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THE CITY RECORD

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PUBLIC HEARINGS AND MEETINGS

See Also: Procurement; Agency Rules

BOARD MEETINGS

MEETING

City Planning Commission

Meets in Spector Hall, 22 Reade Street, New York, NY 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, NY 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.

Civilian Complaint Review Board

Generally meets at 10:00 A.M. on the second Wednesday of each month
at 40 Rector Street, 2nd Floor, New York, NY 10006. Visit <http://www.nyc.gov/html/ccrb/html/meeting.html> for additional information and
scheduling changes.

Design Commission

Meets at City Hall, Third Floor, New York, NY 10007. For meeting
schedule, please visit nyc.gov/designcommission or call (212) 788-3071.

Department of Education

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

Board of Elections

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

Environmental Control Board

Meets at 100 Church Street, 12th Floor, Training Room #143, New
York, NY 10007 at 9:15 A.M. once a month at the call of the Chairman.

Board of Health

Meets at Gotham Center, 42-09 28th Street, Long Island City, NY
11101, at 10:00 A.M., quarterly or at the call of the Chairman.

Health Insurance Board

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

Board of Higher Education

Meets at 535 East 80th Street, Manhattan, NY 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, NY 10004.

Commission on Human Rights

Meets on 10th Floor in the Commission's Central Office, 40 Rector
Street, New York, NY 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, 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, NY 11201, at 9:30 A.M., on the third Thursday of each month, at the call of the Chairman.

Housing Authority

Board Meetings of the New York City Housing Authority are scheduled for the last Wednesday of each month (except August) at 10:00 A.M. in the Board Room on the 12th Floor of 250 Broadway, New York, NY 10007 (unless otherwise noted). Any changes to the schedule will be posted here and on NYCHA's website at http://www.nyc.gov/html/nycha/html/about/boardmeeting_schedule.shtml to the extent practicable at a reasonable time before the meeting. For additional information, please visit NYCHA's website or contact (212) 306-6088.

Parole Commission

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

Board of Revision of Awards

Meets in Room 603, Municipal Building, Manhattan, NY 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, NY 10007, each month at the call of the President. Manhattan, monthly on Wednesdays, commencing 2:30 P.M.

BOROUGH PRESIDENT - BROOKLYN

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that, pursuant to Sections 197-c of the New York City Charter, the Brooklyn Borough President will hold a public hearing on the following matters in the Borough President's Conference Room, Brooklyn Borough Hall, 209 Joralemon Street, Brooklyn, NY 11201, commencing at 6:00 P.M. on Wednesday, July 1st, 2015.

Calendar item 1 - LPC Warehouse - 150358 HAK

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 the designation of property located at 337 Berry Street and 99/101 South 5th Street (Block 2443, Lots 6, 37, and 41) as an Urban Development Action Area, and an Urban Development Action Area Project for such area;
- 2) pursuant of 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 development of an eleven-story mixed use building with approximately 55 units of affordable housing and ground-level commercial and community facility space within Community District 1.

Calendar Item 2 - 115 Williams Avenue - 150380 HAK

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 the designation of property located at 115 Williams Avenue (Block 3700, Lot 8) as an Urban Development Action Area, and an Urban Development Action Area Project for such area; and
 - 2) 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 enlargement of an accessory open parking lot for an

existing poultry distribution facility within Community District 5.

Calendar Item 3 - Disposition of City Owned Property - 150339 PPK

An application submitted by the Department of Citywide Administrative Services pursuant to Section 197-c of the New York City Charter, for the disposition of two city-owned properties located at Block 3186, Lot 144, an irregular vacant interior lot on the east side of Starr Street between Knickerbocker and Wilson Avenues, and Block 3438, Lot 63, vacant interior lot on Moffat Street between Broadway and Bushwick Avenue, pursuant to zoning

Note: To request a sign language interpreter, or to request TTD services, call Mr. Richard Bearak at (718) 802-4057 before the hearing.

j24-30

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 22 Reade Street, New York, NY, on Wednesday, July 1, 2015 at 10:00 A.M.

BOROUGH OF THE BRONX

No. 1

CITY ISLAND WATER SUPPLY & DRAINAGE EASEMENT

CD 10

C 150205 PQX

IN THE MATTER OF an application submitted by the Department of Environmental Protection and the Department of Citywide Administrative Services, pursuant to Section 197-c of the New York City Charter, for the acquisition of easements located at land under the waters of Eastchester Bay in the vicinity of Kilroe Street (Block 5636, p/o Lot 100); and both land under the waters of Eastchester Bay and upland in the vicinity of Minnieford Avenue (Block 5636, p/o Lot 177) to facilitate the construction of a water main and outfalls.

BOROUGH OF BROOKLYN

No. 2

NYPD EVIDENCE STORAGE AND CENTRAL RECORDS

CD 7

C 150188 PCK

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 site selection and acquisition of property located 4312 2nd Avenue (Block 726, Lot 1) for use as a central records and evidence storage facility.

No. 3

NY COUNTY DISTRICT ATTORNEY STORAGE

CD 7

C 150305 PCK

IN THE MATTER OF an application submitted by the New York County District Attorney 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 4312 2nd Avenue (Block 726, Lot 1) for use as a records storage facility.

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

j18-jy1

INDUSTRIAL DEVELOPMENT AGENCY

■ MEETING

NOTICE OF PUBLIC SCOPING

NOTICE IS HEREBY GIVEN that, pursuant to 6 NYCRR Section 617.8 and Section 5-07(b) of the Rules of Procedure for City Environmental Review (CEQR), a public scoping meeting will be held Thursday, July 30, 2015 at 6:00 P.M. at Hilton Garden Inn New York/Staten Island, 1100 South Avenue at Lois Lane, Staten Island, NY 10314 by the New York City Industrial Development Agency, to hear comments from the public regarding the proposed scope of work for the Generic Environmental Impact Statement (GEIS) for the proposed Staten Island Marine Development (SIMD)/Brooklyn Brewery industrial development project. The proposed project site extends over an approximately 314 acre area of northwestern Staten Island (Bloomfield), and is generally bounded by the Staten Island Expressway and Old Place Creek to the north, Gulf Avenue to the east,

Bloomfield Avenue and River Road to the south, and the Travis Branch of the Staten Island Railroad to the west. The purpose of the scoping meeting is to provide the public with the opportunity to comment on the scope of analysis proposed to be included in the GEIS for the referenced project.

A copy of the draft scoping document for the project may be obtained by any member of the public from:

New York City Industrial Development Agency
110 William Street
New York, NY 10038
Attention: Dina Rybak, Planning
SIMD_BB_comments@edc.nyc

or the NYC Industrial Development Agency website: <https://www.nycedc.com/event/nycida-public-scoping-meeting>

Written comments will be accepted through 5:00 P.M. on Monday, August 10, 2015 and may be submitted at the public scoping meeting or sent to SIMD_BB_comments@edc.nyc.

◀ j29-jy1

INFORMATION TECHNOLOGY AND TELECOMMUNICATIONS

■ PUBLIC HEARINGS

NOTICE OF A FRANCHISE AND CONCESSION REVIEW COMMITTEE ("FCRC") PUBLIC HEARING to be held on Monday, July 6, 2015 commencing at 2:30 P.M. at 22 Reade Street, Borough of Manhattan in the matter of a proposed franchise agreement between the City of New York and ZenFi Networks Inc. ("ZenFi"). The proposed franchise agreement will grant ZenFi the non-exclusive right to install, operate and maintain telecommunications equipment and facilities on City owned and managed street light poles, traffic light poles, highway sign support poles and certain utility poles ("utility" being defined as it is defined in 47 U.S.C. Section 224). The proposed franchise will run until November 14, 2019 and is limited to the use of 3,000 poles city-wide during the term of the contract.

Copies of the proposed franchise agreement may be viewed at the Department of Information Technology and Telecommunications, 2 Metrotech Center, 4th Floor, Brooklyn, NY 11201, from June 22, 2015 through July 6, 2015, between the hours of 9:30 A.M. and 3:30 P.M., excluding Saturdays, Sundays and holidays. Hard copies of the proposed franchise agreement may be obtained, by appointment, at a cost of \$.25 per page. All payments shall be made at the time of pickup by check or money order made payable to the New York City Department of Finance. The proposed franchise agreement may also be obtained in PDF form at no cost, by email request. Interested parties should contact Brett Sikoff at (718) 403-6722 or by email at BSikoff@doitt.nyc.gov.

NOTE: Individuals requesting sign language interpreters at the public hearing should contact the Mayor's Office of Contract Services, Public Hearing Unit, 253 Broadway, 9th Floor, New York, NY 10007, (212) 788-7490, no later than SEVEN (7) BUSINESS DAYS PRIOR TO THE PUBLIC HEARING. TDD users should call Verizon relay service.

The Hearing may be cablecast on NYC Media Group channels.

j12-jy6

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 25-303, 25-307, 25-308, 25-309, 25-313, 25-318, 25-320) on Tuesday, **July 7, 2015 at 9:30 A.M.**, a public hearing will be held at 1 Centre Street, 9th Floor, Borough of Manhattan with respect to the following properties and then followed by a public meeting. The final order and estimated times for each application will be posted on the Landmarks Preservation Commission website the Friday before the hearing. Please note that the order and estimated times are subject to change. Any person requiring reasonable accommodation in order to participate in the hearing or attend the meeting should contact the Landmarks Commission no later than five (5) business days before the hearing or meeting.

260-264 Mulberry Street - Old St. Patrick's Cathedral - Individual Landmark
17-1135 - Block 509, Lot 1, Zoned C6-2
Community District 2, Manhattan

CERTIFICATE OF APPROPRIATENESS

A Gothic Revival style church building designed by Joseph F. Mangin and built in 1815. Application is to install a hatch and sculptural bust within the front yard.

112 Prince Street - SoHo-Cast Iron Historic District

16-8291 - Block 500, Lot 19, Zoned M1-5A

Community District 2, Manhattan

CERTIFICATE OF APPROPRIATENESS

A neo-Grec style store building designed by Richard Berger and built in 1889-90. Application is to enlarge an elevator bulkhead.

475 West Broadway - SoHo-Cast Iron Historic District

17-1466 - Block 515, Lot 13, Zoned M1-5A

Community District 2, Manhattan

CERTIFICATE OF APPROPRIATENESS

A neo-Grec style tenement building designed by Frederick H. Gross and built in 1878-79. Application is to renew a Master Plan governing the future installation of painted wall signs.

203-205 Lafayette Street, aka 106-118 Kenmare Street & 4-8 Cleveland Place - SoHo-Cast Iron Historic District Extension

17-0441 - Block 482, Lot 7501, Zoned C6-2

Community District 2, Manhattan

CERTIFICATE OF APPROPRIATENESS

A neo-Classical style store and loft building designed by Max Epstein and built in 1911-12, with a one-story commercial addition on Kenmare Street. Application is to legalize mechanical equipment, artwork and display boxes installed without Landmarks Preservation Commission permits.

308-312 Mott Street - NoHo East Historic District

15-6108 - Block 521, Lot 30, Zoned C6-2/C6-3

Community District 2, Manhattan

CERTIFICATE OF APPROPRIATENESS

A neo-Classical style multiple dwelling building designed by Schneider & Herter and built in 1901-02 and altered by Michael J. Mongiello in 1925 and by Harry Hurwitz in 1941. Application is to alter the facade.

314-316 Mott Street - NoHo East Historic District

15-6109 - Block 521, Lot 34, Zoned C6-2/C6-3

Community District 2, Manhattan

CERTIFICATE OF APPROPRIATENESS

A neo-Classical style multiple dwelling building designed by Schneider & Herter and built in 1901-02 and altered by Michael J. Mongiello in 1925 and by Harry Hurwitz in 1941. Application is to alter the facade.

666 Broadway - NoHo Historic District

16-5794 - Block 529, Lot 7501, Zoned M1-5B

Community District 2, Manhattan

CERTIFICATE OF APPROPRIATENESS

A neo-Renaissance style store and loft building designed by Rossiter and Wright and built in 1903. Application is to install stretch banners.

168 Bleecker Street, aka 187-191 Sullivan Street, and 187-201 Thompson Street - South Village Historic District

17-0925 - Block 525, Lot 7501, Zoned R7-2

Community District 2, Manhattan

CERTIFICATE OF APPROPRIATENESS

An Italian Renaissance Revival style tenement building with commercial ground floor designed by Ernest Flagg and built in 1896. Application is to modify masonry openings and display windows at the Sullivan Street facade, and install a barrier-free access ramp.

14 Horatio Street, aka 54-60 8th Avenue - Greenwich Village Historic District

16-9357 - Block 616, Lot 11, Zoned C1-6

Community District 2, Manhattan

CERTIFICATE OF APPROPRIATENESS

An apartment building built in 1959. Application is to install storefront signage.

100-104 Christopher Street - Greenwich Village Historic District

16-6864 - Block 588, Lot 54, Zoned R6

Community District 2, Manhattan

CERTIFICATE OF APPROPRIATENESS

An apartment house designed by Charles Meyers and built in 1912. Application is to install signage.

30 Jane Street - Greenwich Village Historic District

16-9427 - Block 615, Lot 62, Zoned R6

Community District 2, Manhattan

CERTIFICATE OF APPROPRIATENESS

A stable building built in 1870. Application is to install an awning.

255 Bleecker Street, aka 36-42 Cornelia Street - Greenwich Village Historic District Extension II

16-8077 - Block 589, Lot 10, Zoned C1-5

Community District 2, Manhattan

CERTIFICATE OF APPROPRIATENESS

A one-story commercial building designed by E. Jerome O'Connor and built in 1941, and altered by He Gin Lee in 2003. Application is to paint facades, replace ground floor infill, and install signage and

lighting.

162 West 4th Street - Greenwich Village Historic District Extension II

17-1286 - Block 590, Lot 32, Zoned R 7-2, R5 and C1-5
Community District 2, Manhattan

CERTIFICATE OF APPROPRIATENESS

A Renaissance Revival style French Flats building with commercial ground floor designed by George Keister and built in 1890-91. Application is to remove a modern sidewalk cafe constructed prior to designation and install storefront infill and a railing.

122 1st Avenue - East Village/Lower East Side Historic District

16-9532 - Block 435, Lot 4, Zoned R7A
Community District 3, Manhattan

CERTIFICATE OF APPROPRIATENESS

An Italianate style tenement building with Renaissance Revival style alterations built c. 1853 and altered in 1908. Application is to install a mechanical duct at the rear facade.

525 West 26th Street - West Chelsea Historic District

17-1860 - Block 698, Lot 18, Zoned M1-5
Community District 4, Manhattan

CERTIFICATE OF APPROPRIATENESS

A vernacular style factory building designed by Paul C. Hunter and built in 1904-05. Application is to remove an exterior stair and replace a metal panel and door with a window.

5 East 17th Street - Ladies' Mile Historic District

16-6154 - Block 846, Lot 7501, Zoned M1-5M
Community District 5, Manhattan

CERTIFICATE OF APPROPRIATENESS

A neo-Renaissance style store and loft building designed by Edwin Wilbur and built in 1900-1902. Application is to construct an elevator bulkhead and install a new cornice.

574 6th Avenue, aka 57-59 West 16th Street - 574 6th Avenue Building - Individual Landmark

16-8658 - Block 818, Lot 1, Zoned C6-2A
Community District 5, Manhattan

CERTIFICATE OF APPROPRIATENESS

A commercial palace designed by Simeon B. Eisendrath and built in 1903-04. Application is to replace windows.

703 Fifth Avenue - St. Regis Hotel - Individual Landmark

16-9579 - Block 1290, Lot 69, Zoned C5-3, C5-2.5
Community District 5, Manhattan

CERTIFICATE OF APPROPRIATENESS

A Beaux-Arts style hotel building designed by Trowbridge & Livingston and built in 1901-04. Application is to install awnings, and signage, and to paint windows.

365 Fifth Avenue - B. Altman & Company Department Store Building - Individual Landmark

15-5408 - Block 864, Lot 7502, Zoned C5-2, C5-3
Community District 5, Manhattan

ADVISORY REPORT

An Italian Renaissance style department store building designed by Trowbridge & Livingston and built in 1905-1913. Application is to construct a rooftop addition.

911 Park Avenue - Park Avenue Historic District

16-4713 - Block 1508, Lot 72, Zoned R10, R8B
Community District 8, Manhattan

CERTIFICATE OF APPROPRIATENESS

A Renaissance Revival style apartment building designed by Schwartz & Gross and built in 1925-26. Application is to establish master plan governing the future installation of windows.

950 Park Avenue, aka 72 East 82nd Street - Park Avenue Historic District

17-0303 - Block 1493, Lot 37, Zoned R10
Community District 8, Manhattan

CERTIFICATE OF APPROPRIATENESS

A Renaissance Revival style apartment building designed by J.E.R. Carpenter and built in 1919-20. Application is to replace windows.

38 West 83rd Street - Upper West Side/Central Park West Historic District

16-4475 - Block 1196, Lot 49, Zoned R7-2
Community District 7, Manhattan

CERTIFICATE OF APPROPRIATENESS

A Queen Anne style rowhouse designed by George W. DaCunha and built in 1884-86. Application is to legalize the replacement of windows and alterations to the facade and areaway without Landmarks Preservation Commission permits.

106 West 80th Street - Upper West Side/Central Park West Historic District

17-1249 - Block 1210, Lot 138, Zoned R8B
Community District 7, Manhattan

CERTIFICATE OF APPROPRIATENESS

An altered Renaissance Revival style rowhouse designed by George F. Pelham and built in 1893. Application is to legalize facade restoration

work completed in non-compliance with Permit for Minor Work 13-5384.

645 West End Avenue - Riverside-West End Historic District

16-8885 - Block 1251, Lot 62, Zoned R 8
Community District 7, Manhattan

CERTIFICATE OF APPROPRIATENESS

A neo-Renaissance style apartment house designed by Gaetano Ajello and built in 1912-13. Application is to replace windows.

245 West 138th Street - St. Nicholas Historic District

17-1095 - Block 2024, Lot 13, Zoned R7-2
Community District 10, Manhattan

CERTIFICATE OF APPROPRIATENESS

A neo-Georgian style rowhouse designed by Bruce Price and Clarence S. Luce and built in 1891-92. Application is to demolish a wall and construct a garage and deck.

Watch Tower, Marcus Garvey Park - Watch Tower - Individual Landmark

17-2188 - Block 1719, Lot 1, Zoned Parkland
Community District 10, Manhattan

BINDING REPORT

A cast iron fire watch tower attributed to the foundry of James Bogardus and built c. 1855. Application is to reconstruct the tower and install fencing.

2516 Grand Concourse - Dollar Savings Bank (now Emigrant Savings Bank)

-Individual and Interior Landmark
17-0672 - Block 3154, lot 1001, Zoned C4-4
Community District 7, Bronx

CERTIFICATE OF APPROPRIATENESS

A classicizing Art Deco style bank building designed by Halsey, McCormack & Helmer and built in 1932-33 and expanded in 1937-38 by the same firm. Application is to construct an interior demising wall and install new flooring.

84-11 37th Avenue, aka 35-64 85th Street - Jackson Heights Historic District

16-6312 - Block 1458, Lot 35, Zoned R7-1/C1-3
Community District 3, Queens

CERTIFICATE OF APPROPRIATENESS

A Moderne style commercial building designed by Boris Dorfman and built in 1945-46. Application is to construct additions, alter the facades, install storefront infill, and a canopy, create planting beds and install a curb cut.

120 Hollywood Avenue - Douglaston Historic District

17-1656 - Block 8041, Lot 24, Zoned R1-2
Community District 11, Queens

CERTIFICATE OF APPROPRIATENESS

A Contemporary Tudor Revival style house, originally built in 1913 with a major redesign and expansion in the 1980s. Application is to construct dormers.

240-82 Beverly Road - Douglaston Historic District

16-9219 - Block 8037, Lot 40, Zoned R1-2
Community District 11, Queens

CERTIFICATE OF APPROPRIATENESS

An English Cottage style house designed by Alfred Scheffer and built in 1926. Application is to construct an addition, create a new curb cut, and excavate the side yard.

460 Brielle Avenue - New York City Farm Colony/Seaview Hospital Historic District

15-0096 - Block 955, Lot 100, Zoned R3-2
Community District 2, Staten Island

BINDING REPORT

A complex of hospital and dormitory buildings designed for Tuberculosis patients by Ramond F. Almirall and Renwick, Aspinwall & Tucker and built in 1905-1917, with later buildings constructed in 1928-1934 designed by Robert J. Reiley, Francis Delaney Robinson, Charles B. Meyers, and Sibley & Fetherson. Application is to construct a new building.

155 Noble Street - Greenpoint historic District

16-1964 - Block 2566, Lot 51, Zoned C4-3A
Community District 1, Brooklyn

CERTIFICATE OF APPROPRIATENESS

A neo-Gothic style clubhouse designed by Gustave Erda and built in 1924. Application is to construct rooftop bulkheads, install a barrier-free access lift and alter the entry landing.

6 Pierrepont Street - Brooklyn Heights Historic District

17-1132 - Block 241, Lot 22, Zoned R6
Community District 2, Brooklyn

CERTIFICATE OF APPROPRIATENESS

An Eclectic/Romanesque style house built in the 1880s. Application is to alter the roofline and install railings.

298 Dekalb Avenue - Clinton Hill Historic District

16-8561 - Block 1931, Lot 19, Zoned R6B
Community District 2, Brooklyn

CERTIFICATE OF APPROPRIATENESS

An Italianate style rowhouse built in 1876. Application is to replace windows and construct a rear yard addition.

286 Carroll Street - Carroll Gardens Historic District
17-0478 - Block 450, Lot 27, Zoned R6B
Community District 6, Brooklyn

CERTIFICATE OF APPROPRIATENESS

A Italianate style rowhouse built in 1872-73. Application is to construct a rooftop addition.

122 Pacific Street - Cobble Hill Historic District
16-7541 - Block 291, Lot 13, Zoned R6

CERTIFICATE OF APPROPRIATENESS

A Greek Revival style house built before 1833 and later altered. Application is to construct a rear yard addition and alter the rear facade.

41 Montgomery Place - Park Slope Historic District
17-1028 - Block 1072, Lot 53, Zoned R7B

CERTIFICATE OF APPROPRIATENESS

A rowhouse designed by George P. Chappell and built in 1890-91. Application is to construct rooftop and rear yard additions and to excavate the rear yard.

749 5th Avenue - Weir Greenhouse - Individual Landmark
17-2558 - Block 655, Lot 31, Zoned M1-MD

CERTIFICATE OF APPROPRIATENESS

A greenhouse building designed by Mercein Thomas and built in 1880 and altered by George Curtis Gillespie in 1895. Application is to demolish ancillary structures, excavate and construct an addition, and construct a new building on part of the landmark site.

120 Kingston Avenue - Crown Heights North Historic District
16-5101 - Block 1222, Lot 40, Zoned R6

CERTIFICATE OF APPROPRIATENESS

A Renaissance Revival style flats building designed by Axel Hedman and built c. 1900-1902. Application is to replace ground floor infill; modify and create masonry openings, and install signage, light fixtures, security cameras, a fence and a rooftop bulkhead.

590 Bergen Street - Prospect Heights Historic District
16-5802 - Block 1144, Lot 23, Zoned R6B

CERTIFICATE OF APPROPRIATENESS

A Queen Anne style rowhouse designed by William H. Wirth and built c. 1886. Application is to construct a rear yard addition.

51 Maple Street - Prospect Lefferts Gardens Historic District
15-6023 - Block 5028, Lot 7502, Zoned R2

CERTIFICATE OF APPROPRIATENESS

A neo-Georgian style house with Spanish Mission style influences designed by William A. Lacerenza and built in 1924. Application is to legalize and modify windows installed without Landmark Preservation Commission permit(s).

j24-jy7

MAYOR'S OFFICE OF CONTRACT SERVICES

■ MEETING

PUBLIC NOTICE IS HEREBY GIVEN that the Franchise and Concession Review Committee will hold a public meeting on Wednesday, July 8, 2015 at 2:30 P.M., at 22 Reade Street, 2nd Floor Conference Room, Borough of Manhattan.

NOTE: Individuals requesting Sign Language Interpreters should contact the Mayor's Office of Contract 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-jy8

MAYOR'S FUND TO ADVANCE NEW YORK CITY

■ MEETING

NOTICE IS HEREBY GIVEN that the Mayor's Fund Board of Directors will hold a meeting on Monday, June 29, 2015 at 1:45 P.M. The meeting will be held at City Hall.

j17-29

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, 2015. 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 South West, New York, NY 10041, or by calling (212) 839-6550.

#1 IN THE MATTER OF a proposed revocable consent authorizing 4 Third Avenue Fee LLC. to continue to maintain and use the lampposts, together with underground electrical conduits, on the east sidewalk of Third Avenue, between East 46th Street and East 47th Street, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2015 to June 30, 2025 and provides among other terms and conditions for compensation payable to the City according to the following schedule:

For the period from July 1, 2015 to June 30, 2025 - \$600/per annum.

the maintenance of a security deposit in the sum of \$1,000 and the insurance shall be in the amount of Two Million Dollars (\$2,000,000) per occurrence, and Two Million Dollars (\$2,000,000) aggregate.

#2 IN THE MATTER OF a proposed revocable consent authorizing 201 East 69th LLC to continue to maintain and use six planters on the north sidewalk of East 69th Street, east of Third Avenue, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2014 to June 30, 2024 and provides among other terms and conditions for compensation payable to the City according to the following schedule:

For the period from July 1, 2014 to June 30, 2024 - \$150/annum.

the maintenance of a security deposit in the sum of \$3,000 and the insurance shall be in the amount of One Million Dollars (\$1,000,000) per occurrence, and Two Million Dollars (\$2,000,000) aggregate

#3 IN THE MATTER OF a proposed revocable consent authorizing Dorchester Heights Condominium Association to continue to maintain and use a fenced-in area on the south sidewalk of Dorchester Road between Flatbush Avenue and East 21st Street, in the Borough of Brooklyn. The proposed revocable consent is for a term of ten years from July 1, 2015 to June 30, 2025 and provides among other terms and conditions for compensation payable to the City according to the following schedule:

- For the period July 1, 2015 to June 30, 2016 - \$2,665
- For the period July 1, 2016 to June 30, 2017 - \$2,738
- For the period July 1, 2017 to June 30, 2018 - \$2,811
- For the period July 1, 2018 to June 30, 2019 - \$2,884
- For the period July 1, 2019 to June 30, 2020 - \$2,957
- For the period July 1, 2020 to June 30, 2021 - \$3,030
- For the period July 1, 2021 to June 30, 2022 - \$3,103
- For the period July 1, 2022 to June 30, 2023 - \$3,176
- For the period July 1, 2023 to June 30, 2024 - \$3,249
- For the period July 1, 2024 to June 30, 2025 - \$3,322

the maintenance of a security deposit in the sum of \$13,000 and the insurance shall be the amount of Two Million Dollars (\$2,000,000) per occurrence, and Two Million Dollars (\$2,000,000) aggregate.

#4 IN THE MATTER OF a proposed revocable consent authorizing Ice House Condominium Association to continue to maintain and use planters on the north sidewalk of Broome Street, east of Elizabeth Street, and on the east sidewalk of Elizabeth Street, north of Broome Street, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2014 to June 30, 2024 and provides among other terms and conditions for compensation payable to the City according to the following schedule:

For the period July 1, 2014 to June 30, 2024 - \$175/annum

the maintenance of a security deposit in the sum of \$700 and the insurance shall be the amount of One Million Dollars (\$1,000,000) per occurrence, and Two Million Dollars (\$2,000,000) aggregate.

#5 IN THE MATTER OF a proposed revocable consent authorizing the American Jewish Committee to continue to maintain and use planters on the north sidewalk of East 56th Street, west of Third Avenue, and on the west sidewalk of Third Avenue, north of East 56th Street, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2014 to June 30, 2024 and provides among other terms and conditions for compensation payable to the City according to the following schedule:

For the period July 1, 2014 to June 30, 2024 - \$444/annum

the maintenance of a security deposit in the sum of \$3,200 and the

insurance shall be the amount of One Million Dollars (\$1,000,000) per occurrence, and Two Million Dollars (\$2,000,000) aggregate.

#6 IN THE MATTER OF a proposed revocable consent authorizing Weylin Seymour LLC to construct, maintain and use a sidewalk hatch, under the walkway, west of Driggs Avenue, in the Borough of Brooklyn. The proposed revocable consent is for a term of ten years from the date of Approval by the Mayor to June 30, 2026 and provides among other terms and conditions for compensation payable to the City according to the following schedule:

- From the Date of Approval by the Mayor to June 30, 2016 - \$562/annum
- For the period July 1, 2016 to June 30, 2017 - \$577
- For the period July 1, 2017 to June 30, 2018 - \$592
- For the period July 1, 2018 to June 30, 2019 - \$607
- For the period July 1, 2019 to June 30, 2020 - \$622
- For the period July 1, 2020 to June 30, 2021 - \$637
- For the period July 1, 2021 to June 30, 2022 - \$652
- For the period July 1, 2022 to June 30, 2023 - \$667
- For the period July 1, 2023 to June 30, 2024 - \$682
- For the period July 1, 2024 to June 30, 2025 - \$697
- For the period July 1, 2025 to June 30, 2026 - \$712

the maintenance of a security deposit in the sum of \$3,000 and the insurance shall be the amount of Two Million Dollars (\$2,000,000) per occurrence, and Two Million Dollars (\$2,000,000) aggregate.

#7 IN THE MATTER OF a proposed revocable consent authorizing Morgan Stanley 1585 Broadway LLC to construct, maintain and use the bollards on, the north sidewalk of West 47th Street between Broadway and 8th Avenue, the west sidewalk of Broadway between West 47th and West 48th Street, on the south sidewalk of West 48th Street between Broadway and 8th 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 to the expiration date and provides among other terms and conditions for compensation payable to the City according to the following schedule:

There shall be no compensation required for this Permit.

the maintenance of a security deposit in the sum of \$248,525 and the insurance shall be the amount of Two Million Dollars (\$2,000,000) per occurrence, and Two Million Dollars (\$2,000,000) aggregate.

j17-jy8



CITYWIDE ADMINISTRATIVE SERVICES

■ SALE

The City of New York, in partnership with PropertyRoom.com, posts vehicle and heavy machinery auctions online every week at: <http://www.propertyroom.com/s/dcas>

All auctions are open to the general public, and registration is free.

Vehicles can be viewed in person by appointment at: KenBen Industries, 364 Maspeth Avenue, Brooklyn, NY 11211. Phone: (718) 802-0022

a28-o6

OFFICE OF CITYWIDE PROCUREMENT

■ NOTICE

The Department of Citywide Administrative Services, Office of Citywide Procurement is currently selling surplus assets on the internet. Visit <http://www.publicsurplus.com/sms/nycdcas.ny/browse/home>.

To begin bidding, simply click on 'Register' on the home page.

There are no fees to register. Offerings may include but are not limited to: office supplies/equipment, furniture, building supplies, machine tools, HVAC/plumbing/electrical equipment, lab equipment, marine equipment, and more.

Public access to computer workstations and assistance with placing bids is available at the following locations:

- DCAS Central Storehouse, 66-26 Metropolitan Avenue, Middle Village, NY 11379

- DCAS, Office of Citywide Procurement, 1 Centre Street, 18th Floor, New York, NY 10007

j2-d31

POLICE

■ NOTICE

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, 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):

- Springfield Gardens Auto Pound, 174-20 North Boundary Road, Queens, NY 11430, (718) 553-9555
- Erie Basin Auto Pound, 700 Columbia Street, Brooklyn, NY 11231, (718) 246-2030

FOR ALL OTHER PROPERTY

- Manhattan - 1 Police Plaza, New York, NY 10038, (646) 610-5906
- 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

j2-d31



"Compete To Win" More Contracts!

Thanks to a new City initiative - "Compete To Win" - the NYC Department of Small Business Services offers a new set of FREE services to help create more opportunities for minority and women-owned businesses to compete, connect and grow their business with the City. With NYC Construction Loan, Technical Assistance, NYC Construction Mentorship, Bond Readiness, and NYC Teaming services, the City will be able to help even more small businesses than before.

- *Win More Contracts at nyc.gov/competetowin*

"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."

HHS ACCELERATOR

To respond to human services Requests for Proposals (RFPs), in

accordance with Section 3-16 of the Procurement Policy Board Rules of the City of New York ("PPB Rules"), vendors must first complete and submit an electronic prequalification application using the City's Health and Human Services (HHS) Accelerator System. The HHS Accelerator System is a web-based system maintained by the City of New York for use by its human services Agencies to manage procurement. The process removes redundancy by capturing information about boards, filings, policies, and general service experience centrally. As a result, specific proposals for funding are more focused on program design, scope, and budget.

Important information about the new method

- Prequalification applications are required every three years.
- Documents related to annual corporate filings must be submitted on an annual basis to remain eligible to compete.
- Prequalification applications will be reviewed to validate compliance with corporate filings, organizational capacity, and relevant service experience.
- Approved organizations will be eligible to compete and would submit electronic proposals through the system.

The Client and Community Service Catalog, which lists all Prequalification service categories and the NYC Procurement Roadmap, which lists all RFPs to be managed by HHS Accelerator may be viewed at <http://www.nyc.gov/html/hhsaccelerator/html/roadmap/roadmap.shtml>. All current and prospective vendors should frequently review information listed on roadmap to take full advantage of upcoming opportunities for funding.

Participating NYC Agencies

HHS Accelerator, led by the Office of the Mayor, is governed by an Executive Steering Committee of Agency Heads who represent the following NYC Agencies:

- Administration for Children's Services (ACS)
- Department for the Aging (DFTA)
- Department of Consumer Affairs (DCA)
- Department of Corrections (DOC)
- Department of Health and Mental Hygiene (DOHMH)
- Department of Homeless Services (DHS)
- Department of Probation (DOP)
- Department of Small Business Services (SBS)
- Department of Youth and Community Development (DYCD)
- Housing and Preservation Department (HPD)
- Human Resources Administration (HRA)
- Office of the Criminal Justice Coordinator (CJC)

To sign up for training on the new system, and for additional information about HHS Accelerator, including background materials, user guides and video tutorials, please visit www.nyc.gov/hhsaccelerator

ADMINISTRATION FOR CHILDREN'S SERVICES

■ AWARD

Human Services/Client Services

FAMILY TREATMENT REHABILITATION SERVICES - Renewal - PIN# 06811P0029018R001 - AMT: \$3,941,000.00 - TO: Leake and Watts Services Inc., 463 Hawthorne Avenue, Yonkers, NY 10705.

● **GENERAL PREVENTIVE SERVICES** - Renewal - PIN# 06811P0028015R001 - AMT: \$5,081,280.00 - TO: Chinese-American Planning Council Inc., 150 Elizabeth Street, New York, NY 10012.

• j29

CITYWIDE ADMINISTRATIVE SERVICES

OFFICE OF CITYWIDE PROCUREMENT

■ SOLICITATION

Goods

SALT, HIGHWAY DE-ICING - Competitive Sealed Bids - PIN# 8571500562 - Due 7-16-15 at 10:30 A.M.

A copy of the bid can be downloaded from the City Record Online site at <http://a856-internet.nyc.gov/nycvendoronline/home.asp>. Enrollment is free. Vendors may also request the bid by contacting Vendor Relations via email at dcasdmssbids@dcas.nyc.gov, by telephone at (212) 386-0044 or by fax at 212-669-7603.

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.

Citywide Administrative Services, 1 Centre Street, 18th Floor, New York, NY 10007. Masha Rudina (212) 386-6373; Fax: (212) 313-3209; mrudina@dcas.nyc.gov

• j29

GLOVES - Competitive Sealed Bids - PIN# 8571500417 - Due 7-30-15 at 10:30 A.M.

A copy of the bid can be downloaded from the City Record Online site at <http://a856-internet.nyc.gov/nycvendoronline/home.asp>. Enrollment is free. Vendors may also request the bid by contacting Vendor Relations via email at dcasdmssbids@dcas.nyc.gov, by telephone at 212-386-0044 or by fax at 212-669-7585

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.

Citywide Administrative Services, 1 Centre Street, 18th Floor, New York, NY 10007-1602. Yuriy Reznik (212) 386-0458; Fax: (646) 500-6718; yreznik@dcas.nyc.gov

• j29

EXTINGUISHERS, FIRE - Competitive Sealed Bids - PIN# 8571500521 - Due 7-30-15 at 10:30 A.M.

A copy of the bid can be downloaded from the City Record Online site at <http://a856-internet.nyc.gov/nycvendoronline/home.asp>. Enrollment is free. Vendors may also request the bid by contacting Vendor Relations via email at dcasdmssbids@dcas.nyc.gov, by telephone at 212-386-0044 or by fax at 212-669-7585

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.

Citywide Administrative Services, 1 Centre Street, 18th Floor, New York, NY 10007-1602. Yuriy Reznik (212) 386-0458; Fax: (646) 500-6718; yreznik@dcas.nyc.gov

• j29

TREATMENT, DUST MOP - Competitive Sealed Bids - PIN# 8571500633 - Due 7-30-15 at 10:30 A.M.

A copy of the bid can be downloaded from the City Record Online site at <http://a856-internet.nyc.gov/nycvendoronline/home.asp>. Enrollment is free. Vendors may also request the bid by contacting Vendor Relations via email at dcasdmssbids@dcas.nyc.gov, by telephone at 212-386-0044 or by fax at 212-669-7585

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.

Citywide Administrative Services, 1 Centre Street, 18th Floor, New York, NY 10007-1602. Yuriy Reznik (212) 386-0458; Fax: (646) 500-6718; yreznik@dcas.nyc.gov

• j29

■ AWARD

Goods

NYS IT CISCO HARDWARE, VOIP PHONES UPGRADE-DCAS - Other - PIN# 8571500583 - AMT: \$279,361.36 - TO: Iplagic Inc., 17 British American Boulevard, Latham, NY 12110.

NYS OGS PT #6525

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.

• j29

FORKLIFTS, VARIOUS SIZES, DCAS - Competitive Sealed Bids - PIN# 8571500008 - AMT: \$187,700.00 - TO: Continental Lift Truck Inc., 127-18 Foch Boulevard, South Ozone Park, NY 11420.

● **FORKLIFTS, VARIOUS SIZES, DCAS** - Competitive Sealed Bids - PIN# 8571500008 - AMT: \$89,505.00 - TO: Crown Equipment Corp. dba Crown Lift Trucks, 5 Charlotte Avenue, Hicksville, NY 11801.

● **FORKLIFTS, VARIOUS SIZES, DCAS** - Competitive Sealed Bids - PIN# 8571500008 - AMT: \$463,145.00 - TO: Key Material Handling Equipment Company Inc., 4606 Third Avenue, Brooklyn, NY 11220.

• j29

■ VENDOR LIST

Goods

EQUIPMENT FOR DEPARTMENT OF SANITATION

In accordance with PPB Rules, Section 2.05(c)(3), an acceptable brands

list will be established for the following equipment for the Department of Sanitation:

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

Applications for consideration of equipment products for inclusion on the acceptable brands list are available from: Mr. Edward Andersen, Procurement Analyst, Department of Citywide Administrative Services, Office of Citywide Procurement, 1 Centre Street, 18th Floor, New York, NY 10007. (212) 669-8509

j2-d31

DESIGN AND CONSTRUCTION

■ AWARD

Construction/Construction Services

PLANYC ENERGY AUDIT RETROFIT AT BROOKLYN PUBLIC LIBRARY-BOROUGH OF BROOKLYN - Competitive Sealed Bids - PIN# 85015B0065001 - AMT: \$5,588,895.00 - TO: CDE AIR Conditioning Co. Inc., 321 39th Street, Brooklyn, NY 11232.

◀ j29

EMERGENCY MANAGEMENT

■ SOLICITATION

Services (other than human services)

ACCESSIBLE TRANSPORTATION AND EVACUATION PLANNING FOR PERSONS WITH DISABILITIES - Negotiated Acquisition - Other - PIN# 01715N0001 - Due 7-29-15 at 5:00 P.M.

The New York City Emergency Management Department (NYCEMD) is seeking an appropriately qualified vendor to conduct a needs analysis to determine a statistically significant measure of demand for government-administered transportation services for people with disabilities and access and functional needs (DAFN). This will subsequently inform the need for potential revisions to the City's evacuation plans - specifically the Homebound Evacuation Operations (HEO) plan - for people with disabilities and others with access and functional needs.

This Negotiated Acquisition is a response to a court stipulation (Brooklyn Center for Independence of the Disabled v. City of New York) as part of a remedial plan to provide accessible transportation during evacuations. The City agrees to consult with Plaintiffs regarding the process and form of the needs analysis and meaningfully consider the Plaintiff's comments, incorporate those suggestions where practical and consistent with the goals of the Accessible Transportation Memorandum of Understanding.

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.

Emergency Management, 165 Cadman Plaza East, Brooklyn, NY 11201. Elizabeth O'Donnell (646) 942-1690; eodonnell@oem.nyc.gov

j24-30

HEALTH AND HOSPITALS CORPORATION

The New York City Health and Hospitals Corporation is regularly soliciting bids for supplies and equipment at its Central Purchasing Offices, 346 Broadway, New York City, Room 516, for its Hospitals and Diagnostic and Treatment Centers. All interested parties are welcome to review the bids that are posted in Room 516 weekdays between 9:00 A.M. and 4:30 P.M. For information regarding bids and the bidding process, please call (212) 442-4018.

j2-d31

HEALTH AND MENTAL HYGIENE

AGENCY CHIEF CONTRACTING OFFICER

■ AWARD

Human Services/Client Services

MENTAL HYGIENE SERVICES - Required Method (including Preferred Source) - PIN# 16AZ002001R0X00 - AMT: \$361,665.00 - TO: Beth Israel Medical Center, 3201 Kings Highway - Suite 137, Brooklyn, NY 11234.

● **MENTAL HYGIENE SERVICES** - Request for Proposals - PIN# 08PO076317R2X00 - AMT: \$1,335,303.00 - TO: The Door-A Center of Alternatives Inc., 121 Avenue of the Americas, New York, NY 10013.

● **MENTAL HYGIENE SERVICES** - Required Method (including Preferred Source) - PIN# 10AZ019801R2X00 - AMT: \$252,483.00 - TO: Jewish Board of Family and Children's Services Inc., 135 West 50th Street - 6th Floor, New York, NY 10020.

● **MENTAL HYGIENE SERVICES** - Required Method (including Preferred Source) - PIN# 13AZ002201R1X00 - AMT: \$1,785,273.00 - TO: Jewish Board of Family and Children's Services Inc., 135 West 50th Street - 6th Floor, New York, NY 10020.

● **MENTAL HYGIENE SERVICES** - Request for Proposals - PIN# 08PO076345R1X00 - AMT: \$490,896.00 - TO: Lantern Community Services Inc., 494 8th Avenue - 20th Floor, New York, NY 10001.

● **MENTAL HYGIENE SERVICES** - Required Method (including Preferred Source) - PIN# 16AC002301R0X00 - AMT: \$1,119,903.00 - TO: Staten Island Mental Health Society Inc., 669 Castleton Avenue, Staten Island, NY 10301.

◀ j29

HOUSING AUTHORITY

■ SOLICITATION

Construction/Construction Services

REQUIREMENT CONTRACT FOR ROOF AND ROOFTOP BRICK REPAIR - Competitive Sealed Bids - PIN# RF1512867 - Due 7-20-15 at 11:00 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. Documents can also be obtained by registering with I-supplier and downloading 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.

Housing Authority, 90 Church Street, New York, NY 10007. Vaughn Banks (212) 306-6727; Fax: (212) 306-5152; vaughn.banks@nycha.nyc.gov

◀ j29

REQUIREMENT CONTRACT FOR ROOF AND ROOFTOP BRICK REPAIR AT VARIOUS CITYWIDE - Competitive Sealed Bids - PIN# RF1512869 - Due 7-20-15 at 11:00 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. Documents can also be obtained by registering with I-supplier and downloading 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.

Housing Authority, 90 Church Street, New York, NY 10007. Vaughn Banks (212) 306-6727; Fax: (212) 306-5152; vaughn.banks@nycha.nyc.gov

◀ j29

SUPPLY MANAGEMENT

■ SOLICITATION

Goods

SMD FURNISHING ELECTRICAL HOT-PLATES - Competitive Sealed Bids - PIN# RFQ 62472 AS - Due 7-8-15 at 10:30 A.M.

Interested firms are invited to obtain a copy on NYCHA's website. To conduct a search for the RFQ number; vendors are instructed to open the link: <http://www1.nyc.gov/site/nycha/business/isupplier-vendor>

registration page. Once on that page, make a selection from the first three links highlighted in red: New suppliers for those who have never registered with iSupplier, current NYCHA suppliers and vendors for those who have supplied goods or services to NYCHA in the past but never requested a login ID for iSupplier, and Login for registered suppliers if you already have an iSupplier ID and password. Once you are logged into iSupplier, select "Sourcing Supplier," then "Sourcing Homepage" and then reference the applicable RFQ PIN/solicitation number.

Suppliers electing to obtain a non-electronic paper document will be subject to a \$25 non-refundable fee; payable to NYCHA by USPS-Money Order/Certified Check only for each set of RFQ documents requested. Remit payment to NYCHA Finance Department at 90 Church Street, 6th Floor; obtain receipt and present it to the Supply Management Procurement Group; RFQ package will be generated at time of request.

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

Housing Authority, 90 Church Street, 6th Floor, New York, NY 10007.
Atul Shah (212) 306-4553; atul.shah@nycha.nyc.gov

◀ j29

HUMAN RESOURCES ADMINISTRATION

AGENCY CHIEF CONTRACTING OFFICER

■ AWARD

Human Services/Client Services

NON-RESIDENTIAL SERVICES FOR VICTIMS OF DOMESTIC VIOLENCE - Competitive Sealed Proposals - Judgment required in evaluating proposals - PIN# 09610P0017012 - AMT: \$1,875,000.00 - TO: New York Asian Women's Center, 32 Broadway, 10th Floor, New York, NY 10004. Term: 4/1/2015 - 3/31/2018

◀ j29

INFORMATION TECHNOLOGY AND TELECOMMUNICATIONS

■ INTENT TO AWARD

Goods and Services

MAINTENANCE/UPGRADES HARDWARE/SOFTWARE LICENSES FOR IBM MAINFRAME - Sole Source - Available only from a single source - PIN#85815S0019 - Due 7-9-15 at 12:00 P.M.

DoITT is procuring licenses, software and hardware maintenance for the IBM equipment, operating system and programs that make up the mainframe data center. All work is proprietary in nature and only IBM approved designated employees are granted/allowed to upgrade/maintain existing IBM mainframe computer equipment.

Any vendor who is qualified to provide the services under this procurement in the future should contact Vito A. Pulito via email: vpulito@doitt.nyc.gov or by phone: (212) 788-6285 (Email Preferred) no later than July 9, 2015, 12:00 P.M., NYC local time.

Proposed vendor is: International Business Machines Corporation.

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.

Information Technology and Telecommunications, 255 Greenwich Street, 9th Floor, New York, NY 10007. Vito Pulito (212) 788-6285; Fax: (347) 788-4091; vpulito@doitt.nyc.gov

j25-jy1

PARKS AND RECREATION

■ VENDOR LIST

Construction/Construction Services

PREQUALIFIED VENDOR LIST: GENERAL CONSTRUCTION - NON-COMPLEX GENERAL CONSTRUCTION SITE WORK ASSOCIATED WITH NEW YORK CITY DEPARTMENT OF PARKS AND RECREATION ("DPR" AND/OR "PARKS") PARKS

AND PLAYGROUNDS CONSTRUCTION AND RECONSTRUCTION PROJECTS

DPR is seeking to evaluate and pre-qualify a list of general contractors (a "PQL") exclusively to conduct non-complex general construction site work involving the construction and reconstruction of DPR parks and playgrounds projects not exceeding \$3 million per contract ("General Construction").

By establishing contractor's qualification and experience in advance, DPR will have a pool of competent contractors from which it can draw to promptly and effectively reconstruct and construction its parks, playgrounds, beaches, gardens and green-streets. DPR will select contractors from the General Construction PQL for non-complex general construction site work of up to \$3,000,000.00 per contract, through the use of a Competitive Sealed Bid solicited from the PQL generated from this RFQ.

The vendors selected for inclusion in the General Construction PQL will be invited to participate in the NYC Construction Mentorship. NYC Construction Mentorship focuses on increasing the use of small NYC contracts, and winning larger contracts with larger values. Firms participating in NYC Construction Mentorship will have the opportunity to take management classes and receive on-the-job training provided by a construction management firm.

DPR will only consider applications for this General Construction PQL from contractors who meet any one of the following criteria:

- 1) The submitting entity must be a Certified Minority/Woman Business enterprise (M/WBE)*;
- 2) The submitting entity must be a registered joint venture or have a valid legal agreement as a joint venture, with at least one of the entities in the joint venture being a certified M/WBE*;
- 3) The submitting entity must indicate a commitment to sub-contract no less than 50 percent of any awarded job to a certified M/WBE for every work order awarded.

*Firms that are in the process of becoming a New York City-certified M/WBE may submit a PQL application and submit a M/WBE Acknowledgement Letter, which states the Department of Small Business Services has begun the Certification process.

Application documents may also be obtained on-line at: <http://a856-internet.nyc.gov/nycvendronline/home.asap> or <http://www.nycgovparks.org/opportunities/business>

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, Annex, Flushing Meadows-Corona Park, Flushing, NY 11368. Charlette Hamangian (718) 760-6789; Fax: (718) 760-6781; charlette.hamangian@parks.nyc.gov

j2-d31

■ SOLICITATION

Goods and Services

DEVELOPMENT, OPERATION AND MANAGEMENT OF A SNACK BAR AT VERDI SQUARE, MANHATTAN. - Request for Proposals - PIN# M94-SB-2015 - Due 7-27-15 at 3:00 P.M.

In accordance with Section 1-13 of the Rules of the Franchise and Concession Review Committee ("FCRC"), the New York City Department of Parks and Recreation ("Parks") is issuing, as of the date of this notice, a Request for Proposals ("RFP") for the development, operation and management of a snack bar at Verdi Square, Manhattan.

There will be a recommended proposer meeting on Thursday, July 9, 2015 at 11:00 A.M. We will be meeting at the proposed concession site, which is located near the intersection of 72nd Street and Amsterdam Avenue, on the north side of Verdi Square, Manhattan. If you are considering responding to this RFP, please make every effort to attend this recommended meeting.

To download the RFP, visit <http://www.nyc.gov/parks/businessopportunities> and click on the "Concessions Opportunities at Parks" link. Once you have logged in, click on the "download" link that appears adjacent to the RFP's description.

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, 830 Fifth Avenue, Room 407, New York, NY 10065. Jeremy Holmes (212) 360-1397; Fax: (212) 360-3434; jeremy.holmes@parks.nyc.gov

j25-jy9

POLICE

CONTRACT ADMINISTRATION UNIT

■ INTENT TO AWARD

Services (other than human services)

HUNCHLAB PREDICTIVE POLICING APPLICATION - Demonstration Project - Testing or experimentation is required - PIN# 05615D0001 - Due 7-17-15 at 3:00 P.M.

Pursuant to Section 3-11 of the PPB Rules, The New York City Police Department ("NYPD") is seeking to enter into a two and a half-year contract for a Demonstration Project with Azavea, 340 North 12th Street, Suite 402, Philadelphia, PA 19107, for a Predictive Policing Solution utilizing their HunchLab Application. The NYPD intends to enter into a pilot program with Azavea to evaluate the efficacy of their predictive analytic software to generate robust forecasts for crime. The Demonstration Project will allow Azavea to custom design for the NYPD crime models, using historic crime data and other variables that will be implemented in up to three precincts. The configuration phase will allow the settings to be tailored to reflect the priorities of the Department and to measure the initial accuracy of the system. The operational phase of the HunchLab application will be delivered in a secure cloud subscription for a two-year period which will enable the Department to evaluate its functionality as a tool for crime reduction. Vendors may express an interest by contacting Claudia Castro, Administrative Procurement Analyst, at the address stated in this notice by the Due Date 7/17/2015.

A Demonstration Project will allow the NYPD to evaluate the functionality of the HunchLab Application as a tool for crime reduction and explore incorporating distinct data sets to determine the most accurate forecasts. The Department will be able to test the predictive policing software as a cloud based solution to leverage multiple types of data to arrive at a single picture of criminal risk.

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

Police, 90 Church Street, Room #1206, New York, NY 10007. Claudia Castro (646) 610-4786; Fax: (646) 610-5224; claudia.castro@nypd.org

☛ j29-jy6

TRANSPORTATION

BRIDGES

■ SOLICITATION

Construction / Construction Services

COMPONENT REHABILITATION OF 6 BRIDGES, TOGETHER WITH ALL WORK INCIDENTAL THERETO, IN THE BOROUGH OF BRONX, BROOKLYN, AND MANHATTAN - Competitive Sealed Bids - PIN# 84114MBBR893 - Due 8-17-15 at 11:00 A.M.

THIS PROCUREMENT IS SUBJECT TO PARTICIPATION GOALS FOR MINORITY OWNED BUSINESS ENTERPRISES (MBEs) AND/OR WOMEN OWNED BUSINESS ENTERPRISES (WBEs) AS REQUIRED BY SECTION 6-129 OF THE NEW YORK CITY ADMINISTRATIVE CODE (Target/Goal for M/WBE can be seen in the Schedule A of the Bid Book Number 1 of 1) and this contract is also Subject to the APPRENTICESHIP PROGRAM and the NYC Comptrollers Labor Law 220 prevailing wages requirements. The M/WBE goal for this project is 4 percent. Drawings are not available for download and MUST be purchased. A printed copy of the solicitation and drawing set can be purchased. A deposit of \$50.00 is required for the specification book and a deposit of \$50.00 is required for drawings set in the form of a certified check or money order payable to: New York City Department of Transportation. NO CASH ACCEPTED. Company address, telephone and fax numbers are required when picking up contract documents. Entrance is located on the South Side of the Building facing the Vietnam Veterans Memorial. Proper government issued identification is required for entry to the building (driver's license, passport, etc.). A Pre-Bid meeting (Optional) has been scheduled for July 15, 2015 at 10:00 A.M. in the Agency Chief Contracting Officer Bid Room, Ground Floor, 55 Water Street, New York City. All questions shall be submitted in writing to Project Manager indicated. Deadline for submission of questions is August 4, 2015, please contact Mr. Muhammad Siddiqui, New York City Department of Transportation, 55 Water Street, 8th Floor, New York, NY 10041, Telephone No. 212-839-4885, Email: msiddiqui@dot.nyc.gov

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

Transportation, Contract Management Unit, 55 Water Street, Ground Floor, New York, NY 10041. Bid Window (212) 839-9435;

☛ j29

FRANCHISES

■ SOLICITATION

Goods and Services

MANAGEMENT AND OPERATION OF TIMES SQUARE MARKETS - Request for Proposals - PIN# 84115MBAD923 - Due 7-7-15 at 5:00 P.M.

The Times Square Alliance (the Alliance) is a Business Improvement District with a District Management Agreement with the City of New York (the City) via which it is responsible for the overall well-being and continual rejuvenation of the Times Square Area. The Times Square Alliance has worked for over two decades to promote a clean, safe and vibrant place through supplemental security and sanitation services, tourism promotion, constituent support, production and management of special events and advocacy on behalf of neighborhood policy, planning and design issues.

The Times Square Alliance is seeking proposals (Proposals) from qualified outdoor programming operators (Proposers) by issuing a Request for Proposals (RFP) to manage and oversee a food, beverage, and/or merchandise market, as well as information offerings, in one or more of the five Broadway pedestrian plazas.

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.

Transportation, 1560 Broadway, Suite 805; New York, NY 10036. Ellen Goldstein (212) 452-5208; egoldstein@timesquarenyc.org

j22-jy6

TRIBOROUGH BRIDGE AND TUNNEL AUTHORITY

■ SOLICITATION

Services (other than human services)

REQUEST FOR EXPRESSIONS OF INTEREST FOR AS-NEEDED CONSTRUCTION ADMINISTRATION, INSPECTION AND SUPPORT SERVICES - Competitive Sealed Proposals - Judgment required in evaluating proposals - PIN# PSC152973000 - Due 7-29-15 at 3:30 P.M.

Visit www.mta.info for further information.

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, 2 Broadway, New York, NY 10004. Victoria Warren (646) 252-7092; Fax: (646) 252-7077; vprocure@mtabt.org

☛ j29

RIGHT TO KNOW TRAINING PROGRAM - Competitive Sealed Proposals - Judgment required in evaluating proposals - PIN# PSC152968000 - Due 7-21-15 at 3:30 P.M.

A pre-proposal conference is scheduled for 7/9/15 at 10:00 A.M., reservations must be made by contacting David Hanley at (646) 252-7344 no later than noon the preceding work day.

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, 2 Broadway, New York, NY 10004. Victoria Warren (646) 252-7092; Fax: (646) 252-7077; vprocure@mtabt.org

☛ j29

AGENCY RULES

FIRE DEPARTMENT

■ NOTICE

Notice of Public Hearing and Opportunity to Comment on Proposed Rule

What are we proposing? The Fire Department is proposing one new rule, and amendments to two existing rules, setting forth requirements for the design, installation, operation and maintenance of in-building auxiliary radio communication systems.

When and where is the hearing? The Fire Department will hold a public hearing on the proposed rule. The public hearing will take place at 2:30 P.M. on Thursday, July 30, 2015. The hearing will be in the Fire Department Auditorium at 9 MetroTech Center, Brooklyn, NY 11201.

How do I comment on the proposed rule? Anyone can comment on the proposed rule by:

- Website. You can submit comments to the Fire Department through the NYC rule Web site at <http://rules.cityofnewyork.us>, or through the Fire Department's Web site Home Page at www.nyc.gov/fdny using the "FDNY Rule" link.
- Mail. You can mail written comments to Code Development Unit, Bureau of Fire Prevention, New York City Fire Department, 9 MetroTech Center, 3rd Floor, Brooklyn, NY 11201.
- Speaking at the hearing. Anyone who wants to comment on the proposed rule at the public hearing must sign up to speak at the hearing. The time that you can speak may be limited.

Is there a deadline to submit written comments? Yes, you must submit written comments by July 30, 2015.

Do you need assistance to participate in the hearing? You must notify the Bureau of Fire Prevention if you need a sign language interpreter or other reasonable accommodation for a disability at the hearing. Write to us at the address above or telephone us at (718) 999-2042. You must notify us by July 15, 2015.

Can I review the comments made on the proposed rule? You can review the comments made online on the proposed rule by going to the website at <http://rules.cityofnewyork.us>. A few days after the hearing, a record of the hearing and copies of the written comments will be available to the public at the Bureau of Fire Prevention.

What authorizes the Fire Department to make this rule? Section 1043 of the New York City Charter, Section 917 of the New York City Building Code (Title 28 of the Administrative Code of the City of New York), and Sections FC 102.2, 102.6.3, 113, 115 and 511 of the New York City Fire Code (Title 29 of the Administrative Code of the City of New York) authorize the Fire Department to propose this rule.

Where can I find the Fire Department rules? Fire Department rules are codified in Title 3 of the Rules of the City of New York.

What rules govern the rulemaking process? The Fire Department must meet the requirements of Section 1043 of the City Charter when creating or changing rules. This notice is made according to the requirements of Section 1043(b) of the City Charter.

Statement of Basis and Purpose of Proposed Rule

As of December 31, 2014, the New York City Building Code requires, in Sections 403.4.4 and 907.2.13.2, that an in-building auxiliary radio communication (ARC) system be installed and maintained in all newly-constructed high-rise buildings. An ARC system is a wireless two-way building communication system for Fire Department use only that receives and transmits Fire Department portable radio frequencies within the building. An ARC system typically consists of a transceiver (base station) connected to a building-wide antenna system, with a radio console in the building lobby. Section 917.1.2 of the New York City Building Code and Section FC 511 of the New York City Fire Code together require that ARC systems be installed, acceptance tested, operated and maintained in accordance with the Fire Code and the rules of the Fire Department.

The Fire Department proposes to adopt a new rule to establish requirements for the design, installation, operation and maintenance

of ARC systems, including the testing procedures necessary to confirm that the ARC system is providing adequate radio coverage in the building in all areas accessible for firefighting operations. The proposed rule seeks to ensure that ARC systems achieve their intended purpose and, once installed, are continuously maintained in good working order.

The proposed rule, 3 RCNY § 511-01, sets forth standards, requirements and procedures for installation, acceptance testing, daily inspection, annual certification and five-year recertification of ARC systems. It requires that the testing of ARC systems be supervised by a person holding a Fire Department license, known as a Certificate of Fitness, who knows the New York City Building Code, Fire Code and Fire Department rule standards that apply to ARC systems. The proposed rule reflects the Fire Code requirement that this person hold a General Radiotelephone Operator License issued by the United States Federal Communications Commission (FCC).

The proposed rule also addresses the operation and maintenance of in-building repeater systems that were approved for installation by the Department of Buildings and/or the Fire Department prior to December 31, 2014. As set forth in Section 511-01(j) of the proposed rule, a commissioning test must be conducted and the results submitted to the Fire Department; a Fire Department permit must be obtained; operation of the system for maintenance and testing purposes must be under the supervision of a certificate of fitness holder; and the system must be operated and maintained in compliance with the requirements for ARC systems set forth in the rule.

The Fire Department is additionally proposing to amend two existing Fire Department rules in connection with the ARC system requirements of the Fire Code and proposed Section 511-01.

The Fire Department proposes to amend Fire Department rule 3 RCNY § 115-01 to establish a company certificate for businesses that test ARC systems. These company certificates seek to ensure that the businesses that test ARC systems, including operating the systems to perform the required testing, are subject to the same standards as the individual Fire Department Certificate of Fitness holders whom they employ to perform the testing. The Fire Department regulates blasting and fireworks contractors, private fire alarm central stations, fumigation companies, portable fire extinguisher sales and servicing companies, and smoke detector maintenance companies in a similar fashion by requiring both the individuals who perform the work and the companies that employ them to be certified.

The Fire Department also proposes to amend Fire Department rule 3 RCNY § 4601-01 to adopt fees for the ARC system testing company certificate and for ARC system acceptance testing by Fire Department personnel. The proposed fee for the ARC system testing company certificate will cover the Fire Department's costs in issuing the certificate and programming and periodically inspecting the portable radios that each company will use to operate on Fire Department frequencies to test the ARC systems. The fee for the ARC system permit is proposed to be amended to cover the cost of acceptance testing by the Fire Department.

Terms used in the proposed rule that are defined in the Fire Code or elsewhere in the Fire Department's rules are indicated by *italics*.

Text proposed to be deleted is indicated by [brackets]. Text proposed to be added is underlined.

"Shall" and "must" denote mandatory requirements and may be used interchangeably in Fire Department rules, unless otherwise specified or unless the context clearly indicates otherwise.

Guidance with respect to the interpretation of the Fire Code and Fire Department rules may be obtained using the Public Inquiry Form on the Fire Department's website, www.nyc.gov/html/fdny/html/firecode/index.shtml#p6.

Section 1, Chapter 5 of Title 3 of the Rules of the City of New York is proposed to be amended by adding a new section 511-01, to read as follows:

§511-01 In-Building Auxiliary Radio Communication Systems

- (a) **Scope.** This section sets forth requirements for the design, installation, operation and maintenance of in-building auxiliary radio communication systems. In-building repeater systems that were approved for installation by the Department of Buildings and/or the Department prior to December 31, 2014, and that were designed to enhance Department communications in a manner similar to an in-building auxiliary radio communications system designed in accordance with Appendix Q to the Building Code, shall be subject to the requirements of this section to the extent set forth in R511-01(j).
- (b) **Definitions.** The following terms shall, for purposes of this section and as used elsewhere in the rules, have the meanings shown herein:

Appendix Q. Section 24.5.2 of Appendix Q to the *Building Code*, as codified in *Department of Buildings* rule 1 RCNY 3616-04. *Appendix Q* amends NFPA Standard 72, a Referenced Standard to

the *Building Code* and *Fire Code*.

ARC system. An *in-building auxiliary radio communication system*.

Base station. A transceiver that receives radio signals from an antenna system and retransmits them through the antenna system in an amplified and/or otherwise enhanced manner.

Critical areas. Areas of a building within which radio communication is critical for emergency response operations.

FCC. United States Federal Communications Commission.

General areas. All areas of a building within which radio communication is to be made available for emergency response operations, excluding *critical areas*.

In-building auxiliary radio communication system. A wireless two-way building communication system dedicated for *Department* use that propagates *Department* wireless radio frequencies within a building. Such a system typically consists of a dedicated radio console, base station, cabling, amplifiers and antenna system.

In-building repeater system. Any in-building communication system that was approved for installation by the *Department of Buildings* and/or the *Department* prior to December 31, 2014, and that was designed to enhance *Department* communications in a manner similar to an *in-building auxiliary radio communications system* designed in accordance with Appendix Q to the *Building Code*.

Technical criteria. Technical specifications and standards for the design and operation of *ARC systems* established pursuant to Section 24.5.2.7 of *Appendix Q*. *Technical criteria* include but are not limited to operating frequencies; maximum time domain interference; unit ID and emergency alert signaling; dedicated radio console and other installation specifications; and testing equipment specifications.

Testable area. Locations within a building in which an *ARC system* commissioning test can be conducted, including all areas designed for human occupancy. Mechanical rooms and other utility areas are testable areas if, and to the extent that, they are accessible.

(c) **Permit.** Pursuant to FC105.6, a *permit* shall be obtained from the *Department* to maintain or operate an *ARC system*. Application for a *permit* shall be made in accordance with R511-01(d)(3).

(d) **General Provisions**

(1) **General.** *ARC systems*, whether required by Sections 403 or 917 of the *Building Code* or installed voluntarily, shall be designed, installed, operated and maintained in compliance with FCC regulations, FC511, Section 917 of the *Building Code*, NFPA Standard 72 as amended by *Appendix Q*, this section and applicable *technical criteria*. Any potential conflicts among these requirements shall be promptly reported to the Technology Management Unit of the *Bureau of Fire Prevention*.

(2) **Required frequencies.** An *ARC system* shall be designed to operate on the simplex *Department* frequencies designated as Channels 1 through 10, the duplex *Department* frequencies designated as Channels 11 and 12, and the emergency notification frequency designated as Channel 16, as set forth in the *technical criteria*. Pursuant to Section 24.5.2.4.2 of *Appendix Q*, *ARC systems* shall be designed to be upgraded to accommodate changes in *Department* frequencies. The design, installation, operation and maintenance requirements set forth in *Appendix Q*, the *technical criteria* and this section may not be applicable to other *Department* communications and the frequencies on which they are propagated. Any *owner* seeking to design and maintain an *in-building repeater system* that operates on any *Department* frequency other than the channels specified in this section shall first obtain *Department* approval in such manner and subject to such terms and conditions as the *Department* may prescribe.

(3) **Application and approval process.** The following *Department* approvals shall be obtained to install and operate an *ARC system*:

(A) **Application for system design approval.** An application shall be filed by or on behalf of the *owner*, and include *design and installation documents* prepared in accordance with FC105.4 and R511-01(e) and detailing the design and intended operation of the *ARC system*; a written agreement executed by the *owner*, for use of *Department* frequencies, as set forth in R511-01(d)(4); and such other documentation as the *Department* may require.

(B) **Plan approval.** The *Department* will review the

application for system design approval in accordance with FC105.4 and, if it determines the application to be satisfactory, will approve the documents in accordance with FC105.4.4 and issue a temporary *City* authorization for use of *Department* frequencies, as set forth in R511-01(d)(4).

(C) **Commissioning test and application for system acceptance and permit issuance.** Upon installation of an *ARC system* in accordance with the *Department*-approved documents, a commissioning test shall be conducted in accordance with FC511.2.2.1 and R511-01(f)(2). The test shall be performed by a person holding a *certificate of fitness* for *ARC system* professional, who is employed by a business holding a *Department* company certificate, as set forth in R115-01. Upon successful completion of the commissioning test, the *owner* shall file an application with the *Department* requesting an acceptance test of the system and issuance of a *permit*. The application shall include a detailed report of the results of the commissioning test, as set forth in R511-01(e)(2) and R511-01(f)(2), and such other information and documentation as the *Department* may require.

(D) **Acceptance test.** The *owner* shall request that the *Department* schedule an acceptance test. The *certificate of fitness* holder who conducted the commissioning test shall be present at the acceptance test and demonstrate operation of the *ARC system* in the presence of *Department* representatives. The *Department* representatives will not conduct a second commissioning test but perform a limited test of the *ARC system* to confirm its operational readiness for *Department* use.

(E) **Permit issuance.** Upon successful completion of the acceptance test, the *Department* will issue a *permit* to maintain and operate the *ARC system*, and will provide to the *owner* a copy of the written agreement executed by the *City of the New York* for use of *Department* frequencies, as set forth in R511-01(d)(4).

(4) **City agreement to operate on FCC-licensed radio frequencies.** *ARC systems* operate on radio frequencies licensed by the *FCC* to the *City of New York*. The installation of an *ARC system* in accordance with *Building Code* and *Fire Code* requirements does not constitute legal authority to operate on such licensed radio frequencies. The *owner*, prior to operating an *ARC system*, must obtain the consent of the *City of New York* to operate on such licensed radio frequencies by executing a written agreement with the *City of New York* in a form approved by the *Department* and submitting it to the *Department* as set forth in R511-01(d)(2)(A). The *City* will grant a temporary authorization for purposes of system installation and commissioning testing, and provide to the *owner* upon system acceptance a fully-executed copy of the written agreement for use of *Department* frequencies.

(5) **Prevention of interference.** An *ARC system* shall be designed, installed, operated and maintained in a manner that does not interfere with any other FCC-licensed radio frequency, including police department, fire department and other public safety agency radio communications. Immediate measures shall be taken to remedy any such interference, including interference intermodulation and spurious emissions, in accordance with *FCC* regulations (as set forth in 47 CFR Part 90), this section and other applicable laws, rules and regulations. The *owner*, and its contractors and agents, shall cooperate with the *Department* in immediately addressing interference issues, and shall repair or replace any *ARC system* or system component causing interference.

(6) **Supervision.** Operation of the *ARC system*, other than by *Department* personnel, including inspection and testing for the commissioning test, annual certification and five-year recertification required by R511-01(f) and (g), shall be under the *personal supervision* of a person holding a *certificate of fitness* as *ARC system* professional and a General Radiotelephone Operator License issued by the *FCC* pursuant to 47 CFR Part 90, who is employed by a company holding an *ARC testing* company certificate. The duties of such *certificate of fitness* holder include ensuring that:

(A) use of the *ARC system* is immediately discontinued if, upon testing, it is found to cause interference in violation of *FCC* regulations and/or other applicable laws, rules and regulations, or upon being directed to do so by a *Department* representative;

(B) the portable radios programmed with *Department* frequencies are used solely for purposes of *ARC system*

testing, and for no other purpose; and

- (C) notifications to the Department required by this section are made in accordance with this section.
- (e) **Design and Installation Requirements.** An ARC system shall be designed and installed in accordance with Section 917 of the Building Code, the Electrical Code, FC 511, NFPA Standard 72 as amended by Appendix Q, this section and the technical criteria. ARC system design and installation documents shall set forth the information and documentation required by Section 917 of the Building Code and such other information and documentation as the Department may require, including the following documents:
- (1) **Application for system design approval.** A riser diagram and floor plan showing the location of base stations, amplifiers, antennas and other ARC system components, formatted and submitted for Department review and approval in the same manner as fire alarm system installations, as set forth in R105-01(c)(1).
 - (2) **Application for system acceptance and permit issuance.** A floor plan containing the information set forth in R511-01(f)(2), formatted to folio (11" x 17") size, with a copy of the plan in an approved electronic format on a compact disk.
- (f) **Commissioning and Acceptance Testing.** Commissioning and acceptance testing shall be conducted in accordance with the following requirements, standards and procedures.
- (1) **Radio coverage performance standards.** ARC systems shall be designed to achieve, and in operation shall achieve, the radio coverage performance standards set forth in Sections 24.5.2.2 and 24.5.2.3 of Appendix Q, as measured in the manner set forth in this section.
 - (A) **Required minimum signal strength and delivered audio quality.** The minimum signal strength of inbound ARC system radio signals (as received by a Department portable radio at a location remote from the dedicated radio console) and outbound ARC system radio signals (as received by the dedicated radio console from a Department portable radio) and the average delivered audio quality shall be as set forth in Sections 24.5.2.1.3 and 24.5.2.2 of Appendix Q.
 - (B) **Signal strength measurements.** The signal strength of radio signals received or retransmitted by the ARC system shall be measured in the following manner:
 - (1) Measurements shall be taken using:
 - (a) two (2) portable radios, lawfully programmed to transmit on Department frequencies pursuant to R115-01(d)(4), one to transmit a radio communication to the ARC system and one to receive the retransmission from the ARC system;
 - (b) a calibrated spectrum analyzer or a calibrated automatic signal level measurement recording system;
 - (c) a receiving antenna with a gain equal to the antenna on a Department portable radio; and
 - (d) a resolution bandwidth nearest the bandwidth of the channel being tested.
 - (2) Signal strength measurements shall be taken as close as possible to the center of each grid cell.
 - (3) Signal strength measurements shall be taken with the antenna held in a vertical position with a center-line between three (3) and four (4) feet above the floor.
 - (4) The delivered audio quality readings shall be assessed and documented on the floor plans.
 - (5) The gain values of any and all amplifiers shall be measured and documented.
 - (C) **Critical area radio coverage.** The radio coverage performance standard set forth in Appendix Q of 100 percent of floor area shall be met in the critical areas designated in Section 24.5.2.2.1 of Appendix Q, including sprinkler system control valves and standpipe system hose connections, and any other area of a building designated by the Department as a critical area based on the Department's review of the design and installation documents submitted for an ARC system in a particular building.
 - (D) **General area radio coverage.** The radio coverage performance standard set forth in Appendix Q of 95 percent of floor area shall be met or exceeded in all general areas.
 - (2) **Commissioning test.** Upon installation of an ARC system, a commissioning test of the ARC system, including a radio coverage survey and an inspection and testing of system components, shall be conducted, and the results reported to the Department, as follows:
 - (A) **Radio coverage survey.** The commissioning test shall be conducted in accordance with Annex O of NFPA Standard 1, this section and the technical criteria, and shall be considered successful if it confirms that the ARC system meets or exceeds the following radio coverage performance standards:
 - (1) On each floor, radio coverage meets or exceeds the standards set forth in R511-01(f)(1).
 - (2) There shall not be a failure of radio coverage in the same grid area on consecutive floors, such as a consistent failure to achieve the required radio coverage in vertically corresponding grids on multiple consecutive floors of a building.
 - (3) The dedicated radio console is functioning properly and monitoring all system components in accordance with Appendix Q.
 - (B) **Inspection and testing of system components.** ARC system components, including those listed on Table 1 of this section, shall be inspected and tested to confirm that the system components are in good working order and are operating as designed.
 - (C) **Retesting.** Any floor of a building that initially fails to meet or exceed the radio coverage standards shall be retested. The resolution of the floor grid size used for testing purposes shall be decreased by reducing the size of each grid area by at least 50 percent to facilitate precise identification of the building areas in which radio coverage is lacking. A commissioning test that fails to confirm radio coverage requirements meeting or exceeding the standards set forth in R511-01(f)(1) shall be treated as unsuccessful and shall result in a redesign of the ARC system on the floor or floors found to have failed the commissioning test.
 - (D) **Submission of commissioning test results.** The results of the radio coverage survey and inspection and testing of system components shall be signed by the certificate of fitness holder who personally supervised the test and submitted by the ARC system testing company that employs the certificate holder to the Department for review and acceptance. The commissioning test results shall be submitted in the form prescribed by the Department and shall include the following information and documentation, and such other information and documentation as the Department may require:
 - (1) An audio recording of delivered audio quality at each grid location, with an audio description of the floor designation, marker location and the time of recording.
 - (2) A table setting forth the following information for each test location:
 - (a) Marker location;
 - (b) Received signal strength;
 - (c) Radio frequency used for test;
 - (d) The average delivered audio quality value; and
 - (e) Date of last calibration of spectrum analyzer test equipment used to conduct test.
 - (3) A floor plan for each floor, showing the building's floor area on a series of grids. Each grid shall be a maximum of five (5) percent of the total square footage of testable area on each floor, but not more than 1,600 square feet. If an irregular shaped floor plate makes this grid criteria unsatisfactory for testing purposes, an alternative testing grid may be used, subject to Department approval. The floor plan shall set forth the following information for each test location:
 - (a) Marker location, correlated with the tabular submission;
 - (b) Grid size(s);
 - (c) Critical areas;
 - (d) General areas; and

- (e) Areas that are not testable areas, with an explanation as to why such areas are not testable areas.
- (4) A description of the inspection and testing conducted of each of the system components.
- (5) A summary and conclusions section. The report shall clearly summarize the test results, and shall include a statement as to whether the test results confirm that the ARC system meets or exceeds the standards required by this section, or if not, in what respects it is deficient.
- (g) **Operational and Maintenance Requirements.** An ARC system shall be operated and maintained in accordance with FC511, this section and the technical criteria.
 - (1) **General.** An ARC system shall be maintained in good working order.
 - (2) **Daily inspection.** The dedicated radio console shall be inspected daily to confirm that the ARC system is operational and that there is no indication of a system malfunction. Daily inspection may, with Department approval, be conducted by means of remote monitoring.
 - (3) **Annual certification.** An ARC system shall be inspected and tested not less than once every 12 months to confirm that the system is in good working order, except that every fifth year a five-year recertification pursuant to R511-01(g)(4) shall be conducted in lieu of the annual certification. The inspection and testing of the ARC system shall include the system components listed in Table 1, except that a radio coverage survey is not required. Certification of such inspection and testing and satisfactory system performance shall be submitted to the Department in connection with the application for permit renewal in such form and manner as the Department may prescribe.
 - (4) **Five-year recertification.** An ARC system shall be recertified as properly functioning not less than once every five (5) years in the following manner.
 - (A) A radio coverage survey of the ARC system shall be conducted in the same manner as the commissioning test, and the radio coverage performance standards set forth in R511-01(f) shall apply.
 - (B) The Department shall be given reasonable advance notice of the date of each five-year certification test, which shall be conducted within a continuous 72-hour period. The Department reserves the right to require that such test be conducted in the presence of Department representatives, and to conduct its own operational readiness testing.
 - (C) The recertification test shall compare the results with those of the original commissioning test to determine whether there has been any degradation in system performance. If the ARC system fails to meet or exceed the applicable radio coverage performance standards, the system shall be repaired or upgraded to achieve such standards.
 - (D) ARC system components, including each of the components listed on Table 1, shall be inspected and tested to confirm that the system components are in good working order and are continuing to operate as designed. Any system component impairing ARC system operation or reliability shall be repaired or replaced prior to submission of recertification results.
 - (E) Successful recertification test results shall be submitted to the Department in connection with the application for permit renewal in such form as the Department may prescribe.
 - (5) **Department-ordered testing and demonstrations.** Upon reasonable notice to the owner, the Department may order a test of an ARC system to confirm that it is in good working order or to familiarize Department personnel with use of such system.
- (h) **Out-of-service systems.** The following actions shall be taken to mitigate the consequences of any ARC system that is not fully functional, whether as a result of planned removal from service for maintenance, repair or construction, or an unplanned malfunction affecting system operation.
 - (1) **Impairment coordinator.** The owner shall designate an impairment coordinator to take the actions required by this section when an ARC system is out of service. In the absence of a specific designee, the owner will be considered the

- impairment coordinator.
- (2) **Planned removal from service.** The impairment coordinator shall be made aware in advance of any planned removal from service of an ARC system for maintenance, repair or construction. The impairment coordinator shall authorize the removal of the ARC system from service. Before authorizing removal of the system from service, the impairment coordinator shall:
 - (A) determine the extent and expected duration of the out-of-service condition;
 - (B) maintain the system in service until the maintenance, repair or construction work is ready to begin;
 - (C) place an impairment tag indicating the nature of the out-of-service condition at the dedicated radio console, fire command center or other approved location indicating that the ARC system is out of service; and
 - (D) notify the Department as set forth in R511-01(h)(4).
- (3) **Unplanned out-of-service condition.** Any person who becomes aware that an ARC system is out of service for any reason other than a planned removal from service must, upon becoming aware of the out-of-service condition, notify the owner, the impairment coordinator or, if such persons are not known or not available, any person in charge of the premises of such condition. The owner or impairment coordinator shall promptly act to address the out-of-service condition in accordance with the procedures set forth in R511-01(h)(2)(A), (C) and (D).
- (4) **Notification of Department.** Pursuant to FC107.1, ARC systems shall be continuously maintained in good working order. Notification shall be made to the Department of any condition impairing the operational readiness of the ARC system, including complete or partial system failure or loss of radio coverage in one or more areas of the building, when the system is not restored to service within 48 hours. Such notification shall be made by calling the telephone number set forth in FC401.2.2 for the borough in which the ARC system is located, and shall include the information set forth in FC901.7.5.3 as it relates to the out-of-service condition affecting the ARC system. Notification shall not be made for conditions that do not presently affect the operational readiness of the system, such as warning signals of the need for future servicing.
- (5) **Restoring system to service.** When the ARC system has been repaired and restored to service, the impairment coordinator shall:
 - (A) verify that all inspections and tests required by law, rule, regulation or Referenced Standard, including Annex O of NFPA Standard 1, have been conducted to confirm that the system has been restored to good working order;
 - (B) if notification was required to be made to the Department pursuant to R511-01(h)(4), notify the Department that the system has been restored to good working order; and
 - (C) remove impairment tags.
- (i) **Recordkeeping.** A logbook or other approved form of recordkeeping for the maintenance of the ARC system shall be maintained for a period of six (6) years, together with a complete copy of test results and other documentation of ARC system maintenance. The logbook shall include entries for the following maintenance requirements:
 - (1) Commissioning test results, as required by R511-01(f)(2);
 - (2) Daily inspection of the system status, as required by R511-01(g)(2);
 - (3) Annual certification test results, as required by R511-01(g)(3);
 - (4) Five-year recertification test results, as required by R511-01(g)(4);
 - (5) Planned removals from service for maintenance, repair or alteration of the ARC system, including the extent and duration of any removal and related notifications to the Department; and
 - (6) Unplanned out-of-service conditions, including a description, extent and duration of any system malfunction, corrective actions taken, and related notifications to the Department.
- (j) **Lawfully Existing In-Building Repeater Systems.** Notwithstanding the provisions of this section, the operation of an in-building repeater system may be continued under the following circumstances and subject to the following requirements:

- (1) **Prior approval.** Such system must have been approved for installation by the *Department of Buildings* and/or the *Department* prior to January 1, 2015.
- (2) **Applicable standards.** Such system shall be operated and maintained in compliance with the *design and installation documents* and standards under which such system was approved, and the following requirements:
 - (A) **Permit.** A *permit* shall be obtained for such system.
 - (B) **Use of City frequencies and compliance with FCC regulations.** A written agreement with the *City of New York* for use of *Department* frequencies shall be executed and such system shall be operated and maintained in compliance with R511-01(d)(1), (2), (4), (5) and (6).
 - (C) **Supervision.** Operation of such system shall be supervised in accordance with R511-01(d)(6).
 - (D) **Radio coverage.** A commissioning test shall be conducted in accordance with Section R511-01(f)(2) within one (1) year from [EFFECTIVE DATE OF THIS SECTION], and an *ARC system* company certificate holder shall submit such results to the *Department*. Any such system that fails to meet or exceed the radio coverage performance standards set forth in R511-01(f)(1) shall be upgraded to meet or exceed such standards, or an application made to the *Department* for approval of appropriate mitigation measures to address gaps or other deficiencies in radio coverage. Such measures may include signage in building lobbies and/or in areas of the building in which such gaps exist.
 - (E) **Operational and maintenance requirements.** Such systems shall be operated and maintained in accordance with R511-01(g), (h) and (i).

3 RCNY 511-01

Table 1

Commissioning Test and Periodic Maintenance Requirements for In-Building Auxiliary Radio Communication Systems

ARC System Component/System Malfunction
<i>Dedicated Radio Console</i>
Control unit
Lamps and LEDs
Radio desk-set
Audio levels
Control levels
<i>Base Station</i>
Wireless signals
Transceivers
System performance
Radio ID pass-through
Emergency alert pass-through
<i>Base Station Failure Monitoring</i>
Low transmit power
Over temperature
High voltage standing wave ratio
Loss of alternating current (AC) or primary power source on the base station
Low battery capacity
Antenna failure
Signal amplification
Tamper switch
<i>Antenna Systems</i>
Amplifiers
Antennas
<i>Power Supply</i>
Primary (main) power supply
Engine-driven generator
Secondary (standby) power supply
Uninterrupted power supply (UPS)

Battery Tests
Primary battery performance test
Secondary battery/batteries performance test

§2. Subdivisions (a), (d), and (f) of Section 115-01 of Title 3 of the Rules of the City of New York are proposed to be amended by amending subdivision (a) and adding a new paragraph eight to subdivision (d) and a new paragraph four to subdivision (f) to read as follows:

§ 115-01 Company Certificates

- (a) Scope. This section sets forth standards, requirements and procedures for issuance of company certificates, including blasting contractor, central station, commercial cooking exhaust system servicing, fireworks contractor, fumigation and [thermal] insecticidal fogging operation, portable fire extinguisher sales, portable fire extinguisher servicing, pyrotechnic supplier [and], smoke detector maintenance company certificates and *ARC system testing*.

* * *
 - (d) Special Qualifications. In addition to general qualifications set forth in R115-01(c), applicants for the following company certificates shall possess and satisfactorily demonstrate to the *Department* that the company, its principals and officers, possess the following qualifications:

* * *

 - (8) *ARC system* testing company certificates.
 - (A) One (1) or more principals or officers of the company shall hold a *General Radiotelephone Operator License* issued by the *FCC* pursuant to 47 CFR Part 90.

* * *
 - (f) Special Application Requirements. In addition to the general application requirements set forth in R115-01(e), applications for the following company certificates shall include the following information and documentation:

* * *

 - (4) *ARC system* testing company certificates. Application for such a company certificate shall include:
 - (A) a list of the *ARC systems*, or other in-building radio communication systems, installed and/or tested by the company, its principals or officers, in the three-year period prior to the date of filing, including the addresses of the buildings in which such systems were installed and/or tested and the dates of such installation and/or testing;
 - (B) documentation of any enforcement action taken by *FCC* or other governmental authority with respect to an *FCC* General Radiotelephone Operator License or other radio communication-related license or permit held or formerly held by any principal or officer of the company in the five-year period prior to filing;
 - (C) a request, in a form approved by the *Department*, for *Department* approval to purchase two (2) or more portable radios of the type utilized by *Department* personnel, and for *Department* programming of such portable radios to operate on radio frequencies licensed by the *FCC* to the City of New York, solely for purposes of the company certificate holder's testing of *ARC systems*; and
 - (D) A written agreement, executed by a principal or officer of the company, in the form specified by the *Department*, that sets forth terms and conditions for use, by the company and its personnel, of portable radios that operate on *Department* frequencies, including compliance with *FCC* regulations and other applicable, laws, rules and regulations, and the authority of the *Department* to direct the company and its personnel to immediately discontinue operating on the frequencies and to submit the company's portable radios to the *Department* for removal of *Department* programming.
- §3. Subdivision (c) and item 24 of subdivision (e) of Section 4601-01 of Title 3 of the Rules of the City of New York are proposed to be amended to read as follows:
- (c) Certificate Fees (FC A01). [Reserved] FCA01.1 is amended to read as follows:

* * *

16. ARC system testing company certificate

Original application	\$ 105.00
Renewal application	\$ 50.00
Original portable radio programming (per radio)	\$ 75.00
Portable radio inspection (per radio)	\$ 75.00

(e) Permit, Inspection and Plan Examination Fees (FC A03).
[Reserved] FC A03 is amended to read as follows:

* * *

24. [Fire department in-building] In-building auxiliary radio communication systems

To maintain and operate an in-building auxiliary radio communication system

Original application (including acceptance testing)	\$ 105.00, plus \$50.00 per building floor included in application
Renewal application	\$ 105.00

511-01 (ARC) (6/24/15 publication)

**NEW YORK CITY LAW DEPARTMENT
DIVISION OF LEGAL COUNSEL
100 CHURCH STREET
NEW YORK, NY 10007
212-356-4028**

**CERTIFICATION PURSUANT TO
CHARTER §1043(d)**

RULE TITLE: Requirements for In-Building Auxiliary Radio Communications Systems

REFERENCE NUMBER: 2015 RG 026

RULEMAKING AGENCY: New York City Fire Department

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

- (i) is drafted so as to accomplish the purpose of the authorizing provisions of law;
- (ii) is not in conflict with other applicable rules;
- (iii) to the extent practicable and appropriate, is narrowly drawn to achieve its stated purpose; and
- (iv) to the extent practicable and appropriate, contains a statement of basis and purpose that provides a clear explanation of the rule and the requirements imposed by the rule.

/s/ STEVEN GOULDEN
Acting Corporation Counsel

Date: June 19, 2015

**NEW YORK CITY MAYOR'S OFFICE OF OPERATIONS
253 BROADWAY, 10th FLOOR
NEW YORK, NY 10007
212-788-1400**

**CERTIFICATION / ANALYSIS
PURSUANT TO CHARTER SECTION 1043(d)**

RULE TITLE: Requirements for In-Building Auxiliary Radio Communications Systems

REFERENCE NUMBER: FDNY-6

RULEMAKING AGENCY: FDNY

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

- (i) Is understandable and written in plain language for the discrete regulated community or communities;
- (ii) Minimizes compliance costs for the discrete regulated community or communities consistent with achieving the stated purpose of the rule; and

- (iii) Does not provide a cure period because it does not establish a violation, modification of a violation, or modification of the penalties associated with a violation.

/s/ Francisco X. Navarro
Mayor's Office of Operations

June 19, 2015
Date

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TAXI AND LIMOUSINE COMMISSION

■ NOTICE

Notice of Promulgation of Rules

NOTICE IS HEREBY GIVEN in accordance with section 1043(b) of the Charter of the City of New York ("Charter") that the Taxi and Limousine Commission ("TLC") promulgates rules which set the renewal fee for licenses for Street Hail Livery vehicles (also known as Boro Taxis or green cabs).

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

On June 22, 2015, a public hearing on these rules was held by the TLC at the TLC's offices at 33 Beaver Street, 19th Floor, New York, NY. These rules were approved at the TLC's public Commission Meeting held on June 22, 2015. These rules will take effect 30 days after publication.

STATEMENT OF BASIS AND PURPOSE OF RULE

The TLC has passed a rule that sets the renewal fee for licenses for Street Hail Livery vehicles (also known as Boro Taxis or green cabs). The prior TLC rules did not provide a renewal fee for these licenses because it was not necessary to specify the fee to begin issuance of the Street Hail Livery licenses in 2013. However, the TLC is authorized to collect a renewal fee by the statute authorizing the issuance of Street Hail Livery Permits, Chapter 602 of the Laws of 2011, as amended by Chapter 9 of the Laws of 2012 (collectively, the "Hail Law"). The TLC has determined that a renewal fee for Street Hail Livery licenses of \$1200 per license for a three year renewal term (or \$400 annually) is an appropriate fee. However, based upon feedback from Street Hail Livery industry stakeholders the TLC has decided to set the three year renewal fee for Street Hail Livery licenses to \$900 per license for a three year term (or \$300 annually).

The Commission's authority for this rule is found in section 2303 of the New York City Charter and section 19-503 of the Administrative Code of the City of New York, as well as in the Hail Law.

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

Section 1. Section 82-08 of Title 35 of the Rules of the City of New York is amended by adding a new subdivision (b), to read as follows:

(b) *Renewal Fee.* The renewal fee for a Street Hail Livery License will be \$900 tri-annually.

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Notice of Promulgation of Rules

NOTICE IS HEREBY GIVEN in accordance with Section 1043(b) of the New York City Charter ("Charter") that the Taxi and Limousine Commission ("TLC") promulgates amendments to its rules to incorporate a new chapter governing Dispatch Service Providers and to amend the rules surrounding dispatching FHV's through means other than communicating with a dispatcher.

These rules are promulgated pursuant to Sections 1043 and 2303 of the Charter and Section 19-503 and 19-511 of the Administrative Code of the City of New York.

These rules were published on April 24, 2015, for public comment in the City Record. On May 28, 2015, a public hearing was held by the TLC at its offices at 33 Beaver Street, 19th Floor, New York, NY, 10004. These rules were approved at a TLC Commission Meeting on June 22, 2015. These rules will take effect 30 days after publication.

Statement of Basis and Purpose of Rule

The New York City Administrative Code mandates the TLC license the operators of dispatch systems that convey information to drivers of licensed vehicles. For-hire vehicle ("FHV") bases obtain base licenses from the TLC to operate these dispatch systems, and the TLC promulgated rules governing how bases managed customer interactions and dispatched to drivers and vehicles, usually by phone or two-way radio. However, the rise of new technologies that can be used to dispatch vehicles and connect passengers with drivers has

introduced new market entrants that do not fit neatly into the base licensure system. The TLC wants to ensure that companies providing these dispatch services for bases, through whatever technological means, can operate in New York City without having to purchase base license and a base, while still ensuring bases, drivers, and passengers are provided important protections. These rules accomplish this goal by introducing a new license for Dispatch Service Providers and increasing service standards for all bases to ensure that they too can take advantage of new technologies to provide for-hire service.

Under TLC's current rules, an entity that dispatches FHV's must either obtain a base license from the TLC or have a contract with an existing FHV base. By creating a new licensing structure for operators of dispatching services that contract with existing FHV bases ("Dispatch Service Providers"), the TLC accomplishes the following goals:

Encourage Innovation

Creating a separate license means Dispatch Service Providers will not need to obtain a base license to dispatch FHV's in New York City. Dispatch Service Providers do not have the added expenses and burdens of base licensure such as purchasing a base, maintaining parking, paying into a workers' compensation fund, community board and Commission approval, and affiliating a required number of vehicles. This will allow companies to more easily take advantage of technological advances to offer for-hire services in New York City, while at the same time ensuring that all players are adhering to important safety, transparency, accountability, and availability principles.

Protect Bases and Drivers

Currently, Dispatch Service Providers offer FHV service through agreements with licensed bases and are not accountable to the TLC. Dispatch Service Providers can cause bases or drivers to unintentionally violate TLC Rules, and TLC's only recourse in those circumstances is to enforce against bases and drivers, who may not have control over or knowledge of the bad behavior. Without the threat of a penalty, Dispatch Service Providers have diminished interest in limiting bases' liability, creating a significant accountability gap. Licensing Dispatch Service Providers closes this gap. Additionally, Dispatch Service Providers based in other states or countries that may choose to operate in NYC will not be able to "disappear", leaving bases and drivers in the lurch. Licensing creates an official relationship between the Dispatch Service Provider and New York City and will ensure they have a stake in keeping drivers and bases in compliance with TLC Rules. Knowing that a licensed Dispatch Service Provider has a stake in their compliance with TLC Rules, all bases and drivers will be able to use Dispatch Service Providers, not just those with the means to negotiate and enforce contracts.

Provide Uniform Standards for Passenger Protection

All passengers are entitled to the same protections and price notifications, regardless of how their vehicles were dispatched to them. Licensing Dispatch Service Providers ensures that they are required to provide the same services that bases are required to provide.

The new Chapter 77 accomplishes these goals by requiring, among other things, that Dispatch Service Providers:

- File passenger data privacy and security policies with the TLC and follow New York State and federal laws for notification in the case of a data breach.
- Maintain working customer service contacts.
- Provide passengers with itemized receipts and notifications of all rates and fees.
- Give passengers the opportunity to request an estimate of the total fare in dollars and cents if a price multiplier or variable pricing policy is in effect.
- Allow and require passengers to affirmatively accept all price multipliers and variable pricing policies.
- Provide passengers with the vehicle, driver, and affiliated base license number.
- Inform passengers complaining about drivers that only TLC can revoke or suspend a driver's license.
- Ensure that driver-facing interfaces operate via one touch or voice activation while the vehicle is in motion.
- Collect and submit trip data.
- Provide an option to request an accessible vehicle.
- Notify the TLC when changing the way in which they comply with requirements that drivers or passengers receive information.

FHV bases are already accountable to the TLC through their base license structure. However, as bases move towards offering passenger a way to book FHV service without speaking directly to a dispatcher, the TLC needs to ensure that passengers still receive important information about the requested trip, including the rate and vehicle and driver information. Since there is no person on the phone to answer questions such as what rates are in effect for a trip and

how much the trip will cost, these rules require that this important information be provided to passengers regardless of how a passenger books a trip. Additionally, as more bases utilize technology that collects large amounts of passenger information, including credit card and geo-location data, passengers need to be sure this information is kept safe and secure. The TLC has also heard complaints that, as technology more quickly connects passengers with drivers, vehicles have been waiting in the passenger pickup areas of the airports, causing congestion and clogging lanes as drivers wait for potential dispatch requests. To address these concerns, the rules require, among other things, that all bases:

- File security and privacy policies with the TLC if they collect private information, as defined by state law, and follow New York State and federal laws for notification in the case of a data breach.
- Have a working e-mail or telephone number for customer service.
- Use their own names on any passenger facing booking tool and inform passengers of their rates in any passenger-facing booking tool that does not involve speaking to a person.
- For black car bases and luxury limousine bases, allow passengers to request an estimate of the total fare in dollars and cents if a price multiplier or variable pricing policy is in effect (livery bases must already provide all passengers with a binding fare quote).
- File accurate and detailed rate schedules with the TLC, inclusive of price multipliers or variable pricing policies.
- Inform passengers complaining about drivers that only TLC can revoke or suspend a driver's license.
- Ensure that driver-facing interfaces used to accept dispatches operate via one touch or voice activation while the vehicle is in motion.
- Dispatch to vehicles at the airport only when those vehicles are in areas other than the passenger pick up locations.
- Only dispatch vehicles equipped with no more than two electronic devices used to accept dispatches.
- Itemize receipts, if provided.

Finally, as the number of ways in which an SHL can receive a dispatch has increased, drivers have grown confused as to the procedures for accepting a dispatch. To address this, these rules specify the procedures for entering an accepted dispatch into an SHL's in-vehicle technology system.

The Commission's authority for these rules is found in section 2303 of the New York City Charter and sections 19-503 and 19-511 of the New York City Administrative Code.

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

Section 1. The definition of the terms "Dispatch," "Hail Exclusionary Zone," "Hail Trip," "Hail Zone," "Pre-Arranged Trip," "Street Hail Livery," and "Taxicab" as set forth in section 51-03 of Title 35 of the Rules of the City of New York is amended, and new definitions of the terms "Dispatch Service," "Dispatch Service Provider," and "E-Dispatch" are added, in alphabetical order, to read as follows:

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

E-Dispatch is a Dispatch arranged through a licensed Dispatch Service Provider.

Dispatch Service is dispatching, reserving, or referring trips to Drivers on behalf of TLC-licensed Bases through a publicly available, Passenger-facing booking tool.

Dispatch Service does not include a Base dispatching through a Passenger-facing booking tool that uses the same public-facing name in its branding, operations, promotions, or advertisements as the trade, business, or operating name the Base has on file with the TLC. Dispatch Service does not include a Base dispatching or managing its fleet under the trade, business, or operating name the Base has on file with the TLC using commercial dispatching software.

Dispatch Service Provider. An entity licensed by the TLC under Chapter 77 to provide Dispatch Services for licensed FHV Bases.

Hail Exclusionary Zone is the area in which Street Hail Liveries are NOT permitted to accept a passenger by hail [in the street]. The Hail Exclusionary Zone is: (1) Manhattan south of East 96th Street and West 110th Street (2) The New York City Airports.

Hail Trip, for a Street Hail Livery, is a trip commenced by the Street Hail Livery Driver accepting a passenger by hail [in the Street].

Hail Zone is the area in which Street Hail Liveries are permitted to accept passengers by hail [in the street]. The Hail Zone is all areas of New York City except: (1) Manhattan south of East 96th Street and

West 110th Street (2) The New York City Airports.

Pre-Arranged Trip. A Pre-Arranged Trip, for a Street Hail Livery, is a trip commenced by a Passenger pre-arranging a trip through a Base, by telephone, smartphone application, website, or other method. Note that a Street Hail Livery cannot accept a Pre-Arranged Trip beginning in the Pre-Arranged Exclusionary Zone. A Pre-Arranged Trip does NOT include a trip that is regular paratransit service or is service provided to individuals with disabilities by or on behalf of the Metropolitan Transportation Authority.

Street Hail Livery is a Commission-licensed For-Hire Vehicle, or, for purposes of being a Street Hail Livery, a Commission-licensed Paratransit Vehicle, that is authorized to accept persons by hail [in the street] in the Hail [Service] Zone. A Street Hail Livery must be affiliated with a Street Hail Livery Base.

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

Section 2. Subdivision (i) of section 54-17 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (i) Pre-Arranged Trips in a Street Hail Livery. For a Pre-Arranged Trip in a Street Hail Livery, the following rules apply:
 - (1) A Driver of a Street Hail Livery in a Pre-Arranged Trip [dispatched through the Vehicle's Base] must not charge or attempt to charge a fare above the pre-approved rate quoted by the [Base's dispatcher] dispatching Base.
 - (2) A Driver of a Street Hail Livery, immediately after accepting a Pre-Arranged Trip, must enter the appropriate on-duty unavailable code into the LPEP.
 - (3) A Driver of a Street Hail Livery in a Pre-Arranged trip must place the Taximeter in a recording position at the beginning of the trip and allow it to continue recording for the duration of the trip.
 - (4) A Driver of a Street Hail Livery must enter the total fare for the Pre-Arranged Trip into the Taximeter as a flat rate trip charge using Rate Code 5 at the beginning of the Trip.

§54-17(i)	Mandatory penalties as set forth in §54-02	Appearance NOT REQUIRED
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Section 3. The Note set forth in subdivision (f) of subdivision (f) of section 54-22 of Title 35 of the Rules of the City of New York is amended to read as follows:

Note: [A] In addition to the Driver Information Monitor and/or a device provided for the Accessible Dispatch Program, a Street Hail Livery is permitted to have;

- the dispatch equipment required by its Street Hail Livery Base; and
- one electronic device that is used to accept E-Hails from a licensed E-Hail Application and/or dispatches from a Base or Dispatch Service Provider, provided that the device is mounted in a fixed position and not hand-held and use of the electronic device is limited to either voice or one-touch preprogrammed buttons or keys while the Vehicle is in motion.

§54-22(f)	Fine: \$50-\$350 and/or suspension up to 30 days Points: 1	Appearance REQUIRED
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Section 4. Subparagraph (ii) of paragraph (1) of subdivision (b) of section 54-24 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (ii) A Driver is required to log in and operate LPEP in order to obtain the Trip Record data for each trip in a Street Hail Livery, including Pre-Arranged Trips and those trips that begin with the use of an E-Hail Application.

Section 5. Paragraph (1) of subdivision (g) of section 55-15 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (g) *No Overcharging Passenger.*
 - (1) A Driver must not charge or attempt to charge a fare above the pre-approved rate quoted by the dispatcher or Dispatch Service Provider. A Driver must not impose or attempt to impose any additional charge for transporting a Person with a Disability, a service animal accompanying a Person with a Disability or a wheelchair or other mobility aid.

Section 6. Subdivision (a) of section 55-19 of Title 35 of the Rules of the City of New York is amended and a new subdivision (c) is added, to

read as follows:

- (a) *Limitations on Driver Solicitation of Passengers.* A Driver must not solicit or pick up Passengers other than by prearrangement through a licensed Base or Dispatch Service Provider, or dispatch of an Accessible Vehicle.

§55-19(a)	Fine: First Violation: \$500 Second Violation in 24 months: \$1500 Third Violation in 36 months: Revocation	Appearance REQUIRED
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- (c) *Airports.* A Driver must not accept a dispatch while parked or otherwise located at Kennedy Airport or La Guardia Airport unless the Driver is parked in an area other than the airport's designated passenger pick up locations.

§55-19(c)	Fine: \$250	Appearance NOT REQUIRED
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Section 7. Paragraph (1) of subdivision (a) of section 55-20 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (a) *Must Not Refuse Passengers.*
 - (1) A Driver who has been dispatched must not refuse, by words, gestures, cancellation of such dispatch, or any other means to provide transportation to a person who has prearranged the trip with a destination within the City of New York, the counties of Westchester or Nassau or Newark Airport.

Section 8. Subdivision (f) of section 55-22 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (f) **[Reserved.]** *No Unauthorized Equipment.* In addition to the dispatch equipment required by a Driver's Base, a Driver is permitted to use the following electronic device(s) provided that the device(s) is mounted in a fixed position and not hand-held and use of the electronic device(s) is limited to either voice or one-touch preprogrammed buttons or keys while the Vehicle is in motion:

- (1) If the dispatch equipment required by a Driver's Base is capable of accepting dispatches from other Bases or Dispatch Service Providers, ONE electronic device that is used to accept dispatches from a Base or Dispatch Service Provider.
- (2) If the dispatch equipment required by a Driver's Base is not capable of accepting dispatches from other Bases or Dispatch Service Providers, TWO electronic devices that are used to accept dispatches from a Base or Dispatch Service Provider.

Section 9. Subdivision (c) of section 59A-31 of Title 35 of the Rules of the City of New York is amended and a new subdivision (e) is added to read as follows:

- (c) *[Meter] Taximeter:* No For-Hire Vehicle can be equipped with a Taximeter except a wheelchair accessible Livery which is participating in the dispatch program as described in Chapter 3 of this title or a Street Hail Livery pursuant to Section 59B-51 of this Chapter.

§59A-31(c)	Fine: \$50	Appearance NOT REQUIRED
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- (e) *Electronic Dispatching Device.* In addition to the dispatch equipment required by the Vehicle's affiliated Base pursuant to §59B-15(d)(1) of these Rules, a For-Hire Vehicle may be equipped with the following electronic device(s) provided that that the device(s) is mounted in a fixed position and not hand-held and use of the electronic device(s) is limited to either voice or one-touch preprogrammed buttons or keys while the Vehicle is in motion:

- (1) If the dispatch equipment required by the Vehicle's affiliated Base is capable of accepting dispatches from other Bases or Dispatch Service Providers, ONE electronic device that is used to accept dispatches from a Base or Dispatch Service Provider.
- (2) If the dispatch equipment required by the Vehicle's affiliated Base is not capable of accepting dispatches from other Bases or Dispatch Service Providers, TWO electronic devices that are used to accept dispatches from a Base or Dispatch Service Providers.

Section 10. Subdivision (a) of section 59B-20 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (a) *Base Name.*

- (1) File with Commission. A For-Hire Base Owner must file with the Commission [the] a Base name [it uses (including)] and any public facing name it uses in its branding, operations, promotions or advertising as its trade, business or operating [names] it uses in the operation of the base or in promotions or advertising] names.
- (2) No “Substantially Similar” Names. The Chairperson can reject any such Base name or trade, business or operating name if, in the judgment of the Chairperson, such name is substantially similar to the trade, business or operating name of another Base.
- (3) Only One Name and One Trade, Business, or Operating Name per Base.
 - (i) A Base must use only one Base name and only one trade, business or operating name in its operations, including in its public communications, advertising, promotional activities, and Passenger solicitation activities.
 - (ii) A Base can add words such as “premium” or “select” to its approved trade name to promote a different level of service, if the Base offers multiple levels of service.
- (4) Only One Base per Name. Any trade, business or operating name approved by the Chairperson for one Base cannot be used by any other Base, unless both Bases seeking to use the same trade, business or operating name share identical Owners.

Section 11. Paragraph (1) of subdivision (a) and subdivisions (b), and (c) of section 59B-21 of Title 35 of the Rules of the City of New York are amended, and new subdivisions (g) and (h) are added, to read as follows:

(a) Maintenance of Current Rate Schedule.

- (1) A Base Owner must file a Rate Schedule with the Commission, in a form approved by the Chairperson. This Rate Schedule must include any lawful price multipliers or variable pricing policies, any and all fees associated with E-Dispatching Vehicles, and the Base’s rates for rides dispatched by the Base for Pre-Arranged Trips provided by Street Hail Liveries, if the Base dispatches Street Hail Liveries.

* * *

- (b) Hours of Operation. A Base Owner must file with the Chairperson the Base’s hours of operations, including the hours Passengers may book the Base’s affiliated Vehicles through a Dispatch Service Provider, and must notify the Chairperson of any change in the hours of operation.

§59B-21(b)	Fine: \$50	Appearance NOT REQUIRED
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(c) Public Access Information.

- (1) A Base Owner must file with the Chairperson all contact information made available to or offered to the public for purposes of pre-arranging transportation for hire, including but not limited to telephone numbers, [Websites] smartphone applications, websites, Dispatch Service Providers, and email addresses.
- (2) If the contact information made available to or offered to the public for purposes of pre-arranging transportation for hire cannot be used to contact the Base for trip-related customer service, a Base Owner must file with the Chairperson a working customer service telephone number and/or email address.
- (3) These telephone numbers, [Websites] smartphone applications, websites, email addresses, Dispatch Service Providers, and other contact information and methods can be used only with the name of the Base or the Base’s trade, business or operating name approved under §59B-20(a) of this Chapter.

§59B-21(c)	Fine: \$100	Appearance NOT REQUIRED
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- (g) Privacy and Security Policies. If the Base collects and maintains passenger “Private Information,” as defined by New York General Business Law §899-aa(1)(b), of if the Base collects and maintains passenger geo-location data, the Base Owner must file with the Commission current detailed privacy and security policies meeting industry best practices.
- (h) Security Breach. If the Base is required to make disclosures under New York State or Federal law regarding security breaches,

including the New York State Information Security Breach and Notification Act (General Business Law §899-aa), the Base Owner must inform the Commission immediately following such disclosure(s).

§59B-21(i)	Penalty: \$1,000 fine per day and suspension until compliance	Appearance REQUIRED
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Section 12. Subdivision (a) of section 59B-23 of Title 35 of the Rules of the City of New York is amended to read as follows:

- (a) Rates Must Not Exceed Scheduled Rates. A Base Owner must not quote or charge a fare, or allow a Dispatch Service Provider to quote or charge a fare, that is more than the fare listed in the Rate Schedule filed with the Commission.

§59B-23(a)	Fine: \$200 for Passenger overcharge, whether from any quote or from schedule of fares required to be filed with the Commission.	Appearance NOT REQUIRED
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Section 13. Subdivision (c) of 59B-25 of Title 35 of the Rules of the City of New York is amended and new subdivisions (f), (g), (h), (i), (j) and (k) are added, to read as follows:

(c) Advertising of Commission License.

- (1) A Base Owner must clearly state that the Base is licensed by the Commission in all Passenger-facing advertising, whether print, broadcast, electronic or Internet, and in all handbills, fliers, websites, smartphone applications, or other promotional materials and on all business cards and receipts.
- (2) All of the advertising and materials listed in (1) above must include the For-Hire Base License number.

- (f) Passenger Complaint Notification: Upon receipt of a Passenger complaint related to a Driver, a Base Owner must provide the Passenger with the “311” Commission complaint telephone number and inform the Passenger that only the TLC can suspend or revoke a Driver’s TLC License.

§59B-25(f)	Fine: \$250	Appearance NOT REQUIRED
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- (g) Dispatching to Vehicles at Airports. A Base Owner must not dispatch a Vehicle parked or otherwise located at Kennedy Airport or La Guardia Airport unless the Vehicle is parked in an area other than the airport’s designated passenger pick up locations.

§59B-25(g)	Fine: \$250	Appearance NOT REQUIRED
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- (h) Base Name and Rates on Booking Tools. If a Base allows a Passenger to request a dispatch through its own publicly available Passenger-facing booking tool without speaking to a dispatcher, the Passenger-facing booking tool must use only the Base Name or the trade, business, or operating name the Base has on file with the Commission pursuant to §59B-20(a)(1) of these Rules and must display the Base’s rates or fares within the booking tool.

- (i) For Black Car and Luxury Limousine Bases: Price Multipliers. If a price multiplier or variable pricing policy is in effect at the time at which a customer requests Black Car service or Luxury Limousine service, the following requirements apply:

- (1) A Base must provide, upon request, an estimate of the total fare in dollars and cents for the specific trip requested, inclusive of all fees and any price multiplier.
- (2) A Base must require the customer to affirmatively acknowledge and accept the price multiplier or variable pricing policy prior to dispatching a Vehicle to the customer.

- (j) Receipts. If a Base provides a receipt for a trip, the receipt must contain all of the following information:

- (1) The Dispatching Base License number;
- (2) Vehicle License number;
- (3) Vehicle’s affiliated Base License number;
- (4) Driver’s For-Hire License number;
- (5) Total amount due;
- (6) Itemized fees charged (if any) including any price multiplier or variable pricing policy in effect for the trip;
- (7) The “311” Commission complaint telephone number; and

- (8) The public access information the Base has on file with the Commission pursuant to §59B-21(c) of these Rules.
- (k) Electronic Dispatch Requests to Drivers. If a Base sends dispatch requests to Drivers through an electronic, Driver-facing interface, that interface must be available to a Driver *ONLY* when the Vehicle is standing or stopped, except that the Driver-facing interface can permit a Driver to accept a dispatch with a single touch using pre-programmed buttons or using voice activation while the vehicle is in motion. All other uses of a Driver-facing interface must be velocity gated to prevent its use while the vehicle is in motion.

Section 14. Subdivision (b) of section 59B-31 of Title 35 of the Rules of the City of New York is amended and a new subdivision (d) is added, to read as follows:

- (b) [Meter] Taximeter. A Base Owner must not dispatch a For-Hire Vehicle that is equipped with a Taximeter. *Exception:* A Street Hail Livery must be equipped with a taximeter. See Section 59B-51 of this Chapter.
- (d) Electronic Dispatching Device. A Base Owner must not dispatch a For-Hire Vehicle that is equipped with more than the number of electronic devices used to accept dispatches from a Base or Dispatch Service Provider allowed under §59A-31(e) of these Rules.

§59B-31(f)	Fine: \$50	Appearance NOT REQUIRED
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Section 15. Title 35 of the Rules of the City of New York is amended by adding a new Chapter 77, to read as follows:

Chapter 77

Licensing & Rules for Dispatch Service Providers

§77-01 Scope of the Chapter

- (a) To establish a formal procedure for the licensing and supervision of businesses that provide Dispatch Services.
- (b) To establish requirements for providing Dispatch Services which must be met in order for Dispatch Service Providers to apply for and obtain a license.
- (c) To establish services to be provided by Dispatch Service Providers for the benefit of individuals and businesses licensed by TLC and for the public.
- (d) To establish appropriate penalties for the violation of these rules.

§77-02 Penalties

- (a) Unlicensed Activity. Unlicensed Activity is the act of providing or advertising the provision of any service regulated by this chapter by:
 - (1) Any Dispatch Service Provider Licensee whose License is suspended, revoked, or expired and not yet renewed, or
 - (2) Any entity that does not hold a Valid License from the Commission to provide Dispatch Services.
- (b) Specific Penalties. If there are specific penalties for violating a Rule, they will be shown at the end of the Rule. The penalty section will also state whether the violator must attend a Hearing.
- (c) Payment of Fines.
 - (1) Fines are due within 30 days of the day the Respondent is found guilty of the violation, unless:
 - (i) the Respondent files an appeal of the decision issued by the Taxi and Limousine Tribunal within the time required by Chapter 5 of Title 48 of the Rules of the City of New York, in which case the payment of the fines will be deferred 30 days after the date of the appeal decision.
 - (2) If the fine is not paid by the close of business on the date due, the Commission will notify the Respondent in writing that the Respondent's License will be suspended in 10 business days of the date of the notification until the fine is paid, unless the Respondent demonstrates to the Commission, in person or in writing, that the fine has been paid.
- (d) Non-Renewal of License; Suspension; Revocation.
 - (1) Non-Renewal of License.
 - (i) If an Dispatch Service Provider License is not timely renewed, the Dispatch Service Provider must immediately notify each Licensee, including both Bases and Drivers, for whom the Dispatch Service Provider is providing Dispatch Service under the expired License that the License has expired and that the Licensee must terminate usage of the Dispatch Service.

- (ii) Upon expiration of the Dispatch Service Provider License, the Dispatch Service Provider must not provide Dispatch Services for any further Licensees under the expired License.
- (iii) Upon expiration of the Dispatch Service Provider License, the Dispatch Service Provider must immediately cease offering Dispatch Services to any Licensee or to the public in New York City.

(2) Suspension.

- (i) If an Dispatch Service Provider's License has been suspended by the Commission, the Dispatch Service Provider must immediately notify each Licensee for whom the Dispatch Service Provider is providing Dispatch Service under the suspended License:
 - Of the dates during which the License is suspended, and
 - that the Licensee must terminate usage of the Dispatch Service for the duration of such suspension.
- (ii) Upon suspension of the Dispatch Service Provider License, the Dispatch Service Provider must not provide Dispatch Services for any further Licensees under the suspended License for the duration of such suspension, and must immediately, for the duration of such suspension, cease offering Dispatch Services to any already enrolled Licensee or to the public in New York City.

- (ii) Upon suspension of the Dispatch Service Provider License, the Dispatch Service Provider must not provide Dispatch Services for any further Licensees under the suspended License for the duration of such suspension, and must immediately, for the duration of such suspension, cease offering Dispatch Services to any already enrolled Licensee or to the public in New York City.

(3) Revocation.

- (i) If an Dispatch Service Provider's License has been revoked by the Commission, the Dispatch Service Provider must immediately notify each Licensee from whom the Dispatch Service Provider is providing Dispatch Service under the revoked License that:
 - its service agreement with the Dispatch Service Provider will be deemed terminated as of the date of License revocation, and
 - the Licensee must not continue to use the Dispatch Service.
- (ii) Upon revocation of the Dispatch Service Provider License, the Dispatch Service Provider must not provide Dispatch Services for any further Licensees under the revoked License.
- (iii) An Dispatch Service Provider whose License has been revoked must cease offering Dispatch Services under the revoked License to any Licensees or to the public for in New York City.

§77-02(d)	Penalty: \$1,000 fine	Appearance NOT REQUIRED
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§77-03 Definitions Specific to this Chapter

- (a) Applicant in this Chapter means an Applicant for an original or renewal Dispatch Service Provider License.
- (b) Credit, Debit, and Prepaid Card Services. Any provision of Dispatch Service used to process Passenger payment of fare in a Vehicle by credit, debit, or prepaid card as described in §77-20(a) of these Rules.
- (c) Dispatch Service has the same meaning as the same term in §51-03 of these Rules.
- (d) Dispatch Service Provider has the same meaning as the same term in §51-03 of these Rules.
- (e) E-Dispatch has the same meaning as the same term in §51-03 of these Rules.
- (f) E-Dispatch Data. All data required to be collected, transmitted and maintained pursuant to §77-20(b) of these Rules.
- (g) Dispatch Service Provider License is a license issued to a Dispatch Service Provider pursuant to this Chapter.
- (h) License. When the term "License" is used by itself in this Chapter - and in this Chapter ONLY - it refers to an Dispatch Service Provider License.
- (i) Modification of Dispatch Service. Any change to the manner in which the Dispatch Service Provider complies with the passenger or driver facing requirements contained in §77-20 of these Rules.
- (j) Partner Base. A Base that has entered into an agreement with a Dispatch Service Provider pursuant to §77-15(c) of these Rules for the provision of Dispatch Services and appears on the list of Partner Bases the Dispatch Service Provider files with the

Commission pursuant to §77-05(c) of these Rules.

- (k) PCI Standards. The Payment Card Industry Data Security Standards issued by the Payment Card Industry Security Standards Council as they may change from time to time. See www.pcisecuritystandards.org
- (l) Service Levels. The standards of performance of the Dispatch Service and its components that are described in §§77-17 and 77-20 of these Rules.

§77-04 Licensing - General Requirements

- (a) Applicants for Dispatch Service Provider License. An Applicant for a Dispatch Service Provider License or its renewal may be an individual or a Business Entity.
- (b) License for Each Dispatch Service. An application for a new or renewal Dispatch Service Provider License must be filed for each Dispatch Service for which Commission approval is sought. A separate Dispatch Service Provider License will be issued or renewed for each approved Dispatch Service. All License requirements of this Chapter apply to each License to be issued or renewed.
- (c) Certification. Any new or renewal application for a Dispatch Service Provider License must be filed on a form approved by the Chairperson. The Applicant must swear (or affirm) that the information in the application is true, under penalty of perjury.
- (d) Proof of Identity. The individual or Business Entity Person submitting the application for a Dispatch Service Provider License must provide to the Commission proof of identity in the form of a valid photo identification issued by the United States, a state or territory of the United States, or any political subdivision of a state or territory of the United States.
- (e) Age. The individual or Business Entity Person submitting an application for a Dispatch Service Provider License or its renewal must be at least 18 years of age.
- (f) Fit to Hold a License. An Applicant applying for a Dispatch Service Provider License or its renewal must demonstrate that they are Fit to Hold a License.
- (g) Partnership Filings. When the Applicant is a partnership, it must file with its License application a certified copy of the partnership certificate from the clerk of the county where the principal place of business is located.
- (h) Corporate or LLC Filings. When the Applicant is a corporation, it must file with its License application all of the following:
- (1) One of the following certificates:
 - (i) A certified copy of its certificate(s) of incorporation with a filing receipt issued by the secretary of state if the Applicant was incorporated less than one year from the date of the License application;
 - (ii) A certificate of good standing if the Applicant was incorporated more than one year from the date of the License application; or
 - (iii) A copy of the certificate of incorporation, filing receipt, and authority to do business within the State of New York if the Applicant is an out-of-state corporation.
 - (2) Limited Liability Companies (LLCs). When the Applicant is a limited liability company, it must file with its application the following:
 - (i) A copy of its articles of organization
- (i) Uniqueness of Name. The Commission has the right to reject the proposed name of any Dispatch Service Provider that the Commission finds to be substantially similar to any name in use by another Dispatch Service Provider Licensee, or any name that contains the word(s) "hack," "taxi," "taxicab," "cab," "coach," or other designation of similar import.
- (j) Payment of Fines and Fees.
- (1) An Applicant, including an applicant for a renewal License, must pay, and provide proof of payment of, any outstanding fines or fees owed by the Applicant to
 - (i) the Commission,
 - (ii) NYC Department of Finance,
 - (iii) NYC Department of Consumer Affairs,
 - (iv) NYS DMV's Traffic Violations Bureau, and
 - (v) any of their successor agencies.
 - (2) This requirement includes payment of fines and fees owed as of the date of the application by
 - (i) any Business Entity Persons of the Applicant,

- (ii) any Business Entity of which the Applicant is a Business Entity Person, and
- (iii) any Business Entity of which a Business Entity Person of Applicant is also a Business Entity Person.

- (k) Address. An Applicant must give the Commission the Applicant's current Mailing Address and Email Address as required by §77-14 of these Rules.

- (l) Intellectual Property. An Applicant must own the rights to or hold licenses to all the intellectual property associated with the manner in which the Applicant provides Dispatch Services. The Commission reserves the right to request proof of such rights or licenses at any time during the term of the License.

§77-05 Licensing - Specific Requirements

- (a) Approval of Dispatch Service Providers -- New License. The Commission will not issue a Dispatch Service Provider License to any Applicant unless the Commission approves the manner in which the Dispatch Service Provider provides Dispatch Service. In determining whether to approve the Dispatch Service Provider License, the Commission will consider in its sole discretion, whether the documentation required to be submitted by the Applicant pursuant to subdivision (b) of this section adequately demonstrates that the manner in which the Dispatch Service Provider provides Dispatch Service complies with all of the requirements set forth in §77-20 of these Rules, or as such requirements may be waived or modified by the Commission pursuant to subdivision (f) of this section.
- (b) Documentation for Dispatch Service Provider Approval. The Applicant must submit with its License application a detailed description of the manner in which the Dispatch Service Provider provides Dispatch Service and its compliance with the requirements set forth in §77-20 of these Rules, as well as a list of all third-party designees the Dispatch Service Provider will use in offering Dispatch Services. If the License application includes a payment option the Applicant must submit with its License application Documentation, to be renewed and resubmitted to the TLC every twelve (12) months, demonstrating compliance with the security standards set forth in §77-20(f) of these Rules, or as such standards may be waived or modified by the Commission pursuant to subdivision (f) of this section, and the successful results of the security testing.
- (c) Partner Bases List. The Applicant must submit with its License application a list of all its Partner Bases. The Dispatch Service Provider must file with the Commission all updates to its list of Partner Bases within 5 business days of entering into a new Base agreement or terminating an existing Base agreement.
- (d) Privacy Policy. The Applicant must submit with its License application a current detailed privacy policy meeting industry best practices.
- (e) Security Policy. The Applicant must submit with its License application a current detailed security policy meeting industry best practices.
- (f) Customer Service Contact Information. The Applicant must submit with its License application a working email address and/or phone number which Passengers can use to contact the Dispatch Service Provider for customer service inquiries.
- (g) Modification of Dispatch Service. If, after a Dispatch Service Provider License is issued pursuant to this Chapter, the Dispatch Service Provider Licensee implements a Modification, the Dispatch Service Provider must notify the Commission upon implementing the Modification.
- (h) Required Insurance. After submission of an application for a new Dispatch Service Provider License, an Applicant must provide to the Commission proof of the insurance required in this subdivision when the Commission requests it. Upon submission of an application to renew a Dispatch Service Provider License, the Dispatch Service Provider Licensee must provide to the Commission proof of the insurance required in this subdivision.
- (1) Professional Liability Insurance.
 - (i) In the Commission's discretion, if professional services will be performed by the Applicant in connection with any of the activities licensed under this Chapter, the Applicant must maintain and submit evidence of Professional Liability ("PL") Insurance appropriate to the type(s) of services performed by the Applicant in the amount of at least One Million Dollars (\$1,000,000) per claim. The policy or policies must include an endorsement to cover the liability assumed by the Applicant under this Chapter arising out of the negligent performance of professional services or caused by an error, omission or negligent act of the Applicant or any employee or agent of the Applicant.

- (ii) If the Applicant's subcontractor(s) is/are performing or will perform professional services in connection with any of the activities licensed under this Chapter for which PL Insurance is reasonably commercially available, either the Applicant's PL Insurance under subparagraph (i) of this paragraph must cover the subcontractor(s) or such subcontractor(s) must maintain its/their own PL Insurance subject to all other requirements herein.
- (iii) Claims-made policies will be accepted for Professional Liability Insurance. The policies must have an extended reporting period option or automatic coverage of not less than two (2) years. If available as an option, the Applicant must purchase extended reporting period coverage effective on cancellation or termination of the insurance unless a new policy is secured with a retroactive date, including at least the last policy year.

(2) General Requirements for Insurance Coverage and Policies.

- (i) All required insurance policies must be maintained with companies that may lawfully issue the required policy and have an A.M. Best rating of at least A- / "VII" or a Standard and Poor's rating of at least A, unless prior written approval is obtained from the Commission.
- (ii) All insurance policies must be primary (and non-contributing) to any insurance or self-insurance maintained by the City.
- (iii) The Applicant must be solely responsible for the payment of all premiums for all required insurance policies and all deductibles or self-insured retentions to which the policies are subject, whether or not the City is an insured under the policy.
- (iv) There must be no self-insurance program with regard to any insurance required under this subdivision unless approved in writing by the Commission. Any self-insurance program must provide the City with all rights that would be provided by insurance otherwise required under this subdivision, including but not limited to the defense obligations that insurers are required to undertake in liability policies.
- (v) The City's limits of coverage for all types of insurance required under this subdivision must be the greater of:
(A) the minimum limits set forth in this subdivision; or
(B) the limits provided to the Applicant as Named Insured under all primary, excess, and umbrella policies of that type of coverage.

(3) Proof of Insurance.

- (i) For each policy required under this subdivision, the Applicant must file with the Commission a Declarations Page issued by the insurer. All Declaration Pages must be:
(A) in a form acceptable to the Commission and certify the issuance and effectiveness of such policies of insurance, each with the specified minimum limits; and,
(B) accompanied by either a duly executed "Certification by Insurer" in the form provided by the Commission or copies of all policies referenced in the Declarations Page. If complete policies have not yet been issued, binders are acceptable, until the complete policies have been issued, at which time such policies must be submitted.
- (ii) The Applicant must provide the Commission with a copy of any policy required under this subdivision upon demand by the Commission or the New York City Law Department.
- (iii) Acceptance by the Commission of a declarations page or a policy does not excuse the Dispatch Service Provider from maintaining policies consistent with all provisions of this subdivision (and ensuring that subcontractors maintain such policies) or from any liability arising from its failure to do so.
- (iv) If the Dispatch Service Provider receives notice, from an insurance company or other person, that any insurance policy required under this subdivision will expire, be cancelled, or terminated for any reason, the Dispatch Service Provider must immediately forward a copy of the notice to the Commission and the New York City Comptroller at:

NYC Taxi and Limousine Commission
Attn: General Counsel
33 Beaver Street 22nd Floor
New York, NY 10004

New York City Comptroller
Attn: Office of Contract Administration
Municipal Building, One Centre Street, Room 1005
New York, NY 10007.

(4) Miscellaneous Insurance Provisions.

- (i) Insurance coverage in the minimum amounts required in this subdivision shall not relieve the Dispatch Service Provider Licensee of any liability for indemnification under this Chapter.
- (ii) The Dispatch Service Provider waives all rights against the City, including its officers and employees, for any damages or losses that are covered under any insurance required under this subdivision (whether or not such insurance is actually procured or claims are paid under such insurance) or any other insurance applicable to the activities of the Dispatch Service Provider and/or its subcontractors required to be licensed under this Chapter.
- (iii) If the Dispatch Service Provider requires any subcontractor to procure insurance in connection with any of the activities licensed under this Chapter and requires the subcontractor to name the Dispatch Service Provider as an additional insured under such insurance, the Dispatch Service Provider must ensure that such entity also names the City, including its officers and employees, as an additional insured with coverage at least as broad as the most recently issued ISO form CG 20 26.

- (i) Renewals of Required Insurance Policies. The Dispatch Service Provider must submit to the Commission certificates of insurance confirming renewals of insurance before coverage of insurance policies required under subdivision (h) of this section expires. Certificates of Insurance must comply with the requirements of subparagraph (h)(3)(i) above.

§77-05(i)	Penalty: \$1,500 fine and/or suspension up to 60 days or revocation	Appearance REQUIRED
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- (j) Waivers or Modifications. Except where expressly prohibited by law, the Chairperson may, in his or her discretion, waive or modify any requirements for licensing under this Chapter in the interests of public safety and convenience. Requests for waivers or modifications must be submitted in writing to the Chairperson.

§77-06 Licensing - Bond Required

- (a) Amount of Bond. An Applicant for an Dispatch Service Provider License or renewal must deposit or have deposited with the Commission a five thousand dollar (\$5,000) bond, payable to the City of New York. The bond must be provided by one or more sureties approved by the Commission.
- (b) Bond Guarantees. The bond must guarantee that the Applicant or licensed Dispatch Service Provider will:
 - comply with all applicable provisions of law and rules of the Commission,
 - pay all fines imposed by the Commission, and
 - pay all judgments or settlements arising from any action connected in any way with the Dispatch Service Provider License.
- (c) Fines and Judgments. The Dispatch Service Provider is immediately liable for the payment of any fine or judgment when the amount is determined or upon final determination of an appeal. If the fine is not paid as required by § 77-02(c) of these Rules, the Commission may draw upon the bond.

§77-07 Licensing - Fees and Term of License

- (a) Fee. Every application for a new or renewal Dispatch Service Provider License must be accompanied by a non-refundable application fee of \$1,000 for each License to be issued or renewed.
- (b) Form of Payment. All application fees must be paid in the form authorized by §52-40 of these Rules.
- (c) No Refund if Application Denied. The Commission will not refund fees if it denies or disapproves the application.
- (d) License Replacement Fee. The fee to replace any lost, damaged or destroyed License is \$25.
- (e) Late Filing Fee. If the Commission allows a late filing for a renewal application, there will be an additional late filing fee of \$25.
- (f) Term of License. The term of an Dispatch Service Provider License will be three years or less and each License will expire on October

31st.

(g) *When to File for Renewal.*

- (1) To avoid a late fee, a renewing Applicant must file a completed application at least sixty (60) days before the expiration date of the License.
- (2) A renewing Applicant may file a completed application less than sixty (60) days before the expiration date as a "late application". The fee for the late application will be \$25.
- (3) The postmark date is the date of filing for an application that is filed by mail. The date of submission is the date of filing for an application that is filed in person or electronically.
- (4) The Commission will not accept a renewal application after the expiration date of the License. If the application is not filed before the expiration date, the License cannot be renewed.

(h) *Suspended Licenses.*

- (1) If a License is suspended and is due to be renewed during the suspension, the Dispatch Service Provider must apply for renewal as required in subdivision (h) of this section if the Dispatch Service Provider wants to renew the License. Failure to complete the renewal requirements means that the License cannot be renewed.
- (2) A License that is suspended is not Valid and cannot be used until the suspension ends. This applies even if the Applicant has filed an application for a renewal.

§77-08 Licensing - Cause for Denial, Suspension, or Revocation

- (a) *Failure to Continuously Comply.* Whenever the Commission determines that the Dispatch Service Provider no longer meets the requirements for the Dispatch Service Provider License, the Commission may suspend or revoke the License and deny any application for renewal.
- (b) *Summary Suspension.* Nothing in this section limits the authority of the Commission to summarily suspend any Dispatch Service Provider License when it determines that a threat to public health, safety, or welfare exists.
- (c) *Failure to Complete Application Requirements*
 - (1) The Chairperson may deny an application for a new License if the Applicant has not completed all the requirements of an application within ninety (90) days of the date the application is filed.
 - (2) The Chairperson may deny an application for a renewal License if the Applicant has not completed all the requirements of an application by the expiration date of the prior License.

- (d) *Additional Consideration of an Application.* If a review of the application leads the Chairperson to believe that the Applicant may not be Fit to Hold a License, the Chairperson may seek additional information from the Applicant. This request for additional information may be an in-person interview, telephone call, letter, email, or other method of communication. This additional consideration may result in the denial of the application. Failure to provide any requested information within a reasonable period as requested or failure to appear at a scheduled interview will result in a denial of the application.

§77-09 General Requirements - Unlicensed Activity

- (a) *Dispatch Service Provider License Required.* An individual or Business Entity must not provide Dispatch Services in New York City or enroll any individual or Business Entity for the provision of Dispatch Services without a Valid Dispatch Service Provider License.

§77-09	Penalty: \$10,000	Appearance REQUIRED
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§77-10 General Requirements - Compliance with Applicable Law

- (a) *Licenses and Permits.* A Dispatch Service Provider must obtain licenses and permits required by applicable local, state or federal law.
- (b) *Occupational Safety & Health Administration.* A Dispatch Service Provider must comply with all applicable Occupational Safety and Health Administration (OSHA) standards and requirements at the Dispatch Service Provider Licensee's place of business, as well as all other federal, state, and local laws governing its business.
- (c) *Payment of All Fines and Fees.* A Dispatch Service Provider must pay all fines, fees, and taxes it owes to any federal, state, or local governmental jurisdiction when they are due.

- (d) *Workers' Compensation Laws.* An Dispatch Service Provider must comply with all laws regarding workers' compensation and disability benefits, as well as all federal laws regarding the withholding of taxes and payment of FICA and other withholding taxes.

§77-10	Penalty: \$1,000 fine and/or suspension until compliance	Appearance NOT REQUIRED
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§77-11 General Requirements - Indemnification

- (a) *Infringement Indemnification.* A Dispatch Service Provider Licensee must defend, indemnify and hold the City harmless from any and all third-party claims (even if the allegations of the lawsuit are without merit) or judgments for damages and from costs and expenses (including reasonable attorneys' fees) to which the City may be subjected or which it may suffer or incur allegedly arising out of or in connection with any infringement by the Dispatch Service Provider Licensee, its employees, agents or subcontractors of any copyright, trade secrets, trademark or patent rights or any other property or personal right of any third party in the conduct of the licensed activities. Insofar as the facts or law relating to any third-party claim would preclude the City from being completely indemnified by the Dispatch Service Provider Licensee, the City shall be partially indemnified by the Dispatch Service Provider Licensee to the fullest extent permitted by law.
- (b) *Not Limited by Insurance.* The indemnification obligations set forth in this section shall not be limited in any way by the Dispatch Service Provider Licensee's obligations to obtain and maintain insurance as provided in §77-05(g) of these Rules.

§77-11(a)-(b)	Penalty: \$1,000 fine and/or suspension until compliance	Appearance REQUIRED
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§77-12 General Requirements - Unlawful Activities Prohibited

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

§77-12 (a)	Penalty: \$10,000 fine and revocation	Appearance REQUIRED
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§77-13 General Requirements - Notice to TLC

- (i) *Material Change in Information.* A Dispatch Service Provider Licensee must notify the Commission of any material change in the information contained in its current Dispatch Service Provider License application or renewal prior to implementing the change.

§77-13(a)	Penalty: \$1,000 fine and/or suspension up to 30 days	Appearance REQUIRED
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- (j) *Suspension or Revocation of License.* A Dispatch Service Provider Licensee must immediately notify the Commission in writing of any suspension or revocation of any license granted to the Dispatch Service Provider Licensee, or any other person acting on his or her behalf, by any agency of the City or State of New York, or the government of the United States.

§77-13(b)	Penalty: \$1,000 fine and suspension until compliance	Appearance REQUIRED
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- (k) *Security Breach.* If the Dispatch Service Provider is required to make disclosures under State or Federal law regarding security breaches, including the New York State Information Security Breach and Notification Act (General Business Law §899-aa), the Dispatch Service Provider Licensee must inform the Commission immediately following such disclosures.

§77-13(c)	Penalty: \$1,000 fine and suspension until compliance	Appearance REQUIRED
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§77-14 Business Requirements - Mailing and Email Address

- (a) Each Dispatch Service Provider must designate and provide to the Commission the street address of its primary Dispatch Service Provider location as its Mailing Address.
- (b) A Dispatch Service Provider must have and provide to the Commission a working Email Address and telephone number at all times.
- (c) A Dispatch Service Provider must report any change of Mailing Address, Email Address and telephone number to the Commission

in person or by mail within ten days.

§77-14(a)-(c)	Fine: \$100	Appearance NOT REQUIRED
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- (d) Any communication from the Commission is sufficient if sent to the last Mailing Address or Email Address provided by the Dispatch Service Provider.
- (e) Any communication from the Commission, except notices and summonses for which the manner of service is specified in §68-05 of these Rules, is sufficient if sent by email to the last Email Address provided by the Dispatch Service Provider.

§77-15 Business Requirements - Fees Charged by Dispatch Service Provider Licensees

(a) Fares.

(1) For all E-Dispatches:

- (i) A Dispatch Service Provider must NOT quote or charge a rate or fare that is greater than the rate or fare listed in the Rate Schedule filed with the Commission by its Partner Base(s).
- (ii) A Dispatch Service Provider must NOT charge Passengers any fee, including but not limited to the fees listed in subdivision (b) of this section, unless such fee is specifically listed in the Rate Schedule filed with the Commission by its Partner Base(s).
- (iii) A Dispatch Service Provider must NOT charge a rate or fare, inclusive of all fees, that is greater than the rate or fare provided to the Passenger pursuant to §77-20(d)(1) of these Rules.

(2) For E-Dispatches to Livery Partner Bases: A Dispatch Service Provider must NOT charge a fare above the amount quoted to the Passenger pursuant to §77-20(d)(1) of these Rules.

§77-15(a)	Penalty: \$1000 fine	Appearance NOT REQUIRED
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(b) Notice of Fees. The Dispatch Service Provider must provide Passengers and/or Drivers with reasonable notice of all Passenger and Driver fees and rates charged by the Dispatch Service Provider, as applicable, including but not limited to any lawful price multipliers or variable pricing fees, cancellation fees, and no-show fees, prior to Drivers' or Passengers' use of the Dispatch Service to request or accept a trip.

- (1) The amounts of any fees must be disclosed to the Passenger by the Dispatch Service Provider.
- (2) The Dispatch Service Provider is permitted to charge cancellation fees to Passengers and/or Drivers who cancel E-Dispatched trips using the Dispatch Service if the cancellation fees comply with the notification requirements set forth in this subdivision and appear on the Rate Schedule filed with the Commission by its Partner Base(s).
- (3) The Dispatch Service Provider must provide Drivers and/or Passengers with reasonable notice of any modifications of such fees or rates prior to the effective date of the modifications.

(c) File Partner Base Agreement Terms. The Dispatch Service Provider must enter into a written agreement with each Base for which it provides Dispatch Service and must file with the Commission a sample of the form of agreement of such agreement.

(d) File User Agreement Terms. The Dispatch Service Provider must file with the Commission all forms of the user agreements, use contracts, and privacy terms it requires Passengers to agree to prior to providing Passengers Dispatch Service. The Dispatch Service Provider must file with the Commission all updates of such documents and/or terms reflecting changes thereto.

§77-16 Business Requirements - Provision of Dispatch Services

All of the following conditions apply with regard to a Dispatch Service Provider's provision of Dispatch Services:

- (a) The Dispatch Service Provider must not provide Dispatch Services unless the manner in which the Dispatch Service Provider provides Dispatch Service has been approved by the Commission pursuant to this Chapter;
- (b) No modification will be made to any Vehicle to install or mount a device through which the Dispatch Service Provider will provide Dispatch Service without the permission of the Chairperson and the approval of the device and its installation and/or mounting in the Vehicle.

§77-16	Penalty: \$500-\$1,500 fine and/or suspension up to 60 days or revocation for each subdivision violated	Appearance REQUIRED
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§77-17 Business Requirements - Cooperation with the Commission

Upon request of the Commission, a Dispatch Service Provider must make available at no charge a fully operable any device through which the Dispatch Service Provider offers Dispatch Services, to either Passengers or Drivers, and access to any requisite Base, Driver, and Passenger test IDs.

§77-17	Penalty: \$500 fine and suspension until compliance	Appearance REQUIRED
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§77-18 Business Requirements - Dispatch Service Provider Liability for Conduct of Employees

- (a) Liability for Employee Conduct. A Dispatch Service Provider must supervise and be responsible for the conduct of all of its employees, contractors, and agents for activities performed to carry out the requirements of this Chapter. This subdivision and subdivisions (b) and (c) of this section shall not be applicable to Drivers, or to individuals or business entities performing work for any Dispatch Service Provider or its subcontractor(s) who under applicable law are deemed to be independent contractors and not employees.
- (b) Familiarizing Employees with Rules and Regulations. A Dispatch Service Provider must ensure that all of its employees, contractors, and agents are fully familiar with all relevant regulatory agency rules and regulations.
- (c) Compliance with Laws. A Dispatch Service Provider must ensure that all of its employees, contractors, and agents perform their duties in compliance with all relevant federal, state, and city laws, rules, and regulations.

§77-18(a)-(c)	Penalty: \$500 fine and/or suspension up to 60 days or revocation	Appearance REQUIRED
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§77-19 Comply with Laws - Conduct Rules

- (a) Acceptance of Gift or Gratuity. A Dispatch Service Provider Licensee, any person acting on his or her behalf, or any of the Dispatch Service Provider's employees must not accept any gift, gratuity, or thing of value from an Owner or Driver of any vehicle licensed by the Commission or from anyone acting on behalf of an Owner or Driver for the purpose of violating any of these rules through acts of commission or omission.
- (b) Reporting Requests for Gift or Gratuity. A Dispatch Service Provider Licensee, any person acting on the Dispatch Service Provider's behalf, or any of the Dispatch Service Provider's employees must immediately report to the Commission and the NYC Department of Investigation any request or demand for a gift, gratuity, or thing of value by any employee, representative, or member of the Commission or by any public servant.
- (c) Offer of Gifts and Gratuities. A Dispatch Service Provider Licensee, any person acting on his or her behalf or any of the Dispatch Service Provider's employees must not offer or give any gift, gratuity, or thing of value to any employee, representative, or member of the Commission or to any other public servant.

§77-19(a)-(c)	Penalty: \$10,000 fine and revocation	Appearance REQUIRED
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- (d) Reporting Offers of Gift or Gratuity. A Dispatch Service Provider Licensee must notify the Commission immediately by telephone and in writing or email within 24 hours after receiving any offer of a gift or gratuity prohibited by subdivision (a) above.
- (e) Fraud, Misrepresentation and Larceny. A Dispatch Service Provider Licensee, while performing his or her duties and responsibilities as a Dispatch Service Provider Licensee, must not commit or attempt to commit, alone or in concert with another, any act of fraud, misrepresentation, or larceny.

§77-19(d)-(e)	Penalty: \$10,000 fine and revocation	Appearance REQUIRED
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(f) Willful Acts of Omission and Commission.

- (1) Omission. While performing the duties and responsibilities of a Dispatch Service Provider Licensee, a Dispatch Service Provider Licensee must not deliberately fail to perform, alone

or with another, any act where this failure is against the best interests of the public, although not specifically mentioned in these Rules.

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

§77-19(f)	Penalty: \$350 and/or suspension up to 30 days or revocation	Appearance REQUIRED
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(g) Notice of Criminal Conviction.

- (1) A Dispatch Service Provider Licensee must notify the Commission in writing within two (2) days after any criminal conviction of the Dispatch Service Provider Licensee or any of the Dispatch Service Provider Licensee's Business Entity Persons.
- (2) Notification must be in writing and must be accompanied by a certified copy of the certificate of disposition of the conviction issued by the clerk of the court.

§77-19(g)	Penalty: \$500 and/or suspension up to 30 days	Appearance REQUIRED
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- (h) Threats, Harassment, Abuse. A Dispatch Service Provider Licensee must not threaten, harass, or abuse any Commission or other governmental representative, public servant, or other person while performing his or her duties and responsibilities as a Dispatch Service Provider Licensee.

§77-19(h)	Penalty: \$500 and/or suspension up to 30 days or revocation	Appearance REQUIRED
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- (i) Use or Threat of Physical Force. A Dispatch Service Provider Licensee must not use or attempt to use any physical force against a Commission or other governmental representative, public servant, or other person while performing his or her duties and responsibilities as a Dispatch Service Provider Licensee.

§77-19(i)	Penalty: \$500 and/or suspension up to 60 days or revocation	Appearance REQUIRED
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- (j) Cooperation with Law Enforcement. A Dispatch Service Provider Licensee must cooperate with all law enforcement officers and representatives of the Commission at all times.

§77-19(j)	Penalty: \$250 fine	Appearance NOT REQUIRED
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- (k) Cooperation with the Commission. A Dispatch Service Provider Licensee must answer and comply as directed with all questions, communications, notices, directives, and summonses from the Commission or its representatives. A Dispatch Service Provider Licensee must produce his or her Commission License and other required documents whenever the Commission requires.

§77-19(k)	Penalty: \$250 fine and suspension until compliance	Appearance REQUIRED
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§77-20 Technical Requirements - Provision of Dispatch Service

No Dispatch Service Provider will be approved by the Commission pursuant to this Chapter unless the manner in which it provides Dispatch Service complies with the all of the requirements set forth in this section or as such requirements may be waived or modified by the Commission pursuant to §77-05(j) of these Rules.

(a) Payment

- (1) Credit, Debit, and Prepaid Card Payment. If the Dispatch Service Provider accepts credit, debit, and prepaid cards for payment of fares, the Dispatch Service Provider:
 - (i) must offer the Passenger a receipt in accordance with paragraph (2) of this subdivision; the receipt can be an electronic receipt;
 - (ii) can offer pre-set payment options, including tip percentages, provided that the Passenger is permit Passengers to change the pre-set payment options for a given trip at any time prior to the completion of a

trip and payment of fare, including changes to the tip amount; and,

- (iii) cannot require a Passenger to pay a tip to the Driver above the fare quoted or charged to the Passenger.

- (2) The Dispatch Service Provider must be able to generate an accurate receipt for payment of fare for fares paid using its Dispatch Service, and the receipt must be offered to the Passenger. Upon the Passenger's request a receipt must be transmitted to the Passenger. The receipt can either be in hard copy form or in electronic form and must contain all the following information:

- (i) Vehicle License number;
- (ii) Vehicle's affiliated Base License number;
- (iii) Driver's For-Hire License number;
- (iv) Total amount due;
- (v) Itemized tolls (if applicable) by toll name and amount;
- (vi) Itemized fees charged (if any) including any lawful price multiplier or variable pricing policy in effect at the time of the trip;
- (vii) The "311" Commission complaint telephone number; and
- (viii) The public access information the Partner Base has on file with the TLC pursuant to §59B-21(c) of these Rules.
- (ix) The customer service contact information the Dispatch Service Provider has on file with the TLC.
- (3) A Dispatch Service Provider that accepts credit, debit, and prepaid cards for payment of fares must comply with all applicable PCI Standards. Credit, debit, and prepaid card information for electronic payments must not be stored locally on an electronic device through which the Dispatch Service Provider provides Dispatch Services.

§77-20(a)	Penalty: \$500 fine and/or suspension up to 60 days or revocation	Appearance REQUIRED
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- (b) E-Dispatch Data Collection and Transmission. A Dispatch Service Provider and its third party designee, if any, must be capable of automatically collecting and transmitting the following E-Dispatch data for each E-dispatched trip in a format, layout, and frequency prescribed by the Commission:

- (1) The date, time, and location of the Passenger to be picked up;
- (2) The Driver's For-Hire License number;
- (3) The dispatched Vehicle's License number;
- (4) The TLC License number of the For-Hire Base affiliated to the dispatched Vehicle.

§77-20(b)	Penalty: \$500 fine and/or suspension up to 60 days or revocation	Appearance REQUIRED
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- (c) Dispatch Service Restrictions. A Dispatch Service Provider must conform to the following service restrictions:

- (1) The Dispatch Service Provider must not transmit requests for transportation or E-Dispatches to any Driver who
 - (i) does not have a Valid FHV license, according to the listings on TLC's Current Licensees webpage,
 - (ii) is operating a Vehicle that does not have a Valid Black Car Vehicle, Livery Vehicle, or Luxury Limousine Vehicle License, according to the listings on TLC's Current Licensees webpage, or
 - (iii) is operating a Vehicle that is not affiliated with the Dispatch Service Provider's Partner Base(s).
- (2) If a Dispatch Service Provider sends dispatch requests to Drivers through an electronic, Driver-facing interface, that interface must be available to a Driver ONLY when the Vehicle is standing or stopped, except that the Driver-facing interface can permit a Driver to accept a dispatch with a single touch using pre-programmed buttons or using voice activation while the vehicle is in motion. All other uses of a Driver-facing interface must be velocity gated to prevent its use while the vehicle is in motion.
- (3) The Dispatch Service Provider must provide Dispatch Services to a Driver ONLY during the hours of operation its Partner Base(s) have on file with the Commission pursuant to §59B-21(b) of these Rules.

- (4) If the Dispatch Service Providers' Partner Bases have on file any of the same Public Access Information pursuant to §59B-21(c) of these Rules, the Dispatch Service Provider must clearly specify which Partner Base's rates will apply for a requested trip if the rate schedules the Partner Bases have on file with the Commission differ from each other.

§77-20(c)	Penalty: \$500 fine and/or suspension up to 60 days or revocation	Appearance REQUIRED
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(d) Passenger Notifications. A Dispatch Service Provider must conform to the following notification requirements:

- (1) Price Notification. The Dispatch Service Provider must clearly state the rate or fare for all trips requested by a Passenger through the Dispatch Service Provider and must conform to the following specifications:
 - (i) For E-Dispatches to Black Cars and Luxury Limousines:
 - (A) The Dispatch Service Provider must disclose to the Passenger the rate or fare for a requested E-Dispatch.
 - (B) The rate or fare displayed to the Passenger must include all applicable fees or surcharges, including any lawful price multiplier or variable pricing policy in effect.
 - (C) If any lawful price multiplier or variable pricing policy is in effect, the Dispatch Service Provider must require the Passenger to affirmatively acknowledge and accept the price multiplier or variable pricing policy prior to E-Dispatching a Vehicle.
 - (D) The Dispatch Service Provider must provide Passengers, upon request, an estimate of the total fare in dollars and cents for the specific trip requested, inclusive of all fees and any price multiplier or variable pricing policy in effect.
 - (ii) For E-Dispatches to Livery Vehicles:
 - (A) The Dispatch Service Provider must provide a binding fare quote to any prospective Passenger requesting an E-Dispatch to a specified destination and intermediate stop(s) prior to acceptance of the trip pursuant to §59B-23(b)(1) of these Rules.
- (2) License Notification: The Dispatch Service Provider must provide the following information at the time a Passenger's trip request is accepted:
 - (i) The name and TLC License number of the Base from which the Vehicle is being dispatched.
 - (ii) The dispatched Vehicle's License number.
 - (iii) The dispatched Driver's For-Hire License number.
- (3) Passenger Complaint Notification: Upon receipt of a Passenger complaint, the Dispatch Service Provider must provide the Passenger with the "311" Commission complaint telephone number and inform the Passenger that only the TLC can suspend or revoke a Driver's TLC License.

§77-20(d)	Penalty: \$500 fine and/or suspension up to 60 days or revocation	Appearance REQUIRED
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(e) Wheelchair Accessibility. The Dispatch Service Provider must make a wheelchair accessible option available to allow Passengers to indicate that they would like a wheelchair accessible vehicle when requesting a trip through the Dispatch Service Provider. All E-dispatches made pursuant to a request for an accessible vehicle to a Dispatch Service Provider must meet the "Equivalent Service" requirements set forth in §59B-17(c)(2) of these Rules.

§77-20(e)	Penalty: \$500 fine and/or suspension up to 60 days or revocation	Appearance REQUIRED
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(f) Security.

- (1) If the Dispatch Service Provider accepts credit card, debit card, or pre-paid card payment, the Dispatch Service Provider must conform to applicable PCI Standards.
- (2) The Dispatch Service Provider must comply with the security standards outlined in the Security Policy filed with the TLC pursuant to §77-05(e) of these Rules.

§77-20(f)	Penalty: \$500 fine and/or suspension up to 60 days or revocation	Appearance REQUIRED
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(g) Data Retention. All data required to be collected, transmitted and maintained pursuant to this section must be maintained for at least three (3) years.

§77-20(g)	Penalty: \$500 fine and/or suspension up to 60 days or revocation	Appearance REQUIRED
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Section 16. Section 82-35 of Title 35 of the Rules of the City of New York is amended by adding a new subdivision (e), to read as follows:

(e) Electronic Dispatching and E-Hail Device. In addition to the required LPEP equipment and the dispatch equipment required by the Licensee's affiliated Base pursuant to §59B-15(d)(1) of these Rules, a Licensee may equip a Street Hail Livery with one electronic device that is used to accepted dispatches from a Base or Dispatch Service Provider and/or E-Hails from a licensed E-Hail application, provided that that the device is mounted in a fixed position and not hand-held and use of the electronic device is limited to either voice or one-touch preprogrammed buttons or keys while the Street Hail Livery is in motion.

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CITY PLANNING

■ NOTICE

NOTICE OF COMPLETION OF THE FINAL ENVIRONMENTAL IMPACT STATEMENT

Staten Island Mall Enlargement

Project Identification

CEQR No. 14DCP136R
 ULURP Nos. N150271ZAR,
 N150275ZCR, N150274ZCR,
 N150273ZAR, and N150272ZAR
 SEQRA Classification: Type I

Lead Agency

City Planning Commission
 22 Reade Street, Room 1W
 New York, NY 10007

Contact Person

Robert Dobruskin, AICP, Director (212) 720-3423
 Environmental Assessment and Review Division
 New York City Department of City Planning

Pursuant to City Environmental Quality Review (CEQR), Mayoral Executive Order No. 91 of 1977, CEQR Rules of Procedure of 1991 and the regulations of Article 8 of the State Environmental Conservation Law, State Environmental Quality Review Act (SEQRA) as found in 6 NYCRR Part 617, a Final Environmental Impact Statement (FEIS) has been prepared for the proposal described below. The proposal involves actions by the City Planning Commission and Council of the City of New York pursuant to Uniform Land Use Review Procedures (ULURP). Copies of the FEIS are available for public inspection at the office of the undersigned. A public hearing on the DEIS was held on May 6, 2015. Written comments on the DEIS were requested and accepted by the Lead Agency until May 18, 2015.

A. INTRODUCTION

GGP Staten Island Mall, LLC, Macy’s Retail Holdings, Inc. (Macy’s) and JCPenney Corporation, Inc. (collectively, the Applicants) propose to enlarge an existing commercial center known as the Staten Island Mall (the Mall), located at 2655 Richmond Avenue (Block 2400, Lots 7, 118, 180, 210, 220, and 500) in the Heartland Village neighborhood of Staten Island Community District 2. The 84.95-acre project site for the proposed project (Staten Island Block 2400, Lots 7, 118, 180, 210, 220, and 500) is located in a C4-1 zoning district and is bounded by Richmond Hill Road, Marsh Avenue, Platinum Avenue, and Richmond Avenue.

The proposed actions include zoning authorizations pursuant to Section 36-023 of the New York City Zoning Resolution (ZR) for a group parking facility accessory to a commercial enlargement on a zoning lot in excess of 4 acres in a C4-1 zoning district and for a reduction of the parking requirement of ZR Section 36-21, and a certification of cross-access easements pursuant to ZR Sections 36-592 and 36-596(a). The proposed actions would facilitate the development of approximately 426,576 gross square feet (gsf) of new uses at the project site, including 298,711 gsf of local and destination retail uses (Use Group 6 or 10, depending on the retail use and size of establishment) and 54,488 gsf of Use Group 8 cinema uses. The additional space is anticipated to be occupied by: a supermarket (Use Group 6); cinema (Use Group 8); restaurant space (Use Group 6); food court (Use Group 6); enlargement of the existing Macy’s department store (Use Group 10); other non-department store retail uses (Use Group 6 or 10, depending on the size and type of establishment); and mall common area.

In conjunction with the retail enlargement, the proposed project includes the development of a new parking structure, as well as exterior landscape improvements. As described in more detail below, the overall number of parking spaces provided on the project site would decrease from 5,844 spaces to 5,477 spaces.¹ The proposed actions would facilitate the Applicants’ proposal through authorizing the site plan, which includes the size and location of the proposed enlargement, and the reconfiguration and number of parking spaces. It is anticipated that the proposed project would be completed by 2017. However, there is the possibility that Macy’s would elect to postpone commencement of construction of its proposed 75,000-gsf enlargement, in which case the Macy’s enlargement and a portion of the proposed structured parking garage would not be expected to be complete until 2019 (the “2019 Full-Build Scenario”).² As detailed in Section C, “Build Year,” the EIS evaluates the most conservative build scenario in determining the potential for significant adverse environmental impacts.

B. PROJECT DESCRIPTION

PROPOSED ACTIONS

The Applicants are seeking zoning authorizations pursuant to the ZR Section 36-023 for:

- A reduction by up to 47.5 percent of the ZR Section 36-21 parking requirement;
- Approval of the layout of a group parking facility accessory to a commercial development; and
- Approval to modify/waive the parking maneuverability and landscaping provisions of ZR Sections 36-58 and/or 37-90.

In addition, the Applicants are seeking cross-access easement certifications pursuant to: ZR Section 36-592 to certify that cross-access connections have been provided (for locations where they are required); and pursuant to ZR Section 36-596(a) that cross-access connections are not required (for locations where the presence of existing buildings preclude their provision). These certifications are ministerial actions and not subject to environmental review.

Since the tax lots that comprise the proposed project were the subject of variances granted by the Board of Standards and Appeals (BSA) in 1971 and 1991, the Applicants anticipate that they will apply to BSA to modify, via Special Order Calendar or by letter, the plans accompanying those previously-granted variance(s).

RESTRICTIVE DECLARATION

In connection with the proposed project, a Restrictive Declaration would be recorded at the time of final approval of all land-use related actions required to authorize the proposed Staten Island Mall Enlargement. The Restrictive Declaration would provide for the implementation of the mitigation measures at the intersection of Marsh Avenue and Staten Island Mall East Driveway and at Platinum Avenue at Staten Island Mall Drive. The Restrictive Declaration

1 The numbers of existing and proposed parking spaces (5,844 and 5,477, respectively) do not include 64 spaces that straddle the project site and adjacent Sears zoning lot, as described below.
 2 Under the 2019 Full-Build Scenario, the project site would contain 5,235 parking spaces by 2017 and 5,477 spaces upon completion of the Macy’s enlargement by 2019.

would require the Applicants, if so requested by the New York City Department of Transportation (NYCDOT), to install at the Applicants’ expense a new traffic signal at the intersection of Marsh Avenue and Staten Island Mall East Driveway; and to install at the Applicants’ expense a new left turn phase on the existing traffic signal at Platinum Avenue at Staten Island Mall Drive.

(E) DESIGNATION

The proposed project would assign (E) Designation (E-361) to the project site to avoid significant adverse hazardous materials impacts. An (E) designation is a mechanism that ensures no significant adverse impacts would result from a proposed project because of procedures that would be undertaken as part of the development of the project site.

DESCRIPTION OF THE PROJECT SITE

The project site is a 3,700,605-square-foot area generally bounded by Richmond Hill Road, Marsh Avenue, Platinum Avenue, and Richmond Avenue. The project site is located within a C4-1 zoning district, and contains approximately 1,228,814 gsf of retail uses and 5,844 parking spaces. The existing retail uses on the project site are Use Group 6 and Use Group 10. The worker population on the project site is approximately 2,750.

The project site for the proposed project does not include the zoning lot containing Sears or its adjacent 1,018-space parking area. Together with the Sears portion, the total Staten Island Mall site contains approximately 1,416,585 gsf of retail uses and 6,926 parking spaces.³

The Mall is a regional shopping center consisting of retail stores arranged with three anchor department stores on the north (Macy’s), south (Sears), and east sides (JCPenney) of the Mall. The Mall is currently comprised of three zoning lots:

- The Macy’s zoning lot (tax lot 118 and 500), which includes the Macy’s department store, Macy’s furniture store, and adjacent parking fields;
- The Mall/JCPenney zoning lot (tax lots 7, 180, 210, 220), which includes the retail stores comprising the mall itself, the JCPenney department store, and their adjacent parking fields; and
- The Sears zoning lot (tax lot 375), which includes the Sears department store and its adjacent parking field.

The Macy’s zoning lot (tax lot 118 and 500) and the Mall/JCPenney zoning lot (tax lots 7, 180, 210, and 220) are anticipated to be merged into a single zoning lot and comprise the project site for the proposed project. This zoning lot merger would facilitate the Applicants’ request for authorizations to approve a single site plan with a reduction in the combined parking requirement for the Macy’s and Mall/JCPenney zoning lots. The Sears zoning lot (tax lot 375), which is not under the control of the Applicants, is not subject to the proposed actions and would not be able to enlarge or change its parking layout without other discretionary approvals; accordingly, it is not included as part of the project site.

DESCRIPTION OF THE PROPOSED PROJECT

RETAIL PROGRAM

Approval of the proposed actions would facilitate the development of an approximately 426,576-gsf enlargement of the Mall on areas currently used for accessory parking.⁴ Uses within the enlarged areas are anticipated to include: 88,007 gsf of non-department store retail; 41,208 gsf of department store retail; 33,665 gsf of restaurants; 10,831 gsf of new food court; a 50,000-gsf supermarket; a 54,488-gsf cinema; a 75,000-gsf enlargement of the existing Macy’s department store; and 73,377 gsf of common, service and receiving areas. **Table S-1** presents the size of each retail use component of the development program.

**Table S-1
Proposed Development Program**

Use	ZR Use Group ¹	Floor Area (GSF)
Non-Department Store Retail	6	80,061
Department Store Retail	10	41,208

3 Approximately 7,946 gsf of the proposed enlargement would involve converting existing loading docks, currently not calculated as parking in the BSA documents, to non-department store retail. The 7,946 gsf is noted as an addition in **Table S-1**.
 4 Approximately 7,946 gsf of the proposed enlargement would involve converting existing loading docks, currently not calculated as parking in the BSA documents, to non-department store retail. The 7,946 gsf is noted as an addition in **Table S-1**.

Restaurant	6	33,665
Food Court	6	10,831
Macy's Enlargement	10	75,000
Conversion of Existing Loading Docks to Retail	6	7,946
Common, Service, and Receiving Areas	6/10	73,377
Supermarket	6	50,000
Cinema	8	54,488
Total:		426,576
Notes: ¹ Retail establishments could fall into Use Groups 6 or 10; the most common use group is indicated.		
Sources: S9 Architects and GGP Staten Island Mall LLC		

Use Group 6 includes a wide variety of local retail stores and personal service establishments. Examples of such uses include gift shops, toy stores, candy stores, clothing stores of 10,000 sf or less, furniture stores of 10,000 sf or less, and eating and drinking establishments with a capacity of 200 patrons or fewer and supermarkets. Use Group 8 primarily includes amusement uses such as cinemas and bowling alleys, and service establishments, such as automobile driving schools and television repair shops. Use Group 10 includes large retail uses intended to serve a wide area, including department stores, wholesale stores, and large clothing or furniture stores.

PARKING

As noted above, the project site is located within a C4-1 zoning district. According to Section 36-21 of the Zoning Resolution, C4-1 zoning districts require one accessory parking space for every 150 sf of floor area for retail/service uses. For other uses, one parking space must be provided for every 100 sf of floor area for supermarket uses and for every 4 cinema seats. For the existing development on the project site and the proposed development, which does not include the Sears zoning lot, a total of 10,438 parking spaces would be required at these ratios.⁵

To accommodate the development of the proposed project, approximately 1,780 existing surface parking spaces on the project site would be displaced. These spaces would be partially replaced by a new structured garage with a capacity of 1,413 parking spaces. Thus, the proposed project would result in a net decrease of 367 parking spaces, as the overall number of parking spaces provided on the project site would decrease from 5,844 to 5,477. These 5,477 provided spaces would be approximately 47.5 percent fewer than the 10,438 spaces required by Section 36-21; thus a 47.5 percent reduction in required spaces is requested by the Applicants.

LANDSCAPE PLAN

The proposed project would include landscape improvements throughout the project's site surface parking areas, including planting approximately 427 new trees. These trees would be planted in areas including the perimeter of the proposed parking structure, as well as within and along the edges of various parking areas. The proposed project would also enhance the main entry point of the Staten Island Mall with new trees and the creation of a multi-use plaza at the Mall's entrance. The plaza would be designed with appropriate paving, landscaping, and lighting so that it may function as a pedestrian plaza to be used for public events including holiday fairs, greenmarkets, and cultural events.

C. BUILD YEAR

Assuming commencement of construction in December 2015, and an estimated 22-month, single-phase construction period for the proposed enlargement, the proposed project is expected to be complete and occupied by 2017. Under the 2019 Full-Build Scenario, Macy's would postpone commencement of construction of its proposed 75,000-gsf enlargement until 2018 or 2019, in which case the Macy's enlargement

5 In 2002 BSA approved a reduction in the number of required spaces on the Macy's portion of the project site, to bring the total number of required spaces on the Macy's and the mall zoning lots (i.e., the current project site) to 5,901 spaces. The project site currently has 5,844 surface parking spaces (or 5,908 spaces including the 64 spaces that straddle the project site and the Sears zoning lot). Since this application seeks a reduction in the underlying zoning requirements for parking, this 2002 BSA approval would no longer be necessary. For purposes of the parking requirement calculation in this DEIS, no deductions from GSF to ZSF were assumed and common/service/receiving areas were treated as general retail space.

and a portion of the structured parking garage would not be complete until 2019 (assuming an approximately 10-month construction period subsequent to the 22-month period described above). Although the Applicants would not be obligated to retain required parking spaces during the construction period(s), spaces would be retained or replaced on a temporary basis, to the extent practicable.

For the purposes of analyzing the Reasonable Worst-Case Development Scenario (RWCDs), for a majority of analyses a future full build year of 2017 has been examined to assess the potential impacts of the proposed project; the RWCDs for these analyses assumes that the entire proposed project - including the Macy's enlargement - is complete and occupied by 2017. Each analysis that assumes a 2017 full-build condition also includes an assessment that considers whether the 2019 Full-Build Scenario (i.e., a two-year lag in the completion of the Macy's enlargement and a portion of the structured parking) could result in potential impacts that differ from those identified under the RWCDs.

The analyses of transportation (including traffic, parking, bus transit, and vehicular and pedestrian safety), air quality, noise, and greenhouse gas emissions evaluate the 2019 Full-Build Scenario, because additional background growth between 2017 and 2019 could contribute to additional potential significant adverse impacts not identified when analyzing a 2017 full-build condition. Where significant adverse transportation impacts have been identified, the Applicants would commit to implementing any identified mitigation measures upon opening of the majority of the proposed enlargement (i.e., by 2017). Analyses that assume a 2019 Full Build condition also consider whether a 2017 full-build condition could result in significant adverse impacts greater than those identified in the 2019 analysis.

D. PURPOSE AND NEED OF THE PROPOSED ACTIONS

The proposed actions are necessary to facilitate new commercial development on the project site. Without the proposed approval of parking facility layout and relief from requirements regarding the provision of off-street accessory parking, no new development could occur on the project site, even though development on the site is below the maximum allowable floor area ratio (FAR). The built FAR of the project site would increase from approximately 0.32 FAR to 0.44 FAR, but would still be well below the maximum allowable FAR of 1.0. While additional structured parking could be provided, the Applicants do not believe that the cost to provide the additional amount of structure parking would be economically feasible.

It is the Applicant's goal to expand retail uses on the project site, which the Applicants believe would fulfill the surrounding community's demand for additional commercial goods and services, and would promote the retention of sales and economic activity within Staten Island. Also, the proposed project would occur on underutilized land within an existing concentration of retail uses. Currently, despite the commercial success of the Mall, the surface parking lots surrounding the mall are underutilized. Surveys of parking utilization found that utilization of the existing parking lots was typically 50 percent, and never exceeded 60 percent.

Without the proposed zoning authorizations to approve the proposed site plan and reduce the amount of parking required on the site, the proposed project could not be built.

E. FRAMEWORK FOR ANALYSIS

The 2014 *City Environmental Quality Review (CEQR) Technical Manual* serves as the general guide on the methodologies and impact criteria for evaluating the proposed project's potential effects on the various environmental areas of analysis. As noted above, the proposed project is expected to be complete and occupied by 2017, or by 2019 under the 2019 Full-Build Scenario. Because the proposed project is anticipated to be fully operational in 2017 or 2019, its environmental setting is not the current environment, but the future environment. Therefore, the technical analyses and consideration of alternatives assess current conditions and forecast these conditions to 2017 or 2019 for the purposes of determining potential impacts. Specifically, the EIS provides a description of "Existing Conditions" and forecasts these conditions to the future 2017 or 2019 analysis year without and with the proposed project ("No Action" and "With Action" conditions, respectively). As noted above, each analysis that assumes a 2017 full-build condition also includes an assessment that considers whether the 2019 Full-Build Scenario (i.e., a two-year lag in the completion of the Macy's enlargement and a portion of the structured parking) could result in potential impacts that differ from those identified under the 2017 full-build analysis. Conversely, analyses that assume a 2019 full-build condition consider whether a 2017 full-build condition could result in potential significant adverse impacts greater than those identified in the 2019 analysis.

To forecast the No Action condition, information on known land-use proposals are incorporated. The differences between No Action and With Action conditions are assessed to determine whether such differences are adverse and/or significant; and any significant adverse environmental impacts are disclosed. The EIS also identifies and analyzes appropriate mitigation for any identified significant adverse environmental impacts.

Based on the preliminary screening assessments provided in the Environmental Assessment Statement, the following environmental areas do not require analysis for the proposed project in this EIS: community facilities; shadows; historic and cultural resources; and energy.

The RWCDs for the purpose of analyzing the potential environmental impacts of the proposed project is described below, including the No Action scenario and the With Action scenario.

NO ACTION SCENARIO

Absent the proposed actions, no new development is anticipated to occur on the project site. Any such development or enlargement, including changes to the parking site plan, would require authorizations pursuant to ZR Section 36-023, which is a discretionary action and subject to environmental review, to assure that the layout of parking space is arranged and located in relation to the uses on the site so as to provide adequate ingress, egress, and circulation with respect to the abutting streets. In the No Action scenario, conditions on the project site are expected to remain unchanged from existing conditions.

WITH ACTION SCENARIO

The proposed actions would facilitate the Applicants' proposal through authorizing the site plan, which would set the location and size of the proposed enlargement, and the reconfiguration and number of parking spaces. The proposed enlargement will be limited to the building footprints and floor area shown on the authorized site plan and the layout and number of parking spaces. Deviation from the site plan by reconfiguring the layout of the parking spaces or adding or subtracting the number of spaces provided, or shifting the building footprints or floor area, would require the Applicants to seek an additional authorization pursuant to ZR Section 36-023. However, the site plan does not set the size and location of the proposed Use Groups 6, 8, and 10 and allows flexibility for where the uses are located within the proposed footprints of the enlargement.

In order to provide a conservative environmental review, a RWCDs for the With-Action scenario was developed based on the Applicants' current intended development program and typical retail uses in similar developments that generate a high number of vehicle trips. The specific retail types under the RWCDs include 33,665 gsf of restaurant space (UG-6), 50,000 gsf of supermarket space (UG-6), 75,000 gsf of enlargement space for the Macy's (UG-10), and 54,488 gsf of cinema space (UG-8). The Applicants have identified a demand for a supermarket and a cinema on the site, as well as additional shopping center uses. The Applicants believe that the 50,000-gsf supermarket and 2,500-seat cinema are appropriately sized for local market conditions. Inclusion of the supermarket would be conservative from an environmental analysis standpoint, as it would generate a relatively high number of vehicle trips. The proposed cinema would also generate a relatively high number of vehicles and the Applicants believe it would provide a complimentary use to the shopping center. The proposed development is broken down by ZR Use Group and GSF in **Table S-1** and shown on the proposed site plan. Overall, the proposed mix of uses provides a reasonable, worst case, and conservative basis for environmental analysis.

With the 426,576 gsf of new uses that are expected to be added as a result of the proposed actions, the project site would contain approximately 1,655,390 gsf of retail uses. The worker population of the project site would increase by an estimated 943 in the With Action scenario, to an estimated 3,693 employees (see **Table S-2**).

As noted above under "Description of the Proposed Project," the proposed project would result in a net decrease of 367 parking spaces, and in order to facilitate the proposed project, the Applicants are seeking zoning authorizations to reduce the required parking on the project site by 47.5 percent.

The proposed project would include landscape improvements throughout the project's site surface parking areas, including planting new trees. These trees would be planted in areas including the perimeter of the proposed parking structure, as well as within and along the edges of various parking areas.

**Table S-2
Summary of Reasonable Worst Case Development Scenario**

Block/Lot	Project Info	Existing Condition	No-Action Condition	With-Action Condition	Increment
2400/ 7, 118, 180, 210, & 220	Zoning Lot Size (SF)	3,700,605	3,700,605	3,700,605	0
	GSF Above Grade	1,228,814	1,228,814	1,655,390	426,576
	GSF Below Grade	0	0	0	0
	Commercial GSF	1,228,814	1,228,814	1,655,390	426,576
	Uses	Retail (UG 6, 10)	Retail (UG 6, 10)	Retail (UG 6, 8, 10)	UG 6, 8, 10
	Community Fac. GSF	0	0	0	0
	Residential GSF	0	0	0	0
	Manufacturing GSF	0	0	0	0
	Dwelling Units	0	0	0	0
	Affordable Dwelling Units	0	0	0	0
	Accessory Parking Spaces ¹	5,844	5,844	5,477	-367
	Building Height	Up to 56'	Up to 56'	Up to 60'	Up to 4'
	Workers ²	±2,750	±2,750	±3,693	±943
	TOTAL GSF	1,228,814	1,228,814	1,655,390	426,576

Notes: ¹The numbers of parking spaces do not include 64 spaces that straddle the project site and the Sears zoning lot. ²Assumptions use the following standard industry employment densities which are frequently utilized in environmental review documents: non-department store (in-line) retail = 1 worker/400 gsf; large-format and department store retail = 1 worker/500 gsf; restaurant = 1 worker/200 gsf; food court = 1 worker/150 gsf; supermarket = 1 worker/250 gsf; cinema employment estimated (50 employees) based on size, hours, and comparable theaters.

F. PROBABLE IMPACTS OF THE PROPOSED PROJECT LAND USE, ZONING, AND PUBLIC POLICY

The analysis finds that the proposed project would not result in any significant adverse impacts to land use, zoning, and public policy.

The proposed actions would facilitate the proposed development of an approximately 426,576-gsf enlargement of the Mall on areas currently used for accessory parking, as well as a new structured parking garage and landscaping improvements throughout the project site. The new uses introduced by the proposed project would be consistent with existing uses on the project site. While the proposed project would result in a cinema (Use Group 8), which is a use not present on the project site, this use would be compatible with other uses and would not result in any land use conflicts. The addition of a structured parking garage is likely to be supportive of other uses on the project site, as it would provide convenient parking for Mall users. The replacement of certain underutilized parking areas with a structured parking garage and active commercial uses would not be considered an adverse land use change based on the parking-related transportation analysis. The proposed project would not alter the land use mix of the study area—which would continue to be characterized by a concentration of regional commercial uses—and the portions of the study area containing low- and medium-density residential communities would not be affected by the proposed project.

In the Future with the Proposed Project, 5,477 parking spaces would be provided on the project site, which represents a 47.5 percent reduction compared to the 10,438 spaces that would be required by zoning. Therefore, a 47.5 percent reduction in required spaces is necessary in order to facilitate the proposed project. As noted above, the surface parking lots surrounding the mall are currently underutilized, despite the commercial success of the Mall. The proposed supply of parking at the Mall would be adequate to fulfill future needs with the proposed project. The proposed actions would apply only to the project site and would have no effect on zoning in the surrounding area. In addition, the proposed project would be consistent with the relevant policies of the City's WRP, as it would result in commercial development in an appropriate area, and would incorporate measures to avoid impacts related to hazardous materials. Therefore, the proposed project would not result in any significant adverse impacts to land use, zoning, and public policy.

SOCIOECONOMIC CONDITIONS

The analysis finds that the proposed project would not result in any significant adverse impacts with respect to the socioeconomic areas of concern prescribed in the *CEQR Technical Manual*.

DIRECT RESIDENTIAL DISPLACEMENT

A screening-level assessment finds that the proposed project would not result in significant adverse impacts due to direct residential displacement. The project site does not contain any residential uses. Therefore, the proposed project would not directly displace any residents.

DIRECT BUSINESS DISPLACEMENT

A screening-level assessment finds that the proposed project would not result in significant adverse impacts due to direct business displacement. The proposed project would not result in the direct displacement of any businesses or employees.

INDIRECT RESIDENTIAL DISPLACEMENT

A screening-level assessment finds that the proposed project would not result in significant adverse impacts due to indirect residential displacement. The proposed project would not include any residential development, and therefore falls below the *CEQR Technical Manual's* 200-unit threshold warranting assessment.

INDIRECT BUSINESS DISPLACEMENT DUE TO INCREASED RENTS

A preliminary assessment finds that the proposed project would not result in significant adverse socioeconomic impacts as a result of indirect business displacement due to increased rents. While the proposed project would add a substantial amount of retail to the project site, this retail would support the existing customers at the Mall. The ½-mile study area already has a well-established retail market anchored by the existing Mall, and therefore the proposed project would not be introducing new economic activities that would alter existing economic patterns. The retail uses added by the proposed project would generate additional foot traffic within the Mall and additional vehicle traffic to retail nearby the Mall, and existing businesses could be expected to capitalize on the increased customer base. The new cinema would add a new, complementary entertainment use that would be expected to increase the customer base within and surrounding the Mall.

INDIRECT BUSINESS DISPLACEMENT DUE TO RETAIL MARKET SATURATION

A preliminary assessment finds that the proposed project would not result in significant adverse socioeconomic impacts as a result of indirect business displacement due to retail market saturation. Compared to conditions in the future without the proposed project, the 298,711 gsf of local and destination retail introduced by the proposed project would increase capture rates in the Primary Trade Area in the Shoppers' Goods (including Department Stores), Grocery Stores, and Eating and Drinking Establishments retail categories. However, these capture rates would remain below 100 percent. In addition, the 54,488-gsf cinema introduced by the proposed project would not be expected to saturate the market for cinemas in the Primary Trade Area. It is not expected that the proposed project would capture retail sales in any of these categories of good to the extent that the market for such goods would be saturated.

ADVERSE EFFECTS ON SPECIFIC INDUSTRIES

A preliminary assessment finds that the proposed project would not result in any adverse effects on specific industries. As the proposed project would not result in significant indirect business displacement due to increased rents or retail market saturation, and would not substantially affect a specific industry or category of business, the proposed project would not affect the economic viability or substantially reduce employment in any industry or category of business.

OPEN SPACE

The proposed project would not directly affect any existing open space resources. With regard to indirect effects, it is expected that workers that would be introduced by the proposed project would primarily utilize Mall common areas and outdoor landscaped seating areas to meet their open space needs. The ¼-mile study area surrounding the project site does not contain any publicly-accessible open space resources that could be utilized by Mall workers. However, the Mall itself currently includes landscaped areas with seating that provide passive recreational opportunities, and the proposed project would include landscaped areas with seating as well as a multi-use plaza. These on-site resources would provide workers in the study area with adequate passive recreational opportunities based on the New York City Department of City Planning (DCP) guideline of 0.15 acres per 1,000 workers. Due to the availability of Mall common areas, landscaped areas with seating, the new worker population introduced by the proposed project would not be expected to overburden any existing open space resources. Overall, the proposed project would not

result in any significant adverse open space impacts.

URBAN DESIGN AND VISUAL RESOURCES

The preliminary analysis concluded that the proposed project would have no significant adverse impacts on urban design or visual resources, or the pedestrian's experience of these characteristics of the built and natural environment.

NATURAL RESOURCES

The proposed project would not result in any significant adverse impacts to natural resources. The proposed project would include enlarging an existing commercial center, construction of a new parking structure, and improvements within existing parking lots that presently contain minimal natural resources other than small areas of manicured lawn with trees, ruderal vegetation, and disturbance-tolerant wildlife species that are ubiquitous in urban areas. With the implementation of stormwater source control best management practices (BMPs) to reduce stormwater runoff volumes and rate at which stormwater is discharged to the city storm sewers, the discharge of stormwater to the city storm sewer with the proposed project would not adversely affect National Wetland Inventory (NWI)-mapped wetlands within Fresh Kills Park in the vicinity of the stormwater outfalls discharging runoff from the proposed project.

HAZARDOUS MATERIALS

With the incorporation of the measures described below, the proposed project would not result in significant adverse impacts with respect to hazardous materials. Previous studies conducted for the project site identified limited potential for subsurface contamination associated with: historical on-site airport and agricultural uses; on- and off-site petroleum storage; an auto service center in the adjacent Sears store; and dry cleaners and the Fresh Kills landfill (all of which are located in anticipated cross-gradient or down-gradient groundwater flow directions). To minimize the potential for hazardous materials impacts during or following construction, an (E) Designation for hazardous materials (E-361) has been assigned to the project site that will be administered by the New York City Mayor's Office of Environmental Remediation (OER). A Subsurface (Phase II) Investigation of the project site will be implemented in accordance with a November 2014 Work Plan that has been reviewed and approved by New York City Department of Environmental Protection (NYCDEP) as per the December 19, 2014 letter. Additional review of the Work Plan would be conducted by OER if required. Based upon the findings of the investigation, a NYCDEP- or OER-approved Remedial Action Plan (RAP) will be implemented during construction. The RAP will address requirements for items such as soil stockpiling, soil disposal and transportation; dust control; quality assurance; and contingency measures, should petroleum storage tanks or contamination be encountered during soil disturbance. Additionally, a NYCDEP- or OER-approved Construction Health and Safety Plan (CHASP) will be prepared for implementation during construction. The CHASP will identify potential hazards that may be encountered during construction and specify appropriate health and safety measures to be undertaken to ensure that subsurface disturbance is performed in a manner protective of workers, the community, and the environment (such as personal protective equipment, air monitoring, and emergency response procedures). With these measures in place, the proposed project would not result in any significant adverse hazardous materials impacts.

WATER AND SEWER INFRASTRUCTURE

The proposed project would increase the project site's water consumption, sewage generation, and stormwater runoff as compared to the No Action condition. However, the analysis finds that the proposed project would not result in any significant adverse impacts on the City's water supply, wastewater or stormwater conveyance, and wastewater treatment infrastructure.

WATER SUPPLY

The project site is not located in an area that experiences low water pressure and the proposed project would result in an incremental water demand of approximately 174,897 gallons per day (gpd). This increase in water demand does not meet the *CEQR Technical Manual* threshold requiring further analysis, and it is expected that there would be adequate water service to meet the incremental water demand resulting from the Mall enlargement, therefore that there would be no significant adverse impacts on the City's water supply.

SANITARY SEWAGE

The proposed project would result in an incremental increase of 102,379 gpd of sanitary sewage. This amount would represent approximately 0.36 percent of the average daily flow to the Oakwood Beach Wastewater Treatment Plant (WWTP). This volume would not exceed the WWTP's permitted capacity, and therefore would not create a significant adverse impact on the City's sanitary sewage conveyance and treatment system.

STORMWATER

The overall volume of stormwater runoff and the peak stormwater runoff rate from the project site is expected to increase slightly as a result of the proposed project, due to the reconfiguration of the project site's surface area to include additional rooftop area with a reduction of paved parking area, but would remain below the permitted flow rate for the project site under the NYCDEP site connection regulations. Best management practices (BMPs) would be implemented to reduce the amount of sanitary flow to the sewer system and treat stormwater before it is released as direct drainage. Overall, the proposed project would not result in a significant adverse impact on the City's wastewater conveyance and treatment system.

SOLID WASTE AND SANITATION

The proposed project would generate an estimated increment of 153,105 pounds (approximately 77 tons) per week of solid waste, which would be handled by commercial carters. This increase represents a negligible change relative to the approximately 13,000 tons of waste handled by commercial carters in New York City every day. The proposed project would not result in an increase in solid waste that would overburden available waste management capacity. It would also not conflict with, or require any amendments to, the City's solid waste management objectives as stated in the SWMP. Therefore, the proposed project would not result in a significant adverse impact on solid waste and sanitation services.

TRANSPORTATION

The proposed project would result in significant adverse impacts with respect to traffic. The proposed project would not result in significant adverse impacts with respect to transit, pedestrians, or parking.

TRAFFIC

Weekday midday and PM and Saturday midday and PM traffic conditions were evaluated at a total of 38 intersections which center around major arterials that serve the Mall, including Richmond Avenue, Richmond Hill Road, Forest Hill Road, and arterials farther away from the site that collect local traffic. These 38 intersections, where project-generated trips are expected to be most concentrated, were analyzed for the reasonable worst-case scenario of the November to December shopping period post-Thanksgiving.

The traffic impact analysis indicates that there would be a potential for significant adverse impacts at 14 intersections during the weekday midday peak hour, at 26 intersections during the weekday PM peak hour, and at 24 intersections during both the Saturday midday and PM peak hours.

TRANSIT

The proposed action would not result in any significant adverse transit impacts with respect to subways and buses.

Subway

As there is no rail station within the vicinity of the Mall, it is expected that subway or other rail trips would be very low. Therefore the proposed project is not expected to result in significant adverse subway impacts.

Bus

The Mall is currently served by eleven NYC Transit bus routes, with several of these routes terminating in the vicinity of the Mall. With a relatively low level of new bus demand that would be concentrated in off-peak periods and distributed over a total of at least four bus routes, significant adverse bus impacts are not expected due to the proposed project.

PEDESTRIANS

The low level of anticipated project-generated pedestrian trips to and from the project site is not expected to be high enough to create any significant adverse impacts to sidewalks, crosswalks, and corner reservoir areas in and around the Mall.

PEDESTRIAN AND VEHICULAR SAFETY EVALUATION

Two intersections in the study area—Signs Road at Richmond Avenue and Forest Avenue at Richmond Avenue-Morningstar Road—experienced five or more pedestrian and/or bicyclist injury crashes in one or more years from 2010 to 2012, and is therefore at the threshold of a high accident location as per the *CEQR Technical Manual*. These intersections are not immediately adjacent to the Mall where project-generated pedestrian trips would be most concentrated. Additionally, crashes involving pedestrians often involve conflicts with turning vehicles. It is therefore important to note that, out of 334 and 436 project-generated vehicle trips per hour at the intersection of Signs Road at Richmond Avenue, only 31 and 40 vehicles per hour (vph) are turning movements during the weekday PM and Saturday midday peak hour, respectively. In addition, none of the 53 and 70 project-generated vehicle trips per hour at the intersection of Forest Avenue at Richmond Avenue-Morningstar Road during the weekday PM and Saturday midday peak hour, respectively, are turning movements. Therefore, given the low project-generated traffic passing through these already-signalized intersections, significant impacts on

pedestrian/bicycle safety are not anticipated. However, pedestrian and bicyclist safety could potentially be improved at the intersection of Signs Road at Richmond Avenue by striping high visibility crosswalks and installing reminder signs for turning vehicles to yield to pedestrians.

PARKING

Even with the proposed net reduction of 367 parking spaces and new project-generated demand, the analysis showed that 79 percent and 90 percent of all parking spaces on the project site would be utilized during the weekday and Saturday holiday parking peaks, respectively. Because there would be enough accessory parking spaces to accommodate the new project demand, there would be no expected significant adverse impacts to on-street or public off-street parking facilities near the Mall.

AIR QUALITY

The analysis finds that the proposed actions would not result in significant adverse air quality impacts. Concentrations of carbon monoxide (CO) and fine particulate matter less than 10 microns in diameter (PM₁₀) due to project-generated traffic at intersections near the project site would not result in any violations of National Ambient Air Quality Standards (NAAQS). It was also determined that CO and PM_{2.5} impacts from mobile sources associated with the proposed project would not exceed CEQR *de minimis* criteria. In addition, the proposed project's parking facility was found to result in no significant adverse air quality impacts. Based on a screening analysis, using conservative assumptions regarding floor area served by a single heating and hot water system stack, there would be no potential for significant adverse air quality impacts from the proposed project's heating and hot water systems on neighboring sensitive uses. Based on screening analyses, there would also be no potential for significant adverse impacts on air quality at proposed project uses from heating and hot water systems associated with other components of the proposed project (i.e., project-on-project impacts).

GREENHOUSE GAS EMISSIONS

The proposed project would result in annual GHG emissions of approximately 33,000 metric tons of CO₂ equivalent (CO₂e) from the operation of the buildings. Of that amount, approximately 30,000 metric tons of CO₂e would be emitted as a result of project-generated vehicle trips, while the remainder would be emitted as a result of grid electricity use and natural gas consumption on-site. The assessment of GHG emissions from project-generated vehicle trips is based on a highly conservative estimated estimate of the number of trips generated and distances traveled. These conservative assumptions regarding vehicle trip numbers were developed for assessing worst-case traffic conditions. In reality, the emissions generated from the proposed project vehicle trips would likely be much lower. Sustainable measures would be incorporated into the design and construction of the Project, which would decrease the potential GHG emissions. Based on the sustainable measures that would be included, the proposed project would be consistent with the City's emissions reduction goal, as defined in the *CEQR Technical Manual*.

NOISE

The analysis finds that the proposed project would not result in any significant adverse noise impacts due to operations of the proposed project.

The analysis finds that the maximum predicted noise level increase when comparing the Future With the Proposed Project to the Future Without the Proposed Project would be 1.0 dBA or less at all receptor sites. Noise level increases would be considered imperceptible, and they would be below the CEQR threshold for a significant adverse impact.

The building attenuation analysis concludes that there are no attenuation requirements for the Proposed Project. The worst case façade near the loading docks was predicted to have L₁₀ noise levels of 68.5 dBA and the *CEQR Technical Manual* guidance prescribes no minimum attenuation requirement for L₁₀ noise levels less than 70 dBA.

PUBLIC HEALTH

Public health is the effort of society to protect and improve the health and well-being of its population. Many public health concerns are closely related to hazardous materials, water quality, air quality, and noise. The *CEQR Technical Manual* defines as its goal with respect to public health "to determine whether adverse impacts on public health may occur as a result of a proposed project, and if so, to identify measures to mitigate such effects."

According to the *CEQR Technical Manual*, for most proposed projects, a public health analysis is not necessary. Where no significant unmitigated adverse impact is found in other CEQR analysis areas, such as air quality, water quality, hazardous materials, or noise, no public health analysis is warranted. If, however, an unmitigated significant adverse impact is identified in one of these analysis areas, the lead agency may determine that a public health assessment is warranted for that specific technical area.

The proposed project would not result in unmitigated significant adverse impacts in any of the technical areas related to public health (hazardous materials, water quality, air quality, or noise). Therefore, the proposed project would not have the potential for significant adverse impacts related to public health.

NEIGHBORHOOD CHARACTER

The proposed project would not substantially change the character of the neighborhood. The character of the study area is primarily defined by its large concentration of destination retail uses. In addition, residential uses and their supporting private open spaces and community facility uses also contribute to the neighborhood character. With the exception of transportation, the proposed project would not result in significant adverse impacts on any of the technical areas that could impact neighborhood character (including land use, socioeconomic conditions, open space, urban design and visual resources, and noise). As the study area already experiences high volumes of visitors due to its large concentration of destination retail uses, the proposed project would not affect the essential character of neighborhood. Mitigation measures would be implemented to reduce the effects of the significant adverse transportation impacts. While some of the significant adverse traffic impacts would not be fully mitigated, the unmitigated effects would not be substantial enough to adversely impact neighborhood character. In addition, the proposed project would not be expected to result in a combination of moderate effects to several elements that could cumulatively impact neighborhood character. Overall, the proposed project would be consistent with the existing character of the neighborhood and would not result in any significant adverse impacts on neighborhood character.

CONSTRUCTION

The potential traffic impacts during peak construction would be within the envelope of significant adverse impacts identified for the With Action condition. The proposed project would not result in significant adverse construction impacts related to air quality, noise, natural resources, hazardous materials, and other technical areas listed below.

TRANSPORTATION

The construction traffic increments would be substantially lower than the operational traffic increments for the full build-out of the proposed project. Therefore, the potential traffic impacts during peak construction would be within the envelope of significant adverse traffic impacts identified for the With Action.

AIR QUALITY

Construction activities associated with the proposed project would not result in any significant adverse stationary or mobile source air quality impacts. Overall, the air quality effects during construction would be temporary and limited. The portions of the surrounding area containing residential communities with supporting private open space and community facility uses—which are located east and north of the project site—would be generally located at some distance away from the construction activities. Based on the increased distance to these sensitive receptor locations, air emissions generated by construction activities would be greatly dispersed before reaching the receptors, and would result in very low concentration increments.

NOISE

The proposed project would not result in significant adverse impacts with respect to construction noise. The noise generated by construction activities for the proposed project would not be considered out of the ordinary in terms of intensity, and the overall duration of noise-intensive activities would be below the 24-month *CEQR Technical Manual* threshold. In addition, construction of the proposed project would be required to follow the requirements of the *New York City Noise Control Code* for construction noise control measures to minimize noise disruption during construction.

NATURAL RESOURCES

Construction of the proposed project would not result in significant adverse impacts in the areas of groundwater, floodplain, wetlands, vegetation and ecological communities, and wildlife. In addition, construction of the proposed project would have no direct or indirect effects on any individuals of these species potentially occurring in the area.

HAZARDOUS MATERIALS

Construction of the proposed project would not result in any significant adverse hazardous materials impacts. The potential for adverse impacts associated with the construction of the proposed project would be minimized by adhering to certain protocols, including performing of a subsurface investigation at the project site, implementation of a DEP- or an OER-approved RAP if necessary, and implementation of a DEP- or OER- approved CHASP during excavation and construction activities to protect workers and the community from potentially significant adverse impacts associated with contaminated soil and/or groundwater. Any disturbance of building materials would be in

compliance with applicable regulatory requirements relating to testing and work practices associated with asbestos-containing materials (ACM), lead-based paint (LBP) and polychlorinated biphenyls (PCBs). If dewatering is necessary for the proposed construction, water would be discharged to sewers in accordance with New York State Department of Environmental Conservation (NYSDEC) State Pollutant Discharge Elimination System (SPDES) and NYCDEP sewer use.

OTHER TECHNICAL AREAS

Construction of the proposed project would also not result in significant adverse construction impacts in the areas of vibration, land use and neighborhood character, socioeconomic conditions, community facilities, open space, and historic and cultural resources.

MITIGATION

TRAFFIC

The weekday midday and PM and Saturday midday and PM traffic conditions were evaluated at a total of 38 intersections which center around major arterials that serve the Mall, including Richmond Avenue, Richmond Hill Road, Forest Hill Road, and arterials farther away from the site that collect local traffic. These 38 intersections, where project-generated trips are expected to be most concentrated, were analyzed for the reasonable worst-case scenario of the November to December shopping period post-Thanksgiving. The traffic impact analysis indicates that 14, 26, 24, and 24 intersections would be significantly adversely impacted in the weekday midday, weekday PM, Saturday midday, and Saturday PM peak hours, respectively. In addition, 19, 37, 43, and 35 lane groups would be significantly adversely impacted in the weekday midday, weekday PM, Saturday midday, and Saturday PM peak hours, respectively.

The recommended mitigation measures to address significant adverse impacts consist of standard signal timing changes and lane reconfiguration. These measures, which are subject to review and approval by the NYCDOT, are considered readily implementable measures as per the *CEQR Technical Manual*. However, at one intersection (the unsignalized intersection of Staten Island Mall East Driveway at Marsh Avenue), the impact on the Mall East Driveway left lane group could only be mitigated by installing a new signal. Therefore, a signal warrant analysis was conducted as per requirements of the Manual of Uniform Traffic Control Devices (MUTCD), 2009 Edition. The signal warrant analysis concluded that Warrant 3A-Peak Hour was satisfied, and therefore the signal would be warranted. In addition, at the intersection of Platinum Avenue and Staten Island Mall Drive, the significant adverse impact could be mitigated by adding to the existing Platinum Avenue signal a left turn phase onto Staten Island Mall Drive. The Applicants have committed to the installation of a new signal and the addition of a left turn phase on an existing signal as described above, and this commitment would be incorporated into a Restrictive Declaration.

Totals of 9, 16, 11, and 12 intersections could be fully mitigated in the weekday midday, weekday PM, Saturday midday, and Saturday PM peak hours, respectively. One, zero, one, and three intersections could be partially mitigated (one or more significantly adversely impacted lane groups at an intersection could be mitigated, but one or more lane groups at the intersection would remain significantly adversely impacted) in the weekday midday, weekday PM, Saturday midday, and Saturday PM peak hours, respectively; and 4, 10, 12, and 9 intersections would remain unmitigated in the weekday midday, weekday PM, Saturday midday, and Saturday PM peak hours, respectively.

The following intersections could not be mitigated in one or more peak hours:

- Richmond Hill Road at Richmond Avenue,
- Forest Hill Road at Richmond Avenue,
- Richmond Hill Road at Forest Hill Road,
- Victory Boulevard at Richmond Avenue,
- Signs Road at Richmond Avenue,
- Draper Place at Richmond Avenue,
- Nome Avenue at Richmond Avenue,
- Drumgoole Road West at Richmond Avenue,
- Richmond Road at Arthur Kill Road-Richmond Hill Road, and
- Arthur Kill Road at Corbin Avenue,
- Arthur Kill Road at Drumgoole Road West, and
- Rockland Avenue at Forest Hill Road.

In addition, the following intersections could be partially mitigated in one or more time periods:

- Richmond Hill Road at Richmond Avenue,
- Platinum Avenue at Staten Island Mall Drive,
- Draper Place at Richmond Avenue, and
- Rockland Avenue at Forest Hill Road.

ALTERNATIVES

The proposed actions are necessary to facilitate new commercial development on the project site. Expanded retail uses on the project site are intended to fulfill the surrounding community's demand for

additional commercial goods and services, and would promote the retention of sales and economic activity within Staten Island. Also, the proposed project would occur on underutilized land within an existing concentration of retail uses. Currently, despite the commercial success of the Mall, the surface parking lots surrounding the mall are underutilized. In 2012, surveys of parking utilization found that utilization of the existing parking lots was typically 50 percent, and never exceeded 60 percent. Neither the No Build Alternative nor the No Unmitigated Significant Impacts Alternative would substantively meet the goals and objectives of the proposed project, as summarized below. Other potential alternatives to the proposed actions—including lesser density alternatives—were considered, but were found not to substantively reduce the impacts of the proposed project while still meeting the project's stated purpose and need.

NO BUILD ALTERNATIVE

The No Build Alternative assumes no discretionary actions would occur and that no new development would occur on the project site. This alternative would avoid the proposed project's significant adverse traffic impacts. However, in this alternative, there would be no enlargement of the Mall, an existing commercial center that is accessible to major roadways, including Richmond Avenue and the West Shore Expressway, and that is near central Staten Island's numerous residential neighborhoods. The No Build Alternative would not meet the goals and objectives of the proposed project which is to expand retail uses on the project site which the Applicants believe would fulfill the surrounding community's demand for additional commercial good and services, and would promote the retention of sales and economic activity within Staten Island.

NO UNMITIGATED SIGNIFICANT ADVERSE IMPACTS ALTERNATIVE

In order to determine the maximum density that would result in no unmitigated significant traffic impacts, sensitivity analysis was conducted to determine the With Action auto increment that the traffic network could accommodate with no potential for significant adverse impacts. It was estimated that the Mall enlargement would not be able to exceed 25,000 gross square feet (gsf) of destination retail space, and would not be able to accommodate a supermarket or movie theater, in order for the street network to have no intersections with potentially unmitigated significant adverse impacts. Specifically, the addition of fewer than five cars during all four peak periods analyzed would trigger a potential traffic impact that could not be fully mitigated on the northbound through-right lane group at the intersection of Rockland Avenue and Forest Hill Road. Due to existing congested conditions at a number of intersections, even a minimal increase in traffic would result in unmitigated significant traffic impacts at that location. Given that any new development on the project site in excess of approximately 25,000 gsf could result in unmitigated significant impacts in the area of transportation, there is no alternative that could be advanced to completely avoid such impacts without substantially compromising the Project's goals and objectives.

UNAVOIDABLE ADVERSE IMPACTS

The proposed traffic mitigation measures include new roadway configurations, signalization, and signal timing measures that seek to avoid or reduce the levels of congestions and delays at study area intersection and would generally improve area traffic conditions. A total of 9 intersections could be fully mitigated during the weekday midday peak hour, 16 intersections could be fully mitigated during the weekday PM peak hour, 11 intersections could be fully mitigated during the Saturday midday peak hour, and 12 intersections could be fully mitigated during the Saturday PM peak hour. However, one intersections could only be partially mitigated during the weekday midday hour, zero intersections could only be partially mitigated during the weekday PM peak hour, and one intersections could only be partially mitigated during the Saturday midday peak hour, and three intersections could only be partially mitigated during the Saturday PM peak hour. In addition, 4 intersections would remain unmitigated during the weekday midday peak hour, 10 intersections would remain unmitigated during the weekday PM peak hour, 12 intersections would remain unmitigated during the Saturday midday peak hour, and 9 intersections would remain unmitigated during the Saturday PM peak hour. Therefore, the Proposed Action would result in unavoidable significant adverse traffic impacts at these intersections. The list of these intersections is provided in the *Mitigation* section above.

GROWTH-INDUCING ASPECTS OF THE PROPOSED PROJECT

The term "growth-inducing aspects" generally refers to the potential for a proposed project to trigger additional development in areas outside the project site that would otherwise not have such development without the proposed project. The *CEQR Technical Manual* indicates that an analysis of the growth-inducing aspects of a proposed project is appropriate when the project:

- Adds substantial new land use, new residents, or new employment that could induce additional development of a similar kind or of support uses, such as retail establishments to serve new residential uses; and/or

- Introduces or greatly expands infrastructure capacity.

The proposed actions would facilitate the development of approximately 426,576 gsf of local and destination retail uses, including restaurant space, an enlargement of the existing Macy's department store, a supermarket, and cinema space - all of which are similar or complimentary to existing retail uses on the site, which comprise the 1.27-million-gsf Mall. While the proposed project would add a substantial amount of retail to the project site, this retail would support the existing businesses at the Mall. The area already has a well-established retail market anchored by the existing Mall, and therefore the proposed project would not alter the land use mix of the study area, nor would it introduce new economic activities that would alter existing economic patterns. The retail uses added by the proposed project would generate additional foot traffic within the Mall and additional vehicle traffic to retail uses near the Mall, which would be expected to increase the customer base for existing businesses. While the proposed project would result in a cinema, which is a use not present on the project site, this use would be a complementary entertainment use that would be expected to increase the customer base within and surrounding the Mall. The cinema use would therefore not result in any land use conflicts or alter existing economic patterns.

While the new uses would be expected to contribute to growth in the City and State economies, they would not be expected to induce additional notable growth outside the project site. It is not anticipated that the proposed enlargement would increase the local population of the area, since it is expected that many of the new jobs would go to residents already living in the surrounding area. It is possible that development resulting from the proposed actions and other developments in the area could prompt some new retail development from those looking to capitalize on the area's increased consumer base. Induced commercial development, if it were to occur, would be limited and would likely include stores catering to the new workers and shoppers. The projected 60.9 percent capture rate for department stores suggest that additional department stores could be developed without generating competitive impacts on existing and planned stores. In addition, the projected 65.3 percent capture rate for grocery stores suggest that additional grocery stores could be developed without generating competitive impacts on existing and planned stores. However, the above-described growth potential would be more closely tied to demand generated by the area's residential population rather than an incremental consumer base generated by the proposed project.

Because the proposed project would enlarge an existing commercial center, it would not require major new infrastructure. The infrastructure (e.g. sewers or water supply) in the study area is sufficiently well-developed and the proposed actions would not result in an enlargement of infrastructure capacity in the surrounding area. The site is accessible to major roadways, including Richmond Avenue, and is in close proximity to the West Shore Expressway. It is also located near central Staten Island's numerous residential neighborhoods. Overall, the proposed actions are not expected to induce any significant additional growth beyond that identified and analyzed in this EIS.

IRREVERSIBLE AND IRRETRIEVABLE COMMITMENTS OF RESOURCES

With the proposed project there are a number of resources, both natural and built, that would be expended in the construction and operation of the enlargement of the Mall. These resources would include the materials used in construction; energy in the form of gas and electricity consumed during construction and operation of the proposed project; and the human effort (i.e., time and labor) required to develop, construct, and operate various components of the proposed project. These resources are considered irretrievably committed because their reuse for some purpose other than the proposed project would be highly unlikely. The proposed enlargement of the Mall would constitute an irreversible and irretrievable commitment of the project site as a land resource, thereby rendering land use for other purposes infeasible, at least in the near term. These commitments of materials and land resources are weighed against the benefits of the proposed actions, which would facilitate commercial development on underutilized land within an existing concentration of retail uses.

◀ j29

WATER BOARD

■ NOTICE

PUBLIC NOTICE IS HEREBY GIVEN pursuant to Section 1045-j (3) of New York State Public Authorities Law, that after a public hearing was held on June 1, 2015, the New York City Water Board, at a meeting held on June 12, 2015, adopted a resolution approving an increase in the rate charged for water provided to customers of the Water Supply System of the City of New York (the "System") that are located north of the City of New York. The following rate changes are

effective as of July 1, 2015:

The regulated rate for System water provided to users outside the City of New York, which does not exceed the allowance quantities set forth in Section 24-360 of the Administrative Code of the City of New York, has been increased from \$1,573.61 per million gallons ("MG") to \$1,728.99 per MG; and

The rate for water provided in excess of the allowance quantities set forth in Section 24-360 of the Administrative Code of the City of New York is continued at a level equal to the in-City metered water rate, which has been increased from \$4,946.52 per MG to \$5,093.58 per MG.

• j29-30

CHANGES IN PERSONNEL

Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF DATE. Includes sub-sections for BOARD OF ELECTION FOR PERIOD ENDING 06/19/15 and BOARD OF ELECTION FOR PERIOD ENDING 06/19/15.

Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF DATE. Includes sub-sections for BOARD OF ELECTION FOR PERIOD ENDING 06/19/15 and BOARD OF ELECTION FOR PERIOD ENDING 06/19/15.

Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for Tyler, Valentini, Violante, Volpe, Watson, Weaver.

Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF DATE. Includes sub-sections for CAMPAIGN FINANCE BOARD FOR PERIOD ENDING 06/19/15 and OFFICE OF THE ACTUARY FOR PERIOD ENDING 06/19/15.

Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF DATE. Includes sub-sections for NYC EMPLOYEES RETIREMENT SYS FOR PERIOD ENDING 06/19/15 and PRESIDENT BOROUGH OF MANHATTAN FOR PERIOD ENDING 06/19/15.

Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF DATE. Includes sub-sections for BOROUGH PRESIDENT-BROOKLYN FOR PERIOD ENDING 06/19/15 and BOROUGH PRESIDENT-QUEENS FOR PERIOD ENDING 06/19/15.

Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF DATE. Includes sub-sections for BOROUGH PRESIDENT-STATEN IS FOR PERIOD ENDING 06/19/15 and BOROUGH PRESIDENT-BROOKLYN FOR PERIOD ENDING 06/19/15.

Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF DATE. Includes sub-sections for BOROUGH PRESIDENT-QUEENS FOR PERIOD ENDING 06/19/15 and BOROUGH PRESIDENT-STATEN IS FOR PERIOD ENDING 06/19/15.

Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF DATE. Includes sub-sections for BOROUGH PRESIDENT-QUEENS FOR PERIOD ENDING 06/19/15 and BOROUGH PRESIDENT-STATEN IS FOR PERIOD ENDING 06/19/15.

Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF DATE. Includes sub-sections for BOROUGH PRESIDENT-QUEENS FOR PERIOD ENDING 06/19/15 and BOROUGH PRESIDENT-STATEN IS FOR PERIOD ENDING 06/19/15.

Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF DATE. Includes sub-sections for OFFICE OF THE COMPTROLLER FOR PERIOD ENDING 06/19/15 and OFFICE OF THE COMPTROLLER FOR PERIOD ENDING 06/19/15.

Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF DATE. Includes sub-sections for OFFICE OF THE COMPTROLLER FOR PERIOD ENDING 06/19/15 and OFFICE OF THE COMPTROLLER FOR PERIOD ENDING 06/19/15.

MARSHALL	SARA	W	10234	\$13.0000	APPOINTED	YES	06/07/15
MARTIN	D'AUNDRÉ	L	10234	\$12.0000	APPOINTED	YES	06/07/15
MARTYNYUK	OKSANA		40510	\$50920.0000	INCREASE	YES	05/31/15
MATEO	MICHAEL		40510	\$50920.0000	INCREASE	YES	05/31/15
MENDEZ	GEORGE	D	10234	\$13.0000	APPOINTED	YES	06/07/15
MERCALDO	JAMES		40510	\$50920.0000	INCREASE	YES	05/31/15
MEZA	ASHLEY		10234	\$12.0000	APPOINTED	YES	06/07/15
MILLER	ANDRE		40510	\$50920.0000	INCREASE	YES	05/31/15
MONAHAN	MELISSA		40510	\$50920.0000	INCREASE	YES	05/31/15
MURDOCK	JESSICA	N	10234	\$12.0000	APPOINTED	YES	06/07/15
NARAYAN	VISHI		10232	\$16.0000	APPOINTED	YES	06/07/15
NESBETH	DEIDRA		10234	\$13.0000	APPOINTED	YES	06/07/15
NG	EVELYN		10234	\$13.0000	APPOINTED	YES	06/07/15
NYUNT	THURAIN	M	13651	\$50000.0000	APPOINTED	YES	06/07/15
O'CONNOR	CRAIG	R	12627	\$68466.0000	TRANSFER	NO	04/19/15
OWEN-DUNON	MAX		13198	\$55000.0000	APPOINTED	YES	06/07/15

OFFICE OF THE COMPTROLLER
FOR PERIOD ENDING 06/19/15

TITLE							
NAME			NUM	SALARY	ACTION	PROV	EFF DATE
PELLERZI	MATTHEW		10232	\$16.0000	APPOINTED	YES	06/07/15
PERSAUD	DEVANAND		40510	\$50920.0000	INCREASE	YES	05/31/15
PHELAN	CHRISTIN	M	10234	\$12.0000	APPOINTED	YES	06/07/15
PIMENTAL	CARMEN	R	10234	\$13.0000	APPOINTED	YES	06/07/15
PUTTER	SHRAGA		40510	\$48000.0000	INCREASE	YES	05/31/15
QUINTERO	ANGEL	W	10234	\$13.0000	APPOINTED	YES	06/07/15
RADEV	NIKOLAY		10232	\$16.0000	APPOINTED	YES	06/07/15
RAMOTAR	PAUL	M	40510	\$50920.0000	INCREASE	YES	05/31/15
REIM	DYLAN	C	10234	\$12.0000	APPOINTED	YES	06/07/15
REXACH	BIANCA		10234	\$12.0000	APPOINTED	YES	06/07/15
REZTSOV	KONSTANT		40510	\$50920.0000	INCREASE	YES	05/31/15
ROSEN	GABRIEL		10234	\$12.0000	APPOINTED	YES	06/07/15
SAN JOSE	MARC		40510	\$50920.0000	INCREASE	YES	05/31/15
SANCHEZ	JESSICA	M	10234	\$13.0000	APPOINTED	YES	06/07/15
SCARPONE-JONES	SAMANTHA		10234	\$13.0000	APPOINTED	YES	06/07/15
SHANNON	JEREMIAH		40510	\$50920.0000	INCREASE	YES	05/31/15
SOLIS-COHEN	EMMA		10234	\$12.0000	APPOINTED	YES	06/07/15
STERNE	JONATHAN		10033	\$51757.0000	INCREASE	YES	05/31/15
STROFFOLINO	MARINA		40510	\$48000.0000	INCREASE	YES	05/31/15
STUMPF	PAPAPORN		40526	\$43973.0000	APPOINTED	NO	05/17/15
TAGGART	SEAN	M	40510	\$50920.0000	INCREASE	YES	05/31/15
TAHIR	WAQAS		10234	\$13.0000	APPOINTED	YES	06/07/15
TAYEH	HANI		40510	\$50920.0000	INCREASE	YES	05/31/15
THAKKAR	KARAN		10232	\$16.0000	APPOINTED	YES	06/07/15
TORRES	RACHEL		10234	\$13.0000	APPOINTED	YES	06/07/15
TRAORE	MARIAM		10234	\$12.0000	APPOINTED	YES	06/07/15
VARGAS	GILBERTO		10232	\$17.0000	APPOINTED	YES	06/07/15
WANG	FANNIE		40510	\$50920.0000	INCREASE	YES	05/31/15
WEKES	JADE		40510	\$50920.0000	INCREASE	YES	05/31/15
WONG	ASHLEY		10234	\$13.0000	APPOINTED	YES	06/07/15
WOO	DENNIS		40510	\$50920.0000	INCREASE	YES	05/31/15
YAO	SHIQI		10232	\$16.0000	APPOINTED	YES	06/07/15
YEH	REBECCA		13395	\$65000.0000	APPOINTED	YES	05/31/15
ZAMORE	SHERRARD		40510	\$50920.0000	INCREASE	YES	05/31/15
ZENG	ZHENG		10232	\$16.0000	APPOINTED	YES	06/07/15

OFFICE OF EMERGENCY MANAGEMENT
FOR PERIOD ENDING 06/19/15

TITLE							
NAME			NUM	SALARY	ACTION	PROV	EFF DATE
SANCHEZ	JESSICA	Y	06765	\$70200.0000	INCREASE	YES	05/10/15
SERVETZ	STEPHANI	H	06765	\$80713.0000	INCREASE	YES	06/07/15

OFFICE OF MANAGEMENT & BUDGET
FOR PERIOD ENDING 06/19/15

TITLE							
NAME			NUM	SALARY	ACTION	PROV	EFF DATE
ALAGAR	KATHERIN	J	06088	\$69711.0000	RESIGNED	YES	05/31/15
CUSHMAN	EMILY	V	06088	\$61693.0000	RESIGNED	YES	06/02/15
PAGEN	STEPHEN	M	06088	\$94123.0000	RESIGNED	YES	05/31/15
GOSAYE	MERON		10234	\$12.0000	APPOINTED	YES	06/10/15
HAGERTY	CAROLYN	J	10209	\$12.0000	RESIGNED	YES	05/20/15
HONG	SELA		10232	\$17.0000	APPOINTED	YES	06/07/15
HUSSAIN	FIZA	-	10232	\$17.0000	APPOINTED	YES	06/10/15
IRBY	KRISTEN	J	10209	\$17.0000	RESIGNED	YES	06/07/15
KO	KUNG		06088	\$103878.0000	APPOINTED	YES	05/31/15
KUBACH	VANESSA	C	06088	\$65393.0000	RESIGNED	YES	06/07/15
MINETT	HELEN	A	10234	\$12.0000	APPOINTED	YES	06/07/15
NICOLETTO	JOSEPH	P	10234	\$12.0000	APPOINTED	YES	06/07/15
SENATORE	CAROLINE	R	06088	\$55091.0000	APPOINTED	YES	06/07/15
SPANGLER	LINDSAY	S	06088	\$55091.0000	APPOINTED	YES	06/04/15
TEK	DANIEL		10232	\$11.0000	APPOINTED	YES	06/07/15
THOMPSON	DAVID		10234	\$12.0000	APPOINTED	YES	06/07/15
WONG	KEITH		10232	\$17.0000	APPOINTED	YES	06/07/15

LAW DEPARTMENT
FOR PERIOD ENDING 06/19/15

TITLE							
NAME			NUM	SALARY	ACTION	PROV	EFF DATE
ADEWUMI	BOLUTITO		10232	\$14.2800	APPOINTED	YES	05/31/15
ALEXANDER	DESIREE	D	10232	\$14.2800	APPOINTED	YES	05/31/15
ALVAREZ	JONATHAN	A	30112	\$64877.0000	APPOINTED	YES	06/07/15
AMIN	FARMEENA		10209	\$10.5500	APPOINTED	YES	06/07/15
ATANASIO	BRETT	T	10232	\$14.2800	APPOINTED	YES	05/31/15
BI	SHIRLEY	W	10232	\$14.2800	APPOINTED	YES	05/31/15
BINIAZAN	KEVIN		10232	\$14.2800	APPOINTED	YES	05/31/15
BLAIR	AMANDA	M	10232	\$14.2800	APPOINTED	YES	05/31/15
BROWN	ELIZABET	B	30112	\$73556.0000	APPOINTED	YES	06/07/15
CHRISTIAN II	KENNYN	J	10209	\$10.5500	APPOINTED	YES	06/07/15
CHUN	SENG-HWA		10232	\$14.2800	APPOINTED	YES	05/31/15
COGHLAN	KAITLYN	M	10209	\$10.5500	APPOINTED	YES	06/07/15



ECONOMIC DEVELOPMENT CORPORATION

CONTRACTS

■ SOLICITATION

Goods and Services

ANDREW HASWELL GREEN PARK - PHASE 2B: ENGINEERING, DESIGN AND RELATED CONSULTANT SERVICES RFP - Request for Proposals - PIN# 55230002 - Due 8-3-15 at 4:00 P.M.

New York City Economic Development Corporation (NYCEDC), on behalf of the New York City Department of Parks and Recreation (DPR) and the City of New York, is seeking a consultant or consultant team to provide civil engineering, marine engineering, environmental remediation, sustainable design, landscape architecture, cost estimating, and other engineering, design and related services for design of Andrew Haswell Green Park (AHG Park) - Phase 2B (the "Project"). The 1.1 acre Project site is located between East 60th and East 62nd Street along the East River in Manhattan, New York. The design of Andrew Haswell Green Park - Phase 2B will consist of reconstruction and rehabilitation of the piers and platform supporting a portion of the AHG Park, reconstruction and rehabilitation of the East 60th pedestrian overpass ramp, upgrades and repairs to the structures, landscaping, construction of walkways, waterfront fencing/railings, lighting, improved pavement surfaces, and utility improvements.

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.

This project has Minority and Women Owned Business Enterprise ("M/WBE") participation goals, and all respondents will be required to submit an M/WBE Participation Proposal with their response. To learn more about NYCEDC's M/WBE program, visit <http://www.nycedc.com/opportunitymwbe>. For the list of companies who have been certified with the New York City Department of Small Business Services as M/WBE, please go to the www.nyc.gov/buycertified.

NYCEDC established the Kick Start Loan programs for Minority, Women and Disadvantaged Business Enterprise (M/W/DBE) interested in working on public construction projects. Kick Start Loans facilitates financing for short-term mobilization needs such as insurance, labor, supplies and equipment. Bidders/subcontractors are strongly encouraged to visit the NYCEDC website at www.nycedc.com/opportunitymwbe to learn more about the program.

An optional pre-proposal session will be held on Wednesday, July 8, 2015 at 2:00 P.M. at NYCEDC. Those who wish to attend should RSVP by email to AHGpark@edc.nyc on or before Monday, July 6, 2015.

Respondents may submit questions and/or request clarifications from NYCEDC no later than 5:00 P.M. on Wednesday, July 15, 2015. Questions regarding the subject matter of this RFP should be directed to AHGpark@edc.nyc. For all questions that do not pertain to the subject matter of this RFP please contact NYCEDC's Contracts Hotline at (212) 312-3969. Answers to all questions will be posted by Friday, July 24, 2015, to www.nycedc.com/RFP.

The RFP is available for in-person pick-up between 9:30 A.M. and 4:30 P.M., Monday through Friday, from NYCEDC. Please submit four (4) hardcopies and one digital copy of your proposal to: NYCEDC, Attention: Maryann Catalano, Senior Vice President, Contracts.

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 Corporation, 110 William Street, 4th Floor, New York, NY 10038. Maryann Catalano (212) 312-3969; Fax: (212) 312-3918; ahgpark@edc.nyc

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 Monday through Friday from 9:00 A.M. to 5:00 P.M., except on 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 Comptroller's Office at www.comptroller.nyc.gov, and click on Prevailing Wage Schedules to view rates.

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 \$17 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. Registration for these lists is free of charge. To register for these lists, prospective suppliers should fill out and submit the NYC-FMS Vendor Enrollment application, which can be found online at www.nyc.gov/selltonyc. To request a paper copy of the application, or if you are uncertain whether you have already submitted an application, call the Vendor Enrollment Center 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 at 110 William Street, New York, NY 10038. Sessions are convened on the second Tuesday of each month from 10:00 A.M. to 12:00 P.M. For more information, and to register, call (212) 618-8845 or visit www.nyc.gov/html/sbs/nycbiz and click on Summary of Services, followed by Selling to Government.

PRE-QUALIFIED LISTS

New York City procurement policy permits agencies to develop and solicit from pre-qualified lists of vendors, under prescribed circumstances. When an agency decides 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 lists 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 an Agency 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 3-10 of the Procurement Policy Board Rules describes the criteria for the general use of pre-qualified lists. For information regarding specific pre-qualified lists, please visit www.nyc.gov/selltonyc.

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, and the Housing Authority. Suppliers interested in applying for inclusion on bidders lists for Non-Mayoral entities should contact these

entities directly at the addresses given in the Vendor Information Manual.

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 9:30 A.M. to 5:00 P.M., except on legal holidays. For more information, contact the Mayor's Office of Contract Services at (212) 341-0933 or visit www.nyc.gov/mocs.

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 this program, contact the Department of Small Business Services at (212) 513-6311 or visit www.nyc.gov/sbs and click on M/WBE Certification and Access.

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 pays interest on all late invoices. 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's website at www.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:

ACCO	Agency Chief Contracting Officer
AMT	Amount of Contract
CSB	Competitive Sealed Bid including multi-step
CSP	Competitive Sealed Proposal including multi-step
CR	The City Record newspaper
DP	Demonstration Project
DUE	Bid/Proposal due date; bid opening date
EM	Emergency Procurement
FCRC	Franchise and Concession Review Committee
IFB	Invitation to Bid
IG	Intergovernmental Purchasing
LBE	Locally Based Business Enterprise
M/WBE	Minority/Women's Business Enterprise
NA	Negotiated Acquisition
OLB	Award to Other Than Lowest Responsive Bidder/Proposer
PIN	Procurement Identification Number
PPB	Procurement Policy Board
PQL	Pre-qualified Vendors List
RFEI	Request for Expressions of Interest
RFI	Request for Information
RFP	Request for Proposals
RFQ	Request for Qualifications
SS	Sole Source Procurement
ST/FED	Subject to State and/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:
CSP	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	CSB or CSP from Pre-qualified Vendor List/ Advance qualification screening needed
CP/PQ/4	Demonstration Project
DP	Sole Source Procurement/only one source
RS	Procurement from a Required Source/ST/FED
NA	Negotiated Acquisition
<i>For ongoing construction project only:</i>	
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
<i>For Legal services only:</i>	

NA/12	Specialized legal devices needed; CSP not advantageous
WA	Solicitation Based on Waiver/Summary of Circumstances (Client Services/CSB or CSP only)
WA1	Preventing 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) anti-apartheid preference
OLB/a	local vendor preference
OLB/b	recycled preference
OLB/c	other: (specify)
OLB/d	

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 A.M.	Bid submission due 4-21-03 by 11:00 A.M.; bid opening date/time is the same.
<i>Use the following address unless otherwise specified or submit bid/proposal documents; etc.</i>	Paragraph at the end of Agency Division listing providing Agency
◀	Indicates New Ad
m27-30	Date that notice appears in The City Record