

NOTICE OF PUBLIC HEARING

Subject: Opportunity to comment on proposed Department of Transportation rules relating to Truck Routes.

Date/Time: May 3, 2013, 1 p.m.

Location: Department of Transportation (DOT)
Brooklyn Borough Commissioner's Office
16 Court Street, Room 1620
Brooklyn, NY 11241

Contact: Joseph Palmieri
Brooklyn Borough Commissioner
16 Court Street, 16th Floor
Brooklyn, NY 11241
T: 718-222-7259

Proposed Rule Amendment

Pursuant to the authority vested in the Commissioner of Transportation by Section 1043 of the New York City Charter and subdivision (a) of Section 2903 of the New York City Charter, and in accordance with the requirements of Section 1043 of the New York City Charter, the Department of Transportation proposes to amend subdivision (e) of Section 4-13 of Chapter 4 of Title 34 of the Official Compilation of the Rules of the City of New York, the Traffic Rules related to truck routes for the Borough of Brooklyn. The proposed amendments were not included in the Agency's regulatory agenda.

Instructions

- Written comments regarding the proposed rules may be sent to Joseph Palmieri, 16 Court Street, 16th Floor, Brooklyn, NY 11241 on or before May 3, 2013 or may be submitted electronically to rules@dot.nyc.gov or to the NYC Rules web site at www.nyc.gov/nycrules.
- Individuals seeking to testify at the public hearing are requested to notify Joseph Palmieri at the address stated above.
- Individuals who need a sign language interpreter or other accommodation for a disability at the hearing are asked to notify Joseph Palmieri at the foregoing address by May 3, 2013.

- Individuals interested in receiving comments may request them by writing to: New York City Department of Transportation, Record Access Office, 55 Water Street, 4th Floor, New York City, NY 10041.

STATEMENT OF BASIS AND PURPOSE

Pursuant to §§ 1043 and 2903 (a) of the New York City Charter, the Commissioner of Transportation is authorized to promulgate rules regarding the conduct of vehicular and pedestrian traffic in the streets, squares, avenues, highways and parkways of the City as may be necessary.

Background

Based upon truck origin-destination data, recommendations from a truck study conducted in 2007 and truck route changes requested from the local industrial and trucking community, the Department of Transportation proposes to amend provisions of Title 34, Section 4-13 of the Rules of the City of New York in order to establish a more consistent designation of truck routes in the Borough of Brooklyn. Specifically, the proposed rule:

- Changes the designation of: Gardner Avenue, Harrison Avenue, Johnson Avenue, Knickerbocker Avenue, Meadow Street, Morgan Avenue, Varick Avenue, and parts of Union Avenue and York Street to Local Truck Routes.
- Dededesignates Lorimer Street, Wallabout Street and part of York Street as Local Truck Routes.
- Clarifies the local truck route description for York Street, which states that the route runs along York Street from Navy to Cadman Plaza West. As York Street does not connect with Cadman Plaza West, this rule must be changed to state “Adams Street to Front Street”, as Front Street connects to Cadman Plaza.

New matter in the following rule is underlined, and deleted material is in brackets.

“Shall and “must” denote mandatory requirements and may be used interchangeably in the rules of this department, unless otherwise specified or unless the context clearly indicates otherwise.

Paragraph (2) of subdivision (e) of section 4-13 of Chapter 4 of Title 34 of the Rules of the City of New York is amended is amended by adding new entries for Gardner Avenue, Harrison Avenue, Johnson Avenue, Knickerbocker Avenue, Meadow Street, Morgan Avenue, Varick Avenue, Union Avenue and York Street, and by deleting the entries for Lorimer Street and Wallabout Street, to read as follows:

LOCAL TRUCK ROUTE NETWORK

Adams Street	Sands Street to Front Street
Ainslie Street	Rodney Street to Union Avenue
Ash Street	McGuinness Boulevard to Commercial Street
Atlantic Avenue	Furman Street to Queens County Line
Avenue D	Linden Boulevard to Foster Avenue
Avenue M	Flatlands Avenue to Kings Highway
Avenue N	Kings Highway to Flatlands Avenue
Avenue T	Flatbush Avenue to Ralph Avenue
Avenue U	86th Street to East 55th Street
Bay Parkway	Kings Highway to Belt Parkway Eastbound Service Road
Bay Street	Columbia Street to Smith Street
Beard Street	Van Brunt Street to Otsego Street
Bedford Avenue	Rogers Avenue to Taylor Street
Bergen Street	3rd Avenue to 5th Avenue
Box Street	Commercial Street to McGuinness Boulevard
Bridgewater Street	Norman Avenue to Varick Street
Broadway	Kent Avenue to Jamaica Avenue
Brooklyn-Queens Expressway	Gowanus Expressway to Queens County Line
Brooklyn-Queens Expressway Access Ramp	Williamsburg Bridge to Brooklyn-Queens Expressway
Cadman Plaza West	Furman Street to Court Street
Caton Avenue	McDonald Avenue to Linden Boulevard
Cherry Street	Vandervoort Avenue to Varick Avenue
Church Avenue	Old New Utrecht Road to Linden Boulevard
Classon Avenue	Kent Avenue to Flushing Avenue
Clinton Street	Hamilton Avenue to Bay Street
Columbia Street	Atlantic Avenue to Irving Street; and Bay Street to Halleck Street
Commercial Street	Manhattan Avenue to Franklin Street
Concord Street	Flatbush Avenue Extension to Jay Street
Conduit Boulevard	Atlantic Avenue to Queens County Line
Coney Island Avenue	Caton Avenue to Neptune Avenue
Cooper Street	Broadway to Queens County Line
Court Street	Hamilton Avenue to Bay Street; and Cadman Plaza West to Atlantic Avenue
Cropsey Avenue	18th Avenue to Neptune Avenue
DeKalb Avenue	Nostrand Avenue to Flatbush Avenue Extension
Delavan Street	Columbia Street to Van Brunt Street
Driggs Avenue South	4th Street to Broadway
East New York Avenue	Troy Avenue to Rockaway Avenue
Empire Boulevard	Flatbush Avenue to Utica Avenue
Flatbush Avenue	Fulton Street to Marine Parkway Bridge

Flatbush Avenue Extension
Flatlands Avenue
Flushing Avenue
Fort Hamilton Parkway
Foster Avenue
Fountain Avenue
Franklin Street
Freeman Street
Front Street
Fulton Street
Furman Street
[Gardner Avenue]
Gardner Avenue
Gowanus Expressway

Grand Street
Grand Street Extension
Green Street
Greenpoint Avenue
Halleck Street
Hamilton Avenue
Harrison Avenue
Havemeyer Street
Herkimer Street
Hicks Street
Hudson Avenue
Irving Street
Jamaica Avenue
Jay Street
Johnson Avenue
Kane Street
Kent Avenue
Kings Highway
Kingsland Avenue
Knickerbocker Avenue
Lafayette Avenue
Lee Avenue
Linden Boulevard
Lombardy Street
[Lorimer Street]
Louisiana Street
Manhattan Avenue
Marcy Avenue
McDonald Avenue
McGuinness Boulevard
Meadow Street
Meeker Avenue
Metropolitan Avenue

Manhattan Bridge to Fulton Street
Avenue N to Pennsylvania Avenue
Navy Street to Queens County Line
82nd Street to 92nd Street
Kings Highway to Remsen Avenue
Linden Boulevard to Spring Creek Landfill Site
Commercial Street to Kent Avenue
Provost Street to McGuinness Boulevard
Cadman Plaza West to Hudson Avenue
Jewell Square to Pennsylvania Avenue
Cadman Plaza West to Atlantic Avenue
[Metropolitan Avenue to Grand Street]
Grand Street to Meadow Street
Brooklyn Battery Tunnel to Verrazano Narrows Bridge
Grand Street Extension to Queens County Line
Havemeyer Street to Grand Street
McGuinness Boulevard to Provost Street
Van Dam Street to Queens Boulevard
Otsego Street to Columbia Street
Van Brunt Street to 3rd Avenue
Union Avenue to Flushing Avenue
Broadway to South 4th Street
Van Sinderen Avenue to Jewell Square
Hamilton Avenue to Nelson Street
Front Street to Navy Street
Van Brunt Street to Columbia Street
Broadway to Pennsylvania Avenue
Prospect Street to Fulton Street
Flushing Avenue to Morgan Avenue
Columbia Street to Van Brunt Street
Franklin Street to Myrtle Avenue
Foster Avenue to Bay Parkway
Greenpoint Avenue to Norman Street
Flushing Avenue to Morgan Avenue
Flatbush Avenue to Nostrand Avenue
Taylor Street to Flushing Avenue
Caton Avenue to Queens County Line
Vandervoort Avenue to Varick Avenue
[Wallabout Street to Union Avenue]
Vandalia Avenue to Seaview Avenue
Commercial Street to Greenpoint Avenue
Metropolitan Avenue to Division Avenue
20th Street to Shell Road
Ash Avenue to Meeker Avenue
Gardner Avenue to Varick Avenue
Metropolitan Avenue to Varick Avenue
Kent Avenue to Queens County Line

Morgan Avenue

Myrtle Avenue
Nassau Street
Navy Street
Nelson Street
Neptune Avenue
Norman Avenue
North Henry Street
North 10th Street
North 11th Street
Nostrand Avenue
Old New Utrecht Road
Paidge Avenue
Pennsylvania Avenue

Prospect Avenue

Prospect Expressway
Prospect Street
Provost Street
Ralph Avenue
Remsen Avenue
Rockaway Avenue
Rodney Street
Roebeling Street

Rogers Avenue
Sands Street
Schermerhorn Street
Seaview Avenue
Shell Road
Smith Street

South 3rd Street
South 4th Street
Taylor Street
Terrace Place
Tillary Street
Troy Avenue

Union Avenue

Union Avenue
Utica Avenue
Van Brunt Street
Vandalia Avenue
Van Dam Street
Vandervoort Avenue
Van Sinderen Avenue
Varick Avenue

Meeker Avenue to Flushing Avenue

Jay Street to Queens County Line
Flatbush Avenue Extension to Flushing Avenue
Hudson Avenue to Tillary Street
Hicks Street to Columbia Street
Cropsey Avenue to Coney Island Avenue
North Henry Street to Bridgewater Street
Greenpoint Avenue to Norman Street
Union Avenue to Kent Avenue
Kent Avenue to Union Avenue
Flushing Avenue to Flatbush Avenue
Church Avenue to 14th Avenue
McGuinness Boulevard to Provost Street
Jamaica Avenue to Vandalia Avenue; and Seaview
Avenue to Spring Creek Landfill Site
3rd Ave[.]nue to Prospect Expressway 4th Avenue
Exit

Gowanus Expressway to Church Avenue
Cadman Plaza West to Jay Street
Paidge Avenue to Greenpoint Avenue
Foster Avenue to Avenue T
Empire Boulevard to Flatlands Avenue
Broadway to East New York Avenue
Division Avenue to Metropolitan Avenue
Metropolitan Avenue to South 5th Street; and
Broadway to Lee Avenue
Flatbush Avenue to Bedford Avenue
Adams Street to Navy Street
Smith Street to Flatbush Avenue
Louisiana Avenue to Pennsylvania Avenue
McDonald Avenue to Neptune Avenue
Fulton Street to Atlantic Avenue; and Bay Street
to 9th Street

Roebeling Street to Grand Street Extension
Rodney Street to Driggs Avenue
Bedford Avenue to Lee Avenue
McDonald Avenue to 11th Avenue
Cadman Plaza West to Navy Street
East New York Avenue to Empire Boulevard
Harrison Avenue to Flushing Avenue

North 11th Street to Lorimer Street
Atlantic Avenue to Flatbush Avenue
Kane Street to Beard Street
Louisiana Avenue to Pennsylvania Avenue
Meeker Avenue to Bridgewater Street
Meeker Avenue to Grand Street
Broadway to Herkimer Street
Lombardy Street to Meeker Avenue

Varick Avenue

Varick Street
[Wallabout Street]
Williamsburg Street
Williamsburg Street
Woodhull Street

York Street

[York Street]
1st Avenue
2nd Avenue
3rd Avenue
4th Avenue
5th Avenue
6th Avenue
7th Avenue

9th Street
10th Avenue
11th Avenue
14th Avenue
18th Avenue
20th Avenue
25th Street
39th Street
43rd Street
58th Street
60th Street
65th Street
86th Street

92nd Street

Metropolitan Avenue to Flushing Avenue

Meeker Avenue to Bridgewater Street
[Classon Avenue to Lorimer Street]
East Kent Avenue to Division Avenue
West Park Avenue to Division Avenue
Hamilton Avenue Westbound to Hamilton
Avenue Eastbound

Navy Street to Front Street

[Navy Street to Cadman Plaza West]
39th Street to 58th Street
58th Street to 60th Street
Flatbush Avenue to 65th Street
Flatbush Avenue to 39th Street
Atlantic Avenue to Bergen Street
60th Street to 65th Street/Gowanus Expressway
Prospect Expressway to 20th Street; and 65th
Street to 92nd Street
Clinton Street to 4th Avenue
Prospect Expressway to 20th Street
18th Street to Terrace Place
Church Avenue to 39th Street
86th Street to Cropsey Avenue
3rd Avenue to 10th Avenue
Cropsey Avenue to 86th Street
1st Avenue to 14th Avenue
3rd Avenue to 1st Avenue
1st Avenue to 3rd Avenue
2nd Avenue to 6th Avenue
3rd Avenue to McDonald Avenue
Fort Hamilton Parkway to 18th Avenue; and 25th
Avenue to Avenue U
Fort Hamilton Parkway to 7th Avenue

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

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

RULE TITLE: Amendment of Brooklyn Truck Routes

REFERENCE NUMBER: DOT-14

RULEMAKING AGENCY: Department of Transportation

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

- (i) Is understandable and written in plain language for the discrete regulated community or communities;
- (ii) Minimizes compliance costs for the discrete regulated community or communities consistent with achieving the stated purpose of the rule; and
- (iii) Does not provide a cure period because it does not establish a violation, modification of a violation, or modification of the penalties associated with a violation.

/s/ Andrea Bender
Mayor's Office of Operations

3/21/2013
Date

**NEW YORK CITY LAW DEPARTMENT
100 CHURCH STREET
NEW YORK, NY 10007
212-788-1087**

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

RULE TITLE: Amendment of Brooklyn Truck Routes

REFERENCE NUMBER: 2013 RG 021

RULEMAKING AGENCY: Department of Transportation

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

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

/s/ STEVEN GOULDEN
Acting Corporation Counsel

Date: March 21, 2013