



# THE CITY RECORD

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## THE CITY RECORD

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## PUBLIC HEARINGS AND MEETINGS

See Also: Procurement; Agency Rules

## CITY PLANNING COMMISSION

### PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN THAT RESOLUTIONS Have been adopted by the City Planning Commission scheduling public hearings on the following matters to be held at Spector Hall, 22 Reade Street New York, New York, on Wednesday, August 5, 2009, commencing at 10:00 A.M.

### BOROUGH OF THE BRONX

Nos. 1 & 2

### ON THE SOUND ON CITY ISLAND

**CD 10 C 060288 ZMX**  
**IN THE MATTER OF** an application submitted by City Island Estates, LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 4d, by changing from an M1-1 District to an R3A District property bounded by Fordham Street, the shoreline of Long Island Sound, the northeasterly prolongation of a line 100 feet northwesterly of Caroll Street (straight line portion), and Fordham Place, as shown on a diagram (for illustrative purposes only) dated May 4, 2009, and subject to the conditions of Declaration E-237.

No. 2

**CD 10 C 060289 ZMX**  
**IN THE MATTER OF** an application submitted by City Island Estates, LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 112-107 of the Zoning Resolution to modify the height and setback regulations of Sections 112-103 (Special height and setback regulations) and Section 23-631 (Maximum Height of Walls and Required Setbacks) to facilitate a 43-unit residential development on property located at 226 Fordham Place (Block 5643, Lot 235), in an R3A\* District, within the Special City Island District (Area A).

\*Note: The site is proposed to be rezoned from an M1-1 District to an R3A District under a related concurrent application (C 060288 ZMX).

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

### BOROUGH OF BROOKLYN

No. 3

### BOARD OF ELECTIONS WAREHOUSE

**CD 7 C 090349 PCK**  
**IN THE MATTER OF** an application submitted by the Board of Elections and the Department of Citywide Administrative Services, pursuant to Section 197-c of the New York City Charter, for the site selection and acquisition of property located at 4312 2nd Avenue (Block 796, lot 1) for use as a warehouse facility.

No. 4

### MOSDOTH CHILD CARE CENTER

**CD 9 C 090323 PQK**  
**IN THE MATTER OF** an application submitted by the Administration for Children's Services and the Department of Citywide Administrative Services, pursuant to Section 197-c of the New York City Charter for the acquisition of property located at 420 Lefferts Avenue (Block 1331, Lot 9) for continued use as a day care center.

No. 5

### RIVERWAY APARTMENTS

**CD 16 C 090447 HAK**  
**IN THE MATTER OF** an application submitted by the Department of Housing Preservation and Development (HPD):

- 1) pursuant to Article 16 of the General Municipal Law of New York State for:
  - a) the designation of property located at 228 Riverdale Avenue (Block 3603, Lot 25) as an Urban Development Action Area; and
  - b) 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 development of a seven-story building, tentatively known as Riverway Apartments, with approximately 115 residential units, commercial and community facility space, to be developed under the Department of Housing Preservation and Development Supportive Housing Program.

### BOROUGH OF MANHATTAN

No. 6

### THE DEMPSEY

**CD 10 C 090374 HAM**  
**IN THE MATTER OF** an application submitted by the Department of Housing Preservation and Development (HPD):

- 1) pursuant to Article 16 of the General Municipal Law of New York State for:
  - a) the designation of property located at 138-150 West 128th Street (Block 1912, part of Lot 12), as an Urban Development Action Area; and
  - b) 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 development of a six-story residential building, tentatively known as The Dempsey, with approximately 80 dwelling units.

No. 7

### 246 11TH AVENUE

**CD 4 N 090243 ZRM**  
**IN THE MATTER OF** an application submitted by G&R 11th Avenue Associates, LLC pursuant to Section 201 of the New York City Charter for an amendment of the Zoning Resolution of the City of New York, relating to Article IX, Chapter 8 (Special West Chelsea District),

Matter in underline is new, to be added;  
Matter in ~~strike out~~ is old, to be deleted;  
Matter within # # is defined in Section 12-10 (DEFINITIONS)  
\*\*\* indicates where unchanged text appears in the Resolution

### Article IX - Special Purpose Districts

#### Chapter 8 Special West Chelsea District

\* \* \*

#### 98-27 Zoning Lots Located Partly Within Subarea C and Partly Within M1-5 Districts

For #zoning lot# existing prior to June 23, 2005 and located partly within an M1-5 District and partly within a C6-3 District in Subarea C, the permitted #floor area ratio# for the C6-3 portion of the #zoning lot# may be increased to the #floor area ratio# existing in the C6-3 portion on June 23, 2005, up to a maximum #floor area ratio# of 7.5, provided that the Chairperson of the City Planning Commission has certified that a payment has been made to the High Line Improvement Fund established under Section 98-25, to be used at the discretion of the Chairperson of the City Planning Commission to assure that the High Line is restored and reused as a public accessible open space. The amount of such contribution shall be determined in the manner prescribed in Section 98-35 (High Line Transfer Corridor Bonus).  
No building permit for any #development# or #enlargement# may be issued for any #building or other structure# on the #zoning lot# that will contain #floor area# made available to the #zoning lot# as a result of the application of this Section unless and until such certification has been made.

\* \* \*

### BOROUGH OF QUEENS

No. 8

### EXCELSIOR RESIDENCE

**CD 13 C 030129 ZMQ**

**IN THE MATTER OF** an application submitted by MCM Realty Associates, LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 11d, by changing from an R3-2 District to an R6A District property bounded by Commonwealth Boulevard, a former service road of Grand Central Parkway and its southwesterly centerline prolongation, Grand Central Parkway, the southeasterly centerline prolongation of 247th Street, a line 500 feet southeasterly of Grand Central Parkway, the easterly centerline prolongation of 72nd Avenue, and the northwesterly service road of the Grand Central Parkway, as shown on a diagram (for illustrative purposes only) dated April 20, 2009, and subject to the conditions of CEQR Declaration E-234

No. 9

### SOUTH CONDUIT BOULEVARD REZONING

**CD 13 C 060419 ZMQ**

**IN THE MATTER OF** an application submitted by Parkway Properties LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 19b, by establishing within an existing R3-1 District a C1-3 District bounded by South Conduit Avenue, Lansing Avenue, a line perpendicular to the southwesterly street line of Lansing Avenue distant 75 feet southeasterly (as measured along the street line) from the point of intersection of the southerly street line of South Conduit Avenue and the southwesterly street line of Lansing Avenue, and a line 100 feet northeasterly of Edgewood Avenue, as shown on a diagram (for illustrative purposes only) dated April 20, 2009.

### CITYWIDE

No. 10

### FRESH FOODS ZONING TEXT

**CITYWIDE N 090412 ZRY**

**IN THE MATTER OF** an application submitted by the Department of City Planning pursuant to Section 201 of the New York City Charter for an amendment of the Zoning Resolution of the City of New York relating to Article VI, Chapter 3 (Special Regulations Applying to FRESH Food Stores) concerning provisions related to the establishment of FRESH Food Stores.

ALL TEXT IN ARTICLE VI, CHAPTER 3 IS NEW

### Article VI Special Regulations Applicable to Certain Areas

\* \* \*

#### Chapter 3 Special Regulations Applying to FRESH Food Stores

**63-00****GENERAL PURPOSES**

The provisions of this Chapter establish special regulations that guide the development of #FRESH food stores# to promote and protect public health, safety and general welfare. These general goals include, among others, the following purposes:

- to encourage a healthy lifestyle by facilitating the development of #FRESH food stores# that sell a healthy selection of food products;
- to provide greater incentives for #FRESH food stores# to locate in neighborhoods underserved by such establishments;
- to encourage #FRESH food stores# to locate in locations that are easily accessible to nearby residents; and
- to strengthen the economic base of the City, to conserve the value of land and buildings, and to protect the City's tax revenues.

**63-01****Definitions****FRESH food store**

A "FRESH food store" is a food store #use# as listed in Section 32-15 (Use Group 6A), where at least 6,000 square feet of #floor area#, or #cellar# space used for retailing, is #used# for the sale of a general line of food and nonfood grocery products such as dairy, canned and frozen foods, fresh fruits and vegetables, fresh and prepared meats, fish, and poultry, intended for home preparation, consumption and utilization. Such retail space #used# for the sale of a general line of food and non-food grocery products shall also be #used# as follows:

- at least 3,000 square feet or 50 percent of such retail space, whichever is greater, shall be #used# for the sale of a general line of food products intended for home preparation, consumption and utilization;
- at least 2,000 square feet or 30 percent of such retail space, whichever is greater, shall be #used# for the sale of perishable goods that shall include dairy, fresh produce, and frozen foods and may include fresh meats, poultry, and fish; and
- at least 500 square feet of such retail space shall be #used# for the sale of fresh produce.

A #FRESH food store# shall be permitted upon certification by the Chairperson of the City Planning Commission pursuant to Section 63-30 (Certification for #FRESH food Store#).

**63-02****GENERAL PROVISIONS****63-021****Areas of Applicability**

(a) The provisions of this Chapter shall apply to all #commercial# and #manufacturing districts# in the following areas, except as provided in paragraph (b) of this Section:

- In the Borough of the Bronx, Community Districts 1, 2, 3, 4, 5, 6, and 7;
- In the Borough of Brooklyn, Community Districts 3, 4, 5, 8, 9, 16 and 17;
- In the Borough of Manhattan, Community District 9, 10, 11, and 12; and
- In the Borough of Queens, #Special Downtown Jamaica District#.

(b) The provisions of the Chapter shall not apply to:

- Portions of Community District 7 in the Borough of the Bronx, identified in Map 1 of the Appendix A of this Chapter;
- Portions of Community District 8 in the Borough of Brooklyn, identified in Map 2 of the Appendix A of this Chapter;
- Portions of Community District 9 in the Borough of Manhattan, identified in Map3 of the Appendix A of this Chapter; and
- Portions of Community District 12 in the Borough of Manhattan, identified in Map 4 of the Appendix A of this Chapter.
- The following Special Purpose Districts:
  - #Special Madison Avenue Preservation District#;
  - #Special Manhattanville Mixed Use District#;
  - #Special Park Improvement District#; and
  - #Special Hunts Point District#

**63-022****Applicability of District Regulations**

The regulations of all other Chapters of this Resolution are applicable, except as superseded, supplemented or modified by the provisions of this Chapter. In the event of a conflict between the provisions of this Chapter and other regulations of this Resolution, the provisions of this Chapter shall control.

**63-10****SPECIAL USE REGULATIONS****63-11****Special #Use# Regulations for #FRESH Food Stores# in M1 Districts**

In M1 districts, the regulations of Section 42-12 (Use Groups 3A, 6A, 6B, 6D, 6F, 7B, 7C, 7D, 7E, 8, 9B, 9C, 10A, 10B, 10C, 11, 12A, 12C, 12D, 12E, 13, 14 and 16) are modified to permit #FRESH food stores# with up to 30,000 square feet of #floor area#. The provisions of this Section shall not apply where the regulations of the underlying district permit Use Group 6A food stores with #floor area# greater than 30,000 square feet.

**63-20****SPECIAL BULK AND PARKING REGULATIONS****63-21****Special #Floor Area# Regulations****63-211****For #mixed buildings# in #commercial districts# containing #FRESH food stores#**

In #commercial districts#, the #floor area# regulations for #mixed buildings# in Section 35-31 (Maximum Floor Area Ratio for Mixed Buildings) shall be modified in accordance with the provisions of this Section. The total #floor area# for all #residential# and #commercial uses# on a #zoning lot# may exceed that permitted by the #residential floor area ratio# by one square foot for each square foot of #FRESH food store floor area#, up to 20,000 square feet, provided that the #floor area ratio# of a #residential use# does not exceed the maximum #residential floor area ratio# set forth in Article II, Chapter 3, and the #floor area ratio# of a #commercial use# does not exceed the maximum #floor area ratio# set forth in Article III, Chapter 3.

**63-212****For #mixed use buildings# in #Special Mixed Use Districts# containing #FRESH food stores#**

In #Special Mixed Use Districts#, the #floor area# regulations for #mixed use buildings# in Section 123-64 shall be modified in accordance with the provisions of this Section. The total #floor area# for all #residential# and #commercial uses# on a #zoning lot# may exceed that permitted by the #residential floor area ratio# by one square foot for each square foot of #FRESH food store floor area#, up to 20,000 square feet, provided that the #floor area ratio# of a #residential use# does not exceed the maximum #residential floor area ratio# permitted by the underlying district regulations, and the #floor area ratio# of a #commercial use# does not exceed the maximum #floor area ratio# set forth in such Section.

**63-22****Authorization to modify Maximum Building Height**

For #mixed buildings# or #mixed use buildings# containing a #FRESH food store#, the City Planning Commission may authorize modifications to Sections 35-24 (Special Street Wall Location and Height and Setback Regulations in Certain Districts) and 123-66 (Height and Setback Regulations). The City Planning Commission may permit the applicable maximum building height to be increased by up to 15 feet provided that any #story# occupied by a #FRESH food store# has a minimum finished floor to finished ceiling height of 14 feet above the adjacent public sidewalk, and #residential stories# have a minimum finished floor to finished ceiling height of eight feet six inches.

In order to grant such authorizations, the Commission shall find that:

- such modifications are necessary to accommodate a first #story# used as #FRESH food store#;
- the proposed modifications do not impair the essential scale and character of the adjacent buildings and any adjacent historic resources; and
- the proposed modifications will not unduly obstruct access to light and air of adjacent properties.

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

**63-23****Special Transparency requirements**

For all #FRESH food store# space, the ground floor level #street wall# shall be glazed with materials which may include show windows, glazed transoms or glazed portions of doors. Such glazing shall occupy at least 70 percent of the area of each such ground floor level #street wall#, measured to a height of 10 feet above the level of the adjoining sidewalk. Not less than 50 percent of such area shall be glazed with transparent materials and up to 20 percent of such area may be glazed with translucent materials.

**63-24****Security Gates**

All security gates installed between the #street wall# and the #street line# (after effective date of amendment), that are swung, drawn or lowered to secure #FRESH food store# premises shall, when closed, permit visibility of at least 75 percent of the area covered by such gate when viewed from the #street#.

**63-25****Required Accessory Off-street Parking Spaces in Certain Districts**

- In C1-1, C1-2, C1-3, C2-1, C2-2, C2-3, and C4-3 Districts, the #accessory# off-street parking regulations in Section 36-20 (REQUIRED ACCESSORY OFF-STREET PARKING SPACES FOR COMMERCIAL OR COMMUNITY FACILITY USES) applicable to a C1-4 District shall apply to any #FRESH food store use#.
- In the Borough of Brooklyn, in those portions of Community District 5 located south of Flatlands Avenue and east of the centerline prolongation of Schenck Avenue, a #FRESH food store# shall provide #accessory# off-street parking spaces as required for #uses# in parking category B in the applicable #commercial# and #manufacturing districts#.
- In C8-1, C8-2, M1-1, M1-2, and M1-3 Districts, a #FRESH food store use# shall provide one parking space per 1,000 square feet of #floor area# or #cellar# space #used# for retailing, up to a maximum of 15,000 square feet. The underlying off-street parking regulations in Section 36-20 (REQUIRED ACCESSORY OFF-STREET PARKING SPACES FOR COMMERCIAL OR COMMUNITY FACILITY USES) or 44-20 (REQUIRED ACCESSORY OFF-STREET PARKING SPACES FOR MANUFACTURING, COMMERCIAL OR COMMUNITY FACILITY USES) shall apply to the #floor area# or #cellar# space #used# for retailing, in excess of 15,000 square feet.

The provisions of this Section 63-25 shall not apply to:

- Portions of Community District 7 in the Borough of

the Bronx and portions of Community District 12 in the Borough of Manhattan, identified in Map 5 of the Appendix A of this Chapter;

- Portions of Community District 5 in the Borough of Brooklyn, identified in Map 6 of the Appendix A of this Chapter;
- Portions of Community Districts 16 and 17 in the Borough of Brooklyn, identified in Map 7 of the Appendix A of this Chapter; and
- #Special Downtown Jamaica District#.

**63-26****Special Sign Regulations**

All permitted #signs# shall be subject to the provisions of the #sign# regulations of the underlying districts. In addition, a #FRESH food store# shall be required to provide signage pursuant to this Section.

The Department of City Planning shall develop a graphic image of the #FRESH food store# symbol, which shall be made available in an easily reproducible form on the Department of City Planning website. The image shall be reproduced with a dimension of at least 12 inches square in a #sign#, with a maximum dimension in one direction of 16 inches, that shall be mounted on a wall adjacent to and no more than five feet from the principal entrance of the #FRESH food store#. The #sign# shall be placed so that it is directly visible, without any obstruction, to customers entering the #FRESH food store#, and no more than five feet from the finished floor or adjoining grade or lower than three feet from the finished floor or adjoining grade. Such #sign# shall be fully opaque, non reflective and constructed of permanent, highly durable materials such as metal or stone, and shall also contain:

- Lettering at least one and one-half inches in height stating "FRESH" in bold type; and
- The statement "This store sells fresh food" in lettering at least one-half inch in height.

All lettering shall be in a clear, sans-serif, non-narrow font such as Arial, Helvetica, or Verdana, solid in color and shall highly contrast with the background color.

**63-30****Certification for a #FRESH Food Store#**

The Chairperson of the City Planning Commission may certify that a food store #use# is a #FRESH food store use# provided that:

- Drawings have been submitted to the Chairperson that clearly designate all #floor area# or #cellar# space #used# as a #FRESH food store#. Such drawings shall also show, in the form of an illustrative layout, that such designated space is designed and arranged to meet the #floor area#, or #cellar# space #used# for retail, requirements for food and non-food grocery products pursuant to Section 63-01;
- Drawings have been submitted to the Chairperson that clearly designate all #floor area# that will result from any permitted increase in #floor area# pursuant to Section 63-21, including the location of such #floor area#;
- Drawings have been submitted to the Chairperson, documenting the size, format, and location of the required #sign# pursuant to Section 63-26. Such drawings shall include detailed information about dimensions of the #sign#, lettering, color, and materials;
- A signed lease or written commitment from the prospective operator of #FRESH food store# has been provided in a form acceptable to the City, for occupancy of such space, and its operation as a #FRESH food store# space; and
- A legal commitment, in the form of a declaration of restrictions has been executed, in a form acceptable to the Chairperson, binding upon the owner and its successor and assigns, and providing for continued occupancy of all #floor area# or #cellar# space as a #FRESH food store use# that shall commence within
- a reasonable period following the issuance of Temporary Certificate of Occupancy for the #FRESH food store#, as set forth in the declaration of restrictions.

Such declaration of restrictions shall include provisions providing that there shall be no violation of the legal commitment for continued occupancy of the #floor area# or #cellar space# for use as a #FRESH food store# : (a) during any six (6) month period from the date such #floor area# or #cellar space# is vacated by the operator, provided that owner timely notifies the Department of City Planning of such vacancy in accordance with the requirements of the restrictive declaration; and (b) during any event of force majeure, as determined by the Chairperson.

The filing and recordation of the declaration of restrictions in the Borough Office of the Register of the City of New York, and receipt of a certified copy of such declaration, shall be a precondition to the issuance of any building permit, including any foundation or alteration permit, for any #development# or #enlargement# under this Chapter.

In granting the certification, the Chairperson of the City Planning Commission may specify that changes in design or #use# consistent with the definition of the #FRESH food store# in Section 63-01 would not warrant further certification pursuant to this Section.

**63-31****Requirements for Certificate of Occupancy**

No certificate of occupancy shall be issued for any portion of

the #development# or #enlargement# identified in the drawings submitted pursuant to paragraph (b) of Section 63-30 until a temporary certificate of occupancy has been issued for the #FRESH food store# space. No final certificate of occupancy shall be issued for any such portion of the #development# or #enlargement# identified in the drawings submitted pursuant to paragraph (b) of Section 63-30 until the #FRESH food store# space has been completed in accordance with the drawings submitted pursuant to paragraph (a) of Section 63-30 and a final certificate of occupancy has been issued for the #FRESH food store# space. The declaration of restrictions shall be noted on any temporary or final certificate of occupancy for the #building#.

**63-40 Certification for change of #use# of a #FRESH Food Store#**

A #FRESH food store# for which a certification has been issued pursuant to Section 63-30 may be changed to any #use# permitted by the underlying districts upon certification by the Chairperson of the City Planning Commission that such change of #use# would not create a new #non-compliance#, increase the degree of #non-compliance# of #buildings# on the #zoning lot#, or result in reduction in the number of required #accessory# off-street parking spaces under the applicable zoning district regulations.

**63-50 Authorization for Bulk and Parking modifications**

The City Planning Commission may, by authorization, permit modifications to the #bulk# and #accessory# off-street parking requirements of the applicable zoning districts, when a change of #use# of a #FRESH food store# for which a certification has been issued pursuant to Section 63-30 is requested, provided that such #use# is permitted by the underlying districts.

In order to grant such authorization, the Commission shall find that:

- (a) due to the prevalent market conditions at the time of the application, there is no reasonable possibility that the operation of a #FRESH food store use# will bring a reasonable return;
- (b) the applicant, the operator or a prior operator of such #FRESH food store# has not created, or contributed to, such unfavorable market conditions;
- (c) the applicant, the operator or a prior operator of such #FRESH food store# has undertaken commercially reasonable efforts to secure a new operator, and demonstrates to the City Planning Commission that such efforts have been unsuccessful;
- (d) any proposed #non-compliance# or increase in the degree of #non-compliance# will not be incompatible with or adversely affect adjacent #uses# including #uses# within the building; and
- (e) any reduction of required #accessory# off-street parking shall not create or contribute to serious traffic congestion and will not unduly inhibit surface traffic and pedestrian movement.

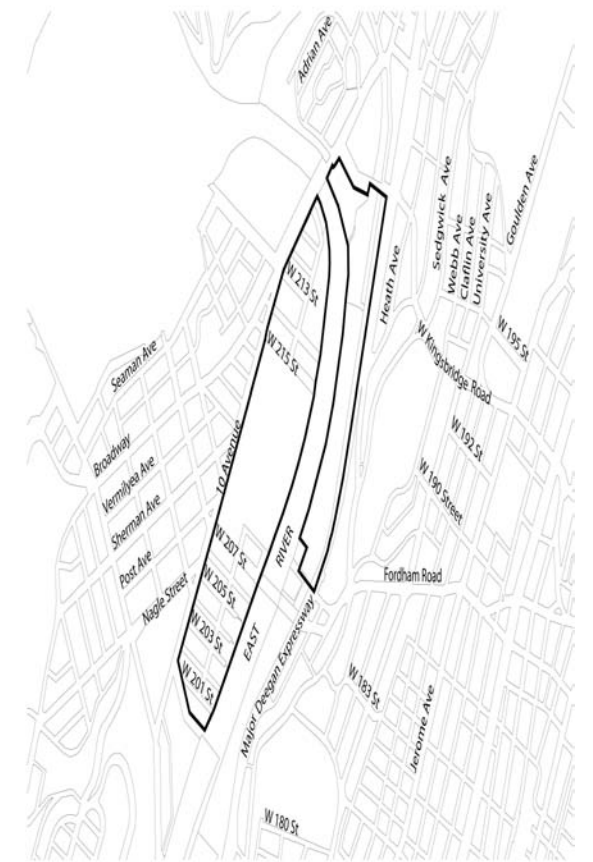
In issuing authorizations under this Section, the Commission may impose conditions and safeguards, to minimize adverse impacts on the character of the surrounding area.

**APPENDIX A**  
Exceptions to the FRESH food store Program Designated Areas

Map 2. Excluded Portions of Community District 8, Brooklyn



Map 5. Portions of Community District 12, Manhattan and Portion of Community District 7, Bronx excluded from Section 63-25



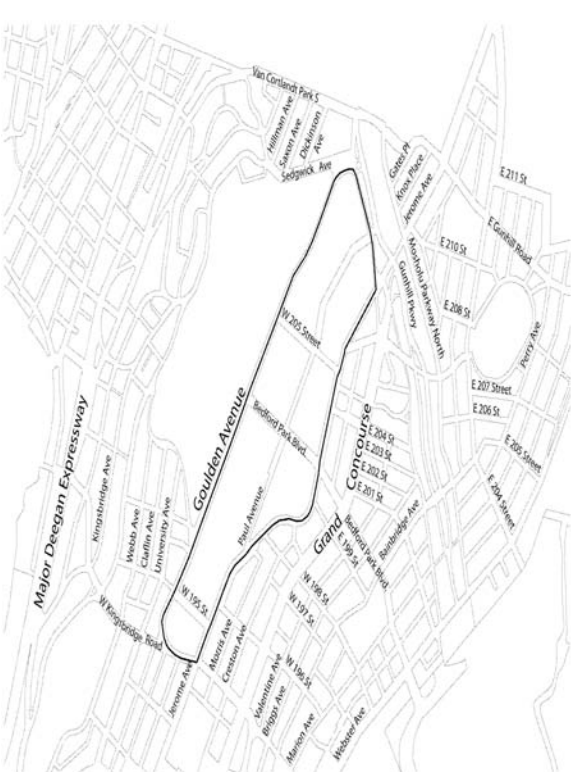
Map 3. Excluded Portions of Community District 9, Manhattan



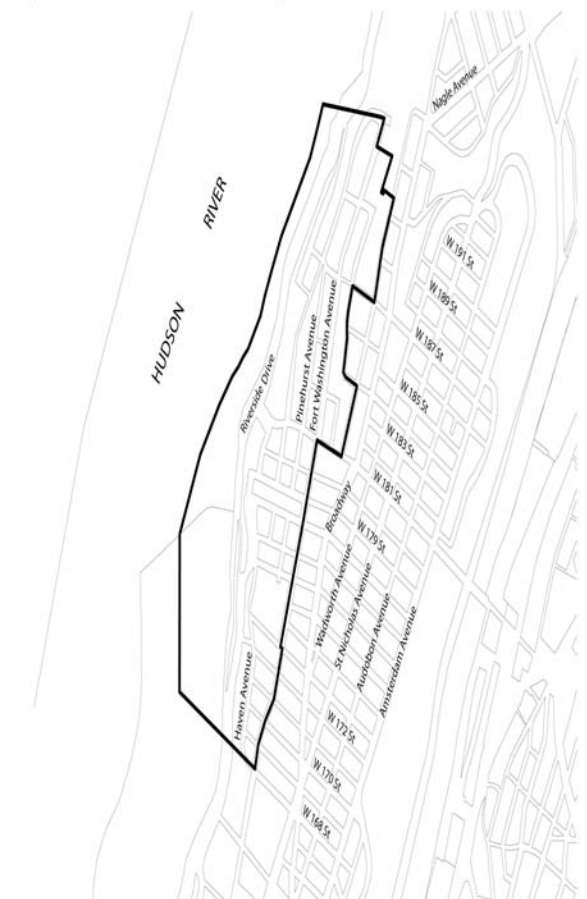
Map 6. Portions of Community District 5, Brooklyn excluded from Section 63-25



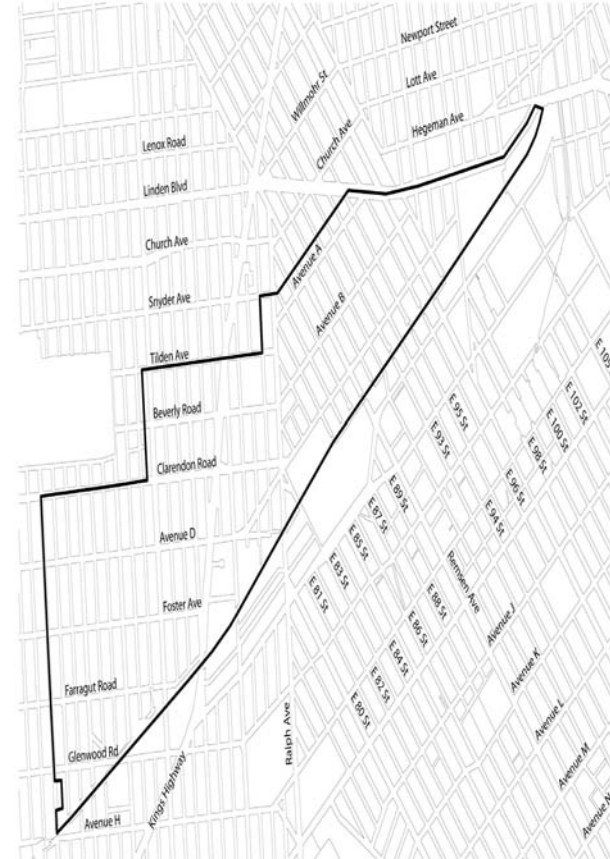
Map 1. Excluded Portions of Community District 7, Bronx



Map 4. Excluded Portions of Community District 12, Manhattan



Map 7. Portions of Community District 16 and 17, Brooklyn excluded from Section 63-25



## BOROUGH OF BROOKLYN

No. 11

## PROSPECT HEIGHTS HISTORIC DISTRICT

CD 8

N 100002 HKK

**IN THE MATTER OF** a communication dated July 1, 2009 from the Executive Director of the Landmarks Preservation Commission regarding the Prospect Heights Historic District, designated by the Landmarks Preservation Commission on June 23, 2009 (Designation List 414/LP-2314). The district boundaries are:

property bounded by a line beginning at the southwest corner of Underhill Avenue and Prospect Place, extending southerly along the western curblineline of Underhill Avenue to a point in said curblineline formed by its intersection with a line extending westerly from the northern property line of 349-351 Park Place, aka 147-151 Underhill Avenue (Block 1160, Lot 1), easterly across Underhill Avenue and along said property line, northerly along the western property line of 369 Park Place, easterly along the northern Property lines of 369 to 411 Park Place and a portion of the northern property line of 413 Park Place, easterly along the angled northern property lines of 413 to 421 Park Place, southerly along the eastern property line of 421 Park Place across Park Place to its southern curblineline, easterly along said curblineline to a point formed by its intersection with a line extending northerly from the eastern property line of 426 Park Place, southerly along said property line, easterly along the northern property lines of 423 to 429 Sterling Place, southerly along a portion of the eastern property line of 429 Sterling Place, easterly along the northern property line of 431 Sterling Place, southerly along the eastern property line of 431 Sterling Place, across Sterling Place to its southern curblineline, easterly along said curblineline to a point formed by its intersection with a line extending northerly from the eastern property line of 446 Sterling Place, southerly along said property line, westerly along the southern property lines of 446 to 364 Sterling Place, northerly along a portion of the western property line of 364 Sterling Place, westerly along the southern property line of 346 Sterling Place, aka 185 Underhill Avenue and across Underhill Avenue to its western curblineline, southerly along said curblineline to the northwest corner of Underhill Avenue and St. John's Place, westerly along the northern curblineline of St. John's Place to a point formed by its intersection with a line extending southerly from the western property line of 323 St. John's Place, aka 200 Underhill Avenue, northerly along the angled property lines of 323 St. John's Place, aka 200 Underhill Avenue, and 198 to 188 Underhill Avenue, easterly along a portion of the northern property line of 188 Underhill Avenue, northerly along the western property lines of 186 Underhill Avenue (aka 186A Underhill Avenue) to 176 Underhill Avenue, aka 340-344 Sterling Place, and across Sterling Place to its northern curblineline, westerly along said curblineline to a point formed by its intersection with a line extending northerly across Sterling Place from a portion of the eastern property line of 288 Sterling Place, aka 29 Butler Place, southerly across Sterling Place and said property line, following its eastward angle to the northern curblineline of Butler Place, westerly along said curblineline to a point formed by its intersection with a line extending southerly from a portion of the western property line of 286 Sterling Place, aka 27 Butler Place, northerly along said property line, westerly along the angled southern property lines of 284 and 282 Sterling Place, continuing westerly along the southern property lines of 280 to 276 Sterling Place, southerly along a portion of the eastern property line of 274 Sterling Place, westerly along the southern property line of 274 Sterling Place, northerly along a portion of the western property line of 274 Sterling Place, westerly along the southern property line of 272 Sterling Place and the angled southern property lines of 270 and 268 Sterling Place, northerly along the western property line of 268 Sterling Place and across Sterling Place to its northern curblineline, westerly along said curblineline to the northeast corner of Sterling Place and Vanderbilt Avenue, northerly along the eastern curblineline of Vanderbilt Avenue and across Park Place to a point in said curblineline formed by its intersection with a line extending eastward from the southern property line of 630A Vanderbilt Avenue, westerly across Vanderbilt Avenue and along said property line, southerly along a portion of the eastern property line of 210A-220 Prospect Place and the eastern property line of 233-235 Park Place, across Park Place and continuing southerly along the eastern property line of 248 Park Place, westerly along the southern property line of 248 Park Place, southerly along a portion of the eastern property line of 226-246 Park Place, westerly along the southern property line of 226-246 Park Place, southerly along the eastern property line of 213 Sterling Place to the northern curblineline of Sterling Place, westerly along said curblineline northerly along the eastern curblineline of Flatbush Avenue, easterly along the northern property line of 375 Flatbush Avenue, easterly along the northern property lines of 375 Flatbush Avenue and 183 to 187 Sterling Place, northerly along portions of the western property lines of 189-191 Sterling Place and 200 Park Place, westerly along a portion of the southern property line of 200 Park Place and the southern property lines of 196 to 188 Park Place and the angled southern property lines of 186 to 180 Park Place, northerly along the western property line of 180 Park Place and across Park Place to its northern curblineline, westerly along said curblineline, northerly along the eastern curblineline of Carlton Avenue to a point in said curblineline formed by its intersection with a line extending easterly from the southern property line of 632A Carlton Avenue, westerly across Carlton Avenue and along said property line to a point formed by its intersection with a line extending southerly from the western property line of 632 Carlton Avenue, northerly along said line and the western property line of 632 Carlton Avenue, easterly along a portion of the northern property line of 632 Carlton Avenue, northerly along the western property lines of 628-630 and 626 Carlton Avenue, westerly along the angled southern property lines of 140 and 138 Prospect Place, northerly along a portion of the western property line of 138 Prospect Place, westerly along the southern property line of 321 Flatbush Avenue to the eastern curblineline of Flatbush Avenue, northerly along the eastern curblineline of Flatbush Avenue to the northern curblineline of Prospect Place, westerly along said curblineline to a point formed by its intersection with a line extending southward from the western property line of 115 Prospect Place, northerly along said property line and the angled western property lines of 112 to 102 St. Mark's Avenue, westerly along the southern property line of 283 Flatbush Avenue to the eastern curblineline of Flatbush Avenue, northerly along said curblineline to the northern curblineline of St. Mark's Avenue, westerly along the northern curblineline of Saint

Mark's Avenue to a point formed by its intersection with a line extending southward from the western property line of 75 St. Mark's Avenue, northerly along said property line, easterly along the northern property line of 75 St. Mark's Avenue, northerly along a portion of the western property line of 77 St. Mark's Avenue, easterly along the northern property lines of 77 to 107 St. Mark's Avenue and a portion of the northern property line of 109 St. Mark's Avenue, northerly along the western property line of Block 1143, Lot 140 (an interior lot), westerly along a portion of the southern property line of 538 Bergen Street and the southern property lines of 536 and 534 Bergen Street, northerly along the western property line of 534 Bergen Street and across Bergen Street to the northern curblineline of Bergen Street, westerly along said curblineline to a point formed by its intersection with a line extending southward from the western property line of 531 Bergen Street, northerly along said property line, easterly along the northern property lines of 531 to 535 Bergen Street and a portion of the northern property line of 537 Bergen Street, northerly along the western property line of 546 Dean Street to the southern curblineline of Dean Street, easterly along the southern curblineline of Dean Street to a point formed by its intersection with a line extending southerly from the western property line of 536 Carlton Avenue, aka 561-565 Dean Street, northerly across Dean Street and along the western property lines of 536 to 522 Carlton Avenue, easterly along a portion of the northern property line of 522 Carlton Avenue, northerly along the western property lines of 520 to 516 Carlton Avenue, aka 734-738 Pacific Street, to the southern curblineline of Pacific Street, easterly along said curblineline to the southwest corner of Pacific Street and Carlton Avenue, southerly along the western curblineline of Carlton Avenue and across Dean Street to the southwest corner of Dean Street and Carlton Avenue, easterly across Carlton Avenue and along the southern curblineline of Dean Street to a point formed by its intersection with a line extending northerly from the eastern property line of 555 Carlton Avenue, aka 574 Dean Street, southerly along the eastern property lines of 555 to 565A Carlton Avenue and a portion of the eastern property line of 567 Carlton Avenue, easterly along the northern property lines of 573 to 585 Bergen Street, southerly along the eastern property line of 585 Bergen Street and across Bergen Street to the southern curblineline of Bergen Street, easterly along said curblineline to a point formed by its intersection with a line extending southward and across Bergen Street from the western property line of 570 Vanderbilt Avenue, aka 635 Bergen Street, northerly across Bergen Street and along the western property lines of 570 to 566 Vanderbilt Avenue and a portion of the western property line of 564 Vanderbilt Avenue, westerly along a portion of the southern property line of 564 Vanderbilt Avenue, northerly along portions of the western property lines of 564 and 560 Vanderbilt Avenue, easterly along a portion of the northern property line of 560 Vanderbilt Avenue, northerly along a portion of the western property line of 560 Vanderbilt Avenue and the western property lines of 558 to 552 Vanderbilt Avenue, aka 662 Dean Street to the southern curblineline of Dean Street, easterly along said curblineline and across Vanderbilt Avenue to the southeast corner of Vanderbilt Avenue and Dean Street, northerly across Dean Street and along the eastern curblineline of Vanderbilt Avenue to the southeast corner of Vanderbilt Avenue and Pacific Street, easterly along the southern curblineline of Pacific Street to a point formed by its intersection with a line extending northward from the eastern property line of 565 Vanderbilt Avenue, aka 820-826 Pacific Street, southerly along the eastern property lines of 565 to 583 Vanderbilt Avenue and across Dean Street to its southern curblineline, easterly along said curblineline to a point formed by its intersection with a line extending northward from the eastern property line of 680 Dean Street, southerly along the eastern property line of 680 Dean Street and the angled eastern property line of 589 Vanderbilt Avenue, easterly along a portion of the northern property line of 591 Vanderbilt Avenue, southerly along the eastern property line of 591 Vanderbilt Avenue and a portion of the eastern property line of 593 Vanderbilt Avenue, easterly along a portion of the northern property line of 593 Vanderbilt Avenue, southerly along a portion of the eastern property line of 593 Vanderbilt Avenue and the eastern property lines of 593½ to 601 Vanderbilt Avenue, aka 651 Bergen Street, continuing southerly across Bergen Street to its southern curblineline, westerly along said curblineline to a point formed by its intersection with a line extending northerly from the eastern property line of 603 Vanderbilt Avenue, aka 640 Bergen Street, southerly along the eastern property lines of 603 to 623 Vanderbilt Avenue to the northern curblineline of St. Mark's Avenue, westerly along said curblineline to a point formed by its intersection with a line extending northerly and across St. Mark's Avenue from the eastern property line of 625 Vanderbilt Avenue, aka 236 St. Mark's Avenue, southerly across St. Mark's Avenue and along the eastern property lines of 625 to 633 Vanderbilt Avenue and a portion of the eastern property line of 635 Vanderbilt Avenue, easterly along the northern property lines of 239 to 277 Prospect Place, northerly along a portion of the western property line of 281 Prospect Place, easterly along a portion of the northern property line of 281 Prospect Place, southerly along a portion of the eastern property line of 281 Prospect Place, easterly along a portion of the northern property line of 281 Prospect Place and the northern property lines of 287 and 289 Prospect Place, southerly along the angled portion of the eastern property lines of 289 and 291 Prospect Place, easterly along the angled northern property lines of 293 to 297 Prospect Place, southerly along a portion of the eastern property line of 297 Prospect Place, easterly along the northern property lines of 299 to 307 Prospect Place, southerly along a portion of the eastern property line of 307 Prospect Place, easterly along the northern property line of 309 Prospect Place, southerly along the eastern property line of 309 Prospect Place and across Prospect Place to its southern curblineline, and easterly along said curblineline to the point of the beginning.

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

## CIVILIAN COMPLAINT REVIEW BOARD

## ■ NOTICE

The Civilian Complaint Review Board's monthly public meeting has been scheduled for: Wednesday, August 12, 2009, 10:00 A.M. at 40 Rector Street, 2nd Floor, New York, NY 10006.

Subsequent monthly public meetings are currently scheduled for September 9, October 14, and because November 11 is a public holiday, November 18, 2009.

Contact: Graham Daw, Director of Intergovernmental and Legal Affairs, (212) 676-8591 or at gdaw@ccrb.nyc.gov

The agency's monthly Executive Director's Report will be available online on Friday, August 7, 2009 at nyc.gov/ccrb.

a5-11

## ENVIRONMENTAL CONTROL BOARD

## ■ MEETING

OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS/  
ENVIRONMENTAL CONTROL BOARD

The next meeting will take place on Thursday, August 13, 2009 at 40 Rector Street, OATH Lecture Room, 14th Floor, New York, NY 10006 at 9:15 A.M. at the call of the Chairman.

a3-5

## FRANCHISE AND CONCESSION REVIEW COMMITTEE

## ■ MEETING

PUBLIC NOTICE IS HEREBY GIVEN THAT the Franchise and Concession Review Committee will hold a Public Meeting at 2:30 P.M., on Wednesday, August 12, 2009 at 22 Reade Street, 2nd Floor Conference Room, Borough of Manhattan.

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

a3-12

## INFORMATION TECHNOLOGY AND TELECOMMUNICATIONS

## ■ PUBLIC HEARINGS

NOTICE OF A FRANCHISE AND CONCESSION REVIEW COMMITTEE ("FCRC") PUBLIC HEARING to be held on Monday, August 10, 2009 commencing at 2:30 P.M. at 22 Reade Street, Borough of Manhattan, in the matter of a change of control of the parent company of NextG Networks of NY, Inc. ("NextG"). The FCRC approved a franchise agreement between the City of New York ("the City") and NextG on February 8, 2008. The franchise authorizes NextG to install, operate and maintain equipment housing of limited size and stick-type antennas on City-owned street light poles, traffic light poles, highway sign support poles and certain privately-owned utility poles where such poles are erected upon the inalienable property of the City, for the purpose of providing mobile telecommunications services.

A copy of the existing franchise agreement, and an organizational chart reflecting the ownership structure that would result from the proposed change of control, may be viewed at DoITT, 75 Park Place, 9th Floor, New York, New York 10007, commencing Monday, July 20, 2009 through Monday, August 10, 2009, between the hours of 9:30 A.M. and 3:30 P.M., excluding Saturdays, Sundays and holidays. Hard copies of the franchise agreement and the proposed new organization chart 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 existing franchise agreement and proposed organization chart may also be obtained in PDF form at no cost, by email request. Interested parties should contact Roxanne Chambers at (212) 788-6610 or by email at RChambers@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, New York 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 TV- CHANNEL 74.

jy20-a10

## LABOR RELATIONS

## DEFERRED COMPENSATION PLAN BOARD

## ■ NOTICE

The New York City Deferred Compensation Plan Board will hold its monthly meeting on Wednesday, August 5, 2009 from 10:00 A.M. to 1:00 P.M. The meeting will be held at 40 Rector Street, 3rd Floor, NYC.

a3-5

## LANDMARKS PRESERVATION COMMISSION

### ■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN THAT PURSUANT to the provisions of 3020 of the New York City Charter and Chapter 3 of Title 24 of the Administrative Code of the City of New York (Sections 25-303 and 25-313) that on **Tuesday, August 11, 2009**, the Landmarks Preservation Commission will conduct a *public hearing* in the Public Meeting Room of the Landmarks Preservation Commission, located at The Municipal Building, 1 Centre Street, 9th Floor North, City of New York with respect to the following proposed Landmarks and Landmark Sites. Any person requiring reasonable accommodation in order to participate in the hearing should call or write the Landmarks Preservation Commission, [Municipal Building, 1 Centre Street, 9th Floor North, New York, NY 10007, (212) 669-7700] no later than five (5) business days before the hearing. There will also be a public meeting on that day.

PUBLIC HEARING ITEM NO. 1  
LP-2349

327 WESTERVELT AVENUE HOUSE, 327 Westervelt Avenue, Staten Island  
*Landmark Site:* Borough of Staten Island Tax Map Block 27, Lot 5

PUBLIC HEARING ITEM NO. 2  
LP-2377

411 WESTERVELT AVENUE FLAT, HORTON'S ROW, 411 Westervelt Avenue, Staten Island  
*Landmark Site:* Borough of Staten Island Tax Map Block 25, Lot 5

PUBLIC HEARING ITEM NO. 3  
LP-2378

413 WESTERVELT AVENUE FLAT, HORTON'S ROW, 413 Westervelt Avenue, Staten Island  
*Landmark Site:* Borough of Staten Island Tax Map Block 25, Lot 4

PUBLIC HEARING ITEM NO. 4  
LP-2381

415 WESTERVELT AVENUE FLAT, HORTON'S ROW, 415 Westervelt Avenue, Staten Island  
*Landmark Site:* Borough of Staten Island Tax Map Block 25, Lot 3

PUBLIC HEARING ITEM NO. 5  
LP-2382

417 WESTERVELT AVENUE FLAT, HORTON'S ROW, 417 Westervelt Avenue, (aka 79 Corson Avenue), Staten Island  
*Landmark Site:* Borough of Staten Island Tax Map Block 25, Lot 1

PUBLIC HEARING ITEM NO. 6  
LP-2369

STATEN ISLAND ARMORY, 321 Manor Road, Staten Island  
*Landmark Site:* Borough of Staten Island Tax Map Block 332, Lot 4, in part

PUBLIC HEARING ITEM NO. 7  
LP-2367

63 WILLIAM STREET HOUSE, 63 William Street, Staten Island  
*Landmark Site:* Borough of Staten Island Tax Map Block 514, Lot 30

PUBLIC HEARING ITEM NO. 8  
LP-2384

REFORMED CHURCH ON STATEN ISLAND, 54 Port Richmond Avenue, Staten Island  
*Landmark Site:* Borough of Staten Island Tax Map Block 1073 Lot 75

PUBLIC HEARING ITEM NO. 9  
LP-2383

CHRIST CHURCH, 72 Franklin Avenue (aka 72-74 Franklin Avenue), Staten Island  
*Landmark Site:* Borough of Staten Island Tax Map Block 66, Lot 158

PUBLIC HEARING ITEM NO. 10  
LP-2380

B. F. GOODRICH BUILDINGS, 1780 Broadway and 225 West 57th Street, Manhattan  
*Landmark Site:* Borough of Manhattan Tax Map Block 1029, Lot 14 in part

**fy27-a10**

NOTICE IS HEREBY GIVEN that pursuant to the provisions of Title 25, chapter 3 of the Administrative Code of the City of New York (Sections 25-307, 25-308, 25,309, 25-313, 25-318, 25-320) (formerly Chapter 8-A, Sections 207-6.0, 207-7.0, 207-12.0, 207-17.0, and 207-19.0), on Tuesday, **August 11, 2009** at 9:30 A.M. in the morning of that day, a public hearing will be held in the Conference Room at 1 Centre Street, 9th Floor, Borough of Manhattan with respect to the following properties and then followed by a public meeting. Any person requiring reasonable accommodation in order to participate in the hearing or attend the meeting should call or write the Landmarks Commission no later than five (5) business days before the hearing or meeting.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF QUEENS 08-5341 - Block 149, lot 41  
39-08 47th Street - Sunnyside Gardens Historic District  
A brick rowhouse with Colonial Revival style details designed by Clarence Stein, Henry Wright and Frederick Ackerman and built in 1925. Application is to alter a window opening at the front and install sliding doors at the rear.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF BROOKLYN 09-8060 - Block 5238, lot 66-718 East 18th Street - Fiske Terrace-Midwood Park Historic District  
A Colonial Revival style house designed by Benjamin Driesler and built in 1907. Application is to legalize the installation of a fence and gate without Landmarks Preservation Commission permits.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF BROOKLYN 10-0605 - Block 267, lot 31-156 Clinton Street - Brooklyn Heights Historic District  
A Greek Revival style brick rowhouse built in 1847. Application is to modify the entrance.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF BROOKLYN 10-0177 - Block 2092, lot 65-245 Dekalb Avenue - Fort Greene Historic District  
An Italianate style rowhouse built in 1867. Application is to modify the display windows.

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

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 09-8493 - Block 1420, lot 1-200 East 66th Street - Manhattan House-Individual Landmark  
A Modern style mixed-used complex designed by Mayer & Whittlesey and Skidmore, Owings & Merrill and built between 1947 and 1951. Application is to install a pergola.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 09-9472 - Block 1387, lot 56-900 Madison Avenue, aka 28 East 73rd Street - Upper East Side Historic District  
An apartment building with some classical details, designed by Sylvan Bien and built in 1939. Application is to alter the facade, install storefront infill and awnings.

BINDING REPORT  
BOROUGH OF STATEN ISLAND 10-0955 - Block 995, lot 1-460 Brielle Avenue - New York City Farm Colony-Seaview Hospital Historic District  
A Georgian Revival style hospital building designed by Edward P. Stevens and Renwick, Aspinwall & Tucker, and built in 1917. Application is to replace windows.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 09-7166- Block 611, lot 41-181 West 10th Street - Greenwich Village Historic District  
A neo-Grec style rowhouse designed by William T. Whittermore and built in 1839. Application is to modify the stoop and entrance, install a new door and signage, construct a rear yard addition.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 10-0533 Block 591, lot 33-89 7th Avenue South, aka 16 Barrow Street - Greenwich Village Historic District  
An apartment house designed by George F. Pelham, built in 1897 and altered in 1921. Application is to install storefront infill.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 09-6033 - Block 828, lot 25-1141 Broadway - Madison Square North Historic District  
An Art Deco style commercial building designed by William I. Hohaus and built in 1926-27. Application is to legalize alterations to the secondary elevation and penthouse without Landmarks Preservation Commission permits, to reconstruct the penthouse, and to install storefront infill, a marquee, and rooftop mechanical equipment. Zoned M1-6.

**fy29-a11**

## 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, August 5, 2009. Interested parties can obtain copies of proposed agreements or request sign-language interpreters (with at least seven days prior notice) at 55 Water Street, 9th Floor SW, New York, NY 10041, or by calling (212) 839-6550.

**#1** In the matter of a proposed revocable consent authorizing 777 Washington LLC to maintain and use fenced-in areas on the south sidewalk of Jane Street, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2009 to June 30, 2019 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2009 to June 30, 2019 - \$1,500/annum

the maintenance of a security deposit in the sum of \$4,000, and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

**#2** In the matter of a proposed revocable consent authorizing Citibank N.A. to maintain and use bollards and tree guards on the sidewalks of the site bounded by Gouverneur Lane and Wall, Front and South Streets, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the date of Approval by the Mayor and provides, among other terms and conditions, there shall be no compensation

required for this revocable consent in accordance with Title 34 Section 7-04(a)(33) of the Rules of the City of New York.

the maintenance of a security deposit in the sum of \$40,000, and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

**#3** In the matter of a proposed revocable consent authorizing Halamas Corp to maintain and use an accessibility ramp and stairs on the north sidewalk of East 86th Street, west of York Avenue, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2009 to June 30, 2019 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2009 to June 30, 2010 - \$25/annum

the maintenance of a security deposit in the sum of \$5,000, and the filing of an insurance policy in the minimum amount of \$500,000/\$2,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$200,000.

**#4** In the matter of a proposed revocable consent authorizing Igcoc I Park LLC to construct, maintain and use a sidewalk hatch in the south sidewalk of East 87th Street, east of Park Avenue, in the Borough of Manhattan. For the first year of the consent, the annual period commencing on the date of the final approval of this consent by the Mayor (the "Approval Date") and terminating on June 30, 2010:

\$4,353/annum

For the period July 1, 2010 to June 30, 2011 - \$4,484

For the period July 1, 2011 to June 30, 2012 - \$4,615

For the period July 1, 2012 to June 30, 2013 - \$4,746

For the period July 1, 2013 to June 30, 2014 - \$4,877

For the period July 1, 2014 to June 30, 2015 - \$5,008

For the period July 1, 2015 to June 30, 2016 - \$5,139

For the period July 1, 2016 to June 30, 2017 - \$5,270

For the period July 1, 2017 to June 30, 2018 - \$5,401

For the period July 1, 2018 to June 30, 2019 - \$5,532

For the period July 1, 2019 to June 30, 2020 - \$5,663

the maintenance of a security deposit in the sum of \$5,700, and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

**#5** In the matter of a proposed revocable consent authorizing The Bank of New York Mellon Corporation to maintain and use eighty one (81) bollards along the south sidewalk of Wall Street, east sidewalk of Broadway and north sidewalk of Exchange Place, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2008 to June 30, 2018 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period from July 1, 2008 to June 30, 2018 - \$10,175/annum

the maintenance of a security deposit in the sum of \$10,150, and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

**#6** In the matter of a proposed revocable consent authorizing 57-59 Irving Place LP to construct, maintain and use snow melting conduits in the west sidewalk of Irving Place, between East 17th and East 18th Streets, in the Borough of Manhattan. For the first year of the consent, the annual period commencing on the date of the final approval of this consent by the Mayor (the "Approval Date") and terminating on June 30, 2010:

- \$5,142/annum

For the period July 1, 2010 to June 30, 2011 - \$5,296

For the period July 1, 2011 to June 30, 2012 - \$5,450

For the period July 1, 2012 to June 30, 2013 - \$5,604

For the period July 1, 2013 to June 30, 2014 - \$5,758

For the period July 1, 2014 to June 30, 2015 - \$5,912

For the period July 1, 2015 to June 30, 2016 - \$6,066

For the period July 1, 2016 to June 30, 2017 - \$6,220

For the period July 1, 2017 to June 30, 2018 - \$6,374

For the period July 1, 2018 to June 30, 2019 - \$6,528

For the period July 1, 2019 to June 30, 2020 - \$6,682

the maintenance of a security deposit in the sum of \$6,700, and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

**#7** In the matter of a proposed revocable consent authorizing Macy's Inc. to maintain and use a pedestrian bridge over and across Hoyt Street, north of Livingston Street, in the Borough of Brooklyn. The proposed revocable consent is for a term of ten years from July 1, 2009 to June 30, 2019 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2009 to June 30, 2010 - \$10,155

For the period July 1, 2010 to June 30, 2011 - \$10,451

For the period July 1, 2011 to June 30, 2012 - \$10,743

For the period July 1, 2012 to June 30, 2013 - \$11,043

For the period July 1, 2013 to June 30, 2014 - \$11,339

For the period July 1, 2014 to June 30, 2015 - \$11,635

For the period July 1, 2015 to June 30, 2016 - \$11,931

For the period July 1, 2016 to June 30, 2017 - \$12,227

For the period July 1, 2017 to June 30, 2018 - \$12,523

For the period July 1, 2018 to June 30, 2019 - \$12,819

the maintenance of a security deposit in the sum of \$51,000, and the filing of an insurance policy in the minimum amount

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

jy16-a5

## COURT NOTICE

### SUPREME COURT

■ NOTICE

#### BRONX COUNTY IA PART 6 NOTICE OF MOTION INDEX NUMBER 650/07

In the Matter of Acquiring Fee Title, Permanent and Temporary Easements, and an Access Corridor Where not Heretofore Acquired for the **WILLIS AVENUE BRIDGE REPLACEMENT** in the area generally bounded by Bruckner Boulevard, Brown Place, the Bronx Kill, the Harlem River, and Lincoln Avenue in the Borough of Bronx, City and State of New York.

**PLEASE TAKE NOTICE**, that, upon the annexed affirmation of MARY SWARTZ and the exhibits annexed thereto, and upon all prior proceedings had herein, the City of New York ("City") will move in IA Part 6 of the Supreme Court of the State of New York, County of the Bronx, in Room 625 of the Courthouse located at 851 Grand Concourse, in the Borough of Bronx, City and State of New York on the 17th day of August, 2009, at 2:00 P.M. or as soon thereafter as counsel may be heard, for an Amended Vesting Order, issued pursuant to Sec. 5-331 of the New York City Administrative Code, superseding the Vesting Order filed March 20, 2007 and granting the City leave to file an Amended Acquisition and Damage Map to be deemed filed as of March 27, 2007, nunc pro tunc, in order to clarify the extent and scope of the permanent easements taken in this proceeding with respect to Bronx Tax block 2260 Lot 62.

**PLEASE TAKE FURTHER NOTICE** that, pursuant to CPLR Section 2214(b), any papers submitted in opposition to this motion, and any notice of cross-motion (and any papers in support of a cross-motion) must be served upon the undersigned at least seven (7) days before the return date of this motion.

Dated: July 20, 2009, New York, New York  
MICHAEL A. CARDOZO  
Corporation Counsel of the City of New York  
100 Church Street, Rm. 5-203  
New York, New York 10007  
(212) 788-0715

By: Mary Swartz  
Assistant Corporation Counsel

TO: Harlem River Yard Ventures, Inc.  
By: Goldstein, Goldstein, Rikon & Gottlieb, P.C.  
ATTN: John Houghton, Esq.  
80 Pine St. 32 floor, New York, New York 10005

Waste Management of New York, LLC (a/k/a USA  
Waste Services of NYC, Inc.)  
By: Harris Beach PLLC  
ATTN: Phillip Spellane, Esq.  
99 Garnsey Road, Pittsford, New York 14534

82 Willis LLC  
By: Jaspan Schlesinger Hoffman LLP  
ATTN: Andrew M. Mahony, Esq.  
300 Garden City Plaza, Fifth Floor  
Garden City, New York 11530

Cons Rail Co. # Schenberg  
P.O. Box 8499, Philadelphia, PA 19101-8499

Properties Hacker, LLC  
By: Horing Welikson & Rosen P.C.  
ATTN: Richard T. Walsh, Esq.  
11 Hillside Avenue, Williston Park, New York 11596

The People of the State of New York acting by and through The New York State Department of Transportation Building 5, State Office Campus 1220 Washington Avenue, Albany, NY 12232

New York City Industrial Development Agency  
110 William Street, New York, NY 10038

United States Trust Company of New York, as Trustee  
114 West 47th Street, New York, NY 10036

Mary Caiola  
5 Hale Place, Tappan, NY 10983

The Bank of New York, as Collateral Agent and Custodian  
101 Barclay Street, New York, NY 10286  
Attn.: Corporate Trust Department

Bank of America, N.A.  
1185 Avenue of the Americas, 16th floor., New York, NY 10036

Clear Channel Outdoor, Inc.  
By: Davidoff Malito & Hatcher LLP  
ATTN: Patrick J. Kilduff, Esq.  
605 Third Avenue, 34th floor, New York, New York 10158

jy23-a5

## PROPERTY DISPOSITION

### CITYWIDE ADMINISTRATIVE SERVICES

#### DIVISION OF MUNICIPAL SUPPLY SERVICES

■ AUCTION

#### PUBLIC AUCTION SALE NUMBER 10001-C

NOTICE IS HEREBY GIVEN of a bi-weekly public auction of City fleet vehicles consisting of cars, vans, light duty vehicles, trucks, heavy equipment and miscellaneous automotive equipment to be held on Wednesday, August 5, 2009 (SALE NUMBER 10001-C). This auction is held very other Wednesday unless otherwise notified. Viewing is on auction day only from 8:30 A.M. until 9:00 A.M. The auction begins at 9:00 A.M.

LOCATION: 570 Kent Avenue, Brooklyn, NY (in the Brooklyn Navy Yard between Taylor and Clymer Streets).

A listing of vehicles to be offered for sale in the next auction can be viewed on our Website, on the Friday prior to the sale date at: <http://www.nyc.gov/auctions>  
Terms and Conditions of sale can also be viewed at this site.  
For further information, please call (718) 417-2155 or (718) 625-1313.

jy22-a5

#### PUBLIC AUCTION SALE NUMBER 10001-D

NOTICE IS HEREBY GIVEN of a bi-weekly public auction of City fleet vehicles consisting of cars, vans, light duty vehicles, trucks, heavy equipment and miscellaneous automotive equipment to be held on Wednesday, August 19, 2009 (SALE NUMBER 10001-D). This auction is held every other Wednesday unless otherwise notified. Viewing is on auction day only from 8:30 A.M. until 9:00 A.M. The auction begins at 9:00 A.M.

LOCATION: 570 Kent Avenue, Brooklyn, NY (in the Brooklyn Navy Yard between Taylor and Clymer Streets).

A listing of vehicles to be offered for sale in the next auction can be viewed on our website, on the Friday prior to the sale date at: <http://www.nyc.gov/auctions>.  
Terms and Conditions of Sale can also be viewed at this site.

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

a5-19

#### ■ SALE BY SEALED BID

### SALE OF: SANITATION COLLECTION TRUCKS, SWEEPERS AND BODY/TAILOGATES, USED.

S.P.#: 09033 DUE: August 6, 2009

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

jy24-a6

### POLICE

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

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

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

#### INQUIRIES

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

#### FOR MOTOR VEHICLES

##### (All Boroughs):

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

#### FOR ALL OTHER PROPERTY

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

j1-d31

■ AUCTION

#### PUBLIC AUCTION SALE NUMBER 1164

NOTICE IS HEREBY GIVEN of a ONE (1) day public auction of unclaimed salvage vehicles, motorcycles, automobiles, trucks, and vans. Inspection day is August 10, 2009 from 10:00 A.M. - 2:00 P.M.

Salvage vehicles, motorcycles, automobiles, trucks, and vans will be auctioned on August 11, 2009 at approximately 9:30 A.M.

Auction will be held at the Erie Basin Auto Pound, 700 Columbia Street (in Redhook area of B'klyn., 2 blocks from Halleck St.)

For information concerning the inspection and sale of these items, call the Property Clerk Division's Auction Unit information line (646) 610-4614.

jy29-a11

## PROCUREMENT

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

### CITYWIDE ADMINISTRATIVE SERVICES

#### CONTRACTS

■ INTENT TO AWARD

*Services (Other Than Human Services)*

**AUDIT AND MANAGEMENT TRAINING** – Contract with another Government – PIN# 856090001123 – DUE 08-19-09 AT 11:00 A.M. – The Department of Citywide Administrative Services, Division of Citywide Personnel Services intends to enter into contract negotiations with the United States Department of Agriculture (USDA) Graduate School to provide audit and management training programs and grant continuing professional education credits to City audit and audit management personnel for three years. The USDA Graduate School has provided training to the City of New York since 1992. The courses have been specifically tailored to reflect the City's rules, regulations and structures. It is in the best interest of the City to use the USDA Graduate School to provide these training services because it is the only training organization that deals exclusively with government auditing. Any qualified suppliers may express their interest in providing such services for any future procurement by sending a letter to the Department of Citywide Administrative Services, Office of Contracts, at One Centre Street, 18th Floor North, New York, NY 10007. Erkan Solak (212) 669-3530, [esolak@dcas.nyc.gov](mailto:esolak@dcas.nyc.gov)

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#### DIVISION OF MUNICIPAL SUPPLY SERVICES

■ AWARDS

*Goods*

**ASPHALT PLANT REPAIR PTS. GENCOR CONVEYOR** – Competitive Sealed Bids – PIN# 857900601 – AMT: \$377,860.15 – TO: Capitol Equipment Inc., 523 South Main Street, P.O. Box 31, Mechanicville, NY 12118.  
● **GRP: WIRTGEN ASPHALT MILLING MACHINE PARTS** – Competitive Sealed Bids – PIN# 857900886 – AMT: \$550,000.00 – TO: Edward Ehrbar Inc., 4 Executive Plaza, Suite 155, Yonkers, NY 10701.  
● **EQUIPMENT, RENTAL OF VARIOUS, DOT** – Competitive Sealed Bids – PIN# 857900378 – AMT: \$1,498,008.00 – TO: United Rentals North America, Inc., 28-44 College Point Boulevard, Flushing, NY 11354.  
● **SLICING MACHINE/VEGETABLE CUTTER (D.O.C.)** – Competitive Sealed Bids – PIN# 857900700 – AMT: \$75,540.00 – TO: CVK Enterprises Inc., DBA Federal Supply USA, 116 Washington Street, Waukegan, IL 60085.  
● **GRP: FEDERAL SIGNAL SYSTEMS AND COMPONENT LIGHTS** – Competitive Sealed Bids –

PIN# 857900482 – AMT: \$1,944,000.00 – TO: General Sales Administration T/A Major Police Supply, 47 N Dell Avenue, Kenil, N.J 07847.

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**VENDOR LISTS**

*Goods*

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

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

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

jy17-j4

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

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

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

jy17-j4

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

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

jy17-j4

**DESIGN & CONSTRUCTION**

**SOLICITATIONS**

*Construction / Construction Services*

**REQUIREMENTS CONTRACT FOR ENVIRONMENTAL SERVICES FOR VARIOUS CAPITAL PROJECTS, CITYWIDE** – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 8502009PW005-6P – DUE 09-02-09 AT 4:00 P.M. PW311GEN1 - All qualified and interested firms are advised to download the Request for Proposal at <http://ddcftp.nyc.gov/rfpweb/> from August 6, 2009 or contact the person listed for this RFP. The contract resulting from this Request for Proposal will be subjected to Local Law 129 of 2005, Minority Owned and Women Owned Business Enterprise (M/WBE) program.

*Use the following address* unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/ blueprints; other information; and for opening and reading of bids at date and time specified above.  
*Department of Design and Construction*  
30-30 Thomson Avenue, 4th Floor, Long Island City, NY 11101. Carlo Difava (718) 391-1541, [difavac@ddc.nyc.gov](mailto:difavac@ddc.nyc.gov)

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**AWARDS**

*Construction / Construction Services*

**HWDR01, EIGHT ENGINEERING DESIGN AND RELATED SERVICES REQUIREMENTS CONTRACT, CITYWIDE** – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 8502008RQ0026P – AMT: \$5,000,000.00 – TO: AECOM USA, Inc., 605 Third Avenue, New York, NY 10158.

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**EDUCATION**

**DIVISION OF CONTRACTS AND PURCHASING**

**SOLICITATIONS**

*Goods*

**CLASSROOM INC. SOFTWARE** – Competitive Sealed Bids – PIN# Z1183040 – DUE 08-18-09 AT 5:00 P.M.

**KID PIX DELUXE 3X MAC OSX 10.5 SOFTWARE** – Competitive Sealed Bids – PIN# Z1184040 – DUE 08-18-09 AT 5:00 P.M.

If you cannot download these bids, please send an e-mail to [VendorHotline@schools.nyc.gov](mailto:VendorHotline@schools.nyc.gov) with the bid number and title in the subject line of your e-mail. For all questions related to these bids, please send an e-mail to [krobbin@schools.nyc.gov](mailto:krobbin@schools.nyc.gov) with the bid number and title in the subject line of your e-mail.

Bid opening: Wednesday, August 19th, 2009 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.  
*Department of Education, 65 Court Street, Room 1201 Brooklyn, NY 11201. Vendor Hotline (718) 935-2300*  
[vendorhotline@schools.nyc.gov](mailto:vendorhotline@schools.nyc.gov)

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**ENVIRONMENTAL PROTECTION**

**SOLICITATIONS**

*Construction / Construction Services*

**PRIMARY SLUDGE SYSTEM RECONSTRUCTION, WARDS ISLAND WPCP, NEW YORK** – Competitive Sealed Bids – DUE 09-03-09 AT 11:30 A.M. – PIN# 82610WP01176 - ELECTRICAL  
PIN# 82610WP011778 - HVAC  
PIN# 82610WP01177 - GENERAL

Document Fee: \$100.00. There will be a pre-bid conference and facility tour held on 8/11/09 at 10:00 A.M. at Wards Island Resident Engineer's Trailer which is located at Wards Island WPCP, 7 Wards Island, New York 10035. Contractors are required to bring appropriate Personal Protective Equipment (hard hat, work boots, etc.) for the Facility Tour. The Project Manager is Daniel Solimando (718) 595-6116.

This contract is subject to Apprenticeship Program Requirements as describe in the solicitation materials.

Vendor ID#: WI-79A-E - 62079  
WI-79A-G - 62086  
WI-79A-H - 62089

*Use the following address* unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/ blueprints; other information; and for opening and reading of bids at date and time specified above.  
*Department of Environmental Protection, 59-17 Junction Blvd., 4th Floor, Low Rise, Flushing, NY 11373.*  
*Greg Hall (718) 595-3236, [gregh@dep.nyc.gov](mailto:gregh@dep.nyc.gov)*

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**HEALTH AND HOSPITALS CORPORATION**

**The New York City Health and Hospitals Corporation is regularly soliciting bids for supplies and equipment at its Central Purchasing Offices, 346 Broadway, New York City, Room 516, for its Hospitals and Diagnostic and Treatment Centers. All interested parties are welcome to review the bids that are posted in Room 516 weekdays between 9:00 a.m. and 4:30 p.m. For information regarding bids and the bidding process, please call (212) 442-3863.**

j1-d31

**SOLICITATIONS**

*Goods*

**ELECTRONIC TRANSMISSION OF TELEGRAM/ MAILGRAM** – Public Bid – PIN# QHN2010-1005EHC – DUE 08-26-09 AT 2:00 P.M.  
● **CLEANING OF ELECTRONIC MEDICAL EQUIPMENT** – Public Bid – PIN# QHN2010-1006QHC – DUE 08-26-09 AT 10:00 A.M.  
● **REMOVAL AND REPLACEMENT OF WALK OFF MATS** – Public Bid – PIN# QHN2010-1007EHC – DUE 08-27-09 AT 2:00 P.M.

*Use the following address* unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/ blueprints; other information; and for opening and reading of bids at date and time specified above.  
*Queens Health Network, 82-68 164th Street, "S" Building, Jamaica, NY 11432. Wendella Rose (718) 883-6000, [rosew@nychhc.org](mailto:rosew@nychhc.org)*

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**48" X 96" KOROWOOD SUMMER FLAME V202 PATTERN** – Competitive Sealed Bids – PIN# QHN2010-1009EHC – DUE 08-21-09 AT 10:00 A.M.

*Use the following address* unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/ blueprints; other information; and for opening and reading of bids at date and time specified above.  
*Queens Health Network, 82-68 164th Street, "S" Building, Jamaica, NY 11432. Evelyn Negron (718) 883-6000, [negrone@nychhc.org](mailto:negrone@nychhc.org)*

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*Services (Other Than Human Services)*

**ATLANTIC POWER SYSTEMS MOBILE POWER MODULES INSPECTION AND ANNUAL SERVICE** – Sole Source – Available only from a single source -

PIN# 231-10-002 – DUE 08-12-09 AT 11:00 A.M. – The North Brooklyn Health Network intends to enter into a sole source contract for Inspection and Annual Service of Generators with Atlantic Detroit Diesel-Allison, LLC, P.O. Box 950, 180 Route 17 South, Lodi, NJ 07644.

Any other supplier who is capable of providing this service/product for the North Brooklyn Health Network may express their interest in doing so by writing to Abraham Caban, Procurement Analyst, 100 North Portland Avenue, Rm. C-32, Brooklyn, NY 11205, (718) 260-7593 or by e-mail to [Abraham.Caban@nychhc.org](mailto:Abraham.Caban@nychhc.org)

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**VOICEBROOK SERVICE SUPPORT / SOFTWARE MAINTENANCE** – Sole Source – Available only from a single source - PIN# 231-10-001 – DUE 08-12-09 – The North Brooklyn Health Network intends to enter into a sole source contract for Service Support and Maintenance Renewal for Pathology-Surgery-Peds Support and Maintenance with Voicebrook, Inc., 1983 Marcus Avenue, Suite 105, Lake Success, NY 11042.

Any other supplier who is capable of providing this service/product for the North Brooklyn Health Network may express their interest in doing so by writing to Abraham Caban, Procurement Analyst, 100 North Portland Avenue, Rm. C-32, Brooklyn, NY 11205 or by e-mail to [Abraham.caban@nychhc.org](mailto:Abraham.caban@nychhc.org), (718) 260-7593.

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**SERVICE CONTRACT FOR INSPECTION OF MEDICAL GAS PIPING SYSTEM** – Competitive Sealed Bids – PIN# 11110021 – DUE 08-25-09 AT 3:00 P.M. – There will be a mandatory pre-bid meeting on Tuesday, August 18, 2009 at 11:00 A.M. in the 3rd Floor Conference Room of Bellevue's C&D Building. Attendance at this meeting is a requirement in submitting a bid.

*Use the following address* unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/ blueprints; other information; and for opening and reading of bids at date and time specified above.  
*Bellevue Hospital Center, Purchasing, 462 First Avenue, Room# 12 East 32, New York, NY 10016.*  
*Matt Gaumer (212) 562-2887, [matthew.gaumer@bellevue.nychhc.org](mailto:matthew.gaumer@bellevue.nychhc.org)*

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**HOMELESS SERVICES**

**OFFICE OF CONTRACTS AND PROCUREMENT**

**SOLICITATIONS**

*Human / Client Service*

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

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

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**HOUSING PRESERVATION & DEVELOPMENT**

**SOLICITATIONS**

*Construction / Construction Services*

**MASONRY AND STUCCO WORK AT 806 EAST 175 STREET, BRONX** – Competitive Sealed Bids – PIN# CM500E942686 – DUE 08-12-09 AT 11:00 A.M. – This solicitation is subject to City of New York Local Law 129 of 2005. Minority owned and Women-Owned Business Enterprises (M/WBEs) are encouraged to bid and subcontracting is subject to M/WBE participation goals. Non-refundable bid documents cost \$40.00. Payable by money order, bank check, or certified check made payable to Melcara Corp. Site walk-through 08/11/09 at 2:00 P.M., mandatory for all bidders. Call (212) 387-0016 for information. Bids due 08/12/09 by 11:00 A.M. at 100 Gold Street, Rm. 6F3, NYC.

*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.  
*Melcara Corporation, 420 Lexington Avenue, Suite 414 New York, NY 10170.*  
*Peter Clements (212) 861-8025 [peterc@prcnyc.com](mailto:peterc@prcnyc.com)*

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**LEGAL DEPARTMENT**

**INTENT TO AWARD**

*Human / Client Service*

**MORTGAGE FORECLOSURE PREVENTION SERVICES** – Negotiated Acquisition – Available only from a single source - PIN# 806090100012 – DUE 08-24-09 AT 11:00 A.M. – A negotiated acquisition is proposed to be entered into between the New York City Department of Housing Preservation and Development and The Center for New York City Neighborhoods (CNYCN) to coordinate and expand services to New York City residents at risk of losing their

homes to foreclosure. This negotiated acquisition would include comprehensive citywide programming in the areas of free legal services, housing counseling, consumer education, and with focus on efforts in neighborhoods with concentrated foreclosure activity.

Any firm who believes it could also provide these requirements in future procurements conducted by the Agency is invited to do so in a letter, fax or e-mail to the HPD contact person.

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

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

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## JUVENILE JUSTICE

### SOLICITATIONS

#### Human/Client Service

**PROVISION OF NON-SECURE DETENTION GROUP HOMES** – Negotiated Acquisition – Judgment required in evaluating proposals - PIN# 13010DJJ000 – DUE 06-30-11 AT 2:00 P.M. – The Department of Juvenile Justice is soliciting applications from organizations interested in operating non-secure detention group homes in New York City. This is an open-ended solicitation; applications will be accepted on a rolling basis until 2:00 P.M. on 6/30/11.

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

Department of Juvenile Justice, 110 William Street, 14th Floor, New York, NY 10038. Chuma Uwechia (212) 442-7716, cuwechia@djj.nyc.gov

jy1-d16

## PARKS AND RECREATION

### CONTRACT ADMINISTRATION

#### SOLICITATIONS

#### Construction/Construction Services

**CONSTRUCTION OF A DISTRICT HEADQUARTERS WITH COMFORT STATION IN BUSHWICK INLET PARK** – Competitive Sealed Bids – DUE 09-22-09 AT 10:30 A.M. –

PIN# 8462009B000C22 - General Contractor  
PIN# 8462009B000C23 - Electrical  
PIN# 8462009B000C24 - Plumbing  
PIN# 8462009B000C25 - HVAC

Located at Kent Avenue between North 9th and 10th Streets, Brooklyn, known as Contracts #BG-38250-207M, BG-38250-307M, BG-38250-407M, BG-38250-507M.  
Vendor Source ID#s: 62138, 62140, 62149, 62153.

This procurement is subject to participation goals for MBEs and/or WBEs as required by Local Law 129 of 2005. This contract is subject to Apprenticeship program requirements.

A pre-bid meeting is schedule for Wednesday, August 26, 2009, at 11:00 A.M. at the site. Bid documents for the General Construction are available for a fee of \$100.00.

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

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

Parks and Recreation, Olmsted Center, Room 64  
Flushing Meadows Corona Park, Flushing, NY 11368.  
Juan Alban (718) 760-6771, Juan.Alban@parks.nyc.gov

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## REVENUE AND CONCESSIONS

### SOLICITATIONS

#### Services (Other Than Human Services)

**RENOVATION AND OPERATION OF A HIGH QUALITY CAFE AND OPTIONAL BEACH SHOP** – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# R46-SB – DUE 09-24-09 AT 3:00 P.M. – At Midland Beach, FDR Boardwalk, Staten Island.

There will be a recommended on-site proposer meeting and site tour on Thursday, August 20, 2009 at 1:00 P.M. We will be meeting at the proposed concession site, which is located at Midland Beach, Staten Island. You can access Midland Beach by entering Midland Beach parking lot between Hunter Avenue and Jefferson Avenue. We will be meeting in front of the existing structure. If you are considering responding to this RFP, please make every effort to attend this recommended site tour and meeting.

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

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

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

jy27-a7

## AGENCY RULES

## BUILDINGS

### NOTICE

#### NOTICE OF ADOPTION OF RULE

**NOTICE IS HEREBY GIVEN**, pursuant to the authority vested in the Commissioner of the Department of Buildings by Section 643 of the New York City Charter and in accordance with Section 1043 of the Charter, that the Department of Buildings hereby adopts the amendments to subdivision a of section 101-02 of Title 1 of the Official Compilation of the Rules of the City of New York, regarding submission of construction documents

This rule was first published on April 20, 2009 and a public hearing thereon was held on May 20, 2009. This rule shall take effect 30 days from the date hereof.

Dated: July 29, 2009  
New York, New York

/s/  
Robert D. LiMandri  
Commissioner

Subdivision a and paragraph 1 of subdivision a of Section 101-02 of Chapter 100 of title 1 of the Rules of the City of New York are amended to read as follows:

(a) Pursuant to section [28-104.6.4] 28-104.6, Exception 4, of the administrative code, the commissioner is authorized to allow persons other than registered design professionals to be the applicant for the approval of construction documents. Pursuant to section 28-104.7.12 of the administrative code, the commissioner is authorized to waive the submission of any of the required construction documents and other data if review of such documents is not necessary to ascertain compliance with this code or not required for the phase of work for which a permit is sought. Notwithstanding the following provisions, the commissioner reserves the right to require the filing of narratives or sketches showing compliance with the provisions of this code for the categories of work described below.

(1) Selected plumbing work. In connection with the filing of applications for construction document approval, the applicant need not be a registered design professional and required plans need not be submitted for [temporary] the following types of plumbing applications:

(i) Temporary exhibits. Temporary exhibits defined for purposes of this rule as plumbing for temporary installations used for exhibition purposes when not designed for sanitary use and not directly connected to a sewerage, water supply, or water distribution system.

(ii) Domestic gas dryers in residential occupancies. Domestic gas dryers in residential occupancies that are vented directly through an exterior wall and that comply with items A through I, below:

(A) Licensed Master Plumber required. The installation application shall be filed by a Licensed Master Plumber (LMP) as a Limited Alteration Application (LAA1).

(B) Limitation to R-3 occupancies. The installation shall be limited to a one- or two-family residence, three stories or fewer in height.

(C) Testing and installation of gas dryers. The gas dryers shall comply with the reference standards in Section FGC 613 and the installation shall comply with the manufacturer's instructions including any special vent pipe material for relatively low flue gas temperatures as recommended by the manufacturer.

(D) Wall penetration. The vent and combustion air wall penetration shall be limited to a single penetration of four inches in diameter or one opening that is a maximum of four inches square. The entire exhaust system shall be supported and secured in place.

(E) Dryer duct. The maximum length of a clothes dryer duct shall not exceed 25 feet from dryer location to the outlet terminal. Deductions for bends must be accounted for as outlined in Sections MC 504.6.1 and FGC 614.6.1.

(F) Sketches required. The LMP shall submit detailed sketches of the piping installation and wall penetration. (See Figure 1 below).

(G) Vent termination. The location of the vent termination shall comply with Section FGC 614.4, the manufacturer's specifications, and the following:

1. Vent termination shall not be located at lot line walls or within three feet of lot lines;
2. The front, side or rear wall vent terminations shall be free of obstructions;
3. The vent opening shall not be located or

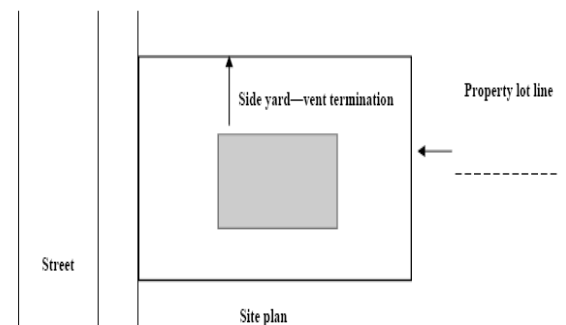
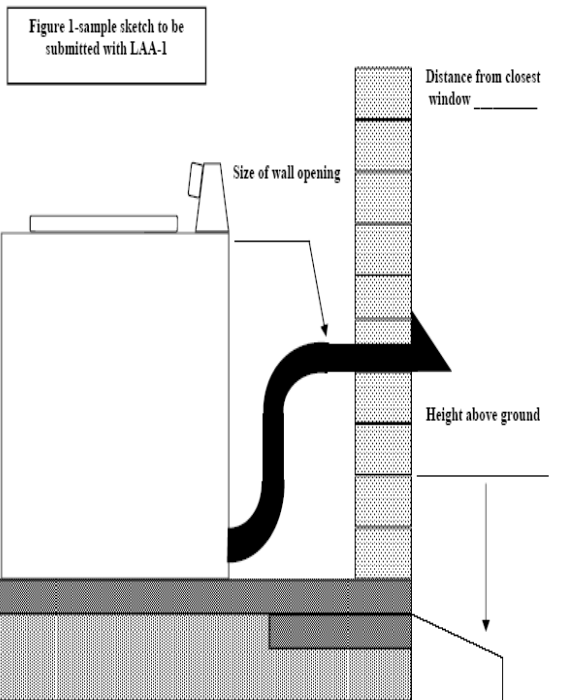
constructed so as to create a fire or health hazard;

4. The LMP shall ensure that the building's structural integrity is not compromised due to the wall penetration opening. Openings shall be located so as to avoid cutting into studs, joists, or any other structural member;
5. Clearance from regional snow line. The vent shall be a minimum of three feet above the adjacent grade; and
6. Vent termination shall be thermally sealed in accordance with section 402.4 of the Energy Conservation Construction Code of New York State (ECCCNYS).

(H) Inspection. A gas roughing-in, gas test and gas finish inspection by the Department of Buildings or self certification shall be required on new installations. When filing for existing dryers that vent through the outer wall, only a finish inspection is required when filed on an LAA1 form.

(I) Gas authorization. Upon successful inspections, the LMP shall request gas authorization and an LAA1 sign-off.

Domestic Gas Dryer Installation



(iii) In-kind replacement of gas-fired boilers, hot water heaters and furnaces. In-kind replacement of gas-fired boilers, hot water heaters and furnaces that are vented directly through exterior walls, and comply with items A through I, below:

(A) Licensed Master Plumber required. The installation application shall be filed by a Licensed Master Plumber (LMP) as a Limited Alteration Application (LAA1).

(B) Limitation to R-3 occupancies. The installation shall be limited to a one- or two-family residence, three stories or fewer in height.

(C) Testing and installation of gas-fired boiler, hot water heater or furnace. The gas-fired boiler, hot water heater or furnace shall be tested in accordance with Section FGC 631.1 and the installation shall comply with the manufacturer's instructions, including any special vent pipe material for relatively low flue gas temperatures

(D) Efficiency and input capacity. The boiler, heater, or furnace must have a minimum efficiency of 85% or as required by the ECCCNYS, whichever is greater, and an input capacity of 350,000 Btu/hr or less.

(E) Wall penetration. The vent and combustion air wall penetration shall be limited to a single penetration of six inches in diameter or one opening that is a maximum of six inches square. The Department may permit two separate penetrations of four inches in diameter, provided the LMP performing the work certifies in the job description of the LAA1 that no adapter is available from the manufacturer for the given equipment and provides valid manufacturer's contact information for verification of the unavailability of adapters.

(F) Sketches required. The LMP shall submit a detailed sketch of the piping installation and wall penetration. (See Figure 2 below).

(G) Vent termination. The location of the vent termination shall comply with ANSI Z21.13, the manufacturer's specifications, and the following:



1. Vent termination shall not be located at lot line walls or within three feet of lot lines;
2. The front, side or rear wall vent terminations shall be free of obstructions;
3. The vent opening shall not be located or constructed so as to create a fire or health hazard;
4. The LMP shall ensure that the building's structural integrity is not compromised due to the wall penetration opening. Openings shall be located so as to avoid cutting into studs, joists, or any other structural member;
5. Clearance from regional snow line. The vent shall be a minimum of three feet above the adjacent grade; and
6. Vent termination shall be thermally sealed in accordance with ECCCNY section 402.4

(H) Inspection. A gas roughing-in, gas test and gas finish inspection by the Department of Buildings shall be required. Self certification shall not be permitted.

(I) Gas authorization. Upon successful inspections, the LMP shall request gas authorization and an LAA1 sign-off.

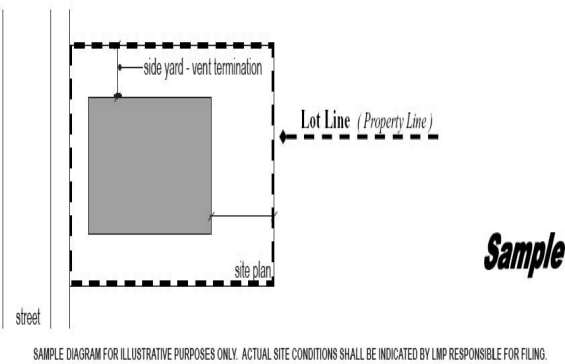
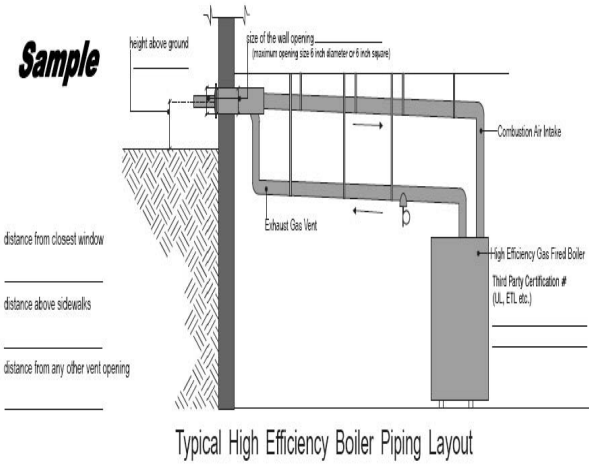


Figure 2 – Sample sketch to be submitted with LAA1 STATEMENT OF BASIS AND PURPOSE

This rule is proposed pursuant to the authority of the Commissioner of Buildings under Sections 643 and 1043 of the New York City Charter.

Effective April 18, 2009, section 100-02 was renumbered 101-02. This rule amends section 101-02 to implement the provisions of Exception 4 of Section 28-104.6 of the New York City Administrative Code that authorize the Department to permit the applicant to be an individual other than a registered design professional for certain categories of work enumerated by rule. Section 28-104.7.12 authorizes the commissioner to waive the submission of construction documents. This rule provides that sketches, rather than plans, are required to be submitted by a Licensed Master Plumber for the installation of domestic gas dryers and for in-kind replacement of gas-fired boilers, hot water heaters and furnaces in residential occupancies provided such equipment is vented directly through an exterior wall.

This rule amendment facilitates the filing of an application for domestic gas dryers, boilers, hot water heaters and furnaces, thus encouraging homeowners to replace their existing, possibly less efficient boilers, hot water heaters or furnaces with energy saving, high efficiency units.

**HOUSING PRESERVATION AND DEVELOPMENT**

**NOTICE**

**Notice of Adoption of Rules Governing Tax Exemptions under Section 489 of the Real Property Tax Law**

NOTICE IS HEREBY GIVEN PURSUANT TO THE AUTHORITY VESTED IN THE Commissioner of the Department of Housing Preservation and Development by New York City Charter § 1802 and in accordance with the requirements of § 1043 of the Charter, that the Department of Housing Preservation and Development is adopting amended rules governing tax exemptions under Section 489 of the Real Property Tax Law and Section 11-243 (formerly § J-51-2.5) of the New York City Administrative Code. Material to be added is underlined. Material to be deleted is [brackets].

A public hearing was held on July 29, 2009 at 100 Gold Street, 9th floor, Room 9-P10, New York, New York 10038.

Section one. Section 5-02 of chapter 5 of title 28 of the Rules of the City of New York is amended by adding two new definitions in alphabetical order, to read as follows:

**Mutual company.** “Mutual company” shall have the same meaning as set forth in section two of the Private Housing Finance Law.

**Supervising agency.** “Supervising agency” shall have the same meaning as set forth in section two of the Private Housing Finance Law.

§ 2. Subparagraph (iv) of paragraph (2) of subdivision (g) of section 5-03 of chapter 5 of title 28 of the Rules of the City of New York is amended by adding a new clause (E) to read as follows:

(E) Notwithstanding anything to the contrary contained in this subparagraph (iv), the availability of any benefits pursuant to the Act to any multiple dwelling, building or structure owned and operated by a limited-profit housing company established pursuant to article two of the Private Housing Finance Law shall not be conditioned upon the assessed valuation of such multiple dwelling, building or structure, including land, as calculated as an average dollar amount per dwelling unit, at the time of commencement of the alterations or improvements; provided, however, that such limited-profit housing company (1) is organized and operating as a mutual company, (2) continues to be organized and operated as a mutual company and to own and operate the multiple dwelling, building or structure receiving such benefits, and (3) has entered into a binding and irrevocable agreement with the commissioner of housing of the state of New York, the supervising agency, the New York city housing development corporation, or the New York state housing finance agency prohibiting dissolution or reconstitution of such limited-profit housing company pursuant to section thirty-five of the Private Housing Finance Law for not less than fifteen years from the commencement of such benefits.

§ 3. Paragraph (5) of subdivision (d) of section 5-06 of chapter 5 of the Rules of the City of New York is amended to read as follows:

(5) Tax abatement benefits shall not be available to any [Article 2] limited-profit housing company established pursuant to article two of the Private Housing Finance Law [company] to reduce taxes beneath the applicable statutory minimum tax, provided however, the benefits of the Act shall apply to alterations and improvements commenced after June 1, 1986 by any such company provided the project is otherwise eligible. Such multiple dwelling shall be eligible for benefits [only to the extent to which such alterations or improvements are not financed with grants, loans or subsidies from any federal, state, or local agency or instrumentality, and] where at least one building-wide major capital improvement as set forth in §5-03(a)(6)(i) or a new roof (at least seventy-five percent (75%) of the aggregate roof area is replaced or covered with new roofing) or building-wide submetering of all individual dwelling units is part of the application for benefits. Furthermore, to the extent that such alterations or improvements are financed with grants, loans or subsidies from any federal, state or local agency or instrumentality, such multiple dwelling, building or structure, shall be eligible for benefits only if the limited-profit housing company has entered into a binding and irrevocable agreement with the commissioner of housing of the state of New York, the supervising agency, the New York city housing development corporation, or the New York state housing finance agency prohibiting the dissolution or reconstitution of such limited-profit housing company pursuant to section thirty-five of the Private Housing Finance Law for not less than fifteen years from the commencement of benefits. The abatement of taxes on such property, including the land, shall not be an amount greater than ninety percent (90%) of the certified reasonable cost of such alterations or improvements, nor greater than eight and one-third percent (8<sup>1</sup>/<sub>3</sub>%) of such certified reasonable cost in any twelve month period, nor be effective for more than twenty years. The annual abatement of taxes in any twelve month period shall in no event exceed fifty percent (50%) of the applicable exemption granted pursuant to [Article 2] article two of the Private Housing Finance Law or other applicable laws or fifty percent (50%) of payments required to be made in lieu of taxes in such twelve month period. Notwithstanding the foregoing, the annual abatement of taxes for alterations or improvements commenced prior to June 1, 1986, may not be applied to reduce the amount of taxes payable or the amount of payments required to be made in lieu of taxes in any twelve month period to an amount less than the minimum amount of taxes required to be paid pursuant to §3 of the Private Housing Finance Law (ten percent (10%) of shelter rent or assessed value at time of acquisition of the property by the housing company, whichever is higher).

**Statement of Basis and Purpose:** The rule amendments implement Local Laws 14 and 15 of 2007, which exempted Mitchell-Lama cooperative developments from the assessed valuation cap on J-51 benefits if they stayed in the Mitchell-Lama program for an additional fifteen years and which also made eligible for J-51 benefits work done for Mitchell-Lama developments with government subsidies provided that such developments also agreed to remain in the Mitchell-Lama program for an additional fifteen years.

Rafael E. Cestero, Commissioner  
August 5, 2009.



**COMPTROLLER**

**NOTICE**

NOTICE OF ADVANCE PAYMENT OF AWARDS PURSUANT TO THE STATUTES IN SUCH cases made and provided, notice is hereby given that the Comptroller of the

City of New York, will be ready to pay, at 1 Centre St., Rm. 629, New York, NY 10007 on 8/05/09, to the person or persons legally entitled an amount as certified to the Comptroller by the Corporation Counsel on damage parcels, as follows:

Damage Parcel No.	Block	Lot
1	1116	P/O LOT 30

Acquired in the proceeding, entitled: – RICHMOND TERRACE BETWEEN JOHN STREET AND NICHOLAS – AVENUE, subject to any liens and encumbrances of record on such property. The amount advanced shall cease to bear interest on the specified date above.

William C. Thompson, Jr.  
Comptroller

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NOTICE OF ADVANCE PAYMENT OF AWARDS PURSUANT TO THE STATUTES IN SUCH cases made and provided, notice is hereby given that the Comptroller of the City of New York, will be ready to pay, at 1 Centre St., Rm. 629, New York, NY 10007 on August 19, 2009, to the person or persons legally entitled an amount as certified to the Comptroller by the Corporation Counsel on damage parcels, as follows:

Damage Parcel No.	Block	Lot
10	146	16

Acquired in the proceeding, entitled: FIFTH AMENDED BROOKLYN CENTER URBAN RENEWAL PLAN, PHASE 2 subject to any liens and encumbrances of record on such property. The amount advanced shall cease to bear interest on the specified date above.

William C. Thompson, Jr.  
Comptroller

a5-19

**HEALTH AND MENTAL HYGIENE**

**NOTICE**

**NOTICE OF THE ESTABLISHMENT OF MOBILE FOOD VENDOR PERMIT WAITING LISTS BY THE NEW YORK CITY DEPARTMENT OF HEALTH AND MENTAL HYGIENE**

On **October 26, 2009**, the Department of Health and Mental Hygiene (DOHMH) will establish, utilizing a random selection process, five (5) separate waiting lists for Green Cart permits, which are two-year, full-term mobile food vendor unit permits authorizing the holders thereof to sell only raw fresh fruits and vegetables within designated areas of each of the five boroughs of the City. A Green Cart permit waiting list will be created for each of the five boroughs (Bronx, Brooklyn, Manhattan, Queens and Staten Island).

Application packages with detailed instructions for inclusion in the selection process for the Green Cart permit waiting lists may be obtained via the internet at [www.nyc.gov/greencarts](http://www.nyc.gov/greencarts), by calling 311, or in person at the New York City Department of Consumer Affairs Licensing Center, located at 42 Broadway, 5th Floor, New York, New York 10004, Monday through Friday from 9:00 A.M. to 5:00 P.M.

In order to be eligible for inclusion in the selection process to establish these waiting lists,

- the applicant must have a valid mobile food vendor license (ID badge) issued by the Department of Health and Mental Hygiene **on or before Thursday, October 15, 2009**, and
- the applicant must submit a completed waiting list application form by mail only to the address listed on the application form with a postmark dated **on or before Thursday, October 15, 2009**.

All eligible waiting list applications will secure a waiting list position.

In accordance with Local Law No. 9 of 2008, preference or priority for a waiting list position will be given to those applicants who are members of a “preference category” listed in Local Law No.9. This preference or priority will be established by the giving of additional points to those applicants who are:

- already on an existing DOHMH mobile food vending permit waiting list
- United States veterans
- disabled persons

Applicants who do not belong to a preference category will secure a waiting list position after those who belong to a preference category/priority group.

For each borough list, all applications will be randomly assigned a number on each waiting list. Preference category/priority group applicants will be randomized separately and prioritized accordingly. If the applicant secures a waiting list position based upon a claim of being in one or more of the preference categories/priority groups mentioned above, the applicant will have to provide proof of such claim when the applicant is notified to apply for the Green Cart permit. If an applicant fails to do so, he or she will be disqualified from all Green Cart waiting lists.

**Mobile Food Vendor License Applications:** Application packages for a mobile food vendor operator’s license (ID badge) may also be obtained via the internet at [www.nyc.gov/greencarts](http://www.nyc.gov/greencarts), by calling 311, or in person at the New York City Department of Consumer Affairs Licensing Center, located at 42 Broadway, 5th Floor, New York, New York 10004, Monday through Friday from 9:00 A.M. to 5:00 P.M. Interested persons should allow at least twenty-five (25) business days to receive the necessary tax documentation and register for and pass the Department’s “Mobile Food Vendor Food Protection Course”, both of which are required prior to applying for a mobile food vending license.

CHANGES IN PERSONNEL

OFFICE OF LABOR RELATIONS FOR PERIOD ENDING 07/10/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Includes RIDLEY TYRONE.

HUMAN RIGHTS COMMISSION FOR PERIOD ENDING 07/10/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Includes HERON MARK and KELLY INGRID.

DEPT OF YOUTH & COMM DEV SRVS FOR PERIOD ENDING 07/10/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Includes CLARKE CIARA and WILLIAMS TIFFANY.

COMMUNITY COLLEGE (BRONX) FOR PERIOD ENDING 07/10/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Includes BOODHOO LEILA and WALLIA JITTINDER.

COMMUNITY COLLEGE (QUEENSBORO) FOR PERIOD ENDING 07/10/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Includes AGIN-SHINE DEBRA and TSUAI WINNIE.

COMMUNITY COLLEGE (KINGSBORO) FOR PERIOD ENDING 07/10/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Includes ATANASOV DIMITRE and YIN YUANJI.

COMMUNITY COLLEGE (MANHATTAN) FOR PERIOD ENDING 07/10/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Includes ACEVEDO MARIA and CRUZ RICARDO.

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Includes DAY BARBARA and YE LIN.

COMMUNITY COLLEGE (HOSTOS) FOR PERIOD ENDING 07/10/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Includes HUNTT LUIS and WILDER SHEILA.

COMMUNITY COLLEGE (LAGUARDIA) FOR PERIOD ENDING 07/10/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Includes ACERO MARITZA and WHITFORD HEIDI.

HUNTER COLLEGE HIGH SCHOOL FOR PERIOD ENDING 07/10/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Includes ARNAO-WALLFISCH PATRICIA and UEHLING LINDLEY.

DEPARTMENT OF EDUCATION ADMIN FOR PERIOD ENDING 07/10/09

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Includes AARONSON NAOMI and ALEJANDRO YESEMIA.



## READER'S GUIDE

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

### NOTICE TO ALL NEW YORK CITY CONTRACTORS

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

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

### CONSTRUCTION/CONSTRUCTION SERVICES OR CONSTRUCTION RELATED SERVICES

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

### VENDOR ENROLLMENT APPLICATION

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

- Online at <http://nyc.gov/selltonyc>

- To request a hardcopy application, call the Vendor Enrollment Center at (212) 857-1680.

### Attention Existing Suppliers:

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

If you are uncertain whether you have already submitted an application, call us at (212) 857-1680.

### SELLING TO GOVERNMENT TRAINING WORKSHOP

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

### PRE-QUALIFIED LIST

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

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

### NON-MAYORAL ENTITIES

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

### PUBLIC ACCESS CENTER

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

### ATTENTION: NEW YORK CITY MINORITY AND WOMEN OWNED BUSINESS ENTERPRISES

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

### PROMPT PAYMENT

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

### PROCUREMENT POLICY BOARD RULES

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

### COMMON ABBREVIATIONS USED IN THE CR

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

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

### KEY TO METHODS OF SOURCE SELECTION

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

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

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

### HOW TO READ CR PROCUREMENT NOTICES

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

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

## SAMPLE NOTICE:

### POLICE

#### DEPARTMENT OF YOUTH SERVICES

#### ■ SOLICITATIONS

*Services (Other Than Human Services)*

**BUS SERVICES FOR CITY YOUTH PROGRAM** – Competitive Sealed Bids – PIN# 056020000293 – DUE 04-21-03 AT 11:00 A.M.

*Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.*  
NYPD, Contract Administration Unit, 51 Chambers Street, Room 310, New York, NY 10007. Manuel Cruz (646) 610-5225.

☛ m27-30

ITEM	EXPLANATION
POLICE DEPARTMENT	Name of contracting agency
DEPARTMENT OF YOUTH SERVICES	Name of contracting division
■ SOLICITATIONS	Type of Procurement action
<i>Services (Other Than Human Services)</i>	Category of procurement
BUS SERVICES FOR CITY YOUTH PROGRAM	Short Title
CSB	Method of source selection
PIN # 056020000293	Procurement identification number
DUE 04-21-03 AT 11:00 am	Bid submission due 4-21-03 by 11:00 am; bid opening date/time is the same.
<i>Use the following address unless otherwise specified in notice, to secure, examine-submit bid/proposal documents; etc.</i>	Paragraph at the end of Agency Division listing giving contact information, or submit bid/information or and Agency Contact address
	NYPD, Contract Administration Unit 51 Chambers Street, Room 310 New York, NY 10007. Manuel Cruz (646) 610-5225.
☛	Indicates New Ad
m27-30	Date that notice appears in City Record

### NUMBERED NOTES

**Numbered Notes are Footnotes.** If a Numbered Note is referenced in a notice, the note so referenced must be read as part of the notice. **1.** All bid deposits must be by company certified check or money order made payable to Agency or Company.