changing from an R8 District to a C6-3D* District property bounded by River Avenue, a line 250 feet northeasterly of East 161st Street, East 162nd Street, Gerard Avenue, East 161st Street, a line midway between Gerard Avenue and Walton Avenue, a line 110 feet southwesterly of East 161st Street, a line midway between River Avenue and Gerard Avenue, and a line 150 feet northeasterly of East 158th Street
8. changing from a C8-3 District to a C6-3D* District property bounded by River Avenue, a line 150 feet northeasterly of East 158th Street, a line midway

between River Avenue and Gerard Avenue, and a line perpendicular to the southeasterly street line of River Avenue distant 100 feet northeasterly (as measured along the street line) from the point of intersection of the southeasterly street line of River Avenue and the northeasterly street line of East 153rd Street; and

9. establishing within the proposed R8A district a C2-4 District bounded by East 162nd Street, a line 100 feet southeasterly of Morris Avenue, a line midway between East 161st Street and East 162nd Street, a line 100 feet northwesterly of Park Avenue, a line 100 feet northeasterly of East 161st Street, a line perpendicular to the northeasterly street line of East 161st Street distant 100 feet northwesterly (as measured along the street line) from the point of intersection of the northeasterly street line of East 161st Street and the northwesterly street line of Park Avenue, East 161st Street, and Morris Avenue;

as shown on a diagram (for illustrative purposes only) dated March 30, 2009 and subject to the conditions of CEQR Declaration E-225.

* Note: A C6-3D District is proposed to be created under a related application N 090364 ZRY for an amendment of the Zoning Resolution.

NOTICE

On Wednesday, July 1, 2009, 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 hearings to receive comments related to a Draft Environmental Impact Statement (DEIS) concerning applications for amendments to the Zoning Map and, the Zoning Resolution, related to the 161st Street rezoning proposal.

This hearing is being held pursuant to the State Environmental Quality Review Act (SEQRA) and City Environmental Quality Review (CEQR), CEQR No. 09DCP024X.

**Nos. 3 & 4
SOCIAL SECURITY ADMINISTRATION PARKING
No. 3**

CD 6 C 090342 ZMX
IN THE MATTER OF an application submitted by the Department of Housing Preservation and Development pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 3d, by:

1. eliminating within an existing R7-1 District a C1-4 District bounded by a line 100 feet northwesterly of Southern Boulevard, a line 70 feet southwesterly of East 176th Street, and a line 80 feet southeasterly of Trafalgar Place; and
2. establishing within an existing R7-1 District a C1-4 District bounded by:
 - a. Trafalgar Place, East 176th Street, a line 100 feet northwesterly of Southern Boulevard, and a line 70 feet southwesterly of East 176th Street; and
 - b. a line 80 feet southeasterly of Trafalgar Place, a line 100 feet northwesterly of Southern Boulevard, and East 175th Street;

as shown on a diagram (for illustrative purposes only) dated April 20, 2009.

No. 4

CD 6 N 090343 HAX
IN THE MATTER OF an application submitted by the Department of Housing Preservation and Development (HPD):

- 1) pursuant to Article 16 of the General Municipal Law of New York State for:
 - a) the designation of property located at 906 and 916 East 176th Street (Block 2958, p/o Lots 106 and 109) and 907 East 175th Street (Block 2958, Lot 120) as an Urban Development Action Area; and
 - b) an Urban Development Action Area Project for such area;

to facilitate accessory parking.

**BOROUGH OF BROOKLYN
Nos. 5 & 6
SUNSET PARK REZONING
No. 5**

CD 7 C 090386 ZMK
IN THE MATTER OF an application submitted by the Department of City Planning pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section Nos. 16b, 16d, 22a & 22c:

1. eliminating from within an existing R6 District a C1-3 District bounded by:
 - a. a line 150 feet northwesterly of Fourth Avenue, 41st Street, Fourth Avenue, a line midway between 39th Street and 40th Street, a line 150 feet southeasterly of Fourth Avenue, and 42nd Street;
 - b. a line 150 feet northwesterly of Fourth Avenue, 44th Street, a line 150 feet southeasterly of Fourth Avenue, a line midway between 45th Street and 46th Street, Fourth Avenue, and 45th Street;
 - c. a line 150 feet northwesterly of Fourth Avenue, 47th Street, Fourth Avenue, 46th Street, a line 150 feet southeasterly of Fourth Avenue, 61st Street, a line 150 feet northwesterly of Fourth Avenue, 58th Street, Fourth Avenue, and 57th Street;
 - d. a line 150 feet northwesterly of Fifth Avenue, a line midway between 39th Street and 40th Street, a line 150 feet southeasterly of Fifth Avenue, and 41st Street;
 - e. a line 150 feet northwesterly of Fifth

- f. Avenue, 43rd Street, Fifth Avenue, 44th Street, a line 150 feet southeasterly of Fifth Avenue and 50th Street; a line 150 feet northwesterly of Fifth Avenue, 56th Street, a line 150 feet southeasterly of Fifth Avenue, 59th Street, Fifth Avenue, and 60th Street;
- g. a line 150 feet northwesterly of Sixth Avenue, a line midway between 48th Street and Sunset Terrace, a line 150 feet southeasterly of Sixth Avenue, a line midway between 54th Street and 55th Street, Sixth Avenue, a line midway between 52nd Street and 53rd Street, a line 150 feet northwesterly of Sixth Avenue, 51st Street, Sixth Avenue, and 50th Street;
- h. a line 150 feet northwesterly of Sixth Avenue, 56th Street, a line 150 feet southeasterly of Sixth Avenue, and a line midway between 58th Street and 59th Street;
- i. a line 150 feet northwesterly of Seventh Avenue, 58th Street, a line 150 feet southeasterly of Seventh Avenue, a line midway between 60th Street and 61st Street, Seventh Avenue, and a line midway between 61st Street and 62nd Street; and
- j. a line 150 feet northwesterly of Eighth Avenue, a line midway between 39th Street and 40th Street/ Finlandia Street, a line 150 feet southeasterly of Eighth Avenue, and a line midway between 60th Street and 61st Street;

2. eliminating from within an existing R6 District a C2-3 District bounded by: Fourth Avenue, 30th Street, a line 150 feet Southeasterly of Fourth Avenue, and 34th Street;

- a. a line 150 feet northwesterly of Fourth Avenue, 61st Street, a line 150 feet southeasterly of Fourth Avenue, the northeasterly service road of the Gowanus Expressway, Fourth Avenue, 64th Street, a southeasterly boundary line of a Park and its southwesterly prolongation, and a northeasterly boundary line of a Park; and
- b. a line 150 feet northwesterly of Fifth Avenue, 60th Street, a line 150 feet southeasterly of Fifth Avenue, a line midway between 62nd Street and 63rd Street, a line 100 feet southeasterly of Fifth Avenue, and 63rd Street;

3. changing from an R6 District to an R4-1 District property bounded by Gowanus Expressway, a line midway between 61st Street and 62nd Street, a line 100 feet northwesterly of Fourth Avenue, and a line midway between 62nd Street and 63rd Street;

4. changing from an R6 District to an R4A District property bounded by the northwesterly street line of Second Avenue, a line midway between 61st Street and 62nd Street and its northwesterly prolongation, a line 380 feet southeasterly of Second Avenue, 62nd Street, a north westerly service road of the Gowanus Expressway, and a line midway between 62nd Street and 63rd Street and its northwesterly prolongation;

5. changing from an R6 District to an R6A District property bounded by:

- a. Gowanus Expressway, a line midway between 57th Street and 58th Street, a line 100 feet northwesterly of Fourth Avenue, and 60th Street;
- b. a line 100 feet northwesterly of Gowanus Expressway, 61st Street, a line 100 feet northwesterly of Fourth Avenue, a line midway between 61st Street and 62nd Street, Gowanus Expressway, a line midway between 62nd and 63rd Street, a line 100 feet northwesterly of Fourth Avenue, Gowanus Expressway, 64th Street, Third Avenue (Northwesterly portion), a north westerly service road of the Gowanus Expressway, and 62nd Street;
- c. a line 100 feet southeasterly of Fourth Avenue, a line midway between 60th Street and 61st Street, a line 100 feet northwesterly of Fifth Avenue, 57th Street, a line 100 feet southeasterly of Fifth Avenue, 63rd Street, Fifth Avenue, 64th Street, a line 100 feet northwesterly of Fifth Avenue, and a line midway between 61st Street and 62nd street;
- d. a line 100 feet northwesterly of Fifth Avenue, a line midway between 39th Street and 40th Street, a line 100 feet southeasterly of Fifth Avenue, the northeasterly, northwesterly and southwesterly boundary line of Sunset Park, a line 100 feet southeasterly of Fifth Avenue, and 47th Street;
- e. a line 505 feet northwesterly of Sixth Avenue and its southwesterly prolongation, 40th Street, a line 155 feet northwesterly of Sixth Avenue and its southwesterly prolongation, and the northeasterly boundary line of Sunset Park; and
- f. a line 100 feet northwesterly of Sixth Avenue and its northeasterly prolongation, the southwesterly boundary line of Sunset Park, a line 100 feet southeasterly of Sixth Avenue and its northeasterly prolongation, the northeasterly, northwesterly and southwesterly boundary line of Rainbow Park, a line 100 feet southeasterly of Sixth Avenue, and 61st Street;

6. changing from an R6 District to an R6B District property bounded by:

- a. a line 100 feet southeasterly of Fourth Avenue, a line midway between 28th Street and 29th Street, a line 100 feet southeasterly of Fourth Avenue, and 34th Street;
- b. Fourth Avenue, 36th Street, a line 100 feet southeasterly of Fourth Avenue, and a line midway between 37th Street and 38th Street;
- c. a line 100 feet northwesterly of Fourth Avenue, a line midway between 39th Street and 40th Street, a line 100 feet southeasterly of Fourth Avenue, and the north easterly service road of Gowanus Expressway, Fourth Avenue, and Gowanus Expressway; and
- d. a line 100 feet northwesterly of Seventh Avenue, a line midway between 39th Street and 40th Street, a line 100 feet southeasterly of Seventh Avenue, 40th Street/ Finlandia Street, a line 325 feet southeasterly of Seventh Avenue, and a line midway between 40th Street/ Finlandia

- a. a line 100 feet southeasterly of Fourth Avenue, a line midway between 28th Street and 29th Street, Fifth Avenue, 35th Street, a line 200 feet northwesterly of Fifth Avenue, a line midway between 37th Street and 38th Street, a line 100 feet southeasterly of Fourth Avenue, 36th Street, Fourth Avenue, and 34th Street;

- b. Gowanus Expressway, a line midway between 39th Street and 40th Street, a line 100 feet northwesterly of Fourth Avenue, and a line midway between 57th Street and 58th Street;

- c. the northwesterly street line of Second Avenue, a line midway between 60th Street and 61st Street and its northwesterly prolongation, a line 350 feet southeasterly of Second Avenue, a line midway between 59th Street and 60th Street, a line 100 feet northwesterly of Third Avenue, 60th Street, a line 100 feet northwesterly of Fourth Avenue, 61st Street, a line 100 feet northwesterly of Third Avenue, 62nd Street, a line 380 feet southeasterly of Second Avenue, and a line midway between 61st Street and 62nd Street and its northwesterly prolongation;

- d. a line 100 feet southeasterly of Fourth Avenue, a line midway between 39th Street and 40th Street, a line 100 feet northwesterly of Fifth Avenue, 50th Street, a line 150 feet northwesterly of Fifth Avenue, 56th Street, a line 100 feet northwesterly of Fifth Avenue, and a line midway between 60th Street and 61st Street;

- e. a line 100 feet southeasterly of Fourth Avenue, a line midway between 61st Street and 62nd Street, a line 100 feet northwesterly of Fifth Avenue, 64th Street, Fifth Avenue, and the northeasterly service road of Gowanus Expressway;

- f. a line 100 feet southeasterly of Fifth Avenue, a line midway between 39th Street and 40th Street, a line 100 feet northwesterly of Seventh Avenue, the northeasterly boundary line of Sunset Park, a line 155 feet northwesterly of Sixth Avenue and its southwesterly prolongation, 40th Street, a line 505 feet northwesterly of Sixth Avenue and its southwesterly prolongation, and the northeasterly boundary line of Sunset Park;

- g. a line 100 feet southeasterly of Fifth Avenue, the southwesterly boundary line of Sunset Park, a line 100 feet northwesterly of Sixth Avenue and its northeasterly prolongation, 61st Street, a line 100 feet southeasterly of Sixth Avenue, the southwesterly, northwesterly and northeasterly boundary line of Rainbow Park, a line 100 feet southeasterly of Sixth Avenue and its northeasterly prolongation, the southwesterly boundary line of Sunset Park and its southeasterly prolongation, Seventh Avenue, a line midway between 44th Street and 45th Street, a line 100 feet northwesterly of Seventh Avenue, a line midway between 61st Street and 62nd Street, a line 100 feet northwesterly of Sixth Avenue, a line midway between 62nd Street and 63rd Street, a line 100 feet southeasterly of Fifth Avenue, 56th Street, a line 150 feet southeasterly of Fifth Avenue, and 50th Street; and

- h. a line 100 feet southeasterly of Seventh Avenue, a line midway between 39th Street and 40th Street/ Finlandia Street, a line 100 feet northwesterly of Eighth Avenue, a line midway between 60th Street and 61st Street, a line 100 feet southeasterly of Seventh Avenue, a line midway between 40th Street/ Finlandia Street and 41st Street, a line 325 feet southeasterly of Seventh Avenue, and 40th Street/ Finlandia Street;

7. changing from a C4-3 District to an R6B District property bounded by:

- a. a line 150 feet northwesterly of Fifth Avenue, 50th Street, a line 100 feet northwesterly of Fifth Avenue, and 56th Street; and
- b. a line 100 feet southeasterly of Fifth Avenue, 50th Street, a line 150 feet southeasterly of Fifth Avenue, and 56th Street;

8. changing from an R6 District to an R7A District property bounded by:

- a. Fourth Avenue, a line midway between 28th Street and 29th Street, a line 100 feet southeasterly of Fourth Avenue, and 34th Street;
- b. Fourth Avenue, 36th Street, a line 100 feet southeasterly of Fourth Avenue, and a line midway between 37th Street and 38th Street;
- c. a line 100 feet northwesterly of Fourth Avenue, a line midway between 39th Street and 40th Street, a line 100 feet southeasterly of Fourth Avenue, and the north easterly service road of Gowanus Expressway, Fourth Avenue, and Gowanus Expressway; and
- d. a line 100 feet northwesterly of Seventh Avenue, a line midway between 39th Street and 40th Street, a line 100 feet southeasterly of Seventh Avenue, 40th Street/ Finlandia Street, a line 325 feet southeasterly of Seventh Avenue, and a line midway between 40th Street/ Finlandia

Street and 41st Street, a line 100 feet southeasterly of Seventh Avenue, a line midway between 60th Street and 61st Street, Seventh Avenue, a line midway between 61st Street and 62nd Street, a line 100 feet northwesterly of Seventh Avenue, a line midway between 44th Street and 45th Street, Seventh Avenue, the southeasterly prolongation of the southwesterly boundary line of Sunset Park, and the southeasterly and northeasterly boundary line of Sunset Park;

9. changing from an R6 District to a C4-3A District property bounded by:
 - a. a line 100 feet northwesterly of Fifth Avenue, 47th Street, a line 100 feet southeasterly of Fifth Avenue, and 50th Street; and
 - b. a line 100 feet northwesterly of Fifth Avenue, 56th Street, a line 100 feet southeasterly of Fifth Avenue and 57th Street;
10. changing from a C4-3 District to an C4-3A District property bounded by a line 100 feet northwesterly of Fifth Avenue, 50th Street, a line 100 feet southeasterly of Fifth Avenue, and 56th Street;
11. establishing within an existing R6 District a C2-4 District bounded by a line 100 feet northwesterly of Eighth Avenue, a line midway between 39th Street and 40th Street/ Finlandia Street, Eighth Avenue, and a line midway between 60th Street and 61st Street;
12. establishing within a proposed R6A District a C2-4 District bounded by:
 - a. a line 100 feet northwesterly of Third Avenue, 61st Street, Third Avenue, and 62nd Street;
 - b. a line 100 feet northwesterly of Fifth Avenue, a line midway between 39th Street and 40th Street, a line 100 feet southeasterly of Fifth Avenue, the northeasterly, northwesterly and southwesterly boundary line of Sunset Park, a line 100 feet southeasterly of Fifth Avenue, and 47th Street;
 - c. a line 100 feet northwesterly of Fifth Avenue, 57th Street, a line 100 feet southeasterly of Fifth Avenue, 59th Street, Fifth Avenue, 60th Street, a line 100 feet southeasterly of Fifth Avenue, 63rd Street, Fifth Avenue, and 64th Street;
 - d. Sixth Avenue, 50th Street, a line 100 feet southeasterly of Sixth Avenue and 51st Street;
 - e. a line 100 feet northwesterly of Sixth Avenue, 51st Street, Sixth Avenue, 52nd Street, a line 100 feet southeasterly of Sixth Avenue, 53rd Street, Sixth Avenue, and a line midway between 52nd Street and 53rd Street;
 - f. a line 100 feet northwesterly of Sixth Avenue, 56th Street, Sixth Avenue, and 57th Street;
 - g. Sixth Avenue, 57th Street, a line 100 feet southeasterly of Sixth Avenue, and 58th Street; and
 - h. a line 100 feet northwesterly of Sixth Avenue, 58th Street, Sixth Avenue, and a line midway between 58th Street and 59th Street;
13. establishing within a proposed R7A a C2-4 District bounded by:
 - a. Fourth Avenue, a line midway between 28th Street and 29th Street, a line 100 feet southeasterly of Fourth Avenue, and 34th Street;
 - b. Fourth Avenue, 36th Street, a line 100 feet southeasterly of Fourth Avenue, and 37th Street;
 - c. a line 100 feet northwesterly of Fourth Avenue, a line midway between 39th Street and 40th Street, a line 100 feet southeasterly of Fourth Avenue, the northeasterly service road of Gowanus Expressway, Fourth Avenue, and 64th Street; and
 - d. a line 100 feet northwesterly of Seventh Avenue, a line midway between 45th Street and 46th Street, Seventh Avenue, Sunset Terrace, a line 100 feet southeasterly of Seventh Avenue, a line midway between 60th Street and 61st Street, Seventh Avenue, and a line midway between 61st Street and 62nd Street;

as shown on a diagram (for illustrative purposes only) dated April 20, 2009, and subject to the conditions of CEQR Declaration E-236.

No. 6

CD 7 C 090387 ZRK
IN THE MATTER OF an application submitted by the Department of City Planning pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, relating to Article II,

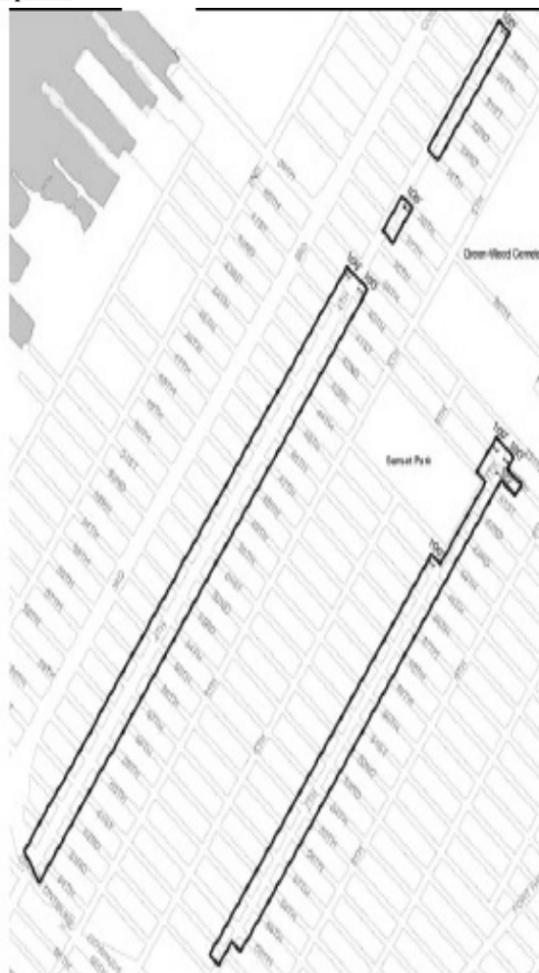
Chapter 3 (Bulk regulations for Residential Buildings in Residence Districts), Section 23-90, inclusive, relating to the application of the Inclusionary Housing Program to proposed R7A districts, in the Borough of Brooklyn, Community District 7.
 Matter in underline is new, to be added;
 Matter in strikeout is old, to be deleted;
 Matter within # # is defined in Section 12-10;
 * * * indicates where unchanged text appears in the Zoning Resolution

* * *
 Article II: Residence District Regulations
 Chapter 3
 Bulk Regulations for Residential Buildings in Residence Districts
 * * *
 23-144
 In designated areas where the Inclusionary Housing Program is applicable
 In #Inclusionary Housing designated areas#, as listed in the following table, the maximum permitted #floor area ratios# shall be as set forth in Section 23-942 (In Inclusionary Housing designated areas). The locations of such districts are specified in Section 23-922 (Inclusionary Housing designated areas).

Community District	Zoning District
Community District 1, Brooklyn	R6 R6A R6B R7A
Community District 2, Brooklyn	R7A
Community District 3, Brooklyn	R7D
Community District 7, Brooklyn	R7A R8A
Community District 3, Manhattan	R7A R8A R9A
Community District 6, Manhattan	R10
Community District 7, Manhattan	R9A
Community District 2, Queens	R7X

23-922
 Inclusionary housing designated areas
 The Inclusionary Housing Program shall apply in the following areas:
 * * *

(x) In Community District 7, in the Borough of Brooklyn, in the R7A District within the areas shown on the following Maps X1:



Map X1, Portion of Community District 7, Brooklyn

No. 7
JARICAN CULTURAL CENTER

CD 8 C 090219 ZSK
IN THE MATTER OF an application submitted by Jarican Cultural Foundation pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-921 of the Zoning Resolution to allow a non-profit institution without sleeping accommodations (Use Group 4A) on the second floor of a proposed two-story building located at 1025 Pacific Street (Block 1125, lots 60 and 61), in an M1-1 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, N.Y. 10007.

BOROUGH OF STATEN ISLAND
No. 8
PRESENTATION CIRCLE

CD 3 C 080374 ZSR
IN THE MATTER OF an application submitted by Presentations Sisters of Staten Island, Inc. pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-732 of the Zoning Resolution to allow a private sewage pumping station which will serve a 97-unit residential development on property located at 419 Woodrow Road [Block 5735, p/o Lot 1 (tentative Lot 15)], in an R3-2 District, within the Special South Richmond District (SRD).

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

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

j18-ly1

CIVILIAN COMPLAINT REVIEW BOARD

PUBLIC MEETING

The Civilian Complaint Review Board's Monthly Public meeting has been scheduled for 10:00 A.M. on Wednesday, July 8th, 2009 at 40 Rector Street, 2nd Floor, New York City. The agency's Executive Director Report will be available online on Friday, July 3rd, 2009 at nyc.gov/ccrb.

j26-ly6

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. 7 - Monday, June 29, 2009, 7:00 P.M., Union Plaza Care Center, 33-23 Union Street, Flushing, NY

#090403PSQ

IN THE MATTER OF an application submitted by the New York City Police Department and the Department of Citywide Administrative Services, pursuant to Section 197-c of the New York City Charter, for the acquisition of property generally bounded by 28th Avenue, Ulmer Street, 31st Avenue and College Point Boulevard, for use as a police academy.

BSA# 177-09-BZ

Sky View Parc - 40-22 College Point Boulevard
 Application seeks a special permit pursuant to Zoning Resolution 73-66 for the six residential towers that exceed the permitted heights found in Zoning Resolution 61-20.

Application by the New York City Department of Citywide Administrative Services, Division of Real Estate Services, for the disposition of a city-owned property in the College Point Corporate Park, pursuant to zoning. This property was inadvertently excluded in an earlier disposition ULURP application, this application is meant to correct the oversight from the previous application.

j23-29

DESIGN & CONSTRUCTION

NOTICE

DETERMINATION AND FINDINGS BY THE CITY OF NEW YORK PURSUANT TO SECTION 204 OF THE NEW YORK STATE EMINENT DOMAIN PROCEDURE LAW

Whereas, the New York City Department of Design and Construction ("DDC"), on behalf of the New York City Department of Environmental Protection ("DEP") and the City of New York ("City"), has proposed the acquisition of certain street properties known as portions of Barnes Avenue from Tilden Street to East 222nd Street pursuant to Capital Project HWX647B in the borough of the Bronx; and

Whereas, the New York State Eminent Domain Procedure Law ("EDPL") sets forth uniform procedures for condemnations by municipalities throughout the State of New York, which also govern over this acquisition; and

Whereas, pursuant to the EDPL, the City is required to hold a public hearing to determine whether the public would be better served by the proposed acquisition of the above-mentioned properties and the impact of such an acquisition on the neighborhood where the project is to be constructed; and

Whereas, the City held a public hearing pursuant to EDPL Section 204 in relation to this acquisition on Monday, April 20, 2009 in the borough of the Bronx. Having given due consideration to the complete hearing record, which includes, among other things, all documents submitted and all public comments, the City makes the following determination and findings concerning the above and below described acquisitions and project:

- (1) The public use and benefit of this project is roadway reconstruction including the installation of sewers, water mains, traffic lights, sidewalks and pedestrian ramps, etc. on Barnes Avenue from Tilden Street to East 222nd Street in the borough of the Bronx (the "Project").
- (2) The properties to be acquired are shown on the City's Tax Map for the borough of the Bronx and include the following properties:
 - Block 4668, part of Lots 1, 7, 8, 9, 10, 11;
 - Block 4671, part of Lots 31, 32, 33, 51;
 - Block 4672, part of Lots 39, 40, 42, 138; and
 - Bed of Street for Barnes Avenue from Tilden Street to East 222nd Street.

The proposed acquisition shall consist of the following locations in the borough of the Bronx:

- Barnes Avenue from Tilden Street to East 222nd Street as shown on Damage and Acquisition Map No. 12520, dated May 2, 2008.

The City selected these locations based on a need for roadway reconstruction and installation of sewers and water mains.

- (3) The City has considered the general effect of the proposed project on the environment and the residents of the locality and has determined that the project will serve to improve current living conditions in the area. The proposed Project involves roadway reconstruction including the installation of sewers, water mains, traffic lights, sidewalks and pedestrian ramps and will have no significant adverse effect on the environment. DDC conducted an environmental review of the proposed acquisition associated with the proposed

improvements and concluded that the project falls within the scope of an action with no significant environmental impact in accordance with New York State and New York City Codes, Rules and Regulations.

- (4) Comments and concerns raised by the property owners at the public hearing are currently being reviewed by the City. Issues and concerns raised by the property owners include as follows: 1) the amount of property the City plans to acquire; 2) the metes and bounds of the new configuration of their lots; 3) the dimensions of the new sidewalks; 4) the party responsible for construction-related damages, if any, to their property; and 5) the effect of the construction on adjacent properties. The City will work with all public and private parties involved in the project to minimize the impact of construction activities on the street, residents and environment. The City has also reviewed all potential alternate locations and has determined that no other sites are feasible for the Project. The City continues to review its plans and will make modifications addressing these issues whenever possible. DDC will also work with DEP, other agencies and the community in order to review and address project-related concerns.

DETERMINATION:

Based upon due consideration of the record and the foregoing findings, it is determined that the City of New York should exercise its power of eminent domain to acquire the above-described properties in order to promote and permit the purposes of the project to be achieved.

NOTICE:

Pursuant to EDPL Section 207, property owners have thirty (30) days from completion of the publication of this "Determination and Findings" to seek judicial review of this determination.

The exclusive venue for the judicial review of this determination pursuant to EDPL Sections 207 and 208 is the Appellate Division of the Supreme Court in the Judicial Department where any part of the property to be acquired is located.

A copy of this Determination and Findings by the City is available without cost upon written request to:

New York City Department of Design and Construction
Office of General Council – 4th Floor
30-30 Thomson Avenue
Long Island City, NY 11101
Attn.: Barnes Avenue Acquisition

• j29-jy1

ECONOMIC DEVELOPMENT CORPORATION

NOTICE

The New York City Economic Development Corporation (NYCEDC) invites you to the NYC Gov 2.0 Tech Forum being held at the Digital Sandbox, 55 Broad Street, on July 9th, 2009. The forum gives your firm the opportunity to:

- Learn about the City's growing technology needs
- Gain insights on the City's Procurement process

For more information about the event, visit www.nycdec.com/NYCGovTech. To register please send an email to NYCGovTech@nycdec.com by July 2. Space is limited.

j26-jy2

FRANCHISE AND CONCESSION REVIEW COMMITTEE

MEETING

PUBLIC NOTICE IS HEREBY GIVEN THAT the Franchise and Concession Review Committee will hold a Public Meeting at 2:30 P.M., on Wednesday, July 8, 2009 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.

• j29-jy3

LANDMARKS PRESERVATION COMMISSION

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that pursuant to the provisions of Title 25, chapter 3 of the Administrative Code of the City of New York (Sections 25-307, 25-308, 25,309, 25-313, 25-318, 25-320) (formerly Chapter 8-A, Sections 207-6.0, 207-7.0, 207-12.0, 207-17.0, and 207-19.0), on **Tuesday, July 07, 2009 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 THE BRONX 09-3008 - Block VARIOUS, lot VARIOUS-
Various Addresses - Fieldston Historic District
A Romantic style planned suburb laid out in 1914 by engineer Albert Wheeler based on recommendations made by Frederick Law Olmsted and James R. Croe. The Historic District is characterized by an eclectic variety of residential buildings and styles including Medieval, Tudor, and Mediterranean, as well as formal modernist houses. Application is to establish a Master Plan to govern certain types of alterations to buildings, other improvements and landscape improvements within the Fieldston Historic

District, authorizing the staff to approve such work if it meets the requirements of the Master Plan.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF THE BRONX 09-6620 - Block VARIOUS, lot VARIOUS-
Various Addresses - Fieldston Historic District
A Romantic style planned suburb laid out in 1914 by engineer Albert Wheeler based on recommendations made by Frederick Law Olmsted and James R. Croe. The Historic District is characterized by an eclectic variety of residential buildings and styles including Medieval, Tudor, and Mediterranean, as well as formal modernist houses. Application is to adopt the Fieldston Historic District Implementation Rules for a proposed master plan for certain alterations to improvements in the Fieldston Historic District pursuant to the City Administrative Procedures Act.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF QUEENS 09-0740 - Block 1278, lot 38-78-27 37th Avenue - Jackson Heights Historic District
A neo-Georgian style commercial building designed by Andrew J. Thomas and built in 1947. Application is to legalize the installation of an areaway fence without Landmarks Preservation Commission permits.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF QUEENS 09-5039 - Block 1443, lot 33-82-15 35th Avenue - Jackson Heights Historic District
A neo-Georgian style apartment building, designed by Seelig & Finkelstein and built in 1937. Application is to construct a barrier-free access ramp and railing.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF QUEENS 09-8016 - Block 1009, lot 1-303 Manor Road, aka 32-15 East Drive, 32-15 240th Street - Douglaston Historic District
A Colonial Revival style freestanding house designed by Hobart A. Walker and built in 1912. Application is to construct an addition, modify a driveway, replace retaining walls and a deck, and install HVAC equipment. Zoned R1-2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF QUEENS 09-7625 - Block 8066, lot 7-220 Forest Road - Douglaston Historic District
A Contemporary Colonial Revival style house built in 1961. Application is to construct a rear addition and alter the facades. Zoned R1-2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 10-0267 - Block 87, lot 1-209 Broadway - St. Paul's Chapel and Graveyard-Individual Landmark
A Georgian style church designed by Thomas McBean and built in 1764-66. Application is to install signage.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 10-0266 - Block 49, lot 1-81 Broadway - Trinity Church and Graveyard-Individual Landmark
A Gothic Revival style church designed by Richard Upjohn and built in 1846. Application is to install signage.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-9164 - Block 89, lot 1-135-139 Fulton Street, aka 93-99 Nassau Street - Bennett Building - Individual Landmark
A Second Empire style office and store building designed by Arthur D. Gilman and built in 1872-1873, with additions designed by James M. Farnsworth and built in 1890-1892 and 1894. Application is to legalize the enlargement of a rooftop addition without Landmarks Preservation Commission permits. Zoned C 5-5.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-9177 - Block 217, lot 1-250 West Street - Tribeca North Historic District
A neo-Renaissance style warehouse designed by William H. Birkmire and built in 1903-1906. Application is to construct a rooftop addition, alter the facade, and replace windows. Zoned C6-3A.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-6877 - Block 497, lot 33-83 Spring Street - SoHo-Cast Iron Historic District
A 19th century building altered by Richard Berger as a store and loft building in 1886. Application is to install a new storefront infill.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-7598 - Block 230, lot 3-317 Canal Street - SoHo-Cast Iron Historic District
A Federal style house built in 1821 and altered in 1869. Application is to install new storefront infill.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-6476 - Block 532, lot 20-659-659A Broadway, aka 218-226 Mercer Street and 77 Bleecker Street - NoHo Historic District
An Italianate style store building designed by Griffith Thomas and built in 1866-67. Application is to legalize alterations to the storefront and the installation of signage without Landmarks Preservation Commission permits.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-8652 - Block 609, lot 75-159 West 13th Street - Greenwich Village Historic District
A rowhouse built in 1847-48 and altered in the 20th century. Application is to install windows and a cornice, and re-clad the brick facade.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 088334 - Block 625, lot 36-23 8th Avenue - Greenwich Village Historic District
A rowhouse built in 1845. Application is to alter the existing rooftop addition. Zoned C1-6.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-9426 - Block 712, lot 24-409 West 14th Street - Gansevoort Market Historic District
An Italianate style French flats and brewery building designed by John B. Snook and built in 1876. Application is to install new storefront infill.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 10-0043 - Block 847, lot 22-876 Broadway - Ladies(Mile Historic District
A commercial palace style store and warehouse building design by Henry Fernbach and built in 1883-84. Application is to install new storefront infill.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-3179 - Block 828, lot 41-230 Fifth Avenue - Madison Square North Historic District
A Beaux Arts style office building designed by Schwartz & Gross and built in 1912-15. Application is to install a flagpole.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-2884 - Block 1030, lot 58-232-246 Central Park South, aka 233-241 West 58th Street, 1792-1810 Broadway - Central Park South Apartments - Individual Landmark
An Art-Deco style apartment building designed by Mayer and Whittlesey and built in 1939-1940. Application is to legalize the installation of awnings and conduits without Landmarks Preservation Commission permits.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-7422 - Block 1244, lot 33-80 Riverside Drive - Riverside Drive- West 80th-81st Street Historic District
A neo-Classical style apartment building, designed by Maurice Deutsch and built in 1926-1927. Application is to construct a rooftop addition. Zoned R10A.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-8789 - Block 1202, lot 11-53 West 88th Street - Upper West Side/Central Park West Historic District
A Romanesque Revival style rowhouse, designed by Neville & Bagge, built in 1892-94. Application is to construct a rear yard addition. Zoned R7-2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-7680 - Block 1399, lot 5-113 East 64th Street - Upper East Side Historic District.
A residence building, designed by W.P. & A.M. Parsons and built in 1881-82, and altered by Theodore A. Cieslewicz in 1948. Application is to alter the facade.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 099455 - Block 1503, lot 24-51 East 91st Street - Expanded Carnegie Hill Historic District
A neo-Grec style rowhouse designed by A.B Ogden & Son, and built in 1884 and altered in 1950. Application is to construct a rooftop addition, modify the areaway and installed a barrier-free access lift. Zoned R8B and R10/C1.5.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-7400 - Block 1507, lot 1-1140 Fifth Avenue - Carnegie Hill Historic District
A neo-Renaissance style apartment building, designed in 1921 by the Fred F. French Co. Application is to establish a master plan governing the future installation of windows.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-8909 - Block 1523, lot 171-1211 Park Avenue - Carnegie Hill Historic District
A neo-Georgian style townhouse designed by Flemer & Kohler and built in 1922. Application is to construct a rooftop addition. Zoned R10.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-7411 - Block 1504, lot 16-1298 Madison Avenue - Carnegie Hill Historic District
A Romanesque Revival/Queen Anne style rowhouse built in 1889 by A.B. Ogden & Son, altered in 1926 and again in 1955-56 by Glick & Gelbman. Application is to modify the facade and construct rooftop and rear year additions. Zoned R10/C1-5.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 09-8532 - Block 301, lot 44-155 Warren Street - Cobble Hill Historic District
A Greek Revival style rowhouse built in 1838. Application is to construct dormers at the roof.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 09-6543 - Block 211, lot 15-72 Poplar Street - Brooklyn Heights Historic District
A brick police station building with a one-story attached garage designed by Beverly King and Harry Walker and built in 1912. Application is to construct rooftop additions, modify the entrances and window openings. Zoned R7-1, R-8.

MODIFICATION OF USE AND BULK
BOROUGH OF BROOKLYN 10-0214 - Block 211, lot 15-72 Poplar Street - Brooklyn Heights Historic District
A brick police station building with a one-story attached garage designed by Beverly King and Harry Walker and built in 1912. Application is to request that the Landmarks Preservation Commission issue a report to the City Planning Commission relating to an application for a Modification of Bulk Pursuant to Section 74-711 of the Zoning Resolution. Zoning R 7-1, R-8.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 09-9087 - Block 208, lot 209-138 Columbia Heights - Brooklyn Heights Historic District
An Italianate style house built in 1860. Application is to install a rear yard deck.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 09-9497 - Block 386, lot 20-162 Bergen Street - Boerum Hill Historic District
An Italianate style rowhouse built between 1856 and 1861. Application is to alter the areaway, install a ramp, and alter window openings.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 09-8710 - Block 1930, lot 5-321 Clinton Avenue - Clinton Hill Historic District
A transitional Italianate/neo-Grec style residence designed by Ebenezer L. Roberts and built in 1875. Application is to construct a deck and railing.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 07-7542 - Block 1965, lot 9-51 Cambridge Place - Clinton Hill Historic District
An Italianate style rowhouse built c.1856. Application is to construct a rear yard addition. Zoned R-6.

j23-jy7

TRANSPORTATION

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN, pursuant to law, that the following proposed revocable consents, have been scheduled for a public hearing by the New York City Department of Transportation. The hearing will be held at 55 Water Street, 9th Floor, Room 945 commencing at 2:00 P.M., on Wednesday, July 8, 2009. Interested parties can obtain copies of proposed agreements or request sign-language interpreters (with at least seven days prior notice) at 55 Water Street, 9th Floor, New York, NY 10013, or by calling (212) 839-6550.

#1 In the matter of a proposed revocable consent authorizing Rodney Miller, Sr. to construct, maintain and use steps and planted area on the north sidewalk of East 92nd Street, west of Lexington Avenue, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the

date of Approval by the Mayor and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

From the Approval Date to June 30, 2020 - \$25/annum

the maintenance of a security deposit in the sum of \$5,000, and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

#2 In the matter of a proposed revocable consent authorizing Lucille Lortel Theatre Foundation, Inc. to maintain and use name plates and bollards on the north sidewalk of Christopher Street, east of Hudson Street, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2009 to June 30, 2019 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period from July 1, 2009 to June 30, 2019 - \$7,350/annum

the maintenance of a security deposit in the sum of \$5,000, and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

#3 In the matter of a proposed revocable consent authorizing New York University to construct, maintain and use a conduit under, across and along East 13th Street, west of Third Avenue, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2009 to June 30, 2019 and provides, among other terms and conditions, for compensation payable to the City according to The following schedule:

For the period July 1, 2009 to June 30, 2010 - \$8,870
For the period July 1, 2010 to June 30, 2011 - \$9,136
For the period July 1, 2011 to June 30, 2012 - \$9,402
For the period July 1, 2012 to June 30, 2013 - \$9,668
For the period July 1, 2013 to June 30, 2014 - \$9,934
For the period July 1, 2014 to June 30, 2015 - \$10,200
For the period July 1, 2015 to June 30, 2016 - \$10,466
For the period July 1, 2016 to June 30, 2017 - \$10,732
For the period July 1, 2017 to June 30, 2018 - \$10,998
For the period July 1, 2018 to June 30, 2019 - \$11,264

the maintenance of a security deposit in the sum of \$12,000, and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

#4 In the matter of a proposed revocable consent authorizing New York University to maintain and use a conduit under and across a public walkway, between West 3rd Street and West 4th Street, east of LaGuardia Place, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2009 to June 30, 2019 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2009 to June 30, 2010 - \$1,775
For the period July 1, 2010 to June 30, 2011 - \$1,827
For the period July 1, 2011 to June 30, 2012 - \$1,879
For the period July 1, 2012 to June 30, 2013 - \$1,931
For the period July 1, 2013 to June 30, 2014 - \$1,983
For the period July 1, 2014 to June 30, 2015 - \$2,035
For the period July 1, 2015 to June 30, 2016 - \$2,087
For the period July 1, 2016 to June 30, 2017 - \$2,139
For the period July 1, 2017 to June 30, 2018 - \$2,191
For the period July 1, 2018 to June 30, 2019 - \$2,243

the maintenance of a security deposit in the sum of \$12,000, and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

#5 In the matter of a proposed revocable consent authorizing 200 Park LP to construct, maintain and use bollards on the sidewalks adjacent to Viaduct East and Viaduct West, south of 45th Street, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the date of Approval by the Mayor. There shall be no compensation required for this revocable consent. the maintenance of a security deposit in the sum of \$15,000, and the filing of an insurance policy for property damage and/or bodily injury, including death, shall be not less than \$10,000,000 combined single limit per occurrence and a minimum \$20,000,000 aggregate.

#6 In the matter of a proposed revocable consent authorizing Goldman Sachs Headquarters LLC to maintain and use bollards on Murray Street, between West Street and Vesey Street; and on Vesey Street between West Street and Murray Street, in front of 200 West Street, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the date of Approval by the Mayor. There shall be no compensation required for this revocable consent.

the maintenance of a security deposit in the sum of \$30,000, and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

#7 In the matter of a proposed revocable consent authorizing Metropolitan Transportation Authority to maintain and use bollards on 8th Avenue between 31st and 33rd Streets, and 7th Avenue and 34th Street, in front of Penn Station, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the date of Approval by the Mayor. There shall be no compensation required for this revocable consent.

There is no maintenance of a security deposit required, and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

#8 In the matter of a proposed revocable consent authorizing JP Morgan Chase Bank, N.A. to maintain and use a bridge over and across Duffield Street, south of Myrtle Avenue, in the Borough of Brooklyn. The proposed revocable consent is for a term of ten years from July 1, 2009 to June 30, 2019 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2009 to June 30, 2010 - \$25,093
For the period July 1, 2010 to June 30, 2011 - \$25,824
For the period July 1, 2011 to June 30, 2012 - \$26,555
For the period July 1, 2012 to June 30, 2013 - \$27,286
For the period July 1, 2013 to June 30, 2014 - \$28,017
For the period July 1, 2014 to June 30, 2015 - \$28,748
For the period July 1, 2015 to June 30, 2016 - \$29,479
For the period July 1, 2016 to June 30, 2017 - \$30,210
For the period July 1, 2017 to June 30, 2018 - \$30,941
For the period July 1, 2018 to June 30, 2019 - \$31,672

the maintenance of a security deposit in the sum of \$31,700, and the filing of an insurance policy in the minimum amount

of \$1,250,000/\$5,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$1,000,000.

#9 In the matter of a proposed revocable consent authorizing JP Morgan Chase Bank, N.A. to maintain and use a tunnel under and across Duffield Street, south of Myrtle Avenue, in the Borough of Brooklyn. The proposed revocable consent is for a term of ten years from July 1, 2009 to June 30, 2019 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2009 to June 30, 2010 - \$25,517
For the period July 1, 2010 to June 30, 2011 - \$26,260
For the period July 1, 2011 to June 30, 2012 - \$27,003
For the period July 1, 2012 to June 30, 2013 - \$27,746
For the period July 1, 2013 to June 30, 2014 - \$28,489
For the period July 1, 2014 to June 30, 2015 - \$29,232
For the period July 1, 2015 to June 30, 2016 - \$29,975
For the period July 1, 2016 to June 30, 2017 - \$30,718
For the period July 1, 2017 to June 30, 2018 - \$31,461
For the period July 1, 2018 to June 30, 2019 - \$32,204

the maintenance of a security deposit in the sum of \$32,200, and the filing of an insurance policy in the minimum amount of \$1,250,000/\$5,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$1,000,000.

j17-jy8

VOTER ASSISTANCE COMMISSION

NOTICE

VAC Bi-Monthly Open Meeting HOSTED BY: Mayor's Office of Veterans' Affairs will take place on Wednesday, July 1, 2009, 1:00 P.M. - 3:00 P.M. in the Mayor's Office of Veterans' Affairs, 346 Broadway, 8 West (across Federal Plaza) Conference Room 801 (persons with Mayor's Office ID), (108 Leonard Street, general public)

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

j29-jy1

COURT NOTICES

SUPREME COURT

NOTICE

QUEENS COUNTY IA PART 8 NOTICE OF ACQUISITION INDEX NUMBER 8655/09

In the Matter of the Application of THE CITY OF NEW YORK, relative to acquiring title in fee to certain real property where not heretofore acquired for the same purpose located along

BEACH 43rd STREET from Beach Channel Drive to Conch Basin Bulkhead; and

BEACH 44th STREET from Beach Channel Drive to Conch Road; and

BEACH 45th STREET from Beach Channel Drive to Norton Avenue; and

CONCH DRIVE from Beach 43rd Street to Norton Basin Bulkhead; and

NORTON AVENUE from Beach 45th Street to Beach 43rd Street; and

EDGEMERE DRIVE from Beach 44th Street to Beach 43rd Street; and

HANTZ ROAD from Beach 45th Street to Beach 44th Street; and

CONCH ROAD from Beach 43rd Street to Beach 44th Street

in the Borough of Queens, City and State of New York.

PLEASE TAKE NOTICE, that by order of the Supreme Court of the State of New York, County of Queens, IA Part 8 (Hon. Jaime A. Rios, J.S.C.), duly entered in the office of the Clerk of the County of Queens on May 28, 2009, the application of the City of New York to acquire certain real property, for the Department of Design and Construction and the Department of Transportation, was granted and the City was thereby authorized to file an acquisition map with the Office of the City Register.

Said map, showing the property acquired by the City, was filed with the City Register on June 10, 2009. Title to the real property vested in the City of New York on June 10, 2009.

PLEASE TAKE FURTHER NOTICE, that the City has acquired the following parcels of real property:

Table with 3 columns: Damage Parcel, Block, Part of Lot. Lists parcel numbers 1 through 21 and their corresponding block and part of lot information.

Table with 2 columns: Parcel Number, Page Number. Lists parcel numbers from 22 to 297 and their corresponding page numbers.

299	15962	92
302	15962	80
303	15962	78
304	15962	75
307	15962	67
308	15962	63
309	15962	61
310	15962	59
312	15962	56
314	15962	51
315	15962	50
316	15962	49
317	15962	48
318	15962	46
319	15962	45

PLEASE TAKE FURTHER NOTICE, that pursuant to said Order and to §§ 503 and 504 of the Eminent Domain Procedure Law of the State of New York, each and every person interested in the real property acquired in the above-referenced proceeding and having any claim or demand on account thereof is hereby required, on or before June 10, 2010 (which is one (1) calendar year from the title vesting date), to file a written claim with the Clerk of the Court of Queens County, and to serve within the same time a copy thereof on the Corporation Counsel of the City of New York, Tax and Bankruptcy Litigation Division, 100 Church Street, New York, New York 10007. Pursuant to EDPL § 504, the claim shall include:

- A. the name and post office address of the condemnee;
- B. reasonable identification by reference to the acquisition map, or otherwise, of the property affected by the acquisition, and the condemnee's interest therein;
- C. a general statement of the nature and type of damages claimed, including a schedule of fixture items which comprise part or all of the damages claimed; and,
- D. if represented by an attorney, the name, address and telephone number of the condemnee's attorney.

Pursuant to EDPL § 503(C), in the event a claim is made for fixtures or for any interest other than the fee in the real property acquired, a copy of the claim, together with the schedule of fixture items, if applicable, shall also be served upon the fee owner of said real property.

PLEASE TAKE FURTHER NOTICE, that, pursuant to §5-310 of the New York City Administrative Code, proof of title shall be submitted to the Corporation Counsel of the City of New York, Tax and Bankruptcy Litigation Division, 100 Church Street, New York, New York 10007 on or before June 10, 2011 (which is two (2) calendar years from the title vesting date).

Dated: June 16, 2009, New York, New York
 MICHAEL A. CARDOZO
 Corporation Counsel of the City of New York
 100 Church Street
 New York, New York 10007
 Tel. (212) 788-0424

j19-jy2

PROPERTY DISPOSITION

CITYWIDE ADMINISTRATIVE SERVICES

DIVISION OF MUNICIPAL SUPPLY SERVICES

■ AUCTION

PUBLIC AUCTION SALE NUMBER 09001- Z and 01001 - A

NOTICE IS HEREBY GIVEN of a bi-weekly public auction of City fleet vehicles consisting of cars, vans, light duty vehicles, trucks, heavy equipment and miscellaneous automotive equipment to be held on Wednesday, July 08, 2009 (SALE NUMBER 01001-A). This auction is held every other Wednesday unless otherwise notified. Viewing is on auction day only from 8:30 AM until 9:00 A.M. The auction begins at 9:00 A.M.

NOTE: The auction scheduled for Wednesday, June 24, 2009 (SALE NUMBER 09001-Z) has been cancelled.

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 Web site, on the Friday prior to the sale date at: <http://www.nyc.gov/auctions>
 Terms and Conditions of Sale can also be viewed at this site.

For further information, please call (718) 417-2155 or (718) 625-1313.

j18-jy8

■ SALE BY SEALED BID

SALE OF: 14 PIECES OF USED LANDFILL EQUIPMENT.

S.P.#: 09025 DUE: July 2, 2009

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 for information.

j19-jy2

SALE OF: 1 LOT OF 28,800 LBS. OF ONCE FIRED ASSORTED CALIBER CARTRIDGE CASES AND 1 LOT OF 40,000 LBS. OF BULLET LEAD, USED.

S.P.#: 09026 DUE: July 7, 2009

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 for information.

j23-jy7

POLICE

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

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

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

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

FOR MOTOR VEHICLES (All Boroughs):

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

FOR ALL OTHER PROPERTY

- * Manhattan - 1 Police Plaza, New York, NY 10038, (212) 374-4925.
- * Brooklyn - 84th Precinct, 301 Gold Street, Brooklyn, NY 11201, (718) 875-6675.
- * Bronx Property Clerk - 215 East 161 Street, Bronx, NY 10451, (718) 590-2806.
- * Queens Property Clerk - 47-07 Pearson Place, Long Island City, NY 11101, (718) 433-2678.
- * Staten Island Property Clerk - 1 Edgewater Plaza, Staten Island, NY 10301, (718) 876-8484.

j1-d31

PROCUREMENT

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

ADMINISTRATION FOR CHILDREN'S SERVICES

■ AWARDS

Goods & Services

- CHILD CARE PROGRAM – Negotiated Acquisition – PIN# 06810NA40610 – AMT: \$958,762.00 – TO: Colony South Brooklyn Houses, Inc., 297 Dean Street, Brooklyn, NY 11217-1807. Money and time extension.
- CHILD CARE PROGRAM – Negotiated Acquisition – PIN# 06810NA79350 – AMT: \$1,439,164.00 – TO: Northern Manhattan Improvement Corp., 76 Wadsworth Avenue, New York, NY 10033-7049. Money and time extension.
- CHILD CARE PROGRAM – Negotiated Acquisition – PIN# 06810NA37060 – AMT: \$2,680,078.00 – TO: Colony South Brooklyn Houses, Inc., 297 Dean Street, Brooklyn, NY 11217-1807. Money and time extension.
- CHILD CARE PROGRAM – Negotiated Acquisition – PIN# 06810NE34520 – AMT: \$978,320.00 – TO: American Italian Coalition of Org. Inc., 138 Bay Street, Brooklyn, NY 11231. Money and time extension.
- CHILD CARE PROGRAM – Negotiated Acquisition – PIN# 06810NE31540 – AMT: \$991,220.00 – TO: Bethesda Day Care Center of Brooklyn, Inc., 319 Stanhope Street, Brooklyn, NY 11237. Money and time extension.
- CHILD CARE PROGRAM – Negotiated Acquisition – PIN# 06810NA11227 – AMT: \$387,646.00 – TO: Concourse House HDFC, 2751 Grand Concourse, Bronx, NY 10468. Money and time extension.
- CHILD CARE PROGRAM – Negotiated Acquisition – PIN# 06810NE34420 – AMT: \$2,124,650.00 – TO: Gan Day Care Center, Inc., 4206 15th Avenue, Brooklyn, NY 11219-1512. Money and time extension.
- CHILD CARE PROGRAM – Negotiated Acquisition – PIN# 06810NE33410 – AMT: \$825,334.00 – TO: Hawthorne Corners Day Care Center, Inc., 1950 Bedford Avenue, Brooklyn, NY 11225. Money and time extension.

- CHILD CARE PROGRAM – Negotiated Acquisition – PIN# 06810NA30060 – AMT: \$1,558,484.00 – TO: Nuestros Ninos Day Care Center, Inc., 384 South 4th Street, Brooklyn, NY 11211. Money and time extension.
- CHILD CARE PROGRAM – Negotiated Acquisition – PIN# 06810NA16120 – AMT: \$804,116.00 – TO: The Citizens Advice Bureau Inc., 2054 Morris Avenue, Bronx, NY 10453. Money and time extension.
- FOSTER CARE PROGRAM – Negotiated Acquisition – PIN# 06810FC00018 – AMT: \$3,749,572.00 – TO: The Children's Village, Children's Village, Dobbs Ferry, NY 10522. Money and time extension.

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■ INTENT TO AWARD

Services (Other Than Human Services)

DAY CARE COUNCIL – Sole Source – Available only from a single source - PIN# 06811DCC0000 – DUE 07-13-09 – The Administration for Children's Services (ACS) contracts with over 250 not-for-profit organizations to operate childcare programs and provide services in over 300 locations throughout the five boroughs. These organizations are the employers of over 6000 child care professional and support staff.

The Day Care Council of New York, Inc. (“The Council”) has been designated by the Child Care Not-for-Profit providers represented by District Council 1707/Local 205 of AFSCME and The Council of Supervisors and Administrators (CSA) to serve as their representative in all collective bargaining issues negotiations and agreements. Additionally, The Council provides grievance-mediation services, recruitment and personnel assistance. Training and technical assistance is also provided to ensure consistency and efficiency throughout the childcare community.

ACS cannot perform these negotiations with the unions on behalf of the contracted agencies and their staffs, because ACS is not the employer. However, City funding is used to adjudicate any grievances, fund collective bargaining issues and other negotiations affecting contract with our child care vendors. It is therefore advantageous to the City to provide funding to The Council to advocate for ACS not-for-profit agencies. Additionally, based upon correspondence from the City of New York's Office of Labor Relations (OLR) pertaining to lawsuits brought by unions against the City claiming the City was a “joint employer” with contract vendor agencies; the City prevailed in these cases because it was not a signatory to collective bargaining agreements between these unions and the vendor agencies and it did not directly provide wages or benefits to these employees. The Council's contract will eliminate the appearance that the City is a joint employer of the not-for-profit employees.

The Council's unique expertise, service and configuration are the primary basis for this sole source method determination. It conforms to the first condition for a sole source procurement that there be only one source for the required service pursuant to Section 3-05 of the PPB Rules.

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, Office of Child Care Contracts, 150 William Street, 9th Floor, New York, NY 10038. Sherene Hassen (212) 341-3443, sherene.hassen@dfa.state.ny.us

j25-jy1

BUILDINGS

PURCHASING

■ INTENT TO AWARD

Services (Other Than Human Services)

MAINTENANCE FOR Q-MATIC EQUIPMENT – Sole Source – Available only from a single source - PIN# 810-105978M – DUE 07-08-09 AT 3:00 P.M. – Any one firm that believe it can provide the required service may do so indicate in a letter addressed to the contact name below by the date and time indicated.

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 Buildings, 280 Broadway, 6th Floor. Leesel Wong (212) 566-4183, lewong@buildings.nyc.gov

☛ j29-jy6

CITYWIDE ADMINISTRATIVE SERVICES

DIVISION OF MUNICIPAL SUPPLY SERVICES

■ AWARDS

Goods

- HALAL MEATS AND POULTRY FOR DOC – Competitive Sealed Bids – PIN# 857900892 – AMT: \$161,471.40 – TO: Golden Platter Foods, Inc., 37 Tompkins Point Road, Newark, NJ 07114.
- HALAL MEATS AND POULTRY FOR DOC – Competitive Sealed Bids – PIN# 857900892 – AMT: \$386,431.00 – TO: Jamac Frozen Food Corporation, 570 Grand Street, Jersey City, NJ 07302.

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GRP: ROLL RITE – Competitive Sealed Bids – PIN# 857900845 – AMT: \$325,920.00 – TO: Bristol Donald Co., Inc., 50 Roanoke Avenue, Newark, NJ 07105.

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- IBM ENTERPRISE SYSTEMS - NYPD – Intergovernmental Purchase – PIN# 8570901289 – AMT: \$755,349.02 – TO: IBM Corp., 80 State St., Albany, NY 12207. NYS Contract #PT63994.
- NETWORKING HARDWARE/SOFTWARE - DOITT – Intergovernmental Purchase – PIN# 8570901214 –

AMT: \$277,534.94 – TO: Verizon Network Integration Corp., 11 Wards Lane, 2nd Fl., Menands, NY 12204.
NYS Contract #PT59914; PS59915.

● **COMMUNICATIONS NETWORKING EQUIPMENT - ACS** – Intergovernmental Purchase – PIN# 8570901153 – AMT: \$144,041.37 – TO: IP Logic Inc., 17 British American Blvd., Latham, NY 12110. NYS Contract #PT59009 and PS59010.

● **DELL SYSTEMS AND STORAGE - DOHMH** – Intergovernmental Purchase – PIN# 8570901284 – AMT: \$123,579.22 – TO: Virtuit Systems Inc., 101 Airport Executive Park, Nanuet, NY 10954. NYS Contract #PT62398.

● **NOVELL SOFTWARE AND SERVICES - DPR** – Intergovernmental Purchase – PIN# 8570901263 – AMT: \$211,510.38 – TO: Novell Inc., 1800 South Novell Pl., Provo, Utah 84606. NYS Contract #PT64417.

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.

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IBM ENTERPRISE SYSTEMS - NYPD – Intergovernmental Purchase – PIN# 8570901174 – AMT: \$274,305.95 – TO: IBM Corp., Inc., 80 State St., Albany, NY 12207. NYS Contract #PT63994.

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.

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DESIGN & CONSTRUCTION

CONTRACT SECTION

AWARDS

Construction / Construction Services

EAST HARLEM DISTRICT HEALTH CENTER BUILDING ENVELOPE REHABILITATION, MANHATTAN – Competitive Sealed Bids – PIN# 8502009HL0016C – AMT: \$3,135,000.00 – TO: BQE Industries, Inc., 40-49 72nd Street, Woodside, NY 11377. PROJECT ID: HL82EHRM.

● **JAMAICA CENTER FOR ARTS AND LEARNING - PHASE 2, QUEENS** – Competitive Sealed Bids – PIN# 8502009PV0011C – AMT: \$749,832.00 – TO: EF PRO Contracting, Inc., 147 Broome Avenue, Atlantic Beach, NY 11509. PROJECT ID: PV502-N2.

● **KINGS COUNTY SUPREME COURT RENOVATION - PLUMBING WORK, BROOKLYN** – Competitive Sealed Bids – PIN# 8502009CT0005C – AMT: \$230,000.00 – TO: Lafata-Corallo Plumbing and Heating, 1414 65th Street, Brooklyn, NY 11219. PROJECT ID: CO278CONV.

● **MACON BRANCH LIBRARY WINDOW REPLACEMENT AND FACADE RESTORATION, BROOKLYN** – Competitive Sealed Bids – PIN# 8502009LB0008C – AMT: \$663,000.00 – TO: Moy Construction Corp., 733 Yonkers Avenue, Yonkers, NY 10704. PROJECT ID: LBKA07MAC.

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ECONOMIC DEVELOPMENT CORPORATION

CONTRACTS

SOLICITATIONS

Goods & Services

CONSTRUCTION MANAGEMENT SERVICES FDNY MARINE 9 BARRACKS AT STATEN ISLE HOMEPORT – Request for Proposals – PIN# 28520001 – DUE 07-23-09 AT 4:00 P.M. – New York City Economic Development Corporation (NYCEDC) is seeking a construction manager (“CM”) to lead its staff and/or a consultant team in the provision of construction management and related services for the FDNY Marine 9 Barracks at Staten Isle Homeport (the “Project”). The purpose of the Project is to construct new accommodations for the Marine 9 Unit of the New York City Fire Department. In addition to constructing new quarters for FDNY personnel, the project may include construction of wave attenuation for a new fireboat expected in 2010. The Project is located at the Stapleton Pier near Front Street and Prospect Street, Staten Island, New York. Respondents must be able to provide a full range of pre-construction, construction and post-construction management and other construction-related services as more specifically set forth in the Contract Draft and Scope of Services annexed to the RFP including, without limitation, the following: participation in the review and resolution of design and construction issues at regularly scheduled Project meetings; constructability reviews; cost estimating and value engineering exercises; preparation of staging and phasing plans, Project controls, bid packages, requisitions, change orders and other contract documents and processes.

NYCEDC plans to select a consultant on the basis of factors stated in the RFP which include, but are not limited to: the quality of the proposal, experience of key staff identified in the proposal, experience and quality of any subcontractors proposed, demonstrated successful experience in performing services similar to those encompassed in the RFP and the proposed fee.

Companies who have been certified with the New York City Small Business Services as Minority and Women Owned Business Enterprises (“M/WBE”) are strongly encouraged to apply. To find out more about M/WBE certification, please call 311 or go to www.nyc.gov/getcertified.

Respondents may submit questions and/or request clarifications from NYCEDC no later than 4:00 P.M. on Thursday, July 9, 2009. Questions regarding the subject matter of this RFP should be directed to marine9rfp@nycdec.com. Answers to all questions will be posted by Thursday, July 16, 2009 to www.nycdec.com/RFP.

To download a copy of the solicitation documents, please visit www.nycdec.com/RFP. Please submit five (5) sets of your proposal to NYCEDC.

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. Maryann Catalano (212) 312-3969 marine9rfp@nycdec.com

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NYC GOVERNMENT DATA RFEI – Request for Qualifications – PIN# 37370002 – DUE 09-01-09 – Prioritizing Public Access to New York City Government Data & Related Software Application Competition

The New York City Economic Development Corporation (“NYCEDC”), on behalf of New York City (“City”), seeks expressions of interest from individuals and organizations with experience developing software applications. Respondents to this RFEI are requested to submit written descriptions of City-related data they would like to see made public. These descriptions should provide as much detail as possible about the type and level of data desired. In addition, respondents are requested to describe how they envision the data being used in software applications that provide a useful service to City residents, visitors and government.

The information gathered from this RFEI will be used to help the City decide how to prioritize the release of City data to the public in a format easily utilized by application developers. City data will be released or reformatted in connection with a related software application competition where contestants will develop applications that make it easier to live, work and play in New York City.

Companies who have been certified with the New York City Small Business Services as Minority and Women Owned Business Enterprises (“M/WBE”) are strongly encouraged to apply. To find out more about M/WBE certification, please call 311 or go to www.nyc.gov/getcertified

The RFEI is available for in-person pick-up between 9:30 a.m. and 4:30 p.m., Monday through Friday, from NYCEDC, 110 William Street, 6th floor, New York, NY (between Fulton & John streets). To download a copy of the solicitation documents please visit www.nycdec.com/RFP. Please submit four (4) printed, hard copies of your expression of interest to NYCEDC.

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. Maryann Catalano (212) 312-3969 NYDataRFEI@nycdec.com

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OFFICE OF EMERGENCY MANAGEMENT

INTENT TO AWARD

Services (Other Than Human Services)

AUDIO VISUAL SUPPORT AND MAINTENANCE – Sole Source – Available only from a single source - PIN# 01709AV01 – DUE 07-13-09 AT 10:00 A.M. – The New York City of Emergency Management intends to enter into sole source negotiations with Signal Perfection Limited (SPL) to provide annual and preventative maintenance services as well as customized help desk support for integrated software and audio visual equipment. SPL will maintain, manage, update and provide technical support for the all audio visual equipment in OEM’s conference rooms, training rooms and Emergency Operations Center, in addition to the Teleconference Center located at City Hall. SPL is the provider of unique performance specifications and specialized software created by the contractor specifically for the Mayor’s Office which took over a year of development and requires continuous expansion.

Any firm who believes it could also provide this service is invited to submit an expression of interest in writing to: NYC OEM, 165 Cadman Plaza East, Brooklyn, NY 11201, (718) 422-8429. Attention: Nydia Colimon, or via email at procurement@oem.nyc.gov.

j26-jy2

ENVIRONMENTAL PROTECTION

SOLICITATIONS

Services (Other Than Human Services)

INSTALL, REPAIR, MAINTAIN AND INSPECT PLUMBING, STANDPIPE AND SPRINKLER SYSTEMS – Competitive Sealed Bids – PIN# 82609FMC2209 – DUE 08-06-09 AT 11:30 A.M. – CONTRACT FMC-2-2009: At various DEP Facilities within the 5 boroughs. Document fee \$40.00. There will be a mandatory pre-bid conference on 7/29/09 at 10:00 A.M., at 59-17 Junction Blvd., 11th Floor, Conference Room, Flushing, NY 11373. This contract is subject to Local Law 129 M/WBE requirements. The Project Manager is Christian Cavender (718) 595-7178. Vendor Source ID#: 61038.

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 Boulevard, 17th Floor, Flushing New York 11373. G. Hall (718) 595-3236, ghall@dep.nyc.gov

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HEALTH AND HOSPITALS CORPORATION

The New York City Health and Hospitals Corporation is regularly soliciting bids for supplies and equipment at its Central Purchasing Offices, 346 Broadway, New

York City, Room 516, for its Hospitals and Diagnostic and Treatment Centers. All interested parties are welcome to review the bids that are posted in Room 516 weekdays between 9:00 a.m. and 4:30 p.m. For information regarding bids and the bidding process, please call (212) 442-3863.

j1-d31

SOLICITATIONS

Goods

ROSEMEX CUSTOM CLEAN ROOM QUALITY AHU – Competitive Sealed Bids – PIN# QHN20091096QHC – DUE 07-17-09 AT 2:00 P.M. – There will be a mandatory pre-bid on Tuesday, July 14 and on Wednesday, July 15 at 10:00 A.M. All interested need to attend only one day pick up bid package prior to pre-bid.

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, Jamaica, NY 11432. Aurelio Morrone (718) 883-6000, morronea@nychhc.org

j29

CATERING FOR EMPLOYEE SERVICE AWARDS – Competitive Sealed Bids – PIN# QHN20091097EHC – DUE 07-14-09 AT 10:00 A.M.

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

Queens Health Network, 82-68 164th Street, “S” Building, Jamaica, NY 11432. Diane Pourakis (718) 883-6000, pourakid@nychhc.org

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Goods & Services

AIR COMPRESSOR YEARLY PREVENTATIVE MAINTENANCE

– Competitive Sealed Bids – PIN# 11109147 – DUE 07-02-09 AT 3:00 P.M. – There will be mandatory pre-bid conference held on Monday, June 29, 2009 in the 3rd Floor Conference Room of Bellevue Hospital Center’s C&D Building at 11:00 A.M. Vendor attendance is required at this meeting for the purpose of submitting a bid. Any bidder submitting bids that did not attend this meeting will be returned unopened and considered “non-responsive.”

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

Bellevue Hospital Center, Purchasing, 462 First Avenue, Room# 12 East 32, New York, NY 10016. Matt Gaumer (212) 562-2887, matthew.gaumer@bellevue.nychhc.org

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Services (Other Than Human Services)

CLEANING SERVICES – Public Bid – PIN# 2009-1095 – DUE 07-15-09 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, Jamaica, NY 11432. Wendella Rose (718) 883-6000, rosew@nychhc.org

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HEALTH AND MENTAL HYGIENE

AGENCY CHIEF CONTRACTING OFFICER

INTENT TO AWARD

Services (Other Than Human Services)

MAINTENANCE RENEWAL – Sole Source – Available only from a single source - PIN# 09MI141501R0X00 – DUE 07-13-09 AT 4:00 P.M. – NYC DOHMH intends to enter a sole source contract with ESRI for Software maintenance (annual renewal of technical support plus ESRI software updates/upgrades) for all ESRI products, except ArcLogistics Route and ArcGIS Business Analyst. The contract term will be from 7/1/08 to 6/30/11. Any vendor that believes they can also provide these services for such procurement in the future is invited to indicate an expression of intent by letter which must be received no later than July 13, 2009 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.

Health and Mental Hygiene, 93 Worth Street, Room 812 New York, NY 10013. Shamecka Williams (212) 219-5879 swillia9@health.nyc.gov

j29-jy6

HOMELESS SERVICES

AWARDS

SAFE HAVEN FOR HOMELESS – Request for Proposals – PIN# 071-09S-03-1378 – AMT: \$9,284,685.00 – TO: Urban Pathways, Inc., 575 8th Avenue, New York, NY 10018.

● **TRANSITIONAL RESIDENCE** – Request for Proposals – PIN# 071-09S-03-1319 – AMT: \$26,210,085.00 – TO: HELP Social Services Corp., 5 Hanover Square, 17th Floor, New York, NY 10004.

● **CONSULTING SERVICES - LITIGATION MCCAIN VS BLOOMBERG** – Renewal – PIN# 071-09R-00-4930 – AMT: \$105,957.00 – TO: Analytics, Inc., 18750 Lake Drive East, Chanhassen, Minnesota.

● **COOLING SYSTEM CITYWIDE** – Competitive Sealed Bids – PIN# 071-09S-01-1361 – AMT: \$93,820.00 – TO: Five Boro Air Conditioning and Refrigeration Corp., 519 Coney Island Avenue, Brooklyn, NY 11218-3414.

● **OIT PRIME MINICOMPUTER GROUP** – Competitive Sealed Bids – PIN# 071-09S-01-1395 – AMT: \$72,993.00 – TO: National Customer Eng. Inc./NCE Computer Group, 1973 Friendship Drive, Suite B, El Cajon, California 92020.
 ● **ROOF REPAIR AND REPLACEMENT** – Competitive Sealed Bids – PIN# 071-09S-01-1343 – AMT: \$39,000.00 – TO: Reddy Builders, Inc., 90-28 209th Street, Queens Village, NY 11428.
 ● **FURNISH - A - FUTURE PROGRAM** – Sole Source – Available only from a single source - PIN# 071-09S-03-1377 – AMT: \$2,518,788.00 – TO: Partnership for the Homeless, 305 Seventh Avenue, 2nd Floor, New York, NY 10001.

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OFFICE OF CONTRACTS AND PROCUREMENT
SOLICITATIONS

Human/Client Service

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

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

j12-24

HOUSING AUTHORITY

SOLICITATIONS

Construction/Construction Services

RESTORATION OF APARTMENTS FIRESTOPPING (PART A) AT BETANCES HOUSES III, IV, V – Competitive Sealed Bids – PIN# GR9009268 – DUE 07-09-09 AT 10:00 A.M.
 ● **ROOF REPLACEMENT AND ASBESTOS ABATEMENT AT RANGEL HOUSES** – Competitive Sealed Bids – PIN# RF9008003 – DUE 07-16-09 AT 10:00 A.M.

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

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

j25-31

REQUIREMENT CONTRACT FOR REPLACEMENT OF UNDERGROUND STEAM DISTRIBUTION SYSTEM AT VARIOUS DEVELOPMENTS, MANHATTAN – Competitive Sealed Bids – PIN# HE9009411 – DUE 07-17-09 AT 10:00 A.M. – Bid documents are available Monday through Friday, 9:00 A.M. to 4:00 P.M. for a \$25.00 fee in the form of a money order or certified check made payable to NYCHA.

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

j26-32

HOUSING PRESERVATION & DEVELOPMENT

AWARDS

Human/Client Service

NEIGHBORHOOD PRESERVATION CONSULTANT PROGRAM – Request for Proposals – PIN# 806080100005B – AMT: \$120,000.00 – TO: Neighborhood Initiatives Development Corporation, 2523 Olinville Avenue, Bronx, NY 10467.

● **COMMUNITY CONSULTANT CONTRACT SERVICES** – BP/City Council Discretionary – PIN# 806099070001 – AMT: \$100,000.00 – TO: Association for Neighborhood and Housing Developments, Inc., 50 Broad Street, Suite 1125, New York, NY 10004.

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INTENT TO AWARD

Services (Other Than Human Services)

2011 NYC HOUSING AND VACANCY SURVEY – Contract with another Government – PIN# 806091000929 – DUE 07-14-09 AT 11:00 A.M. – In accordance with Section 3-13 of the Procurement Policy Board Rules of the City of New York, the NYC Department of Housing Preservation and Development intends to enter into a Government To Government Contract with the United States Bureau of the Census for the provision of technical services to plan and conduct the NYC 2011 Housing and Vacancy Survey. Determination to utilize the Government To Government procurement method is made pursuant to the United States Census being the only entity possessing a complete list of the addresses of all dwelling units in NYC, which must be used as a sample frame for the survey. Firms who believe they can provide these services for future solicitations are requested to express their interest by notifying the Agency contact at the address indicated no later than 11:00 A.M. on July 14, 2009.

Confidentiality provisions in the United States Law prohibit release of the address list to any entity for any purpose. Local Emergency Housing Rent Control Act (Chapter 21, Laws of New York, 1962 as amended by Chapter 657, Laws of New York 1967 and subsequent amendments) and Section 26-415

of the NYC Administrative Code requires that this survey be conducted at least once in every three years.

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 Preservation and Development, 100 Gold Street
 New York, NY 10038. Jay Bernstein, Deputy ACCO
 (212) 863-6657, JB1@hpd.nyc.gov

j26-32

LEGAL DEPARTMENT

INTENT TO AWARD

Services (Other Than Human Services)

INTEGRATION OF SYSTEMS AND ENHANCEMENTS FOR PROPRIETARY SECTION 8 RENT SUBSIDY SOFTWARE – Sole Source – Available only from a single source - PIN# 806091001004 – DUE 07-13-09 AT 11:00 A.M. – The Department of Housing Preservation and Development (HPD) of the City of New York intends to enter into sole source negotiations for additional proprietary software solutions required for integration into HPD's existing ELITE Database (a proprietary software support system) currently provided by Emphasys Computer Solutions, Inc. The software is utilized to manage and track HPD's administration of HUD Section 8 Housing Assistance Payments. The additional proprietary software required includes an Accounts Receivable Module, inquiry Tracking System, Rent Increase Tracking System, File Tracking System, Subpoenas and Evictions Module, Appeals Tracking System, and PIC Validation Suite. The software currently being utilized by HPD and to be further enhanced with additional software modules under the proposed contract is the proprietary intellectual property of Emphasys Computer Solutions, Inc. licensed to HPD. Any firm who believes it can provide this requirement is invited to do so in a letter or e-mail to the HPD contact person.

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 Preservation and Development, 100 Gold Street,
 Room 8-S4, New York, NY 10038.
 Jay Bernstein (212) 863-6657, jb1@hpd.nyc.gov

j24-30

LABOR RELATIONS

SOLICITATIONS

Services (Other Than Human Services)

MID-CAP GROWTH INVESTMENT MANAGEMENT SERVICES FOR THE MID-CAP EQUITY FUND – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 214090000386 – DUE 08-10-09 AT 4:30 P.M. – The Mid-Cap Growth is one of twelve investment options offered to participants by the City of New York Deferred Compensation Plan.
 Http://nyc.gov/html/olr/html/requests/rfp.shtml

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 Labor Relations, 40 Rector Street, 3rd Floor
 New York, NY 10006. Georgette Gestely (212) 306-7376.

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PARKS AND RECREATION

CONTRACT ADMINISTRATION

SOLICITATIONS

Construction/Construction Services

RECONSTRUCTION OF MCCARREN POOL AND BATHHOUSE – Competitive Sealed Bids – PIN# 8462009B058C01 – DUE 08-11-09 AT 10:30 A.M. Located East of Lorimer Street between Bayard Street and Driggs Ave. in McCarren Park, Brooklyn, known as Contract #B058-108M. Vendor Source ID#: 60995. This procurement is subject to participation goals for MBEs and/or WBEs as required by Local Law 129 of 2005. This contract is subject to Apprenticeship program requirements.

A pre-bid meeting is scheduled for Friday, July 17, 2009 at 11:00 A.M. at the site. Bid documents are available for a fee of \$100.00 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

j26-32

RECONSTRUCTION OF MCCARREN POOL AND BATHHOUSE – Competitive Sealed Bids – DUE 08-11-09 AT 10:30 A.M. – PIN# 8462009B058C02 - Electrical
 PIN# 8462009B058C03 - Plumbing
 PIN# 8462009B058C04 - HVAC

Located East of Lorimer Street between Bayard Street and Driggs Ave. in McCarren Park, Brooklyn, known as Contract #B058-208M, B058-308M, 058-408M. Vendor Source ID#: 60996, 60997, 60998. This contract is subject to Apprenticeship program requirements.

A pre-bid meeting is schedule for Friday, July 17, 2009 at 11:00 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

j26-32

REVENUE AND CONCESSIONS

SOLICITATIONS

Services (Other Than Human Services)

MAINTENANCE AND OPERATION OF AN INDOOR TENNIS / SPORTS FACILITY AND OPTIONAL FOOD SERVICE FACILITY – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# X10-IT – DUE 08-26-09 AT 3:00 P.M. – At Crotona Park, The Bronx. Parks will hold an on-site proposer meeting and site tour on Tuesday, July 21, 2009 at 11:00 A.M. at the proposed concession site (Block #2942, Lot #1), which is located at 1700 Crotona Avenue, Bronx, NY 10457. We will be meeting in front of the tennis courts which are located east of Crotona Ave., west of Indian Lake, south of Crotona Park North, and north of Indian Rock.

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.
 Joel Metlen (212) 306-1397, joel.metlen@parks.nyc.gov

j25-39

RENOVATION, OPERATION, AND MAINTENANCE OF THE PARKING LOT AT ORCHARD BEACH – Competitive Sealed Bids – PIN# X39-B-PL – DUE 07-31-09 AT 11:00 A.M. – In Pelham Bay Park, The Bronx. Parks will hold a recommended bidder meeting on Monday, July 13, 2009 at 10:00 A.M. at the concession site, which is located at Orchard Beach in Pelham Bay Park, Bronx. We will be meeting to the left of the ticket booths at the parking lot entrance. All interested parties are urged to attend.

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.
 Alexander Han (212) 360-1397, alexander.han@parks.nyc.gov

j22-36

SANITATION

AGENCY CHIEF CONTRACTING OFFICER

SOLICITATIONS

Services (Other Than Human Services)

REPAIR AND MAINTENANCE ELEVATORS AT VARIOUS LOCATIONS – Competitive Sealed Bids – PIN# 82709BM00031 – DUE 07-21-09 AT 11:00 A.M. Bid Estimate \$250,000.00 to \$350,000.00. There will be a \$40.00 refundable fee for bid documents.

For questions or to schedule location visit contact person: J. Shah (718) 334-9138. Vendors must schedule the visit with J. Shah, otherwise entry to locations will be denied. Last date for questions: July 10, 2009 at 10:00 A.M. No pre-bid conference.

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

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SCHOOL CONSTRUCTION AUTHORITY

CONTRACT ADMINISTRATION

SOLICITATIONS

Construction Related Services

INVESTIGATION OF SPECIAL AND EMERGENCY HAZARDOUS CONDITIONS – Request for Proposals – PIN# SCA09-00090R-1 – DUE 07-21-09 AT 2:00 P.M. – Proposals will be accepted from the following firms: Amman and Whitney; Dewberry-Goodkind, Inc.; Epstein Engineering, P.C.; Feld, Kaminetzky and Cohen, P.C.; G and G Engineering Assoc.; Gilsanz Murray Steficek, LLP; Goldstein Associates Consulting Engineers; Haks Engineers and Land Surveying; Hirani Engineering and Land Surveying, P.C.; Israel Berger and Associates, LLC; Leslie E. Robertson Associates; PB Americas, Inc.; Paulus, Sokolowski and Sartor; Raman and Oundjian Engineering and Inspection P.C.; Robert Silman Associates; The RBA Group-NY; Severud Associates; SJH Engineering; STV, Inc; Simpson, Gumperta

and Heger, Inc.; URS Corp.-New York; Weidlinger Associates; Ysrael A. Seinuk, P.C.

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

School Construction Authority, 30-30 Thomson Avenue Long Island City, NY 11101. Sal DeVita (718) 472-8049 sdevita@nycsca.org

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TRIBOROUGH BRIDGE & TUNNEL AUTHORITY

■ SOLICITATIONS

Goods

24-PASSENGER ADULT MINI BUS – Competitive Sealed Bids – PIN# OP142300000 – DUE 07-21-09 AT 3:00 P.M. With additional spaces for 2 wheelchairs.

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.

Triborough Bridge and Tunnel Authority, 3 Stone Street, Bid Suite, New York, NY 10004. Victoria Warren (646) 252-6101 vprocure@mtabt.org

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AGENCY RULES

BUSINESS INTEGRITY COMMISSION

■ NOTICE

NOTICE OF OPPORTUNITY TO COMMENT ON PROPOSED RULEMAKING RELATING TO TRADE WASTE

PURSUANT TO section 1043 of the New York City Charter and exercising the authority vested in the Business Integrity Commission by sections 1043(a) and 2101(b)(6) of the New York City Charter, notice is hereby given that the Business Integrity Commission intends to modify rules relating to trade waste.

Proposed additions to the rules are underlined and proposed deletions are [bracketed].

Written comments regarding these proposed rules may be sent to Eric Dorsch, General Counsel, New York City Business Integrity Commission, on or before July 20, 2009. Comments may be submitted by mail to Mr. Dorsch at the New York City Business Integrity Commission, 100 Church Street, 20th Floor, New York, New York 10007, or electronically to edorsch@bic.nyc.gov.

A hearing for public comment will be held on July 31, 2009 in Spector Hall at 22 Reade Street, New York, New York 10007, at 10:00 A.M. Persons seeking to testify are requested to notify Mr. Dorsch at (212) 676-6202 no fewer than five (5) business days prior to the hearing. Persons who request that a sign language interpreter or other form of reasonable accommodation for a disability be provided at the hearing are asked to notify Mr. Dorsch at the above address no later than two weeks prior to the hearing.

Written comments and a summary of oral comments received at the hearing will be available for public inspection, within a reasonable time after receipt, on week days between the hours of 9:30 A.M. and 4:30 P.M. at the New York City Business Integrity Commission, 100 Church Street, 20th Floor, New York, New York 10007.

This rule was included in the 2009 regulatory agenda of the Business Integrity Commission.

Section 1. The chapter heading of chapter 1 of title 17 of the Rules of the City of New York is amended to read as follows:

CHAPTER 1 [LICENSING AND REGULATION] TRADE WASTE

§ 2. The definition of COMMISSION contained in section 1-01 of title 17 of the Rules of the City of New York is amended to read as follows:

Commission. "Commission" shall mean the Business Integrity Commission as established by section 16-502 of the Code and section 2100 of the New York City Charter. Except in regard to a determination to refuse to issue a license or registration pursuant to section 16-509 of the Code, the term "Commission" shall also refer to an action of the Chair of the Commission, taken under delegation from the Commission pursuant to section 16-504 of the Code.

§ 3. Subdivision (a) of section 1-03 of chapter 1 of title 17 of the Rules of the City of New York is amended to read as follows:

(a) A hearing conducted pursuant to subdivision b of section 2-08, subdivision (c) of section 3-01 or subdivision (b) or (c) of section 3-02 of this chapter may be conducted by the Commission or, in the discretion of the Commission, by an administrative law judge employed or designated by the Commission, by the Office of Administrative Trials and Hearings (OATH) or by other administrative tribunal of competent jurisdiction; provided, however that hearings related to the violation of the provisions of section 16-505 of

the Code and the rules of conduct set forth in subchapters [5, 6, and 7] E, F and G of this chapter shall, except where the Commission is seeking revocation or suspension of a license or registration on the basis of such violations, be conducted by the Department of Consumer Affairs. All such hearings shall be conducted following the procedures set forth in the rules of OATH (48 RCNY §1-01 et seq.); except in the case of hearings conducted by the Department of Consumer Affairs, which shall be held pursuant to the procedures for adjudication set forth in the rules of such Department. In the event that a hearing is conducted by an administrative law judge employed or designated by the Commission, by OATH or by other administrative tribunal, such administrative law judge shall make recommended findings of fact and a recommended decision to the Commission, which shall make the final determination. In the event that a hearing is held by the Department of Consumer Affairs, the Commissioner of such Department shall make the final determination.

§ 4. Section 1-09 of chapter 1 of title 17 of the Rules of the City of New York is amended to read as follows:

§ 1-09 General Prohibitions.

In addition to any other prohibition contained in Chapter 1 of Title 16-A of the Code or this chapter, an applicant, a licensee, a registrant, a principal of a licensee or a registrant, or an employee required to make disclosure pursuant to [§] section 16-510 of the Code as listed in Appendix A of Subchapter C of this chapter shall not: violate or fail to comply with an applicable provision of this chapter; associate with a person whom such person knows or should know is a member or associate of an organized crime group (a person who has been identified by a federal, state, or local law enforcement agency as a member or associate of an organized crime group shall be presumed to be a member or associate of an organized crime group); refuse to answer an inquiry from the Commission; violate or fail to comply with any order or directive of the Commission; make a false or misleading statement to the Commission; make a false or misleading statement to a customer or prospective customer; threaten or attempt to intimidate a customer or prospective customer; retaliate against a customer or prospective customer that has made a complaint to the Commission or has exercised or attempted to exercise a right under the Code or this chapter; engage in a deceptive trade practice; discourage a customer or prospective customer who has a question or inquiry concerning the customer or prospective customer's rights or obligations concerning trade waste from contacting the Commission; request, participate in, or comply with, a resolution, consideration, hearing, mediation or adjudication by a trade association or any person holding a position in a trade association concerning a dispute between two or more licensees or trade waste removal businesses relating to a customer, route or stop; pay any money to a trade association or any person holding a position in a trade association for any activity relating to a sale, purchase, acquisition, or loss of a customer, route, or stop; falsify any business record; make, file, or submit a false statement or claim to a government agency or employee; violate any law concerning payments to labor unions or labor representatives; give or offer any money or other benefit to an official or employee of a private business with intent to induce that official or employee to engage in an unethical or illegal business practice; give or offer any money or other benefit to any public employee whose duties relate to the trade waste industry with the exception of funds that must be paid in accordance with a statute, rule, agency order, or court order; solicit business from a customer for any person who, or entity that, provides goods or services related to the removal, collection or disposal of trade waste and is not licensed by, or registered with, the Commission; agree with another trade waste business to divide or allocate customers or respect an existing division or allocation of customers by geography, territory or otherwise, except that this provision shall not apply to a covenant not to compete agreed to in connection with the sale of a licensee's business where the Commission has expressly approved such covenant; discuss with, or agree upon, with another private carter the prices to be submitted on a bid for a trade waste contract; fail to timely pay taxes related to a trade waste business; operate a transfer station in violation of any federal, state, or local law or regulation; remove, collect or dispose of trade waste from a commercial establishment with which the applicant, licensee or registrant does not have a contract or agreement or other permission from the Commission to remove, collect or dispose of such commercial establishment's trade waste; or attempt to or conspire to engage in any act proscribed by this section.

§ 5. Subdivision (a) of section 2-01 of chapter 1 of title 17 of the rules of the City of New York is amended to read as follows:

(a) Except as provided in subdivision b of this section, an applicant business required by section 16-505 of the Code to obtain a license for the removal, collection or disposal of trade waste shall submit the information contained in the license application form provided by the Commission and the disclosure required by the forms provided by the Commission. In addition, each principal of the applicant business shall: (i) be fingerprinted by a person designated for such purpose by the Commission and pay the fee prescribed by the Division of Criminal Justice Services to be submitted by the Commission to such Division for the purpose of obtaining criminal history records; and (ii) be photographed by the Commission and submit the disclosure required by the forms provided by the Commission. Notwithstanding paragraphs (i) and (ii) of this subdivision, an applicant may submit, in lieu of such fingerprints and disclosure, copies of submissions to any Federal, State or local regulatory entity containing information comparable to that required by the Commission, provided that the Commission may require fingerprinting and disclosure pursuant to such paragraphs where it finds that it has not received sufficient information or information that is comparable to Commission requirements. The Commission may compel attendance, examine, take testimony and require the production of evidence pursuant to the provisions of subdivision c of section 16-504 of the Code as the Commission deems necessary to investigate the truth and accuracy of the information submitted. A fee of [three] six hundred [fifty] dollars [(350)] (600) per applicant business and [three] six hundred [fifty] dollars [(350)] (600) per principal thereof shall be paid by the applicant for such investigation.

§ 6. The section heading and subdivisions (a) and (c) of section 2-03 of chapter 1 of title 17 of the Rules of the City of New York are amended to read as follows:

§ 2-03 Application for Exemption from Licensing Requirements for Removal of Demolition Debris and a Class 2 Registration.

(a) Class 2 Registration for Business Exempt from Licensing Requirements under Section 16-505(a). A business solely engaged in the removal of waste materials resulting from building demolition, construction, alteration or excavation, including waste materials resulting from building demolition, construction, alteration or excavation generated by such business, may, pursuant to subdivision a of section 16-505 of the Code, apply to the Commission for exemption from the licensing requirements of section 16-505 where no principal (except for a principal of a business solely in either or both of the class seven or the class three category of licensees as defined in rules previously promulgated by the Commissioner of Consumer Affairs pursuant to subchapter 18 of Chapter 2 of Title 20 of the Code) of such applicant is a principal of a business or a former business required to be licensed during the past ten years pursuant to this chapter or such former subchapter 18.

(c) Such application shall, in addition, contain the following information:

(1) If applicant transports asbestos or other hazardous materials for which a New York State Department of Environmental Conservation Waste Transporter permit is required, a copy of such permit must be submitted with the application.

(2) If such applicant is doing business under an assumed name, a Certificate of Assumed Name, certified by the County Clerk if a sole proprietorship or partnership or by the Secretary of State if a corporation, and in addition: if a sole proprietorship, a business certificate certified by the County Clerk, if a corporation, a copy of the certificate of incorporation; if a partnership, a copy of partnership papers, certified by the County Clerk.

(3) A business telephone number and a business address within the City of New York where notices may be delivered and legal process may be served, and where records required by these rules shall be maintained.

(4) A Federal or state, tax identification number.

(5) [Where the applicant holds, or has held at any time in the past ten years, a license for trade waste removal issued by the Department of Consumer Affairs pursuant to former subchapter 18 of Chapter 2 of Title 20 of the Code, a listing of such license number or numbers.

(6) A listing of any criminal convictions of the applicant.

[(7)] (6) A listing of any pending civil or criminal actions in any jurisdiction.

[(8)] (7) A listing of any judgments finding liability of the applicant in a civil or administrative action related to the conduct of a business bearing a relationship to the removal of trade waste.

[(9)] (8) A listing of each vehicle that will be operated pursuant to the license, and the vehicle identification number and registration number of such vehicle.

[(10)] (9) A listing of the employees who will drive vehicles operated pursuant to this license, and the driver's license numbers of such employees.

[(11)] (10) Evidence of business automobile liability insurance covering every vehicle operated by the applicant in his or her business, whether or not owned by the applicant, and every vehicle hired by the applicant, with liability limits of no less than one hundred thousand dollars (\$100,000) for personal injury to any one person and three hundred thousand dollars (\$300,000) for personal injury to two or more persons and twenty-five thousand dollars (\$25,000) for damage to property. Such insurance policy shall name the Commission as Certificate Holder.

§ 7. Subdivision (b) of section 2-04 of chapter 1 of title 17 of the Rules of the City of New York is amended to read as follows:

(b) Class 2 Trade Waste Broker Registration. An application for registration required by subdivision b of section 16-505 of the Code to register as a trade waste broker shall be signed by all persons participating directly or indirectly in the control of the applicant business and by: the proprietor of an applicant if the applicant is a sole proprietorship; every officer and director and stockholder holding ten percent or more of the outstanding shares of a corporation, if the applicant is a corporation; all the partners, if the applicant is a partnership; the chief operating officer or chief executive officer, irrespective of organizational title and all persons or entities having an ownership interest of ten percent or more if the applicant is any other type of business entity. The application shall be certified under penalty of criminal prosecution. The principal of such applicant shall be photographed by the Commission and such application shall contain the following information:

(1) The names and addresses of all principals of the applicant and a description of the position occupied or ownership interest held by each such principal;

(2) If such applicant is doing business under an assumed name, a Certificate of Assumed Name, certified by the County Clerk if a sole proprietorship or partnership or by the Secretary of State if a corporation; if a sole proprietorship, a notarized Certificate of Business, certified by the County Clerk; if a corporation, a copy of the certificate of incorporation and a list of the names and addresses of all the principals; if such applicant is a partnership, a copy of partnership papers, certified by the County Clerk.

(3) A business telephone number and a business address within the City of New York where notices may be delivered

and legal process may be served, and where records required by these rules shall be maintained, and the name of a person of suitable age and discretion who shall be designated as agent for the service of legal process;

(4) A Federal or state tax identification number;

(5) [Where any principal of the applicant business holds, or has held at any time in the past ten years, a license for trade waste removal issued by the Department of Consumer Affairs pursuant to former subchapter 18 of Chapter 2 of Title 20 of the Code or a license issued by the Trade Waste Commission, a listing of such license number or numbers;

(6) Where any principal of the applicant business is, or has been at any time during the past ten years, a principal of a trade waste removal business required to be licensed pursuant to Title 16-A of the Code or former subchapter 18 of chapter 2 of Title 20 of the Code, a listing of such trade waste removal business and the nature of the involvement of such principal in such business;

[(7)] (6) A listing of any contractual or other business relationship, at any time during the past ten years, between the applicant business and a trade waste removal business required to be licensed pursuant to Title 16-A of the Code or former subchapter 18 of chapter 2 of Title 20 of the Code;

[(8)] (7) A listing of any criminal convictions of the applicant;

[(9)] (8) A listing of any pending civil or criminal actions with respect to the applicant business in any jurisdiction; and

[(10)] (9) A listing of any suspensions or revocations of licenses or permits held by the applicant for the removal or recycling of trade waste in any jurisdiction or any judgments or orders finding liability of the applicant in a civil or administrative action related to the conduct of a business that removes or recycles trade waste, a trade waste broker business or the operation of a dump, landfill or transfer station.

§ 8. Subdivisions (a) and (b) of section 2-07 of chapter 1 of title 17 of the Rules of the City of New York are amended to read as follows:

(a) The term of a license or registration shall be two years. The fee for a license shall be [one] five thousand dollars [(\$1,000)] (\$5,000) and the fee for each vehicle in excess of one operated pursuant to a license shall be five hundred dollars (\$500). The fee for Class 2 registration pursuant to section [2-04] 2-03 of this subchapter shall be [six] three thousand five hundred dollars [(\$600)] (\$3,500) and the fee for each vehicle operated pursuant to a Class 2 registration shall be five hundred dollars (\$500). The fee for Class 1 registration shall be one thousand dollars (\$1,000) and the fee for each vehicle operated pursuant to a Class 1 registration shall be [three] four hundred [and twenty] dollars [(\$320)] (\$400). The fee for trade waste broker registration shall be five thousand dollars (\$5000).

(b) The fee for a license or registration shall be submitted upon [issuance of] submission of an application for the license or registration.

§ 9. Section 2-08 of chapter 1 of title 17 of the Rules of the City of New York is amended to read as follows:

§ 2-08 Refusal to Issue License or [to Register Trade Waste Broker,] Registration; Revocation and Suspension of License,] or [Class 2] Registration.

(a) Where the Staff of the Commission proposes that the Commission refuse, pursuant to [§] section 16-509 or 16-507 of the Code, as the case may be, to issue a license to remove, collect, or dispose of trade waste or a registration as a trade waste broker or a Class 1 registration or Class 2 registration for a business exempt from licensing requirements, the applicant shall be notified in writing of the reasons for the proposed refusal of such license or registration and that the applicant may, within ten (10) business days of the date of such notification, respond in writing to the Commission setting forth the reasons such applicant believes that it should not be denied such license or registration. In the exercise of its discretion, the Commission, considering the reasons for the proposed refusal to issue the license or registration, the nature of the issues raised in connection therewith, and the response submitted by the applicant, may make a final determination regarding the issuance of such license or registration or through the Chair or his or her designee, afford the applicant such further opportunity to be heard in such proceeding as is deemed appropriate. A final determination to refuse to issue a license or registration pursuant to this section shall be by majority vote of the Commission. Such determination and the reasons therefor shall be communicated to the applicant in writing.

(b) [Reserved.

(c) The Commission may, after notice to a licensee [or class], Class 2 registrant under section 16-505(a), Class 1 registrant or trade waste broker registrant, and the opportunity for a hearing conducted pursuant to section 1-03 of subchapter [1] A of this chapter, revoke or suspend a license or a [Class 2] registration issued pursuant to this subchapter for the reasons set forth in section 16-513 of the Code. The Commission may suspend a license [or], Class 2 registration under section 16-505(a), Class 1 registration or trade waste broker registration pursuant to section 16-514 of the Code without a prior hearing. Upon notification of an emergency suspension pursuant to such section, a licensee or registrant may apply to the Chair of the Commission for immediate review of such suspension. The Chair shall determine such appeal forthwith. In the event that such appeal is denied, an opportunity for a hearing pursuant to section 1-03 of subchapter A of this chapter shall be provided on an expedited basis, within a period not to exceed four business days, and the Commission shall issue a final determination no later than four days following the conclusion of such hearing.

§ 10. Subdivision (e) of section 5-03 of chapter 1 of title 17 of the Rules of the City of New York is amended to read as follows:

(e) A licensee shall maintain annual financial statements in a form or computer format prescribed by the Commission [and], The Commission may require that such financial statements be audited by an independent certified public accountant who is not employed by or related to the licensee or any principal of the licensee and has no financial interest in the licensee or any principal of the licensee. The financial statements shall include a balance sheet, an income statement, a statement of cash flows and a statement of retained earnings or (if the licensee is a sole proprietorship or partnership) capital. The auditor shall render an opinion as to whether the financial statements accurately reflect the financial position of the licensee as of the balance sheet date and the results of its operations and cash flows for the year ended, except that the auditor need not opine on paragraphs (3) and (4) of this subdivision. The auditor shall also issue a supplemental opinion on the licensee's compliance with the financial record-keeping and reporting requirements of the Commission. Such supplemental opinion shall detail each and every variance or deviation from the Commission's requirements noted during the auditor's examination of the licensee's financial books and records. The licensee shall certify, and the principal responsible for the licensee's financial affairs shall swear under oath upon penalty of perjury, that the financial statement accurately reflects the licensee's accounts and financial operations. At the completion of the audit, the licensee shall obtain from the auditor copies of the accountant's work papers, and shall retain such papers with the licensee's records.

§ 11. Paragraph (1) of subdivision (b) and paragraph (1) of subdivision (e) of section 5-05 of chapter 1 of title 17 of the Rules of the City of New York are amended to read as follows:

(1) A licensee shall apply for review by the Commission before subcontracting or assigning a contract and shall seek such review by the Commission thirty (30) days before such subcontract or assignment is proposed to take effect. The Commission may issue any order with respect to the transaction consistent with the purposes of Local Law 42. An assignee or subcontractor of contracts for the removal, collection or disposal of trade waste shall notify, within fifteen (15) days of the effective date of such assignment or subcontract, each party to a contract so assigned of such assignment or subcontract and of the right of such party to terminate such contract upon thirty days notice during the three months subsequent to receiving notice of such assignment or subcontract. Such notification shall be by certified mail with the receipt of delivery retained by the assignee or subcontractor and shall be upon a form approved by the Commission. Where no written contract exists with a customer for the removal, collection or disposal of trade waste, a company that assumes such trade waste removal from another company shall provide such customer with notification, within fifteen (15) days of such assignment or subcontract, on a form approved by the Commission by certified mail with the receipt for delivery retained by the assignee or subcontractor, that a new company will be providing such trade waste removal and that the customer has the right to terminate such service. A licensee shall not act as a subcontractee unless the subcontractor licensee has received express approval for the subcontracting arrangement from the Commission.

(1) demonstrate that a contract has been tendered to the customer in accordance with subdivision c of this section, within 40 days of the commencement of service[, by certified mail]; and

§ 12. Subdivision (a) of section 5-10 of chapter 1 of title 17 of the Rules of the City of New York is amended to read as follows:

(a) Upon issuance of a license, the Commission shall issue to the licensee two license plates for each vehicle that will transport trade waste pursuant to such license and for which a fee has been paid pursuant to section 2-07 of this chapter. Such plates shall at all times be affixed in the manner prescribed by the Commission to a visible and conspicuous part of each such vehicle. A licensee shall not permit a vehicle to be used in the course of collecting, removing or disposing of waste that has not been identified and covered by the license and for which a fee has not been paid. A license plate issued by the Commission for such a covered and identified vehicle shall not be transferred to any other vehicle. Upon the sale, dissolution, suspension or discontinuance, whether voluntary or due to the revocation of a license, of the business of a licensee, such plates shall be forthwith surrendered to the Commission. All license plates issued by the Commission are the property of the Commission, and the Commission reserves the right to reclaim such plates at any time.

§ 13. Subdivision (b) of section 6-02 of chapter 1 of title 17 of the Rules of the City of New York is amended to read as follows:

(b) A trade waste broker who brokers a transaction between a customer or prospective customer of trade waste removal, collection or disposal services and a trade waste business required to be licensed pursuant to this chapter shall not request or accept payment from such trade waste business. A trade waste broker shall not broker a transaction between a customer or prospective customer and a trade waste business owned by, operated by, or affiliated with the trade waste broker or any principal thereof.

§ 14. Subdivision (a) of section 7-03 of chapter 1 of title 17 of the Rules of the City of New York is amended to read as follows:

(a) Upon issuance of a registration, the Commission shall issue to a registrant who removes trade waste generated in the course of operation of his or her business and to a registrant exempt from the licensing requirements of this chapter two license plates for each vehicle that will transport trade waste pursuant to such registration and for which a fee has been paid to the Commission pursuant to section 2-07 of

this chapter. A registrant shall not permit a vehicle to be used in the course of collecting, removing or disposing of waste that has not been identified and covered by the registration and for which a fee has not been paid. A license plate issued by the Commission for such a covered and identified vehicle shall not be transferred to any other vehicle. Upon the sale, dissolution, suspension or discontinuance, whether voluntary or due to the revocation of such registration, of the business of the registrant, such plates shall be forthwith surrendered to the Commission. All license plates issued by the Commission are the property of the Commission, and the Commission reserves the right to reclaim such plates at any time. Notwithstanding any other provision of this chapter, the penalty for violation of this section shall not exceed [one] five thousand dollars [(\$1,000)] (\$5,000) for each such violation.

§ 15. Section 7-05 of chapter 1 of title 17 of the Rules of the City of New York is amended to read as follows:

§ 7-05 Operations. [(a)] A registrant who removes, collects or disposes of trade waste shall keep the sidewalk, flagging, curbstone and roadway abutting any area from which waste is removed free from obstruction, garbage, litter, debris and other offensive material resulting from the removal by the registrant of trade waste and shall comply with the requirements for operation contained in subdivisions (a) through (p) of section 5-08 and section 5-11 of this chapter.

Statement of Basis and Purpose of Proposed Rule

The NYC Business Integrity Commission's is amending its trade waste regulations. The proposed rule would raise the fees associated with licensing and registering trade waste removal companies in New York City. The licensing and registration fees have not been changed since the Commission's inception in 1997. The amended fees would satisfy the Commission's statutory mandate to recoup all costs associated with licensing and registering through imposed fees. The proposed rule would address an industry-wide problem of cardboard theft by making it a violation of the Commission's rules to steal trade waste from another licensee. The proposed rule would also make changes and additions relating to the operations of trade waste brokers, Class 2 registrations for businesses exempt from the licensing requirements under Administrative Code § 16-505(a), the subcontracting of contracts to licensees, the use and possession of trade waste license plates issued by the Commission, the certified financial statements required to be submitted by licensees, and the revocation, suspension and denial of licenses and registrations. These proposed changes and additions would clarify the existing rules.

☛ j29



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 July 8, 2009, 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
13	3550	30
15,15A	3550	33
1 6	3550	26
18	3550	21
19,19A	3550	45
20,20A	3550	48

Acquired in the proceeding, entitled: NEW CREEK BLUEBELT, PHASE 3, subject to any liens and encumbrances of record on such property. The amount advanced shall cease to bear interest on the specified date above.

William C. Thompson, Jr.
Comptroller

j24-jy8

HOUSING PRESERVATION & DEVELOPMENT

■ NOTICE

**OFFICE OF PRESERVATION SERVICES
CERTIFICATION OF NO HARASSMENT UNIT**

**REQUEST FOR COMMENT ON
APPLICATION FOR CERTIFICATION OF NO
HARASSMENT
PURSUANT TO LOCAL LAW 19 OF 1983**

DATE OF NOTICE: June 23, 2009

TO: **OCCUPANTS, FORMER OCCUPANTS AND
OTHER INTERESTED PARTIES OF**

Address	Application #	Inquiry Period
42 Hamilton Terrace, Manhattan	50/09	June 11, 2006 to Present
39 West 67th Street, Manhattan	51/09	June 12, 2006 to Present

The Department of Housing Preservation and Development has received an application for a certification that during the inquiry period noted for the premises above, that no harassment has occurred at such premises in the form of

threats, use of physical force, deprivation of essential services such as heat, water, gas or electric, or by any other conduct intended to cause persons to vacate the premises or waive rights related to their occupancy. Upon the issuance of a Certification, an owner can legally convert the premises to non-single room occupancy use.

Comments as to whether harassment has occurred at the premises should be submitted to the Anti-Harassment Unit, 100 Gold Street, 3rd Floor, New York, NY 10038, by letter postmarked not later than 30 days from the date of this notice or by an in-person statement made within the same period. To schedule an appointment for an in-person statement call (212) 863-8272.

j23-jy1

OFFICE OF PRESERVATION SERVICES CERTIFICATION OF NO HARASSMENT UNIT

REQUEST FOR COMMENT ON APPLICATION FOR CERTIFICATION OF NO HARASSMENT PURSUANT TO THE SPECIAL CLINTON DISTRICT PROVISIONS OF THE ZONING RESOLUTION

DATE OF NOTICE: June 23, 2009

TO: OCCUPANTS, FORMER OCCUPANTS AND OTHER INTERESTED PARTIES OF

Address Application # Inquiry Period 437 West 54th Street, Manhattan 49/09 September 5, 1973 to Present

Prior to the issuance of a permit by the Department of Buildings for the alteration or demolition of residential buildings in certain areas of the Special Clinton District, the Department of Housing Preservation and Development is required to certify that: 1) prior to evicting or otherwise terminating the occupancy of any tenant preparatory to alteration or demolition, the owner shall have notified HPD

of the owner's intention to alter or demolish the building and 2) the eviction and relocation practices followed by the owner of the building satisfy all applicable legal requirements and that no harassment has occurred.

The owner of the building located at the above-referenced address seeks the issuance of an HPD Certification. The owner has represented and certified to HPD of the owner's intention to alter or demolish the building and that the eviction and relocation practices followed by the owner satisfy all applicable legal requirements and that no harassment has occurred. For your information HPD considers harassment to include, but not be limited to, the threatened or actual use of physical force, deprivation of essential services such as heat, water, gas or electric, or any other conduct intended to cause persons to vacate the premises or waive rights related to their occupancy.

HPD requests that if you have any comments or evidence of unlawful eviction and relocation practices or harassment occurring at the above referenced premises that you notify the Anti-Harassment Unit, 3rd Floor, 100 Gold Street, New York, NY 10038, by letter postmarked not later than 30 days from the date of this notice or by an in-person statement made within the same period. To schedule an appointment for an in-person statement call (212) 863-8272.

j23-jy1

OFFICE OF PRESERVATION SERVICES CERTIFICATION OF NO HARASSMENT UNIT

REQUEST FOR COMMENT ON APPLICATION FOR CERTIFICATION OF NO HARASSMENT PURSUANT TO THE SPECIAL GREENPOINT-WILLIAMSBURG DISTRICT PROVISIONS OF THE ZONING RESOLUTION

DATE OF NOTICE: June 23, 2009

TO: OCCUPANTS, FORMER OCCUPANTS AND

OTHER INTERESTED PARTIES OF

Address Application # Inquiry Period 128 Metropolitan Avenue, Brooklyn - 52/09 - October 4, 2004 to Present a/k/a 97 North 1st Street Prior to the issuance of a permit by the Department of Buildings for the alteration or demolition of residential buildings in certain areas of the Special Greenpoint-Williamsburg District, the Department of Housing Preservation and Development is required to certify that: 1) prior to evicting or otherwise terminating the occupancy of any tenant preparatory to alteration or demolition, the owner shall have notified HPD of the owner's intention to alter or demolish the building and 2) the eviction and relocation practices followed by the owner of the building satisfy all applicable legal requirements and that no harassment has occurred.

The owner of the building located at the above-referenced address seeks the issuance of an HPD Certification. The owner has represented and certified to HPD of the owner's intention to alter or demolish the building and that the eviction and relocation practices followed by the owner satisfy all applicable legal requirements and that no harassment has occurred. For your information HPD considers harassment to include, but not be limited to, the threatened or actual use of physical force, deprivation of essential services such as heat, water, gas or electric, or any other conduct intended to cause persons to vacate the premises or waive rights related to their occupancy.

HPD requests that if you have any comments or evidence of unlawful eviction and relocation practices or harassment occurring at the above referenced premises that you notify the Anti-Harassment Unit, 3rd Floor, 100 Gold Street, New York, NY 10038, by letter postmarked not later than 30 days from the date of this notice or by an in-person statement made within the same period. To schedule an appointment for an in-person statement call (212) 863-8272.

j23-jy1

CHANGES IN PERSONNEL

DEPARTMENT OF CORRECTION FOR PERIOD ENDING 06/12/09

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

CITY COUNCIL FOR PERIOD ENDING 06/12/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF_DATE. Lists personnel changes for the City Council.

TARANTO JOSEPH A 94074 \$10950.0000 APPOINTED YES 05/31/09

DEPARTMENT FOR THE AGING FOR PERIOD ENDING 06/12/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF_DATE. Lists personnel changes for the Department for the Aging.

VILLACHIS	ROSELLIE	09749	\$7.1500	APPOINTED	YES	05/17/09
WALKER	FREDDIE W	09749	\$7.1500	APPOINTED	YES	05/26/09
WILLIAMS	DORTHY P	09749	\$7.1500	APPOINTED	YES	05/17/09
WILSON	ROSALIND	09749	\$7.1500	APPOINTED	YES	05/17/09

FINANCIAL INFO SVCS AGENCY
FOR PERIOD ENDING 06/12/09

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE
MARSHALL JR	ROBERT B	10050	\$97961.0000	RESIGNED	YES	06/15/08

DEPARTMENT OF JUVENILE JUSTICE
FOR PERIOD ENDING 06/12/09

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE
BEDWARD	MICHAEL A	52300	\$43192.0000	PROMOTED	NO	10/02/05
DIAZ	WILFREDO	52300	\$51047.0000	PROMOTED	NO	10/02/05
EROMOSELE	PETER O	52300	\$43167.0000	PROMOTED	NO	10/02/05
FERRIGON	SHARON	52300	\$43167.0000	PROMOTED	NO	10/02/05
HILL	STEPHEN M	52300	\$47623.0000	PROMOTED	NO	08/22/08
JACKSON	ELEANOR S	52300	\$43167.0000	PROMOTED	NO	10/02/05
JACQUES	CHRISTIN V	52295	\$38677.0000	RESIGNED	YES	02/22/09
JOHNSON	TAHIA N	52300	\$43167.0000	PROMOTED	NO	10/03/05
JONES	WALE A	52300	\$43167.0000	PROMOTED	NO	10/02/05
MCINTOSH	SADE V	10251	\$30683.0000	APPOINTED	YES	05/27/09
OJEAGA	FREDERIC I	52300	\$43167.0000	PROMOTED	NO	10/02/05
OLADELE	TAIWO O	52295	\$41189.0000	PROMOTED	NO	10/02/05
SERRANO	LESLIE E	52300	\$50852.0000	PROMOTED	NO	10/02/05
WASHINGTON	TYRONE A	52300	\$50819.0000	PROMOTED	NO	10/02/05

OFF OF PAYROLL ADMINISTRATION
FOR PERIOD ENDING 06/12/09

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE
GORELIK	ROZALIYA	12627	\$66484.0000	PROMOTED	NO	09/07/08

INDEPENDENT BUDGET OFFICE
FOR PERIOD ENDING 06/12/09

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE
SUBRAMANIAN	SARITA	06713	\$64000.0000	APPOINTED	YES	05/31/09

TAXI & LIMOUSINE COMMISSION
FOR PERIOD ENDING 06/12/09

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE
BELL	VINCENT R	56057	\$17.9500	APPOINTED	YES	02/11/09
POLYAK	NICHOLE	56057	\$39000.0000	APPOINTED	YES	05/31/09

PUBLIC SERVICE CORPS
FOR PERIOD ENDING 06/12/09

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE
ABRAHA	SAMRAWIT S	10209	\$10.0000	APPOINTED	YES	05/07/09
AGYEI	JOSEPH B	10209	\$10.0000	APPOINTED	YES	05/17/09
ALLEN	LYNDA L	10209	\$10.0000	APPOINTED	YES	05/21/09
BADU	HELEN A	10209	\$9.3100	APPOINTED	YES	05/17/09
BAPTISTE	CHRISTIN M	10209	\$10.0000	APPOINTED	YES	05/07/09
BAQUERO	ERIKA A	10209	\$10.0000	APPOINTED	YES	06/01/09
BEHNAM	MELODY B	10209	\$13.0000	APPOINTED	YES	05/26/09
BERDECIA	MELANIE	10209	\$9.3100	APPOINTED	YES	05/17/09
BIBAWI	PETER M	10209	\$9.3000	APPOINTED	YES	05/15/09
BORTEY FIO	MAVIS B	10209	\$10.0000	APPOINTED	YES	05/17/09
BOURNE	SHENELL A	10209	\$9.3000	APPOINTED	YES	05/18/09
BRETAS	JARED M	10209	\$13.0000	APPOINTED	YES	05/26/09
BRICE	CRYSTAL J	10209	\$10.0000	APPOINTED	YES	05/17/09
BROWN	ARIEL	10209	\$9.3100	APPOINTED	YES	05/21/09
CAMPASANO	MARC J	10209	\$10.0000	APPOINTED	YES	05/17/09
CHEN	QI L	10209	\$10.0000	APPOINTED	YES	05/17/09
CHMIELOWIEC	MAREK	10209	\$9.0000	APPOINTED	YES	06/01/09
COLLYER	ADAM E	10209	\$13.0000	RESIGNED	YES	05/31/09
CORSELLO	STEVEN S	10209	\$10.2600	APPOINTED	YES	05/18/09
DAKS	WILLIAM E	10209	\$13.0000	APPOINTED	YES	05/26/09
DALTON	JEREMIAH J	10209	\$13.0000	APPOINTED	YES	05/26/09
DELEON	NANCY A	10209	\$9.3100	APPOINTED	YES	05/17/09
DUNCAN	LATOYA T	10209	\$13.0000	APPOINTED	YES	05/24/09
DURHAM	ALDRIC	10209	\$9.0000	RESIGNED	YES	05/26/09
EDOUARD	GARDITH	10209	\$10.0000	APPOINTED	YES	05/17/09
EUELL-MALCOLM	JUSTIN A	10209	\$10.0000	APPOINTED	YES	05/17/09
EVELYN	MICHAELA F	10209	\$9.0000	APPOINTED	YES	03/01/09
FEMMINELLO	ANTHONY T	10209	\$10.0000	APPOINTED	YES	05/15/09
GADIT	SUBIYA	10209	\$7.5000	RESIGNED	YES	05/26/09
GETMAN	FLORINA	10209	\$10.0000	APPOINTED	YES	05/26/09
GILER	SHERINA C	10209	\$10.0000	APPOINTED	YES	05/17/09
GOHARI	JOSHUA S	10209	\$10.0000	APPOINTED	YES	05/26/09
GUREVICH	GALINA	10209	\$9.3100	APPOINTED	YES	05/07/09
HUA	RONNI	10209	\$9.3100	APPOINTED	YES	05/17/09
HUI	DENNIS	10209	\$9.3100	APPOINTED	YES	06/03/09
KAGAN	ELINA	10209	\$10.0000	APPOINTED	YES	05/07/09
LAPOMA	NICHOLAS R	10209	\$12.8600	APPOINTED	YES	06/01/09
LEDESMA	JANE L	10209	\$10.0000	APPOINTED	YES	05/17/09
LEE	ANGELA	10209	\$10.0000	APPOINTED	YES	05/17/09
LEUNG	JULIA	10209	\$10.0000	APPOINTED	YES	05/17/09
LI	YONG C	10209	\$10.0000	APPOINTED	YES	05/17/09
LIN	JIA LIAN	10209	\$10.0000	APPOINTED	YES	05/07/09
LIN	KEVIN	10209	\$10.0000	APPOINTED	YES	05/07/09
LIU	YI	10209	\$10.0000	APPOINTED	YES	05/17/09
LO	VANESSA A	10209	\$10.0000	APPOINTED	YES	05/07/09
MACKIN	ERIN N	10209	\$13.0000	APPOINTED	YES	05/26/09
MALDONADO	STEPHAN A	10209	\$9.3100	APPOINTED	YES	05/21/09
MCKENZIE	SHARI M	10209	\$10.0000	APPOINTED	YES	05/17/09
MCNEILL	MORGAN E	10209	\$13.0000	APPOINTED	YES	05/28/09
MEDINA	GENESIS	10209	\$9.3000	APPOINTED	YES	05/17/09
MILETIC	PAUL V	10209	\$13.0000	APPOINTED	YES	05/26/09
MIYAMOTO	TAKAYUKI J	10209	\$9.3100	APPOINTED	YES	05/21/09
MORRISON	BALFE G	10209	\$9.3100	APPOINTED	YES	05/18/09
MOTA	LISANDRA	10209	\$10.2600	APPOINTED	YES	01/02/09

NDUKA	JOY A	10209	\$10.0000	APPOINTED	YES	05/17/09
NEIL	JEREMY M	10209	\$13.0000	APPOINTED	YES	05/26/09
NYANTAKYI	ADWOA B	10209	\$9.3100	APPOINTED	YES	05/17/09
ORR	KIRSTEN J	10209	\$13.0000	APPOINTED	YES	05/26/09
PHARR JR	RANDALL G	10209	\$10.0000	APPOINTED	YES	05/07/09
PISARSKI	CHRISTOP A	10209	\$10.0000	APPOINTED	YES	05/17/09
PIZZO	MATTHEW J	10209	\$13.0000	APPOINTED	YES	05/26/09
PRUITT	ANDREW J	10209	\$13.0000	APPOINTED	YES	05/26/09
ROBERTS	KABBA S	10209	\$10.2600	APPOINTED	YES	05/06/09
SHANNON	SHAQUASH A	10209	\$10.0000	APPOINTED	YES	05/17/09
SHTEYNBERG	YULIYA	10209	\$9.3100	APPOINTED	YES	05/07/09
STRACHAN	BERTRAM M	10209	\$9.3100	APPOINTED	YES	05/17/09
SYLVESTER	KERDEANE N	10209	\$9.3100	APPOINTED	YES	05/22/09
TRAN	MINH H	10209	\$10.0000	APPOINTED	YES	05/07/09
TUCH	ANDREW B	10209	\$13.0000	APPOINTED	YES	05/26/09
WANG	NAIXIN	10209	\$10.0000	APPOINTED	YES	05/17/09
WARD	RASHANNA	10209	\$10.0000	APPOINTED	YES	05/17/09
WU	JASON	10209	\$9.3100	APPOINTED	YES	05/17/09
YANG	ALEX Y	10209	\$10.0000	APPOINTED	YES	05/17/09
YOUNG	YASMIN L	10209	\$9.3100	APPOINTED	YES	05/07/09

DEPT OF YOUTH & COMM DEV SRVS
FOR PERIOD ENDING 06/12/09

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE
SCICERE	STEVEN W	40503	\$62887.0000	APPOINTED	YES	03/06/09

QUEENS COMMUNITY BOARD #8
FOR PERIOD ENDING 06/12/09

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE
RAKHMAN	STELLA	56056	\$30293.0000	RESIGNED	YES	05/24/09

COMMUNITY COLLEGE (BRONX)
FOR PERIOD ENDING 06/12/09

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE
ADDES	SHANNON	04099	\$69003.0000	APPOINTED	YES	05/31/09
ASKEW	SHANEEQU	04072	\$52144.0000	APPOINTED	YES	05/31/09
CLARK	BRONWYN	04294	\$31.4750	APPOINTED	YES	02/15/09
EUGENE	JUDE	04607	\$71.3900	APPOINTED	YES	05/31/09
FERNANDEZ	LUIS	04607	\$71.3900	APPOINTED	YES	05/31/09
FREEMAN	JAMES	04606	\$76.9800	INCREASE	YES	06/02/09
LAMAZARES	ALEXANDE	04607	\$71.3900	INCREASE	YES	06/02/09
MAC PHERSON	PAULETTE	04294	\$23.0844	DECEASED	YES	03/04/09
PERSINGER	SHARON E	04293	\$95.1866	APPOINTED	YES	05/31/09

COMMUNITY COLLEGE (QUEENSBORO)
FOR PERIOD ENDING 06/12/09

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE
BABB	SHANE A	10102	\$11.1100	APPOINTED	YES	06/08/09
BOLSAKOV	ISABEL	10102	\$13.4000	APPOINTED	YES	06/01/09
BOODHOO	LEILA	04625	\$41.0000	APPOINTED	YES	06/01/09
BROOKS	CRAIG S	04294	\$62.9500	APPOINTED	YES	05/26/09
D'AMICO JR.	JOHN V	10102	\$10.9900	APPOINTED	YES	05/26/09
FELDMAN	SCOTT M	04689	\$40.8600	APPOINTED	YES	05/01/09
HANZICH	VINCENT	04689	\$44.5200	APPOINTED	YES	05/01/09
JOHANNES	RACHELLE L	04802	\$34784.0000	RETIRED	NO	06/03/09
KULAWY	STEVEN M	04294	\$62.9500	APPOINTED	YES	05/26/09
MELTZER	LINDA	04687	\$42.9400	APPOINTED	YES	03/01/09
MELTZER	LINDA	04607	\$71.3900	APPOINTED	YES	01/26/09
PEARL	KENNETH L	04686	\$46.1900	APPOINTED	YES	05/01/09
SINGH	RAMANJIT	10102	\$10.9900	APPOINTED	YES	05/26/09
TEMPLE	DEBORA A	04689	\$37.7700	APPOINTED	YES	05/01/09
WEINER	ELAN C	04625	\$50.0000	APPOINTED	YES	06/01/09
YACCARINO	DANIEL	10102	\$10.9900	APPOINTED	YES	06/01/09

COMMUNITY COLLEGE (KINGSBORO)
FOR PERIOD ENDING 06/12/09

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE
AKIRI	SAHARA	10101	\$7.1500	APPOINTED	YES	05/29/09
FERDINAND	CORNELL	10101	\$7.1500	APPOINTED	YES	05/31/09
KENDALL	MARGUERI	10102	\$9.7200	APPOINTED	YES	05/31/09
LANGFORD-FRESO	BRENDA J	04626	\$21.8496	APPOINTED	YES	05/10/09
MENDICINA	GERALD R	90698	\$193.2800	RETIRED	NO	05/29/09
MOORE	JOMO K	04626	\$12.8840	APPOINTED	YES	05/24/09
PHILLIPS-ORAM	SHANNON C	04294	\$39.9283	APPOINTED	YES	03/15/09
RAND	JOSHUA D	04626	\$5.6368	APPOINTED	YES	05/10/09
REVELLO	L	10102	\$14.8000	APPOINTED	YES	05/22/09

COMMUNITY COLLEGE (MANHATTAN)
FOR PERIOD ENDING 06/12/09

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE
AHMEDUZZAMAN	MOHMMAD	04606	\$210.1838	DECREASE	YES	05/24/09
ALEXANDER	AYANNA K	04294	\$141.6375	APPOINTED	YES	05/24/09
ALVA	CARLOS W	04293	\$210.6825	DECREASE	YES	05/24/09
ALVAREZ	MARIA T	04294	\$70.8188	APPOINTED	YES	05/24/09
ANDERSON	DOUGLAS K	04605	\$184.5563	INCREASE	YES	05/24/09
ANDERSON	KENNETH F	04294	\$166.9500	INCREASE	YES	05/24/09
ANDRES	APRIL	04294	\$76.6238	APPOINTED	YES	05/24/09
ANDRIA	MATTHEW L	04293	\$160.6275	APPOINTED	YES	05/24/09
ASLANIAN	YEGHIA	04292	\$201.0150	INCREASE	YES	05/24/09
AUSTIN	PAULA C	04294	\$141.6375	INCREASE	YES	05/24/09
BALARDINI	ALDO F	04293	\$160.6275	APPOINTED	YES	05/24/09
BALLAN	JUDITH	04716	\$117.3600	INCREASE	YES	06/07/09
BARON	AMPARO					

READER'S GUIDE

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

NOTICE TO ALL NEW YORK CITY CONTRACTORS

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

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

CONSTRUCTION/CONSTRUCTION SERVICES OR CONSTRUCTION RELATED SERVICES

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

VENDOR ENROLLMENT APPLICATION

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

- Online at <http://nyc.gov/selltonyc>
- To request a hardcopy application, call the Vendor Enrollment Center at (212) 857-1680.

Attention Existing Suppliers:

Even if you already do business with NYC agencies, be sure to fill out an application. We are switching over to citywide, centralized Bidders Lists instead of the agency-specific lists previously used to issue notices about upcoming contract opportunities. To continue receiving notices of New York City contract opportunities, you must fill out and submit a NYC-FMS Vendor Enrollment application. If you are uncertain whether you have already submitted an application, call us at (212) 857-1680.

SELLING TO GOVERNMENT TRAINING WORKSHOP

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

PRE-QUALIFIED LIST

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

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

NON-MAYORAL ENTITIES

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

PUBLIC ACCESS CENTER

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

ATTENTION: NEW YORK CITY MINORITY AND WOMEN OWNED BUSINESS ENTERPRISES

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

PROMPT PAYMENT

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

PROCUREMENT POLICY BOARD RULES

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

COMMON ABBREVIATIONS USED IN THE CR

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

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

KEY TO METHODS OF SOURCE SELECTION

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

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

- NA/9 New contractor needed for changed/additional work
- NA/10 Change in scope, essential to solicit one or limited number of contractors
- NA/11 Immediate successor contractor required due to termination/default
For Legal services only:
- NA/12 Specialized legal devices needed; CP not advantageous
- WA **Solicitation Based on Waiver/Summary of Circumstances** (Client Services/BSB or CP only)
- WA1 Prevent loss of sudden outside funding
- WA2 Existing contractor unavailable/immediate need
- WA3 Unsuccessful efforts to contract/need continues
- IG **Intergovernmental Purchasing** (award only)
- IG/F Federal
- IG/S State
- IG/O Other
- EM **Emergency Procurement** (award only) An unforeseen danger to:
- EM/A Life
- EM/B Safety
- EM/C Property
- EM/D A necessary service
- AC **Accelerated Procurement/**markets with significant short-term price fluctuations
- SCE **Service Contract Extension/**insufficient time; necessary service; fair price
Award to Other Than Lowest Responsible & Responsive Bidder or Proposer / Reason (award only)
- OLB/a anti-apartheid preference
- OLB/b local vendor preference
- OLB/c recycled preference
- OLB/d other: (specify)

HOW TO READ CR PROCUREMENT NOTICES

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

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

SAMPLE NOTICE:

POLICE

DEPARTMENT OF YOUTH SERVICES

■ SOLICITATIONS

Services (Other Than Human Services)

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

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

☛ m27-30

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

NUMBERED NOTES

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