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THE CITY RECORD

MICHAEL R. BLOOMBERG, Mayor

MARTHA K. HIRST, Commissioner, Department of Citywide Administrative Services. ELI BLACHMAN, Editor of The City Record.

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PUBLIC HEARINGS AND MEETINGS

See Also: Procurement; Agency Rules

BOARD MEETINGS

■ NOTICE OF MEETINGS

Art Commission

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

City Planning Commission

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

City Council

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

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

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

Board of Elections

Real Property Acquisition And Disposition Meets in Spector Hall, 22 Reade Street, Main Floor, Manhattan, bi-weekly, on Wednesdays, Commencing 10:00 A.M., and other days, times and location as warranted. Landmarks Preservation Commission

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

Employees' Retirement System

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

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

For Board Meeting dates and times, and/or additional information, please visit our website at nyc.gov/nycha or contact us at (212) 306-6088. Copies of the agenda can be picked up at the Office of the Secretary at 250 Broadway, 12th floor, New York, New York, no earlier than 3:00 P.M. on the Friday before the upcoming Wednesday Board Meeting. Any person requiring a reasonable accommodation in order to participate in the Board Meeting, should contact the Office of the Secretary at (212) 306-6088 no later than five (5) business days before the Board Meeting.

Parole Comr

CD~07 - BSA#~1098-83~BZ - IN THE MATTER OF an application submitted by Walter T. Gorman, P.E. on behalf of Joseph, M. Mattone, Estate of James J. Mannix, pursuant to Section 73-11 of the NYC Zoning Resolution, to waive the rules of practice and procedure and amend and extend the term of an existing special permit for a period of ten (10)years for continued operation of a gasoline service station in an R5/C1-2 district located at 147-10 Northern Boulevard, Block 5016, Lot 18, Zoning Map 10c, Flushing, Borough of Queens.

CD 13 - BSA# 85-08 BZ - IN THE MATTER OF an application submitted by Slater & Beckerman, LLP on behalf of Braddock Avenue Owners, Inc., pursuant to Section 73-30 of the NYC Zoning Resolution, for a special permit for a nonaccessory radio facility as part of New York City Department of Information Technology and Telecommunications (DoITT) New York City Wireless Network (NYCWiN) in an R4 district located at 222-89 Braddock Avenue, Block 7968, Lot 31, Zoning Map 15a, Queens Village, Borough of Queens.

CD 03 - ULURP# 060466 MMQ - IN THE MATTER of an application submitted by Slater & Beckerman, LLP on behalf of GTJ Co. Inc., pursuant to Sections 197-c and 199 of the NYC Charter and Section 5-430 et. of the NYC Administrative Code for an amendment to the City Map to allow the discontinuance and closing of 88th Street between 23rd Avenue and 24th Avenue and portions 24th Avenue between 88th Street and 90th Place; the delineation of a permanent sewer easement; The adjustment of grades necessitated thereby; and acquisition or disposition of real properties related thereto, in Community District 3, Zoning Map 9C, East Elmhurst Borough of Queens.

CD 14 - ULURP# 080371 ZMQ - IN THE MATTER of an application submitted by the Department of City Planning pursuant to Sections 197-c and 201 of the NYC Charter for an amendment of the Zoning Map, Section Nos. 25b, 30b, 30c, 31a affecting all or portions of 280 blocks in Rockaway, Borough of Queens.

NOTE: Individuals requesting Sign Language Interpreters should contact the Borough President's Office, (718) 286-2860, TDD users should call (718) 286-2656, no later than FIVE BUSINESS DAYS PRIOR TO THE PUBLIC HEARING.

m16-22

CITY COUNCIL

NOTICE

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

Environmental Control Board

Meets at 66 John Street, 10th floor, conference room, New York, NY 10038 at 9:15 A.M., once a month at the call of the Chairman.

Board of Health

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

Health Insurance Board

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

Board of Higher Education

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

Citywide Administrative Services

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

Commission on Human Rights

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

In Rem Foreclosure Release Board

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

Franchise And Concession Review Committee

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

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

Board of Revision of Awards

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

Board of Standards and Appeals

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

Tax Commission

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

QUEENS BOROUGH PRESIDENT

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN given that a Public Hearing will be held by the Borough President of Queens, Helen Marshall, on Thursday, May 22, 2008 at 10:30 A.M., in the Borough Presidents Conference Room located at 120-55 Queens Boulevard, Kew Gardens, New York 11424, on the following items:

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

The Subcommittee on Zoning and Franchises will hold a public hearing on the following matters in the Council Committee Room, City Hall, New York City, New York 10007, commencing at 9:30 A.M. on Tuesday, May 20, 2008:

SPORTS PLUS CAFÉ, INC.

BRONX CB - 9

20075306 TCX

Application pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition for Sports Plus Café, Inc., to continue to maintain and operate an unenclosed sidewalk café located at 1161 Castle Hill Avenue.

VILLAGE DEN RESTAURANT

MANHATTAN CB-2

20085221 TCM

Application pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of Twelfth Street Corp., d/b/a as Village Den Restaurant, to continue to maintain and operate an unenclosed sidewalk café located at 225 West 12th Street.

The Subcommittee on Landmarks, Public Siting and Maritime Uses will hold a public hearing on the following matters in the Council Committee Room,

City Hall, New York City, New York 10007, commencing at 11:00 A.M. on Tuesday, May 20, 2008:

P.S. 163-BROOKLYN

BROOKLYN CB-11 20085211 SCK Application pursuant to Section 1732 of the New York School Construction Authority Act, concerning the proposed site selection for a new, 665-seat primary/intermediate school facility to be located at 109 Bay 14th Street (Tax Block 6399, Tax Lot 26 in portion), Community School District No. 20.

BATTERY PARK CITY P/I SCHOOL

MANHATTAN CB-1 20085305 SCM Application pursuant to Section 1732 of the New York School Construction Authority Act, concerning the proposed site selection for a new, 950-seat primary/intermediate school facility to be generally located on the eastside of Battery Place between First Place and Second Place in the Battery Park City section of Manhattan (Block 16, Lot 40), Community School District No. 2.

P.S. 48-QUEENS

QUEENS CB - 12 20085164 SCQ Application pursuant to Section 1732 of the New York School Construction Authority Act, concerning the proposed site selection for a new, 650-seat primary/intermediate school facility to be generally located on the southeast corner of 155th Street and 108th Avenue in the Jamaica section of Queens (Block 10144, Lot 42 in portion), Community School District No. 28.

30TH STREET PIER LEASE BROOKLYN CB-7 20085592 PNK Application pursuant to §1301(2)(f) and (g) of the New York City Charter concerning the proposed maritime lease at the South Brooklyn Marine Terminal between the Department of Small Business Services and Sims Municipal Recycling of New York LLC.

The Subcommittee on Planning, Dispositions and Concessions will hold a public hearing on the following matters in the Council Committee Room. City Hall, New York City, New York 10007, commencing at 1:00 P.M. on Tuesday, May 20, 2008:

Proposals subject to Council review and action pursuant to the Urban Development Action Area Act, Article 16 of the New York General Municipal Law, at the request of the Department of Housing Preservation and Development ("HPD"), which requests that the Council:

- 1. Find that the present status of the listed areas tends to impair or arrest the sound growth and development of the municipality and that the proposed Urban Development Action Area Projects are consistent with the policy and purposes of Section 691 of the General Municipal Law;
- Waive the area designation requirement of Section 2. 693 of the General Municipal Law pursuant to said Section;
- Waive the requirements of Sections 197-c and 197-d 3. of the New York City Charter pursuant to Section 694 of the General Municipal Law;
- Approve the projects as Urban Development Action 4. Area Projects pursuant to Section 694 of the General Municipal Law; and
- Approve an exemption of the projects from real 5. property taxes pursuant to Section 696 of the General Municipal Law for 20085534 HAK, 20085535 HAK and 20085536 HAK.

NON-		BLOCK/		COMM	IUNITY
ULURP NO.	ADDRESS	LOT	BORO	PROGRAM I	BOARD
$20085533~\mathrm{HAK}$	572 Pacific Street	928/17	Brooklyn	Asset Sales	06
$20085534~\mathrm{HAK}$	274 Wilson Avenue	3297/33	Brooklyn	New Foundation	ns 04
	439 Wilson Avenue	370/04			
	1297 Putnam Avenue	3369/53			
	360, 366 Linden Street	3337/18,20			
	1015 Halsey Street	3401/40			
20085535 HAK	2425, 2427 Mermaid Ave.	7014/52,53	Brooklyn	New Foundation	ns 13

CITYWIDE ADMINISTRATIVE SERVICES

DIVISION OF REAL ESTATE SERVICES PUBLIC HEARINGS

PUBLIC NOTICE IS HEREBY GIVEN THAT a Voluntary Public Hearing will be held on Wednesday, June 25, 2008 at Spector Hall, 22 Reade Street, Borough of Manhattan, commencing at 10:00 A.M., in the matter of modifying a deed restriction on a property in the Borough of the Bronx.

The Department of Citywide Administrative Services, Division of Real Estate Services proposes to modify a deed restriction that limits use of the property to non-profit sponsors for the construction of Section 202 housing and/or long term residential health care facilities and/or health care programs associated with long term residential health care, to a revised restriction that includes the above but also allows for housing and community facilities incidental thereto constructed (i) pursuant to a Section 421-a Affordable Housing Program Written Agreement issued by the City of New York Department of Housing Preservation and Development or (ii) pursuant to another affordable housing program administered by either the State of New York or the City of New York, pursuant to which a minimum of 90% of the dwelling units must be devoted to senior housing. This action is intended to promote the productive use of this property. Consideration for this action is \$0.

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

The calendar document for the voluntary public hearing is available for inspection by the public at the Department of Citywide Administrative Services, Division of Real Estate Services office at 1 Centre Street, 20th Floor South, New York, New York 10007. Attention: Joseph Valentino (212) 669-8491 from May 19, 2008 to June 25, 2008.

Note: Individuals requesting Sign Language Interpreters should contact the Mayor's Office of Contract Services, Public Hearing Unit, 253 Broadway, Room 915, 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 services

1 Parcel

BOROUGH OF THE BRONX

Block 5141, Part of Lot 270

CITY PLANNING COMMISSION

PUBLIC HEARINGS

1

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, June 4, 2008, commencing at 10:00 A.M.

BOROUGH OF BRONX

No. 1 ST. ANN'S AVENUE DEVELOPMENT

CD 1 C 050018 ZMX IN THE MATTER OF an application submitted by Ebling Partners LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 6c:

- changing from an M1-1 District to an R7X District property bounded by East 159th Street, Eagle

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

MAXIMUM LOT COVERAGE AND FLOOR AREA RATIO FOR QUALITY HOUSING BUILDINGS (in percent) Maximum #Lot Coverage#

District	#Corner Lot#	#Interior Lot# or #Through Lot#	Maximum #Floor Area Ratio#
R6	80	60	2.20
R6**	80	60	2.43
R6* R6A R7B	80	65	3.00
R6B	80	60	2.00
R7	80	65	3.44
R7* R7A	80	65	4.00
R7D	80	65	4.20
R7X	80	70	5.00
R8 R8A R8X	80	70	6.02
R8*	80	70	7.20
R8B	80	70	4.00
R9 R9A	80	70	7.52
R9X	80	70	9.00
R10	100	70	10.00

In Community District 6 in the Borough of Brooklyn, the following #streets# shall be considered #narrow streets# for the purposes of applying #floor area# and open space regulations: Second, Carroll and President Streets, between Smith and Hoyt Streets; First Place, Second Place, Third Place and Fourth Place.

* * * 23-20 DENSITY REGULATIONS

23-22

🖝 m19

Maximum Number of Dwelling Units or Rooming Units

R1 R2 R3 R4 R5 R6 R7 R8 R9 R10

In all districts, as indicated, the maximum number of #dwelling units# or #rooming units# shall equal the maximum #residential floor area# permitted on the #zoning lot# divided by the applicable factor in the following table. In R1 through R5 Districts, no #rooming units# shall be permitted and any #dwelling unit# shall be occupied by only one #family#. Fractions equal to or greater than threequarters resulting from this calculation shall be considered to be one #dwelling unit# or #rooming unit#.

For the purposes of this Section, where a #floor area ratio# is determined pursuant to Sections 23-142 or 23-143, notwithstanding the #height factor# of the #building#, the maximum #residential floor area ratio# shall be 2.43 in an R6 District within 100 feet of a #wide street#, 3.44 in an R7 District, and 6.02 in an R8 District. In an R6 District beyond 100 feet of a #wide street#, the maximum #residential floor area ratio# shall be as specified in Sections 23-142 or 23-143, or 2.2, whichever is greater.

In Community District 6 in the Borough of Brooklyn, the following #streets# shall be considered #narrow streets# for the purposes of applying density regulations: Second, Carroll and President Streets, between Smith and Hoyt Streets; First Place, Second Place, Third Place and Fourth Place.

FACTOR FOR DETERMINING MAXIMUM NUMBER OF DWELLING UNITS OR ROOMING UNITS

District Factor for #Dwelling Units# Factor for #Rooming Units#

● m19	R6 R7 R8 R9 R10	In all districts, as indicated, a #public park# with an area of
The Annual Board of Trustees Bronx Borough Hearing will be held on Monday, June 16, 2008, 5:00 P.M. at The Bronx Overall Economic Development Corporation (BOEDC), 198 East 161st Street, Suite 201, Bronx, New York 10451.	* * * 23-145 For residential buildings developed or enlarged pursuant to the Quality Housing Program	23-671 Special Provisions for Zoning Lots Directly Adjoining Public Parks R1 R2 R3 R4 R5 R6 R7 R8 R9 R10
	23-10 OPEN SPACE AND FLOOR AREA REGULATIONS	Special Provisions Relating to Specified Streets
HEARINGS	* * *	23-67
CITY UNIVERSITY	Resolution	* * *
m14-20	Matter in Strikeout is old, to be deleted; Matter within # # is defined in Section 12-10; *** indicate where unchanged text appears in the Zoning	23-60 HEIGHT AND SETBACK REGULATIONS
m14-20	Matter <u>Underlined</u> is new, to be added;	* * *
20085539 HAM 1463, 1465, 1475 & 1473 Fifth Avenue 1745/2.3.69 Manhattan Cornerstone 11	the Borough of Brooklyn.	25-633 (Prohibition of curb cuts in certain districts)
20085538 HAR 200 Vanderbilt Avenue 2868/26 Staten Island Asset Sales 01	Resolution of the City of New York, concerning the modification of bulk regulations in Articles II and III, relating to certain narrow streets in Community District 6 in	 detached residences# for #residences# in a #predominantly built-up area# for #buildings# subject to the provisions of Section
20085537 HAQ 419 Beach 45th Street 15968/102 Queens Asset Sales 14	Department of City Planning pursuant to Section 201 of the New York City Charter for an amendment of the Zoning	* for #single-# and #two-family detached# and #semi-
152, 154, 156 Newport St. 3613/31,32,33	IN THE MATTER OF an application submitted by the	R9-1 R9X R10 790 600
434 Bristol Street 3600/35	CD 6 N 080345 ZRK	R8 R8A R8X R9 R9A 740 530
168 Riverdale Avenue 3600/29,31,32,34,134	No. 2 CARROLL GARDENS ZONING TEXT AMENDMENT	R5B*** 1,350 R6 R7 R8B 680 500
156, 158, 160, 166, &	BOROUGH OF BROOKLYN	R5A 1,560 R5B*** 1.350
20085536 HAK 569 Christopher Ave. 3856/05 Brooklyn New Foundations 16 533 Thatford Avenue 3627/55		R5, R5D 760
	as shown on a diagram (for illustrative purposes only) dated March 24, 2008.	R4A 1,280 R4** R5** R5B 900
3566 Canal Avenue 6978/22		R3X 1,000
3216 Mermaid Avenue 7048/06 2814-2816 W. 16th Street 7021/16	156th Street, and St. Ann's Avenue,	R3-2 R4 R4-1 R4B 870
20085535 HAK 2425, 2427 Mermaid Ave. 7014/52,53 Brooklyn New Foundations 13	100 feet southeasterly of St. Ann's Avenue, East	R3A 710
	2. establishing within the proposed R7X District a C2-3 District bounded by East 159 Street, a line	R3-1 R3-2* 625
1015 Halsey Street 3401/40		R2, R2A 1,900 R2X 2,900
360, 366 Linden Street 3337/18,20	and	R1-2 2,850
439 Wilson Avenue 370/04 1297 Putnam Avenue 3369/53	Avenue, East 156th Street and St. Ann's Avenue;	R1-1 4,750

MONDAY, MAY 19, 2008

between one and fifteen acres shall be considered a #wide street# for the purpose of applying the regulations set forth in Section 23-63 (Maximum Height of Front Wall and Required Front Setbacks) to any #building or other structure# on a #zoning lot# adjoining such #public park#. However, the provisions of this Section shall not apply to a #public park# more than 75 percent of which is paved.

<u>23-672</u>

Special provisions for certain streets in Community District 6 in the Borough of Brooklyn

In Community District 6 in the Borough of Brooklyn, the following #streets# shall be considered #narrow streets# for the purposes of applying height and setback regulations: Second, Carroll and President Streets, between Smith and Hoyt Streets; First Place, Second Place, Third Place and Fourth Place.

* * *

24-57

Modifications of Height and Setback Regulations R1 R2 R3 R4 R5 R6 R7 R8 R9 R10

In all districts, as indicated, for certain #community facility uses# in specified situations, the Board of Standards and Appeals may modify the regulations set forth in Sections 24-51 to 24-55, inclusive, relating to Height and Setback Regulations, in accordance with the provisions of Section 73-64 (Modifications for Community Facility Uses).

In Community District 6 in the Borough of Brooklyn, the following #streets# shall be considered #narrow streets# for the purposes of applying height and setback regulations: Second, Carroll and President Streets, between Smith and Hoyt Streets; First Place, Second Place, Third Place and Fourth Place.

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

* * *

* * *

TABLE B HEIGHT AND SETBACK FOR BUILDINGS IN NON-CONTEXTUAL DISTRICTS

District	Minimum Base Height		Maximum <u>t Building Height</u>
C1 or C2 mapped in R6** C4-2** C4-3**	30	45	55
C1 or C2 mapped in R6* inside Core*** C4-2* inside Core*** C4-3* inside Core***	40	55	65
C1 or C2 mapped in R6* outside Core*** C4-2* outside Core*** C4-3* outside Core***	40	60	70
	* * *		

* Refers to that portion of a district which is within 100 feet of a #wide street#

 Refers to that portion of a district on a #narrow street#, except within a distance of 100 feet from its intersection with a #wide street#
 Core refers to #Manhattan Core#.

Note: In Community District 6 in the Borough of Brooklyn, the following #streets# shall be considered #narrow streets# for the purposes of applying height and setback regulations: Second, Carroll and President Streets, between Smith and Hoyt Streets; First Place, Second Place, Third Place and Fourth Place.

BOROUGH OF MANHATTAN No. 3 HERITAGE HOUSE

CD 11 C 080195 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 50,

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

m16-j4

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, May 21, 2008, commencing at 10:00 A.M.

BOROUGH OF BROOKLYN No. 1 MADISON/PUTNAM HOUSING

CD 3 C 080278 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 924 and 928 Madison Street (Block 1484, Lots 6 and 8); and 1023, 1013, 1007, 1052, and 1054 Putnam Avenue (Block 1484, Lots 35, 41, and 43; and Block 1486, Lots 15 and 16), 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 selected by HPD;

to facilitate development of seven residential buildings, tentatively known as Madison/Putnam, with approximately 48 units, to be developed under the Housing Preservation and Development's Cornerstone Program.

BOROUGH OF MANHATTAN No. 2

WEST END AVENUE PARKING GARAGE

CD 7 C 080153 ZSM IN THE MATTER OF an application submitted by Extell Development Company pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 13-561 of the Zoning Resolution to allow an attended accessory parking garage with a maximum capacity of 20 spaces on a portion of the ground floor, cellar and sub-cellar of a proposed residential building on property located at 531-539 West End Avenue (Block 1247, Lots 33, 34, 35, 36, 37 & 135), in an R10A District. Plans for this proposal are on file with the City Planning Commission and may be seen in Room 3N, 22 Reade Street, New York, N.Y. 10007.

No. 3 & 4 610 LEXINGTON AVENUE No. 3

CD 4-8 N 080177 ZRM IN THE MATTER OF an application submitted by Park Avenue Hotel Acquisition, LLC, and 375 Park Avenue L.P., pursuant to Section 201 of the New York City Charter for an amendment of the Zoning Resolution of the City of New York concerning Article VIII, Chapter 1, Special Midtown District, concerning Section 81-212 (Special provisions for transfer of development rights from landmark sites), Community District #5, Borough of Manhattan.

Matter <u>underlined</u> is new, to be added; Matter within # # is defined in Section 12-10; Matter in strikeout is text to be deleted; *** indicates where unchanged text appears in the zoning resolution

Article VIII: Special Purpose Districts Chapter 1: Special Midtown District

81-212 Special provisions for transfer of development rights For new #developments# or #enlargements# in C5-3, C6-6, C6-7 and C6-7T Districts, the Commission may also modify or waive the requirements of Section 23-86 (Minimum Distance Between Legally Required Windows and Walls or Lot Lines) and requirements governing the minimum dimensions of a court, where:

the required minimum distance as set forth in Section 23-86 is provided between the #legally required windows# in the new #development# or #enlargement# and a wall or #lot line# on the #zoning lot# occupied by the landmark; and the required minimum distance is protected by a light and air easement acceptable to the Department of City Planning and recorded in the County Clerk's office of the county in which such tracts of land are located.

For new #developments# or #enlargements#, on #zoning lots# located in C5-3, C6-6, C6-7 and C6-7T Districts and with frontage on streets on which curb cuts are restricted pursuant to Section 81-44, the Commission may also modify or waive the number of loading berths required pursuant to Section 36-62 (Required Accessory Loading Berths). In granting such special permit, the Commission shall find that: (a) a loading berth permitted by City Planning Commission authorization pursuant to Section 81-44 would have an adverse impact on the landmark #building or other structure# that is the subject of the special permit; (b) because of existing #buildings# on the #zoning lot#, there is no other feasible location for the required loading berths; and

(c) the modification or waiver will not create or contribute to serious traffic congestion or unduly inhibit vehicular and pedestrian movement.

For new #developments# or #enlargements#, on #zoning lots# located in C5-3, C6-6, C6-7 and C6-7T Districts, the Commission may also modify the dimensions and minimum clear height required for pedestrian circulation space pursuant to Section 81-45 (Pedestrian Circulation Space) and 37-50 (Requirements for Pedestrian Circulation Space). In granting such special permit, the Commission shall find that the modification will result in a distribution of #bulk# and arrangement of #uses# on the #zoning lot# that relate more harmoniously with the landmark #building or other structure# that is the subject of the special permit.

CD 5 IN THE MA

C 080178 ZSM

IN THE MATTER OF an application submitted by Park Avenue Hotel Acquisition, LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to the following sections of the Zoning Resolution:

No. 4

1. <u>Sections 81-212* and 74-79</u> - to allow the transfer of 200,965 square feet of floor area from property located at 375 Park Avenue (Block 1307, Lots 1 and 9001) that is occupied by a landmark building to property located at 610 Lexington Avenue (Block 1307, Lots 14 and 59), to modify the requirements of Section 23-851 (Minimum Dimension of Inner Courts), Section 23-861 (Minimum Distance Between Legally Required Windows and Walls or Lot Lines/General Provision), Section 36-62 (Required Accessory Off-Street Loading Berths), and Section 81-45 (Pedestrian Circulation Space) and Section 37-07 (Requirements for Pedestrian Circulation Space); and

2. <u>Section 81-277</u> - to modify the height and setback requirements of Section 81-27 (Alternative Height and Setback Regulations – Daylight Evaluation)

to facilitate the development of a 63-story mixed use building on property located at 610 Lexington Avenue (Block 1307, Lots 14 and 59), in a C6-6 District, within the Special Midtown District.

* Note: A zoning text change is proposed under a concurrent related application (N 080177 ZRM) for amendment to Sections 81-212 (Special provisions for transfer of development rights from landmark sites). Plans for this proposal are on file with the City Planning Commission and may be seen at 22 Reade Street, Room 3N, New York, N.Y. 10007.

SPECIAL HUDSON YARDS, CLINTON & MIDTOWN TEXT AMENDMENTS No. 5

CD 4 N 080184 ZRM 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, concerning Article IX, Chapter 3 (Special Hudson Yards District), concerning Article IX, Chapter 6 (Special Clinton District), and concerning Article VIII, Chapter 1 (Special Midtown District)

- 52, 54, 56, 58, and 60 East 131st Street (Block 1755, Lots 45-49, and 146), 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 selected by HPD;

to facilitate development of a six-story building, tentatively known as Heritage House, with approximately 40 residential units, to be developed under the Department of Housing Preservation and Development's Cornerstone Program.

BOROUGH OF QUEENS No. 4 NYPD MAINTENANCE FACILITY

CD 5

C 080013 PCQ

IN THE MATTER OF an application submitted by the New York City Police Department and the Department of Citywide Administrative Services pursuant to Section 197-c of the New York City Charter for the site selection and acquisition of property located at 49-21 and 48-23 Metropolitan Avenue (Block 2611, lots 460, 470, and p/o lots 452, 454, 1001, and 1002) for use as a vehicle maintenance facility. from landmark sites

The provisions of Section 74-79 (Transfer of Development Rights for Landmark Sites) shall apply in the #Special Midtown District# subject to the modification set forth in this Section and Sections 81-254, 81-266 and 81-277 pertaining to special permits for height and setback modifications, Section 81-747 (Transfer of development rights from landmark theaters) and Section 81-85 (Transfer of development rights from landmark sites within the Special Fifth Avenue Subdistrict).

The provisions of Section 74-79 pertaining to the meaning of the term "adjacent lot" in the case of lots located in C5-3, C5-5, C6-6, C6-7 or C6-9 Districts are modified to apply in the #Special Midtown District# where the "adjacent lot" is in a C5-3, C6-6, C6-7, C6-5.5, C6-6.5 or C6-7T District. The provisions of paragraph (c) of Section 74-792 as applied in the #Special Midtown District# shall be subject to the restrictions set forth in the table in Section 81-211 on the development rights (FAR) of a landmark "granting lot" for transfer purposes.

Wherever there is an inconsistency between any provision in Section 74-79 and the table in Section 81-211, the table in Section 81-211 shall apply.

Within the Grand Central Subdistrict, any transfer of development rights from a landmark site may be made pursuant to either Section 74-79 or Section 81-63, but not both. Matter in <u>underline</u> is new, to be added; Matter in strikeout is old, to be deleted; Matter within # # is defined in Section 12-10; * * * indicates where unchanged text appears in the Zoning Resolution

Article VIII - Special Purpose Districts

Chapter 1 Special Midtown District * * * 81-741 General provisions * * * (d) Additional floor a

Additional floor area bonuses

All #developments# located on the west side of Eighth Avenue between 42nd and 45th Streets within the Theater Subdistrict may receive an increase in #floor area# pursuant to Section 96-21 (Floor Area Increase) <u>96-22</u> (Special Regulations for Eighth Avenue Perimeter Area) for those #developments# complying with the provisions of Section 23-90 (INCLUSIONARY HOUSING).

Article IX - Special Purpose Districts

* *

Chapter 3 Special Hudson Yards District * * * 93-05 Applicability of District Regulations * * * 93-054 Applicability of Chapter 4 of Article VII * * *

Modification of use and bulk regulations for zoning lots bounding Hudson Boulevard Park

Where the #lot line# of a #zoning lot# coincides with the boundary of the #public parks# located between West 35th Street, Hudson Boulevard East, West 33rd Street and Eleventh Avenue, such #lot line# shall be considered to be the #street line# of Hudson Boulevard West for the purposes of applying all #use# and #bulk# regulations of this Resolution.

Where the #lot line# of a #zoning lot# coincides with the boundary of the #public park# located between West 39th Street, Tenth Avenue, West 38th Street and Eleventh Avenue, such #lot line# shall be considered to be the #street line# of Hudson Boulevard East and West, as applicable, for the purposes of applying all #use# and #bulk# regulations of this Resolution.

93-14

Retail Continuity Along Designated Streets

Map 2 (Mandatory Ground Floor Retail) in Appendix A of this Chapter specifies locations where the special ground floor #use# and transparency requirements of this Section apply. Such regulations shall apply along either 100 percent or 50 percent of the building's #street# frontage, as indicated on Map 2.

#Uses# located on the ground floor level or within five feet of #curb level#, and within 50 feet of the #street line# shall be limited to #commercial uses# permitted by the underlying zoning district, but not including #uses# listed in Use Groups 6B, 6E, 7C, 7D, 8C, 8D, 9B, 10B, 11 or 12D. A building's #street# frontage shall be allocated exclusively to such #uses#, except for lobby space, entryways or entrances to subway stations. In no event shall the length of #street# frontage occupied by lobby space or entryways exceed, in total, 40 feet or 25 percent of the building's total #street# frontage, whichever is less, except that the width of a lobby need not be less than 20 feet.

For any new #development# or #enlargement# on such designated retail #streets#, each ground floor #street wall# shall be glazed with materials which may include show windows, glazed transoms or glazed portions of doors. Such glazed area shall occupy at least 70 percent of the area of each such ground floor #street wall#, measured to a height of 10 feet above the level of the adjoining sidewalk or public access area. 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. For #developments# or #enlargements# fronting upon Hudson Boulevard that are adjacent to existing #buildings# located within the Hudson Boulevard #street# bed or #public park#, glazing shall not be required. However, the Hudson Boulevard #street wall# of such new #development# or #enlargement# shall be designed in a manner that will enable the glazing requirements of this section to be met upon demolition of the #buildings# within the #street# bed or #public park#.

The provisions of this Section shall not apply along the northern #street# frontage of West 35th through West 39th Streets within 100 feet of Eleventh Avenue, as shown on Map 2. However, any #zoning lot# fronting on such #streets# and partially within 100 feet of Eleventh Avenue may, as an alternative, apply the provisions of this Section to the entire West 35th, West 36th, West 37th, West 38th or West 39th Street frontage of the #zoning lot#.

93-20 FLOOR AREA REGULATIONS * * 93-223

Maximum floor area ratio in Hell's Kitchen Subdistrict D

(a) Subareas D1 and D2

In Subareas D1 and D2 of Hell's Kitchen Subdistrict D, the basic maximum #floor area ratios# of non-#residential buildings# are set forth in Row A in the table in Section 93-22 and may be increased to the amount specified in Row C pursuant to Section 93-31 (District Improvement Fund Bonus) or through the transfer of #floor area# from the #Phase 2 Hudson Boulevard and Park# as set forth in Section 93-32. The basic maximum #floor area ratios# of any #building# containing #residences# are set forth in Row B.

THE CITY RECORD

In the #Special Hudson Yards District# and Area P-2 of the #Special Garment Center District#, the Chairperson of the City Planning Commission shall allow, by certification, the applicable basic maximum #floor area ratio# to be increased up to the maximum amount specified in Sections 93-21, 93-22 or 121-31, as applicable, provided that instruments in a form acceptable to the City are executed <u>and recorded ensuring</u> <u>and that, thereafter</u>, a contribution <u>has been be</u> deposited in the #Hudson Yards District Improvement Fund#. The execution <u>and recording</u> of such instruments <u>and the</u> <u>payment of such non-refundable contribution shall be a</u> precondition to the filing for or issuing of any building permit <u>allowing more than the basic maximum #floor area#</u> for such #development# or #enlargement#.

The Commissioner of Buildings shall not authorize the construction of any #development# or #enlargement# utilizing #floor area# bonused pursuant to this Section, including foundations with respect thereto, nor shall the construction of any bonused portion thereof be authorized, until the Chairperson has certified that the requirements of this Section have been met Nothing herein shall limit the ability of the Commissioner of Buildings to issue a permit for the construction of a #development# or #enlargement# which does not utilize such bonused floor area.

Such The contribution amount shall be \$100 per square foot of #floor area# as of January 19, 2005, and shall be adjusted by the Chairperson annually on July 1 of the following year and each year thereafter, . Such adjustment shall occur on August 1 of each calendar year, based on the percentage change in the Consumer Price Index for all urban consumers as defined by the U.S. Bureau of Labor Statistics for the twelve months ended on June 30 of that year The contribution amount shall be determined based upon the rate which is in effect at the time the contribution is received, and contributions may be made only on days when the Hudson Yards Infrastructure Corporation (the "Corporation") is open for business and during business hours as specified by the <u>Corporation</u>.

The Commission may promulgate rules regarding the administration of this Section, and the Commission may also, by rule, adjust the contribution amount specified in the preceding paragraph to reflect changes in market conditions within the #Hudson Yards Redevelopment Area# if, in its judgment, the adjusted amount will facilitate the districtwide improvements that are consistent with the purposes of this Chapter and the purposes of the #Special Garment Center District#. The Commission may make such an adjustment by rule, not more than once a year.

For any such adjustment by rule decreasing the contribution amount, or increasing the contribution amount by more than the percentage change in the Consumer Price Index for all urban consumers, the following shall apply:

- (a) Such rule shall be effective for not more than two years; and
- (b) The Commission shall not publish the proposed rule pursuant to the City Administrative Procedure Act unless the City Council Land Use Committee and the Department of City Planning have jointly filed an application for a zoning text amendment under Section 201 of the New York City Charter, which would make such adjustment of the contribution amount permanently effective. The contribution amount established under such rule as finally adopted shall continue in effect with further adjustments based upon the Consumer Price Index for all urban consumers, until the next adjustment of the contribution amount pursuant to this Section.

Such contribution amount shall be payable or secured at the time foundation work has been completed and the Commissioner of Buildings shall not authorize any additional construction until the Chairperson has certified that payment has been made or adequate security therefore has been provided.

93-34 Distribution of Floor Area in the Large-Scale Plan Subdistrict A

(b) Requirements for application

An application filed with the Chairperson of the Commission for the distribution of #floor area# by certification pursuant to paragraph (a) of this Section shall be made jointly by the owner of the #development# rights of the Eastern Rail Yards Subarea A1 and the receiving site and shall include:

- (1) a site plan and #floor area# zoning calculations for the receiving site; and
- (2) a copy of the distribution instrument legally sufficient in both form and content to effect such a distribution, together with a notice of the restrictions limiting further development of the Eastern Rail Yards Subarea A1.

necessary to comply with the pedestrian circulation space provisions of Section 93-63. <u>Above the level of</u> the second #story# and up to any specified minimum base height, recesses are permitted provided that the aggregate length of such recesses does not exceed 30 percent of the length of the required #street wall# at any level, and the depth of such recesses does not exceed five feet. No limitations on recesses shall apply above any specified minimum base height or to any portion of a #zoning lot# where #street walls# are not required.

Where #street walls# are required to extend along the entire #street# frontage of a #zoning lot#, no recesses shall be permitted within 20 feet of an adjacent #building#, or within 30 feet of the intersection of two #street lines# except where corner articulation rules apply.

<u>Sidewalk Widenings</u>

Where a #street wall# is required to extend along the entire #street# frontage of a #zoning lot#, and such #street# is intersected by a #street# with a mandatory sidewalk widening, no #street wall# shall be required within such sidewalk widening. Where corner articulation rules apply, the inner boundary of any required sidewalk widening may be considered to be the #street line#. The mandatory #street wall# requirements are illustrated on Map 3 in Appendix A of this Chapter. Where sidewalk widening lines are specified, such lines shall be parallel to and five or ten feet from the #street line#, as required pursuant to Section 93-61 and illustrated on Map 4 (Mandatory Sidewalk Widenings) in Appendix A.

* * 93-512

<u>(b)</u>

Subareas A3, A4 and A5 of the Large-Scale Plan Subdistrict A

(a) Hudson Boulevard

For the purposes of this paragraph, (a), Hudson Boulevard shall be considered to be a #wide street#. The #street wall# of the #development# or #enlargement# shall be located on the Hudson Boulevard sidewalk widening line and extend along at least 70 percent of the length of the Hudson Boulevard frontage of the #zoning lot#, and shall rise without setback to a minimum base height of 90 feet and a maximum base height of 120 feet. On #corner lots#, the maximum base height for a distance of 100 feet from its intersection with Hudson Boulevard. Above a height of 120 feet, a setback at least 25 feet in depth is required from the Hudson Boulevard #street line#, and setbacks from intersecting #narrow streets# shall comply with the provisions of paragraph (b) of Section 93-42 (Height and Setback in Subdistricts A through E).

Alternatively, for #zoning lots# that occupy the entire Hudson Boulevard #block# front, the Hudson Boulevard #street wall# may rise above a height of 120 feet without setback at the Hudson Boulevard sidewalk widening line, provided that:

- (1) the aggregate width of such #street wall# facing Hudson Boulevard does not exceed 100 feet;
- (2) all other portions of the #building# that exceed a height of 120 feet are set back at least 25 feet from the Hudson Boulevard #street line# at a height not lower than 90 feet; and
- (3) all portions of the #building# that exceed a height of 120 feet are set back from a #narrow street# in compliance with the provisions of paragraph (b) of Section 93-42.

For the purposes of applying the #street wall# location and setback provisions of this paragraph to #developments# and #enlargements# fronting on the #public park# between West 38th and West 30th Streets, the #street lines# and sidewalk widening lines of Hudson Boulevard shall be prolonged northward to West 30th Street.

*

*

93-513 Four Corners Subarea A2

(a) Hudson Boulevard

The provisions of paragraph (a) of Section 93-512 (Subareas A3, A4 and A5 of the Large-Scale Plan Subdistrict A) shall apply, except that the maximum base height shall be 150 feet., and, for the purposes of applying such #street wall# location and setback provisions to #developments# and #enlargements# fronting upon the #public park# between West 33rd and West 35th Streets, the westerly #street line# and sidewalk widening lines of Hudson Boulevard West shall be prolonged southward to West 33rd Street.

The #floor area ratio# of any #building# containing #residences# may be increased from 6.5 pursuant to Section 93-31 (<u>District Improvement Fund Bonus</u>) or through the transfer of #floor area# from the #Phase 2 Hudson Boulevard and Park# as set forth in <u>Section 93-32</u>, and pursuant to Section 23-90 (INCLUSIONARY HOUSING), as modified by Section 93-23, as follows:

- (1) The #residential floor area ratio# may be increased from 6.5 to a maximum of 12.0 only if for every five square feet of #floor area# increase pursuant to Section<u>9</u> 93-31 <u>or 93-32</u> there is a #floor area# increase of six square feet, pursuant to Section 23-90, as modified by Section 93-23.
- (2) Any #floor area# increase above a #floor area ratio# of 12.0 shall be only pursuant to Section 93-31 or 93-32.

Furthermore, in Subarea D1, the #floor area ratio# on a #zoning lot# may exceed 13.0 only where the community facility #floor area ratio# is not less than the excess of such #floor area ratio# above 13.0.

93-30 SPECIAL FLOOR AREA REGULATIONS

93-31 District Improvement Fund Bonus <u>Such N-n</u>otice of restrictions shall be filed by the owners of the respective sites in the Borough Office of the Register of the City of New York, indexed against the Eastern Rail Yards Subarea A1 and the receiving site, a certified copy of which shall be submitted to the Chairperson of the Commission. Receipt of certified copies thereof shall be a precondition to issuance of any building permit <u>for any</u> <u>#development# or #enlargement# utilizing #floor</u> area# distributed pursuant to this Section, including foundations with respect thereto, including any foundation or alteration permit, for any #development# or #enlargement# on the receiving site.

93-50 SPECIAL HEIGHT AND SETBACK REGULATIONS IN SUBDISTRICTS A THROUGH E

In Subdistricts A through E, the height and setback regulations set forth in Section 93-42 shall apply, except that such regulations are modified in certain locations as set forth in this Section. Such modifications include the establishment of #street wall# location regulations, minimum base heights, and maximum length of building walls for towers, and modifications of maximum base heights, depths of required setbacks, and tower #lot coverage#. Special provisions for recesses and sidewalk widenings are as follows:

(a) <u>Recesses</u>

Where #street walls# are required to be located on #street lines# or sidewalk widening lines, ground floor recesses up to three feet deep shall be permitted for access to building entrances, and deeper recesses shall be permitted only where *

93-54

Special Height and Setback Regulations in Hell's Kitchen Subdistrict D

93-541

Height and setback in Subareas D1 and D2

(a) Tenth Avenue

<u>(1)</u>

For #zoning lots# that do not occupy the entire Tenth Avenue #block# front, and for #zoning lots# that occupy the entire Tenth Avenue #block# front where existing #residential buildings# will remain, the #street wall# of any #development# or #enlargement# shall be located on and extend along the entire Tenth Avenue #street line#, except that to allow for corner articulation, the #street wall# may be located anywhere within an area bounded by intersecting #street lines# and lines 15 feet from and parallel to such lines. Such #street wall# shall rise without setback to a minimum base height of 90 feet and a maximum base height of 150 feet, <u>except that such</u> <u>minimum base height requirement shall</u> <u>not apply to any existing #residential</u> <u>buildings# to remain</u>. Where such #zoning lots# also front upon a #narrow street#, these provisions shall apply along such #narrow street# frontage for a minimum distance of 50 feet and a maximum distance of 100 feet from the intersection of Tenth Avenue. Above a height of 150 feet, the setback provisions of paragraph (b) of Section 93-42 shall apply.

(2) For #zoning lots# that occupy the entire Tenth Avenue #block# front, and where no <u>existing #buildings# fronting upon Tenth</u> <u>Avenue will remain</u>, the #street wall# of the #development# or #enlargement# shall be located within 10 feet of the Tenth Avenue #street line# and extend along the entire Tenth Avenue frontage of the #zoning lot# and shall rise without setback to a minimum base height of 90 feet and a maximum base height of 150 feet. These provisions shall apply for a minimum distance of 50 feet and a maximum distance of 100 feet from the intersection of Tenth Avenue.

> Above a height of 150 feet, the setback provisions of paragraph (b) of Section 93-42 shall apply. <u>Alternatively</u>, for <u>#zoning lots# that occupy the entire Tenth</u> <u>Avenue #block# front and no portion of any #building# is within 10 feet of the Tenth Avenue #street line#, the Tenth Avenue #street wall# may rise above 150 feet without setback, provided that:</u>

- (1)(i) the aggregate width of such #street wall# does not exceed 100 feet;
- (2)(ii) all other portions of the #building# that exceed a height of 150 feet are set back at least 10 feet from the Tenth Avenue #street wall# of the #building# at a height not lower than 90 feet; and
- (3)(iii) all portions of the #building# that exceed a height of 150 feet are set back from a #narrow street# in compliance with the provisions of paragraph (b) of Section 93-42, and
- (iv)all portions of the Tenth Avenue
#streetwall# that do not exceed a height of
90 feet are located ten feet from the Tenth
Avenue #street line#, except that recesses
may be provided in accordance with the
recess provisions of paragraph (a) of
Section 93-50. Above a height of 90 feet, up
to a height of 150 feet, any #streetwall#
facing Tenth Avenue shall be located no
closer to Tenth Avenue than 10 feet.
- (b) Hudson Boulevard

(c)

The regulations set forth in paragraph (a) of Section 93-512 (Subareas A3, A4 and A5 of the Large-Scale Plan Subdistrict A) shall apply, except that wherever a setback from the Hudson Boulevard #street line# is required to be at least 25 feet deep, such setback depth may be reduced to 15 feet. Midblocks between Tenth Avenue and Hudson

Boulevard

The regulations set forth in paragraph (c) of Section $93{\text -}512$ shall apply.

(d) Length of building wall

The maximum length of any #story# located above a height of 150 feet that faces north or south shall not exceed 100 feet. Such length shall be measured by inscribing within a rectangle the outermost walls at the level of each #story# entirely above a height of 150 feet. Any side of such rectangle from which perpendicular lines may be drawn to the nearest #narrow street line# shall not exceed 100 feet.

(e) Tower #lot coverage#

Where more than one tower on a #zoning lot# contains #residences#, the minimum #lot area# requirement of paragraph (c)(1) of Section 93-42 shall not apply to the highest 80 feet of at least half of the number of such towers. without setback to a minimum height of 90 feet or the height of the #building#, whichever is less, and a maximum height of 120 feet. Above a height of 90 feet, no portion of the #development# or #enlargement# shall penetrate a #sky exposure plane# that begins at a height of 120 feet above the Eighth Avenue sidewalk widening line and #street lines# of West 39th Street and West 40th Streets, as applicable, and rises over the #zoning lot# at a slope of four feet of vertical distance for each foot of horizontal distance except as provided below:

- (a) any portion of the #building or other structure developed# or #enlarged# pursuant to the tower regulations of Sections 33-45 or 35-63, as applicable, may penetrate the #sky exposure plane#,
- (b) permitted obstructions, as listed in paragraph (a) of Section 93-41, may penetrate the #sky exposure plane#. In addition, a dormer, as listed in paragraph (c) of Section 23-62, may penetrate the #sky exposure plane#.

* * * 93-55 <u>93-56</u> Special Permit for Modification of Height and Setback Regulations

- * * *
- 93-65 Transit Easements

Any #development# or #enlargement# on a #zoning lot# that includes the locations listed below shall provide an easement for subway-related use and public access to the subway mezzanine or station:

- (a) The area bounded by Tenth Avenue, West 41st Street, a line 190 feet east of and parallel to Tenth Avenue, and a line 55 feet south of and parallel to West 41st Street. The entrance shall be accessed from Tenth Avenue.
- b) The area bounded by the western boundary of the #public park# between West 34th and West 35th Streets, West 34th Street, a line 40 feet west of and parallel to the western boundary of the #public park# between West 34th and West 35th Streets, and a line 75 feet north of and parallel to West 34th Street. The entrance shall be accessed from the #public park# between West 34th and West 35th Streets.
- (c) The area bounded by Eleventh Avenue, West 36th Street, a line 90 feet east of and parallel to Eleventh Avenue, a line 50 feet south of and parallel to West 36th Street, a line 50 feet east of and parallel to 11th Avenue, and West 34th Street. The entrance shall be accessed from West 36th Street or 11th Avenue within 50 feet of West 36th Street.
- (d)(b) For any #development# or #enlargement# on a #zoning lot# that includes the southwest corner of West 40th Street and Eighth Avenue, the transit easement shall accommodate a relocated subway entrance from the adjoining sidewalk to a location within the #development# or #enlargement#.

Article IX - Special Purpose Districts

Chapter 6

Special Clinton District

96-20 PERIMETER AREA

#Developments# within the Perimeter Area shall be eligible for increased #floor area# <u>only</u> pursuant to Sections 96-21 (Special Regulations for 42nd Street Perimeter Area) or 96-22 (Special Regulations for Eighth Avenue Perimeter Area)....

* * * 96-21

Special Regulations for 42nd Street Perimeter Area

The provisions of this Section shall apply to #developments# or #enlargements# located in all #Commercial Districts# within the area bounded by the following:

) Floor area regulations

(2) Floor area regulations in Subarea 2 In Subarea 2 of the 42nd Street Perimeter Area as shown in Appendix B, the basic #floor area ratio# of any #development# or #enlargement# shall be 10.0. However, the #floor area ratio# of any #development# or #enlargement# containing #residential use# may exceed 10.0 to a maximum of given by the Transit Authority to the owner of the #zoning lot# to vacate the tenants of such temporary #uses#.

96-25 Floor Area Bonus for New Legitimate Theater Use

Within Subarea 2 of the 42nd Street Perimeter Area as shown in Appendix A of this Chapter, for #developments# or #enlargements# located within the area bounded by West 42nd Street, Dyer Avenue, West 41st Street and Eleventh Avenue that have fully utilized a #floor area# increase pursuant to Section 23-90 (INCLUSIONARY HOUSING), three additional square feet of #floor area# may be provided for each square foot of new legitimate theater #use#, the #floor area ratio# may be increased from 12.0 to a maximum of 15.0, provided that for every three square feet of bouused #floor area#, one square foot of such bonused #floor area# shall be used for new "performance space", which, for the purposes of this Section 96-25 shall mean space to be used as a legitimate theater or non-profit performing arts space. Such bonused #floor area# shall be permitted only upon certification by the Chairperson of the City Planning Commission to the Commissioner of Buildings that the following conditions shall exist have been met:

(a) the total #floor area ratio# on the #zoning lot# shall not exceed 15.0;

(b)(a) all #floor area# for any performance space for which a bonus is received pursuant to this Section shall be limited to floor space exclusively associated with legitimate theater or non-profit performing arts #use#, including auditorium, orchestra, balconies, stage and theater equipment space, wings, dressing rooms, rehearsal space, lobbies, longes, ticket offices, rest rooms, and circulation space. Any other bonused performance space shall not comprise more than 25% of the total #floor area# for which a bonus is received;

(e)(b) the theater such performance space shall be designed, arranged and used exclusively for live performances and rehearsals of drama, music or dance and shall have at least 99 100 fixed seats and no more than 299 seats. If there is more than one performance space, each shall have at least 100 seats. Adjacent performance spaces may be designed in a manner that allows for their combination into a single performance space provided such combined space has no more than 299 seats;

- (c) a letter from the Department of Cultural Affairs shall be submitted certifying that:
 - (d)(1) a signed lease shall be <u>has been</u> provided from a the prospective theater operator of the performance space, or a written commitment from the owner of the theater performance space if such owner is also the operator, for occupancy of the theater performance space and its operation as a legitimate theater or non-profit performing <u>arts space</u> for a period of not less than five years, pursuant to an operating plan and program therefor;
 - (2) the proposed operator of the performance space has the fiscal and managerial capacity to successfully operate such space;
 - (3) preliminary design plans have been provided to the Department of Cultural Affairs for the performance space, which include sufficient detail regarding core, shell, structural, mechanical, electrical, plumbing and HVAC systems, necessary to ensure that such performance space will operate efficiently for its intended use, and
 - (e)(4) a plan and program shall be accompanied by written commitment from such owner of the financial resources available to ensure timely completion of the identified scope of work; a written commitment has been provided ensuring that there are financial resources available for the timely completion of the identified scope of work, and
 - (5)
 the proposed operator of the performance

 space will have a program of regularly
 scheduled presentations that are open to

 the public.
 the public.

93-542 Height and setback in Subareas D4 and D5

In Subareas D4 and D5 of Hell's Kitchen Subdistrict D, the underlying height and setback regulations shall apply, except that:

- (a) the rooftop regulations set forth in Section 93-41 shall apply to all #developments# or #enlargements#; and
- (b) within the C2-5 District of Subarea D4, #commercial uses# shall be limited to two #stories# or a height of 30 feet, whichever is less.
- (c) within the C1-7A District of Subarea D5, recesses in the #street wall# of any #building# facing Ninth Avenue shall not be permitted within 20 feet of an adjacent #building# or within 30 feet of the intersection of two #street lines#, except as provided for permitted corner articulation.

* *

<u>93-55</u> <u>Special Height and Setback Regulations in the South of Port</u> <u>Authority Subdistrict E</u>

In the South of Port Authority Subdistrict E, for any #development# or #enlargement# on a #zoning lot# fronting on Eighth Avenue, the #street wall# of such #development# or #enlargement# shall be located on the Eighth Avenue sidewalk widening line and extend along the entire #street# frontage of the #zoning lot#. Such #street wall# shall rise 12.0 only in accordance with the provisions of Section 23-90 (INCLUSIONARY HOUSING), except that any units for which a #floor area# increase has been earned pursuant to Section 23-90 shall be within the #Special Clinton District#. For #developments# or #enlargements# that have fully utilized the Inclusionary Housing Program, the maximum permitted #floor area ratio# may be increased from 12.0 to 15.0 for a new legitimate theater to be used as a legitimate theater or non-profit performing arts space in accordance with the provisions of Section 96-25 (Floor Area Bonus for New Legitimate

(<u>f)(d)</u>

(g)(e)

Where a transit easement volume is required on a #zoning lot# in Subarea 2, such easement volume may be temporarily used by the owner of the #zoning lot# for any permitted #uses# until such time as required by the Transit Authority or by its designee for subway purposes. Any such floor spaces occupied by such transit easement volume shall not count as #floor area#. Improvements or construction of a temporary nature within the easement volume for such temporary #uses# shall be removed by the owner of the #zoning lot# prior to the time at which public #use# of the easement area is required. A minimum notice of six months in writing shall be a legal commitment shall be has been provided for inspection and ongoing maintenance of the theater performance space to ensure its continued availability for theater #use# as a legitimate theater or non-profit performing arts space. Such inspection shall be conducted every five years by a licensed engineer or architect, and a report issued to the Chairperson of the City Planning Commission and the Commissioner of the Department of Cultural Affairs and notice of such report shall be published in the City Record. Such report shall describe the condition of the theater performance space and identify any maintenance or repair work necessary to ensure the physical and operational soundness of the theater performance space and establish a plan and program for such work, including providing that adequate resources be made available to ensure timely completion of such maintenance or repair work; and

a legal commitment shall be has been provided for continuance of the #use# of all #floor area# for which a bonus has been received pursuant to this Section as a legitimate theater <u>or non-profit</u> performing arts space and providing that in the event of a change of operator, as defined by the Commissioner of the Department of Cultural Affairs, the owner or operator shall obtain a new letter certifying that the provisions of paragraph (c) of this Section have been met as to the proposed operator. Such legal commitment shall also prohibit

EXISTING

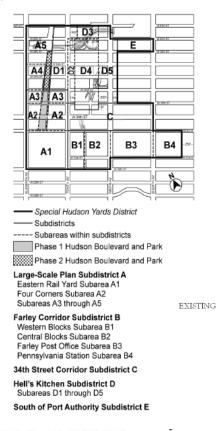
<u>#use# as an #adult establishment#</u> for the life of the related #development#.

Such legal commitments shall be in the form of a declaration of restrictions, filed and duly recorded in the Borough Office of the Register of the City of New York, binding upon the owner and any lessee of the theater performance space and their successors and assigns, a certified copy of which shall be submitted to the Chairperson of the City Planning Commission. The filing of such declaration and the posting of any bond or other security required by the <u>Chairperson of the</u> <u>City Planning Commission under the terms of such</u> declaration, and receipt of such <u>a</u> certified copy <u>of such</u> <u>declaration</u>, shall be preconditions to issuance of any building permit, including any foundation or alteration permit, for any #development# or #enlargement#.

The owner shall not apply for or accept a temporary certificate of occupancy for that portion of the #development# or #enlargement# identified under the terms of the declaration of restrictions as utilizing the increased #floor area# permitted pursuant to this Section, and the Department of Buildings shall not issue a temporary certificate of occupancy for such portion of the #development# or #enlargement#, until the Chairpe rson through consultation with the Commissioner of the Department of Cultural Affairs has certified that the theater performance space is substantially complete, which shall, for this purpose, mean that such theater performance space is usable by the public. The owner shall not apply for or accept a permanent certificate of occupancy for such the #development# or #enlargement#, nor shall the Department of Buildings issue a permanent certificate of occupancy for such portion, the #development# or #enlargement# until the theater performance space has been finally completed in accordance with the approved plans and such final completion has been certified by the Chairp through consultation with the Commissioner of the Department of Cultural Affairs. The declaration of restrictions shall be noted on any Temporary or Final Certificate of Occupancy for the #building#.

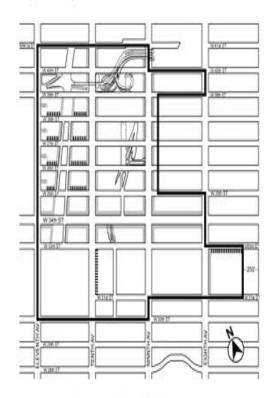
Special Hudson Yards District

Zoning Resolution Section: 93-A (ARTICLE IX; CHAPTER 3) APPENDIX A (1/1905) Map 1: Special Hudson Yards District, Subdistricts and Subareas



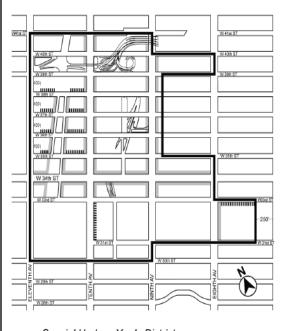
Special Hudson Yards District

Zoning Resolution Section: 93-A (ARTICLE IX; CHAPTER 3) APPENDIX A (1/1905) Map 2: Mandatory Ground Floor Retail



Special Hudson Yards District

Zoning Resolution Section: 93-A (ARTICLE IX; CHAPTER 3) APPENDIX A ____ Map 2: Mandatory Ground Floor Retail

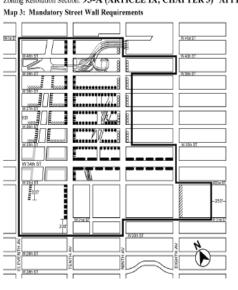


Special Hudson Yards District

100% Retail Requirement PROPOSED

50% Retail Requirement

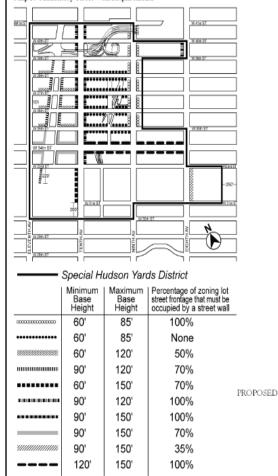
Special Hudson Yards District Zoning Resolution Section: 93-A (ARTICLE IX; CHAPTER 3) APPENDIX A (____)



	Minimum Base Height	Maximum Base Height	Percentage of zoning lot street frontage that must be occupied by a street wall	
	60'	85'	100%	
•••••	60'	85'	None	
	60'	120'	50%	
	90'	120'	70%	
•••••	60'	150'	70%	EXISTING
	90'	150'	100%	
	90'	150'	70%	
1111111111111111	90'	150'	35%	
	120'	150'	100%	

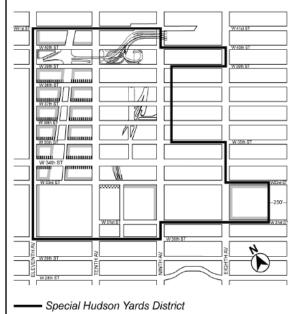
Special Hudson Yards District

Zoning Resolution Section: 93-A (ARTICLE IX; CHAPTER 3) APPENDIX A (_/_) Map 3: Mandatory Street Wall Requirements



Special Hudson Yards District

Zoning Resolution Section: 93-A (ARTICLE IX; CHAPTER 3) APPENDIX A (1/1905) Map 4: Mandatory Sidewalk Widenings



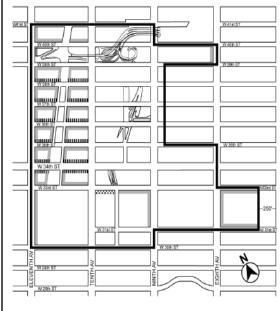
10' Sidewalk widening

5' Sidewalk widening

5' Sidewalk widening required if more than 75% of the total floor area existing on the zoning lot on January 19, 2005 is demolished

Special Hudson Yards District

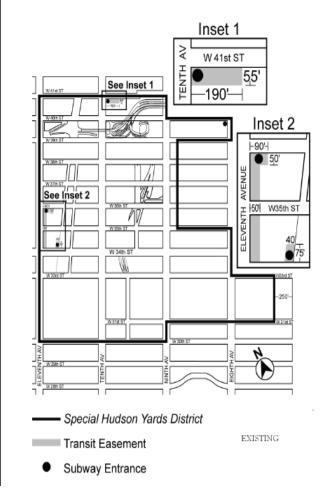
Zoning Resolution Section: 93-A (ARTICLE IX; CHAPTER 3) APPENDIX A . Mandatory Sidewalk Widenings



- ------ Special Hudson Yards District
- PROPOSED PROPOSED
- 5' Sidewalk widening
- 5' Sidewalk widening required if more than 75% of the total floor area existing on the zoning lot on January 19, 2005 is demolished

Special Hudson Yards District

Zoning Resolution Section: 93-A (ARTICLE IX; CHAPTER 3) APPENDIX A (1/1905) Map 5: Transit Easements and Subway Entrances

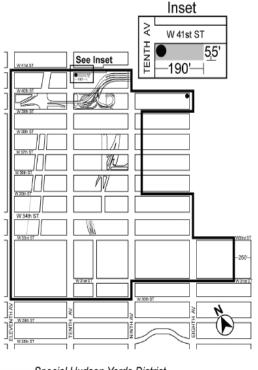


Special Hudson Yards District
 100% Retail Requirement
 50% Retail Requirement

EXISTING

Special Hudson Yards District

Zoning Resolution Section: 93-A (ARTICLE IX; CHAPTER 3) APPENDIX A (_/_/_) Map 5: Transit Easement and Subway Entranc



Special Hudson Yards District

- Transit Easement
- Subway Entrance

m8-21

PROPOSED

COMMUNITY BOARDS

PUBLIC HEARINGS

PUBLIC NOTICE IS HEREBY GIVEN THAT the following matters have been scheduled for public hearing by **Community Boards:**

BOROUGH OF BROOKLYN

COMMUNITY BOARD NO. 10 - Monday, May 19, 2008 at 7:15 P.M., Norwegian Christian Home, 1250 67th Street, Brooklyn, NY

#60-08-BZ

Application is hereby made for a special permit to allow the operation of a physical culture establishment at 439 86th Street, Brooklyn, NY.

m13-19

CONSUMER AFFAIRS

PUBLIC HEARINGS

An Exploratory Public Hearing on Process Server **Practices in New York City**

The service of a summons or other notice is the critical first step in the initiation of a lawsuit between businesses and individuals. The Department of Consumer Affairs (DCA) licenses more than 2,000 individual process servers and 135 process server organizations operating in New York City. New York's laws governing process service are designed to ensure that an individual receives adequate notice of a lawsuit against her. For many years there has been a perception, shared by some attorneys and court officials and others working in the civil legal system, that non-compliance with the law by some in the process serving industry deprives a substantial number of City residents of notice when businesses, such as debt collectors or landlords, take legal action that will affect their homes, earnings or savings. Inadequate notice to those defendants, who often have the least access to legal representation, can lead to homelessness, loss of income and other serious forms of displacement. In vulnerable populations, these consequences are soon spread to, and are borne by, other citizens and the City government

of Consumer Affairs at 212-232-9584 or <u>processserver@dca.nyc.gov</u> to register. Oral testimony will be limited to five minutes. A registration form is available at www.nyc.gov/consumers. Those wishing to comment must register by one of these methods not later than June 11, 2008 at 5:00 P.M. Written testimony is not required, but may be submitted in duplicate to Andrew Eiler, NYC Department of Consumer Affairs, 42 Broadway, 8th Floor, New York, NY 10004 or by email to processerver@dca.nyc.gov and will be accepted until June 13th at 5:00 P.M.

For more information, please visit DCA online at www.nyc.gov/consumers.

🖝 m19

ECONOMIC DEVELOPMENT **CORPORATION**

JOINT PUBLIC HEARING

NOTICE OF A JOINT PUBLIC HEARING of the Franchise and Concession Review Committee and the New York City Department of Small Business Services to be held on Monday, June 2, 2008 at 22 Reade Street, Borough of Manhattan, commencing at 2:30 P.M. relative to:

INTENT TO AWARD a concession for operation of the Downtown Manhattan Heliport for a term of ten (10) years to FirstFlight Inc., a Nevada corporation, 236 Sing Sing Road, Horseheads, NY 14845. Compensation to the City will be the greater of the Minimum Annual Guarantee ("MAG") or the Percentage of Gross Receipts ("PGR") as follows: MAG Year 1: \$1,200,000; MAG Year 2: 1,245,000, MAG Year 3: \$1,292,250, MAG Year 4: \$1,341,863 MAG Year 5: \$1,393,956, MAG Year 6: \$1,448,654, MAG Year 7: \$1,506,086, MAG Year 8: \$1,566,390, MAG Year 9: \$1,629,710, MAG Year 10: \$1,696,196. PGR will be paid to the City at the rate of **18%** of the first **\$5 million** of gross receipts ("Base Receipts") plus **25%** of gross receipts in excess of the Base Receipts.

Location: A draft copy of the concession agreement may be reviewed on May 23, 2008 through June 2, 2008 between the hours of 10:00 A.M. and 5:00 P.M., excluding weekends and holidays, at NYCEDC located at 110 William Street, 6th Floor, New York, New York 10018. A draft copy of the concession agreement can be obtained at a cost of \$20.50. All payments shall be made at the time of pickup by cash, cashier's check, or bank order made out to the New York City Economic Development Corporation. No personal checks are accepted.

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

Individuals requesting Sign Language Interpreters should contact the Mayor's Office of Contract Services, Public Hearings Unit, 253 Broadway, 9th Floor, New York, NY 10007, (212) 788-7490, no later than SEVEN (7) BUSINESS DAYS PRIOR TO THE PUBLIC HEARING. m16-j2

EMPLOYEES' RETIREMENT SYSTEM

■ INVESTMENT MEETING

Please be advised that the next Investment Meeting of the Board of Trustees of the New York City Employees' Retirement System has been scheduled for Tuesday, May 27, 2008 at 9:30 A.M. to be held at the New York City Employees' Retirement System, 335 Adams Street, 22nd Floor Boardroom, Brooklyn, NY 11201-3751.

🖝 m19-23

ENVIRONMENTAL CONTROL BOARD

MEETING

The next meeting will take place on May 29 at 66 John Street, 10th Floor Conference Room, New York, NY 10038 at 9:15 A.M. at the call of the Chairman.

m19-21

FRANCHISE AND CONCESSION **REVIEW COMMITTEE**

PUBLIC HEARING

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food court, lockers Office of Management and Budget: vending machines

- New York City Economic Development Corporation (on behalf of the Department of Small Business Service): pier shed, maritime and non-maritime occupancy permits.
- NYC & Company (on behalf of the Department of Small Business Services): marketing, advertising, intellectual property & trademark merchandising.

Interested parties may obtain a copy of the Plans by contacting Christian Stover by phone at (212) 442-6449 or via email at <u>cstover@cityhall.nyc.gov</u>. Hard copies will be provided at a cost of \$.25 per page by check or money order made payable to the NYC Department of Finance. Upon request, a pdf version of the Agency Concession Plans is emailed from a fact. The ECRC abell considered to finance. available free of cost. The FCRC shall consider the issues raised at the public hearing in accordance with the procedures set forth in the Charter under the City Administrative Procedure Act

m16-j2

MEETING

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PUBLIC NOTICE IS HEREBY GIVEN THAT the Franchise and Concession Review Committee will hold a Special Public Meeting on Tuesday, May 27th, 2008 at 11:00 A.M. at 22 Reade Street, Spector Hall, Borough of Manhattan.

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

m16-27

INFORMATION TECHNOLOGY AND TELECOMMUNICATIONS

PUBLIC HEARINGS

NOTICE OF A FRANCHISE AND CONCESSION REVIEW COMMITTEE ("FCRC") PUBLIC HEARING to be held on Monday, June 2, 2008 commencing at 2:30 P.M. at 22 Reade Street, Borough of Manhattan, in the matters of: (i) a change of control of NEON Transcom, Inc. ("NEON"), and (ii) the proposed Amendment to NEON's Franchise Agreement and Amendment of Community of Control of functions on a Control of the set of t Appendix G, "Ownership and Control of franchisee as of the Effective Date and any approved mortgages, pledges and leases" ("proposed Amendment"). Said Franchise Agreement authorizes NEON to install, operate and maintain facilities on, over and under the City's inalienable property to provide Local High Capacity Telecommunications Services. Columbia Local High Capacity Telecommunications Services. Columbia Transmission Communications Corporation ("Columbia Transcom") was granted a franchise on April 12, 2000. On September 10, 2003, the FCRC approved a change of control of such franchise, by sale of all the stock in Columbia Transcom to NEON Communications, Inc., and the name of the franchisee was changed to NEON Transcom, Inc. On November 10, 2004 the FCRC approved a second change of control whereby NEON Communications, Inc. (parent corporation of the franchisee) became a subsidiary of Globix Corporation ("Globix") with NEON Transcom Inc. remaining Corporation ("Globix") with NEON Transcom, Inc. remaining the franchisee. In 2007, Globix changed its name to NEON Communications Group, Inc.

A copy of the existing Franchise Agreement and the proposed Amendment may be viewed at DoITT, 75 Park Place, 9th Floor, New York, New York 10007, commencing on May 12, 2008 through June 2, 2008, between the hours of 9:30 A.M. and 3:30 P.M., excluding Saturdays, Sundays and holidays. Hard copies of the existing Franchise Agreement and proposed Amendment 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 out to the New York City Department of Finance. The proposed Amendment may also be obtained in PDF form at no cost, by email request. Interested parties should contact Roxanne Chambers by phone 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.

m9-30

NOTICE OF A SPECIAL FRANCHISE AND CONCESSION

CALL TO ACTION

The Department seeks input from residents, attorneys, the judiciary, bar associations, industry representatives, process server organizations and individuals, housing providers, debt collection agencies, consumer groups, government agencies and others. The Department seeks input that will describe the nature and extent of abuses in the process server industry; the adequacy of current laws and rules regulating the industry; the extent of industry self-regulation and adequacy of best practices followed by the industry; the need for license testing, educational programs or other means to ensure professional and honest conduct by process servers; and recommendations to the Department about how to address these and related issues.

Friday, June 13th, 2008 Date: Time: 9:00 Å.M. to 1:30 P.M. 125 Worth Street, 2nd Floor Auditorium – DOHMH Building Place: [4, 5, 6, J, M, Z subway to Brooklyn Bridge -City Hall stop]

Witnesses will be given preference according to the following schedule: 9:00 A.M.-10:00 A.M. Testimony from Judges

10:00 A.M.-12:00 P.M. Testimony from Industry Representatives 12:00 P.M.-1:30 P.M. Testimony from Individual Consumers, Community Groups, and Attorneys active on these issues

TESTIMONY

Organizations or individuals wishing to comment at the hearing should contact Andrew Eiler at the NYC Department

NOTICE OF A FRANCHISE AND CONCESSION REVIEW COMMITTEE PUBLIC HEARING ON AGENCY CONCESSION PLANS

Notice of a Franchise and Concession Review Committee ("FCRC") Public Hearing on Agency Concession Plans pursuant to Section 1:10 of the Concession Rules of the City of New York, to be held on June 2, 2008, commencing at 2:30 P.M., and located at 22 Reade Street, Spector Hall, Manhattan. At this hearing, the FCRC shall further solicit comments about the provisions of the Concession Rules from the vendor community, civic groups and the public at large.

The following agencies submitted Concession Plans: the Department of Parks & Recreation, the Department of Citywide Administrative Services, the Department of Transportation, the Department of Corrections, the Office of Management and Budget, the New York City Economic Development Corporation (on behalf of the Department of Small Business Services), and NYC & Company (on behalf of the Department of Small Business Services).

The portfolio of concessions covered by the Plans includes significant and non-significant existing concessions and anticipated new concessions. Furthermore, the Plans include:

- Department of Parks and Recreation: pushcarts, restaurants, golf courses, marinas, snack bars, tennis professionals, Christmas trees, parking lots.
- Department of Citywide Administrative Services: maritime and non-maritime occupancy permits.
- Department of Transportation: food kiosks, vending machines.
 - Department of Corrections: commissary services,

REVIEW COMMITTEE (FCRC) PUBLIC HEARING to be held on Tuesday, May 20, 2008 commencing at 3:00 P.M. and continuing until at least 6:00 P.M. at the New York City College of Technology, 285 Jay Street, Borough of Brooklyn, in the matter of a proposed Franchise Agreement authorizing Verizon New York Inc. to provide Citywide cable television services. The proposed agreement also includes, but is not limited to, provisions regarding consumer protection, public, educational and government channels, and a schedule for deployment and service availability. The term of the agreement as proposed would be twelve (12) years and Verizon New York Inc. would pay 5% of cable service gross revenues to the City of New York.

All persons entitled to notice under Section 894.7 of Title 16 of the New York State Codes, Rules and Regulations shall be given full opportunity to participate in the hearing and to ask questions of the applicant or any other participant in the hearing in accordance with the requirements of said Section

Copies of the proposed Franchise Agreement and application are available for public inspection during normal business hours at DoITT, 75 Park Place, 9th Floor, New York, New York 10007 commencing April 29, 2008 through May 20, 2008

Hard copies of the proposed Franchise Agreement may be obtained, by appointment, at a cost of \$.25 per page. All payments shall be made at the time of pickup by check or money order made out to the New York City Department of Finance. The proposed Franchise Agreement may also be obtained in PDF form at no cost, by email request. Interested parties should contact Roxanne Chambers by phone 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 Hearings 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 sevice.

Recordings of the hearing may be cablecast on NYC TV-Channel 74. **a29-m20**

a29-m

LANDMARKS PRESERVATION COMMISSION

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that pursuant to the provisions of Title 25, chapter 3 of the Administrative Code of the City of New York (Sections 25-307, 25-308, 25,309, 25-313, 25-318, 25-320) (formerly Chapter 8-A, Sections 207-6.0, 207-7.0, 207-12.0, 207-17.0, and 207-19.0), on Tuesday, **May 20, 2008** 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 08-6693 - Block 78, lot 23-21-47 45th Avenue - Hunters Point Historic District An Italianate style rowhouse built by Root & Rust in c.1870. Application is to alter the rear facade and construct a rear yard addition. Zoned R6B.

BINDING REPORT

BOROUGH OF QUEENS 08-1461 - Block 4960, lot 1-137-35 Northern Boulevard - Flushing Municipal Courthouse, formerly Flushing Town Hall-Individual Landmark A Romanesque Revival style courthouse and Town Hall built in 1862. Application is to alter the areaway, install fences, and install a barrier-free access lift.

ADVISORY REPORT

BOROUGH OF BROOKLYN 08-7854 - Block 7777, lot 7777-Ashland Place and Lafayette Avenue - Brooklyn Academy of Music Historic District

Residential thoroughfares developed in the 1850s. Application is to install light poles, tree pits, and alter the sidewalk paving.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF BROOKLYN 08-7847 - Block 2121, lot 46-67 Greene Avenue - Fort Greene Historic District A vacant lot. Application is to legalize excavation work performed without Landmarks Preservation Commission permits and to construct a four-story building. Zoned R6.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF BROOKLYN 08-6905 - Block 258, lot 17-20-34 Joralemon Street - Brooklyn Heights Historic District A group of eclectic style brick apartment houses with a central courtyard designed by Alfred White and built in 1890. Application is to construct a garage and park space within the courtyard. Zoned LH1.

CERTIFICATE OF APPROPRIATENESS BOROUGH OF BROOKLYN 08-6594 - Block 1078, lot 65-523 3rd Street - Park Slope Historic District A Queen Anne style rowhouse built c.1889. Application is to construct a rear yard addition. Zoned R6B.

CERTIFICATE OF APPROPRIATENESS BOROUGH OF BROOKLYN 08-7743 - Block 322, lot 35-430 Henry Street - Cobble Hill Historic District A Greek Revival style rowhouse built c.1840 and altered in the 20th century. Application is to install dormer windows.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF BROOKLYN 08-7753 - 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 construct a bay window and rear addition. Zoned B1-2 HVAC equipment in non-compliance with Certificate of Appropriateness 01-6868 and Miscellaneous/Amendments 03-5245 and the installation of rooftop railings without a Landmarks Preservation Commission permits; and to install new rooftop railing.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 08-5981 - Block 474, lot 13-55 Mercer Street - SoHo-Cast Iron Historic District An Italianate style store building designed by Griffith Thomas and built in 1871-72. Application is to modify entrances, to demolish a portion of the rear wall, and to construct rooftop additions, and to legalize the removal of a fire escape without Landmarks Preservation Commission permits.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 08-6497 - Block 511, lot 16-600-602 Broadway, aka 134-136 Crosby Street - SoHo-Cast Iron Historic District

A store building designed by Samuel A. Warner and built in 1883-84. Application is to install rooftop HVAC equipment.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 08-5063 - Block 519, lot 20-38 King Street - Charlton-King-Vandam Historic District A Greek Revival style rowhouse built in 1840. Application is to install a new entry door and cornice and paint the front facade.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 08-7129 - Block 615, lot 15-264 West 12th Street - Greenwich Village Historic District A Greek Revival style rowhouse built in 1841 and altered in the late 19th century. Application is to construct a rear yard addition. Zoned C-6.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 08-7305 - Block 566, lot 18-20 East 9th Street - Greenwich Village Historic District An apartment house built in 1965. Application is to enlarge ground floor window openings.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 08-4019 - Block 646, lot 57-421-425 West 13th Street - Gansevoort Market Historic District

A neo-Renaissance style warehouse building designed by Hans E. Meyen and built in 1901-1902. Application is to install a new metal canopy and replace existing light fixtures and signage.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 08-5803 - Block 820, lot 45-136 Fifth Avenue- Ladies' Mile Historic District A commercial building built in 1850 and altered in 1982. Application is to install signage.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 08-7278 - Block 819, lot 59-26-30 West 18th Street - Ladies' Mile Historic District A through block building designed by Richard Cook and built in 2007.

Application is to legalize the installation of a flagpole and banner without Landmarks Preservation Commission permits.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 08-7721 - Block 823, lot 23-29 West 21st Street - Ladie's Mile Historic District A neo-Renaissance style store and loft building designed by James E. Ware & Sons and built in 1909. Application is to install storefront infill.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 08-6636 - Block 825, lot 12-30 West 24th Street - Ladies Mile Historic District A neo-Gothic style store and loft building designed by Browne & Almiroty and built in 1911. Application is to legalize the installation of light fixtures without Landmarks Preservation Commission permits, and to install two flagpoles and a banner.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 08-7636 - Block 894, lot 37-149 East 38th Street - George S. Bowdoin Stable-Individual Landmark

A Dutch Revival style stable designed by Ralph S. Townsend and built in 1902. Application is to install a bracket sign and A neo-Grec style residence built in 1885-86. Application is to install an areaway fence. Zoned R8B.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 08-6918 - Block 1392, lot 28-61 East 77th Street - Upper East Side Historic District A neo-Federal style school building with Beaux-Arts features, designed by Harde and Hasselman, and built in 1916. Application is to create a new window opening.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 08-6703 - Block 1387, lot 36-760 Park Avenue - Upper East Side Historic District A neo-Renaissance style apartment building designed by W.L. Rouse and L.A. Goldstone and built in1923-24. Application is to alter window openings and construct a greenhouse addition. Zoned R10.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 06-2657 - Block 1184, lot 99-316 West 75th Street - West End-Collegiate Historic District A Renaissance Revival style townhouse, designed by C. P.H. Gilbert and built in 1895-1897. Application is to construct a rooftop addition. Zoned R8B.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 08-4655 - Block 1250, lot 7502-334 West 89th Street - Riverside-West End Historic District A Renaissance Revival style rowhouse designed by Ralph S. Townsend and built in 1893-94. Application is to modify the areaway fence.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF THE BRONX 08-2767 - Block 5821, lot 2800-4662 Grosvenor Avenue - Fieldston Historic District A Mid-Twentieth Century Modern style house, designed by Harold J. Rosen, and built 1957-1959. Application is the alter the facades, front entrance and windows. Zoned R1-2.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF THE BRONX 08-3155 - Block 5812, lot 60-4595 Fieldston Road - Fieldston Historic District A Mediterranean Revival style house, designed by Dwight James Baum and built in 1927-1928. Application is to construct an addition, install a pool and fence and alter the rear yard. Zoned R1-2.

m7-20

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, June 3, 2008, at 9:30 A.M., the Landmarks Preservation Commission will conduct a *continued* public hearing at **Tishman** Auditorium, New York University School of Law, Vanderbilt Hall, 40 Washington Square South, Borough of Manhattan, with respect to the following proposed Historic District. Any person requiring reasonable accommodation in order to participate in the hearing should call or write the Landmarks Preservation Commission, [Municipal Building, 1 Centre Street, 9th Floor North, New York, NY 10007, (212) 669-7700] no later than five (5) business days before the hearing. There will also be a public meeting on that day.

ITEM TO BE HEARD

LP-2302 PROPOSED WEST CHELSEA HISTORIC DISTRICT, BOROUGH OF MANHATTAN

Boundary Description

The proposed West Chelsea Historic District consists of the property bounded by a line beginning at the intersection of the northern curbline of West 28th Street and the eastern curbline of the West Side Highway (aka Joe DiMaggio Highway, Twelfth Avenue), extending easterly along the northern curbline of West 28th Street to a point formed by its intersection with a line extending northerly from the eastern property line of 548-552 West 28th Street (aka 547-553 West 27th Street), continuing southerly across the roadbed, along said property line, and across the roadbed to the southern curbline of West 27th Street, easterly along said curbline to a point formed by its intersection with a line extending northerly from the eastern property line of 536-542 West 27th Street, southerly along said property line to the southern property line of 534 West 27th Street, easterly along said property line and the southern property lines of 532 through 516 West 27th Street, to the western property line of 510-514West 27th Street, northerly along said property line to the southern curbline of West 27th Street, easterly along said curbline to a point formed by its intersection with a line extending northerly from the eastern property line of 510-514 West 27th Street, southerly along said property line to the southern property line of 510-514 West 27th Street, westerly along a portion of said property line to the eastern property line of 513 West 26th Street, southerly along said property line and across the roadbed to the northern curbline of West 26th Street, easterly along said curbline to the western curbline of Tenth Avenue, southerly along said curbline and across the roadbed to the southern curbline of West 25th Street, westerly along said curbline to a point formed by its intersection with a line extending northerly from the eastern property line of 210-218 Eleventh Avenue (aka 564-568 West 25th Street), southerly along said property line to the southern property line of 210-218 Eleventh Avenue (aka 564-568 West 25th Street), westerly along said property line to the eastern curbline of Eleventh Avenue, northerly along said curbline and across the roadbed to the northern curbline of West 25th Street, easterly along said curbline to a point formed by its intersection with the western property line of 551-555 West 25th Street, northerly along said property line to the northern property line of 551-555 West 25th Street, easterly along said property line and the property lines of 549 through 543 West 25th Street to the western property line of 518-534 West 26th Street, northerly along said property line to the southern curbline of West 26th Street, westerly along said curbline and across the roadbed to the western curbline

and rear addition. Bonea 101 2.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF BROOKLYN 08-7047 - Block 5180, lot 1-1600 Dorchester Road - Ditmas Park Hisotric District A Colonial Revival style house designed by Benjamin Driesler, built in 1904, and enlarged in 1908 by Frank Stanley. Application is to create a curb cut and install a parking pad.

CERTIFICATE OF APPROPRIATENESS BOROUGH OF MANHATTAN 08-5646 - Block 179, lot 13-74 Hudson Street - Tribeca West Historic District A parking lot. Application is to construct a one-story building. Zoned C6-2A.

CERTIFICATE OF APPROPRIATENESS BOROUGH OF MANHATTAN 08-7893 - Block 217, lot 1-250 West Street, aka 30 Hubert Street, aka 398 Washington Street - Tribeca North Historic District A neo-Renaissance style warehouse designed by William H. Birkmire and built in 1903-1906. Application is to alter the facades, install a cornice windows and storefront infill, and construct a rooftop addition. Zoned C6-3A.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 08-6667 - Block 220, lot 36-38-44 Laight Street - Tribeca North Historic District A Renaissance Revival style warehouse, designed by Clinton and Russell and built in 1896. An application to legalize the construction of a bulkhead and the installation of rooftop plaques. Zoned R8B.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 08-7772 - Block 1259, lot 29-5-13 West 43rd Street - Century Association Building -Individual Landmark

An Italian Renaissance style clubhouse designed by McKim, Mead and White and built in 1889-1891. Application is to alter an entrance.

ADVISORY REPORT

BOROUGH OF MANHATTAN 08-7104 - Block 1111, lot 1-Central Park, East 102nd Street entrance - Central Park -Scenic Landmark

A playground, originally constructed in 1936 and rebuilt circa 1972, within an English Romantic style public park designed in 1856 by Olmsted and Vaux. Application is to alter a vehicular entrance, pedestrian pathways and surrounding landscaping.

CERTIFICATE OF APPROPRIATENESS BOROUGH OF MANHATTAN 08-6028 - Block 1383, lot 43-42 East 69th Street - Upper East Side Historic District

A neo-French Renaissance style residence designed by C.P.H. Gilbert and built in 1919-21. Application is to install bollards and security cameras.

CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 08-7890 - Block 1387, lot 48-40 East 73rd Street - Upper East Side Historic District of Eleventh Avenue, southerly along said curbline to a point formed by its intersection with a line extending easterly from the southern property line of 239-243 Eleventh Avenue (aka 600-626 West 26th Street), westerly along said property line to the western property line of 239-243 Eleventh Avenue (aka 600-626 West 26th Street), northerly along said property line to the southern curbline of West 26th Street, westerly along said curbline to the eastern curbline of the West Side Highway (aka Joe DiMaggio Highway, Twelfth Avenue), northerly across the roadbed and along said curbline to the point of the beginning.

m16-j3

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 40 Worth Street, Room 814 commencing at 2:00 P.M on Wednesday, May 28, 2008. Interested Parties can obtain copies of proposed agreements or request sign-language interpreters (with at least seven days prior notice) at 40 Worth Street, 9th Floor South, New York, NY 10013, or by calling (212) 442-8040.

#1 In the matter of a proposed revocable consent authorizing 23rd Street Properties LLC to continue to maintain and use nine (9) lamposts, together with electrical conduits, on the south sidewalk of West 23rd Street between Fifth Avenue and Avenue of the Americas, in the Borough of Manhattan. The proposed revocable consent is for a term of 10 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 July 1, 2008 to June 30, 2018 - \$1,350/per annum

the maintenance of a security deposit in the sum of \$350, 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 The Trustees of Columbia University in the City of New York to construct, maintain and use geothermal wells, together with piping, in the south sidewalk of West 122nd Street, east of Claremont 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, 2008:

\$14,422/annum For the period July 1, 2008 to June 30, 2009 - \$14,833 For the period July 1, 2009 to June 30, 2010 - \$15,244 For the period July 1, 2010 to June 30, 2011 - \$15,655 For the period July 1, 2011 to June 30, 2012 - \$16,066 For the period July 1, 2012 to June 30, 2013 - \$16,477 For the period July 1, 2013 to June 30, 2014 - \$16,888 For the period July 1, 2014 to June 30, 2015 - \$17,299 For the period July 1, 2015 to June 30, 2016 - \$17,710 For the period July 1, 2016 to June 30, 2017 - \$18,121 For the period July 1, 2017 to June 30, 2018 - \$18,532

the maintenance of a security deposit in the sum of \$18,600, 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 Mount Sinai School of Medicine of New York University to continue to maintain and use light poles, together with electrical conduits, on and in the sidewalk area of the north side of East 98th Street and on the south side of East 99th Street, east of Madison Avenue, 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 - \$1,350/per annum

the maintenance of a security deposit in the sum of \$18,000, 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.

the maintenance of a security deposit in the sum of \$6,000, 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 \$50,000.

m8-28

PROPERTY DISPOSITION

CITYWIDE ADMINISTRATIVE SERVICES

DIVISION OF MUNICIPAL SUPPLY SERVICES SALE BY SEALED BID

SALE OF: MISCELLANEOUS SCRAP METAL

S.P.#: 08019

DUE: June 2, 2008

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

m16-30

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,



CITYWIDE ADMINISTRATIVE SERVICES

DIVISION OF MUNICIPAL SUPPLY SERVICES AWARDS

GoodsLIGHTING SYSTEM SUPPLIES FOR METROPOLITAN **OPERA** – Competitive Sealed Bids – PIN# 857701507 AMT: \$60,379.90 – TO: Shadowstone Inc., One Entin Road #2, Clifton, NJ 07014-1543.

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FINANCIAL INFORMATION SERVICES AGENCY

AWARDS

Services (Other Than Human Services)

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 1132

NOTICE IS HEREBY GIVEN of a ONE (1) day public auction of unclaimed salvage vehicles, motorcycles, automobiles, trucks, and vans. Inspection day is May 19, 2008 from 10:00 A.M. - 2:00 P.M. Salvage vehicles, motorcycles, automobiles, trucks, and vans will be auctioned on May 20, 2008 at approximately 9:00 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.

m7-20

New Today....

first time procurement ads appearing today!

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. As part of this effort, the City is pleased to announce the following contracting opportunities for construction/construction services and construction-related services.

- CONTROL SOLUTIONS INTERNATIONAL (Class C) 9) 1120 Avenue of the Americas, Suite 1509, New York, NY 10036
- 10) E-Delta Consulting, Inc. (Class D) 50 Bay Avenue, Ronkonkoma, NY 11779
- 11) Elaine P. Dine Temporary Attorneys and Paralegals (Class E), 115 East 57th Street, New York, NY 10022
- 12) Hudson Valley Systems, Incorporated (Class C) 12 Riverview Trail, Croton-on-Hudson, NY 10520
- 13) IIT, Incorporated (Class B) 109 Woodlawn, 2nd Floor, Huntington Station, NY 11746
- 14) iT Resource Solutions.net, Inc. (Class B, D) 12 Technology Drive, Suite #2, East Setauket, NY 11733
- 15) Keane, Inc. (Class D) 18 Corporate Woods Blvd., Albany, NY 12211
- 16) Lincoln Computer Services (Class B) 25 Bloomingdale Road, Hicksville, NY 11801
- 17) MBH Solutions, Incorporated (Class A, B, C)

#4 In the matter of a proposed revocable consent authorizing 203 East 72nd Street Corp. to maintain and use electrical conduits and six (6) lampposts on the north sidewalk of East 72nd Street east of Third Avenue, in front of 1251-1265 Third Avenue (a/k/a 201-207 East 72nd Street), 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 July 1, 2008 to June 30, 2018 - \$900/per annum

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

#5 In the matter of a proposed revocable consent authorizing Ten-Eighty Apartment Corporation to continue to maintain and use planted areas on the east sidewalk of Fifth Avenue, north of East 89th Street, 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 July 1, 2008 to June 30, 2018 - \$460/per annum

INFORMATION TECHNOLOGY AND OTHER CONSULTANT SERVICES – Request for Proposals – PIN# 12707CA00053 – The Information Technology and Other Consultant Services contract has been awarded to the below listed thirty-five (35) vendors in five (5) separate classes, for a contract aggregate total of \$48,040,000.00. The term of the contract shall be three (3) years commencing June 1, 2007 and terminating on May 31, 2010 with a unilateral option to renew for an aggregate of up to an additional six (6) vears

- 1) Adil Business Systems, Inc. (Class E) 167 Madison Avenue, Suite 305, New York, NY 10016
- 2) Algomod Technologies Corporation (Class A, B) 116 John Street, 14th Floor, New York, NY 10038
- 3) At-Tech Staffing Services (Class E) 990 Knox Street, Torrance, CA 90502
- 4) Business Instruments Corporation (Class D) 350 5th Avenue, Suite 5107, New York, NY 10118
- 5) CMA, Inc. (Class A) 800 Troy Schenectady Road, Fairfax, VA 22033
- 6) Computer Generated Solutions, Inc. (Class C) Three World Financial Center 200 Vesey Street, New York, NY 10281
- 7) Computer Managers Inc. (Class A, B, C, D) 307 Seventh Avenue, 19th Floor, New York, NY 10001
- 8) COMSYS Services, LLC (Class A, C) 245 5th Avenue, 3rd Floor, New York, NY 10016

400 Frank W. Burr Boulevard, 2nd Floor, Teaneck, NJ 07666

- 18) MISI Company, Ltd (Class A, B, C, D) 830 Third Avenue, 3rd Floor, New York, NY 10022
- 19) Momentum Resource Solutions, LLC (Class D) 1090 King Georges Post Road, Suite 804, Edison, NJ 08837
- 20) Premier Consulting Group (Class D) 300 Harmon Meadow Boulevard, Secaucus, NJ 07094
- 21) Prutech Solutions, Incorporated (Class D) 200 Middlesex Essex Tpke., Suite 303, Iselin, NJ 08830
- 22) RCG Information Technology, Inc. (RCG IT) (Class A, B, C, D), 110 Wall Street, 26th Floor, New York, NY 10005
- 23) Ricomm Systems (Class D, E) 1300 Route 73, Suite 205, Mt. Laurel, NJ 08054
- 24) RK SOFTWARE INC. (Class E) 36-30 37th Street, 2nd Floor, Long Island City, NY, 11101 25) RMS Computer Corporation (Člass A) 1185 Avenue of the Americas, New York, NY 10036
- 26) Sharp Decisions, Inc. Conditional (Class A, C) 55 West 39th Street, New York, NY 10018
- 27) Spherion Atlantic Enterprises, LLC (Class A, B, C, D) 40 Broad Street, 7th Floor, New York, NY 10004
- 28) Tailwind Associates (Class A) 1462 Erie Boulevard, Schenectady, NY 12305

29) TCA Consulting Group, Incorporated (Class A, B, C, D, E) 350 Fifth Avenue, 59th Floor, New York, NY 10118

30) Technodyne, LLC (Class B) 22 Riverview Drive, Suite 302, Wayne, NJ 07470

31) TEJ Technologies, Incorporated (Class B) 2 Donsen Lane, Scotch Plains, NJ 07076

32) Tekmark Global Solutions LLC (Class A, B, C, D) 100 Metroplex Drive, Suite 102, Edison, NJ 08817

33) TEKsystems, Incorporated (Class A, B, C) 41 State Street, Suite 612, Albany, NY 12207

34) Universal Technologies, LLC (Class A, B, C)
 350 Fifth Avenue, Suite 3304, New York, NY 10118-0069

35) Winbourne and Costas, Inc. (Class C, D) 1411 K Street NW, Suite 200, Washington, DC 20005

INTENT TO AWARD

Services (Other than Human Services)

THE CITY OF NEW YORK'S FINANCIAL MANAGEMENT SYSTEM – Sole Source –

PIN# 12709EX00090 – DUE 05-27-08 AT 10:00 A.M. – Enter into a negotiated acquisition extension with CGI Technologies and Solutions, Inc. for the continued support of the technical infrastructure, modification of the baseline application, and in the assistance with implementing the ADVANTAGE 3 upgraded application software for The City of New York's Financial Management System.

In accordance with Section 3-04(b)(2)(iii) of the Procurement Policy Board Rules, FISA intends to use the negotiated acquisition process to extend the above subject contract term to ensure continuity of our financial management system. The term of the contract is projected to be for seventeen years, from July 1, 2008 to December 31, 2025.

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

Financial Information Services Agency, 450 West 33rd Street, 4th Floor, New York, NY 10001-2603. Marisol Cintron (212) 857-1540.

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HEALTH AND HOSPITALS CORPORATION

SOLICITATIONS

Goods

PHOENIX DIALYSIS SYSTEM – Competitive Sealed Bids – PIN# 11208126 – DUE 05-30-08 AT 3:30 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.

Generations+/Northern Manhattan Health Network for Harlem Hospital c/o Lincoln Hospital Center, 234 East 149th Street, Bronx, NY 10451. Sonia Barnes, Procurement Analyst II, (718) 579-5035.

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VENDOR TO INSTALL DATA PASS ACCESS CONTROL SYSTEM IN THE AMBULATORY CARE UNIT S3 – CSB – BID# RB-201409 – DUE 05-30-08 AT 3:00 P.M. – For bid pick-up please contact Rup Bhowmick at (718) 245-2122.

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.

Kings County Hospital Center, 451 Clarkson Avenue, Brooklyn, NY 11203. Ken Jones (718) 245-4310.

LABORATORY SUPPLIES (OSMOMETER

MIRCROSAMPLE TEST KITS – Competitive Sealed Bids – PIN# 22208104 – DUE 05-30-08 AT 3:00 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. Generations+/Northern Manhattan Health Network c/o Lincoln Hospital Center, 234 East 149th Street, Bronx, NY 10451. Sonia Barnes (718) 579-5035. other information; and for opening and reading of bids at date and time specified above. Coler/Goldwater Memorial Hospital, 1 Main Street, Roosevelt Island, New York, NY 10044. Bid package, please contact Starr Kollore at (212) 318-4260.

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FURNISH AND INSTALL HEATING COILS AT HARLEM HOSPITAL CENTER – Competitive Sealed Bids – PIN# 11208128 – DUE 06-02-08 AT 3:00 P.M. – A pre-bid conference will be held on May 22nd at 9:30 A.M. at Harlem Hospital Center, 506 Lenox Avenue, New York, NY 10037, in the Old Nurses Residence, 3rd Floor Conference Room.

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.

Generations+/Northern Manhattan Health Network for Metropolitan Hospital Center c/o Lincoln Hospital Center 234 East 149th Street, Bronx, NY 10451. Giselle Rodriguez (718) 579-5087.

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MATERIALS MANAGEMENT

SOLICITATIONS

Goods & Services

AUTOMOTIVE PREVENTIVE MAINTENANCE AND REPAIR SERVICES – CSB – PIN# 011080280056 – DUE 06-05-08 AT 10:00 A.M. • **CAR WASH SERVICE** – CSB – PIN# 011080280057 –

• CAR WASH SERVICE – CSB – PIN# 011080280057 – DUE 06-05-08 AT 2:30 P.M.

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

Health and Hospitals Corporation, Division of Materials Management, 346 Broadway, Suite 516, New York, New York 10013-3990.

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HEALTH AND MENTAL HYGIENE

SOLICITATIONS

Services (Other Than Human Services) **ASBESTOS ABATEMENT SERVICES** – Competitive Sealed Bids – PIN# 0800149700R0X00 – DUE 06-17-08 AT 1:00 P.M. – A licensed vendor is needed on an as needed basis, in various buildings owned and operated by the DOHMH Bureau of Operations. The anticipated contract start date will be 7/1/2008. (Proper identification and business cards will be required by building security in order to gain entrance). Bids will be due at 93 Worth Street, Room 812, New York, NY 10013. Please note that faxed or e-mail bids will not be accepted. Any questions regarding this bid can be addressed by contacting Mr. John Lunde at (212) 788-5303 or Amina Velazquez at (212) 788-5309 or fax at (212) 788-7897.

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

Health and Mental Hygiene, 125 Worth Street, Room 1020 New York, NY 10013. Amina Velazquez (212) 788-5309. Agency Chief Contracting Officer, 93 Worth Street, Room 812 New York, NY 10013.

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PARKS AND RECREATION

PURCHASING AND ACCOUNTING/ CONTRACTS UNIT

SOLICITATIONS

Goods & Services

TANK AND PUMP REPAIR – Competitive Sealed Bids – PIN# 84608C000X10R – DUE 06-06-08 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.

BID EXTENSION: At the 52nd Precinct Station House. A mandatory pre-bid conference is scheduled to be held 10:00 A.M. on Thursday, May 29, 2008 at 52nd Precinct Station House, 3016 Webster Avenue, Bronx, New York 10467. This procurement is subject to participation goals for MBEs and/or WBEs as required by Local Law 129 of 2005. VSID#: 52052.

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. Stephanie Gallop (646) 610-5225.

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TRANSPORTATION

SOLICITATIONS

Services (Other Than Human Services)

ELECTRONIC CHART DISPLAY S.I. FERRY BOATS – Competitive Sealed Bids – PIN# 84107MBPT161 –

DUE 06-25-08 AT 11:00 A.M. – Contract documents available during the hours of 9:00 A.M. - 3:00 P.M. ONLY. Procurement and installation of Electronic Chart Display and Identification Systems and RACON Systems for the Staten Island Ferry Boats. A pre-bid meeting (optional) will be held on Tuesday, June 3, 2008 at 11:00 A.M. at Ferry Maintenance Facility, 1 Bay Street, 1st Floor, Staten Island NY. A deposit of \$100.00 in the form of a certified check or money order made payable to New York City Department of Transportation is required to obtain Contract Bid/Proposal Documents. NO CASH ACCEPTED. Refund will be made only for Contract Bid/ Proposal Documents that are returned in its original condition within 10 days after Bid Opening. Any persons delivering bid documents must enter the building through 220 Church Street, New York, NY. Due to increased building security bidders should ensure that proper identification is available upon request and allow extra time when dropping off bid documents. Please ensure that your company's address, telephone and fax numbers are submitted by your company (or messenger service) when picking-up contract documents. For additional information, please contract Earl Baim at (212) 487-8369. Vendor Source ID#: 51546 and 51552.

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 Transportation Contract Unit, Office of the Agency Chief Contracting Officer, 40 Worth Street, Room 824A, New York, NY 10013. Bid Window (212) 442-7565.

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DIVISION OF TRAFFIC

SOLICITATIONS

Construction Related Services

INSTALLATION OF STREET NAME SIGNS AND SUPPORTS – Competitive Sealed Bids –

PIN# 84108MBTR245 - DUE 06-09-08 AT 11:00 A.M. -Contract documents available during the hours of 9:00 A.M. -3:00 P.M. ONLY. The installation of street name signs and supports, in the Boroughs of the City of New York. A deposit \$50.00 in the form of certified check or money order made payable to New York City Department of Transportation is required to obtain Contract Bid/Proposal Documents. NO CASH ACCEPTED. Refund will be made only for Contract Bid/Proposal Documents that are returned in its original condition within 10 days after Bid Opening. Any persons delivering bid documents must enter the building through 220 Church Street, New York, NY. Due to increased building security bidders should ensure that proper identification is available upon request and allow extra time when dropping off bid documents. Please ensure that your company's address, telephone and fax numbers are submitted by your company (or messenger service) when picking up contract documents. For additional information please contact Michael Tomlinson (718) 433-3180. Vendor Source ID#: 52002.

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 Transportation, Contract Unit, Office of the Agency Chief Contracting Officer, 40 Worth Street, Room 824A, New York, NY 10013. Bid Window (212) 442-7565.

Goods & Services

SUPPLY AND INSTALL MODULAR DRAWER, PENCO VANGUARD LOCKERS AND WIRE MESH RACK FOR ELECTRIC SHOP – Competitive Sealed Bids – PIN# 21108074 – DUE 05-30-08 AT 3:00 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. Generations+/Northern Manhattan Health Network for Metropolitan Hospital c/o Lincoln Hospital Center

Generations+TNorthern Manhattan Health Network for Metropolitan Hospital c/o Lincoln Hospital Center 234 East 149th Street, Bronx, NY 10451. Jannet Olivera, Procurement Analyst II, (718) 579-5992.

🖝 m19

Services

HIGH PRESSURE BOILER SERVICE CONTRACT FOR COMBUSTION CONTROL SYSTEM AND ASSOCIATED RECORDING INSTRUMENTATION – Competitive Sealed Bids – PIN# 000041208046 – DUE 06-11-08 AT 3:00 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;

Parks and Recreation, Arsenal West, 24 W. 61st Street, 3rd Floor, New York, NY 10023. Lisa Zapata (212) 830-7979, lisa.zapata@parks.nyc.gov

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POLICE

CONTRACT ADMINISTRATION UNIT

SOLICITATIONS

Construction Related Services

BID EXTENSION: ROOF REPLACEMENT AND EXTERIOR WALL RESTORATION – Competitive Sealed Bids – PIN# 056080000581 – DUE 06-17-08 AT 11:00 A.M. – BID EXTENSION: At the Applicant Processing Division. A mandatory pre-bid conference is scheduled to be held 9:30 A.M. on Tuesday, May 27, 2008 at the Applicant Processing Division, 4201 4th Avenue, Brooklyn, New York 11232. This procurement is subject to participation goals for MBEs and/or WBEs as required by Local Law 129 of 2005. VSID#: 52052. • **BID EXTENSION: REMOVE/REPLACE ROOF/REPAIRS AND REPOINTING OF EXISTING MASONRY WORK** – Competitive Sealed Bids –

PIN# 056080000582 – DUE 06-17-08 AT 11:00 A.M. -

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TRIBOROUGH BRIDGE & TUNNEL AUTHORITY

SOLICITATIONS

Services

FURNISH AND INSTALL A WHEEL ALIGNMENT SYSTEM WITH TRAINING – Competitive Sealed Bids – PIN# 08MNT2817000 – DUE 06-20-08 AT 3:00 P.M. – A prebid conference is scheduled for 06/05/08 at 10:30 A.M. Reservations must be made with Janet Lebron at (646) 252-7322 no later than noon the preceding work day.

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

Triborough Bridge and Tunnel Authority, 2 Broadway, Bid Suite, New York, NY 10004, Bid Reception Desk, (646) 252-6101, vprocure@mtabt.org. Call for fee. All bids must be delivered to the 2 Broadway, Bid Suite, located at the 3 Stone Street entrance. Please allow extra time for delivery.

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 ins 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. As part of this effort, the City is pleased to announce the following contracting opportunities for construction/construction services and construction-related services.

CITYWIDE ADMINISTRATIVE SERVICES

DIVISION OF MUNICIPAL SUPPLY SERVICES AWARDS

Goods

LIGHTING SYSTEM SUPPLIES FOR METROPOLITAN **OPERA** – Competitive Sealed Bids – PIN# 857701507 – AMT: \$60,379.90 – TO: Shadowstone Inc., One Entin Road #2, Clifton, NJ 07014-1543.

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.

- 2. 3.

- 5. 6. 7.
- Mix, Biscuit AB-14-1:92 Mix, Bran Muffin AB-14-2:91 Mix, Corn Muffin AB-14-5:91 Mix, Pie Crust AB-14-9:91 Mixes, Cake AB-14-11:92A Mix, Egg Nog AB-14-19:93 Canned Beef Stew AB-14-25:97 Canned Ham Shanks AB-14-28:91 Canned Corned Beef Hash AB-14-26:94 Canned Bored Chicken AB-14-27:91 8. 9.
- 10. Canned Boned Chicken AB-14-27:91 11. Canned Corned Beef AB-14-30:91 12. Canned Ham, Cured AB-14-29:91

- Complete Horse Feed Pellets AB-15-1:92
 Canned Soups AB-14-10:92D
 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 Administrative Services, Division of Municipal Supply Services, 1 Centre Street, 18th Floor, New York, NY 10007. (212) 669-4207.

j4-jy17

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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) 669-8562.

j4-jy17

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) 669-8562.

j4-jy17

DESIGN & CONSTRUCTION

DUE 05-29-08 AT 3:00 P.M. - Compelling need to extend current contract with Bearingpoint, Inc., 200 Vesey Street, 14th Floor, New York, NY 10281, to prepare for a new procurement.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/ blueprints; other information; and for opening and reading of bids at date and time specified above. Department of Finance, 1 Centre Street, Room 1040, NY, NY 10007. Robert Schaffer (212) 669-4477, schafferr@finance.nyc.gov

m13-19

FINANCIAL INFORMATION SERVICES AGENCY

AWARDS

Services (Other Than Human Services)

INFORMATION TECHNOLOGY AND OTHER **CONSULTANT SERVICES** – Request for Proposals – $PIN\#\ 12707 CA00053$ – The Information Technology and Other Consultant Services contract has been awarded to the below listed thirty-five (35) vendors in five (5) separate classes, for a contract aggregate total of \$48,040,000.00. The term of the contract shall be three (3) years commencing June 1, 2007 and terminating on May 31, 2010 with a unilateral option to renew for an aggregate of up to an additional six (6) years.

- 1) Adil Business Systems, Inc. (Class E) 167 Madison Avenue, Suite 305, New York, NY 10016
- 2) Algomod Technologies Corporation (Class A, B) 116 John Street, 14th Floor, New York, NY 10038
- 3) At-Tech Staffing Services (Class E) 990 Knox Street, Torrance, CA 90502
- 4) Business Instruments Corporation (Class D) 350 5th Avenue, Suite 5107, New York, NY 10118
- 5) CMA, Inc. (Class A) 800 Troy Schenectady Road, Fairfax, VA 22033
- 6) Computer Generated Solutions, Inc. (Class C) Three World Financial Center 200 Vesey Street, New York, NY 10281
- 7) Computer Managers Inc. (Class A, B, C, D)
 307 Seventh Avenue, 19th Floor, New York, NY 10001
- 8) COMSYS Services, LLC (Class A, C) 245 5th Avenue, 3rd Floor, New York, NY 10016
- 9) CONTROL SOLUTIONS INTERNATIONAL (Class C) 1120 Avenue of the Americas, Suite 1509, New York, NY 10036
- 10) E-Delta Consulting, Inc. (Class D) 50 Bay Avenue, Ronkonkoma, NY 11779
- 11) Elaine P. Dine Temporary Attorneys and Paralegals (Class E), 115 East 57th Street, New York, NY 10022
- 12) Hudson Valley Systems, Incorporated (Class C) 12 Riverview Trail, Croton-on-Hudson, NY 10520
- 13) IIT, Incorporated (Class B) 109 Woodlawn, 2nd Floor, Huntington Station, NY 11746
- 14) iT Resource Solutions.net, Inc. (Class B, D) 12 Technology Drive, Suite #2, East Setauket, NY 11733
- 15) Keane, Inc. (Class D) 18 Corporate Woods Blvd., Albany, NY 12211
- 16) Lincoln Computer Services (Class B)
- 25 Bloomingdale Road, Hicksville, NY 11801 17) MBH Solutions, Incorporated (Class A, B, C)
- 400 Frank W. Burr Boulevard, 2nd Floor, Teaneck, NJ 07666
- 18) MISI Company, Ltd (Class A, B, C, D) 830 Third Avenue, 3rd Floor, New York, NY 10022
- 19) Momentum Resource Solutions, LLC (Class D) 1090 King Georges Post Road, Suite 804, Edison, NJ 08837
- 20) Premier Consulting Group (Class D) 300 Harmon Meadow Boulevard, Secaucus, NJ 07094
- 21) Prutech Solutions, Incorporated (Class D) 200 Middlesex Essex Tpke., Suite 303, Iselin, NJ 08830
- 22) RCG Information Technology, Inc. (RCG IT) (Class A, B, C, D), 110 Wall Street, 26th Floor, New York, NY 10005

35) Winbourne and Costas, Inc. (Class C, D) 1411 K Street NW, Suite 200, Washington, DC 20005

INTENT TO AWARD

Services (Other than Human Services)

THE CITY OF NEW YORK'S FINANCIAL MANAGEMENT SYSTEM - Sole Source PIN# 12709EX00090 - DUE 05-27-08 AT 10:00 A.M. - Enter into a negotiated acquisition extension with CGI Technologies and Solutions, Inc. for the continued support of the technical infrastructure, modification of the baseline application, and in the assistance with implementing the ADVANTAGE 3 upgraded application software for The City of New York's Financial Management System. In accordance with Section 3-04(b)(2)(iii) of the Procurement Policy Board Rules, FISA intends to use the negotiated acquisition process to extend the above subject contract term to ensure continuity of our financial management system. The term of the contract is projected to be for seventeen years, from July 1, 2008 to December 31, 2025.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, yendor pre-qualification and other forms; specifications/ blueprints; other information and other forms, specifications blueprints; other information; and for opening and reading of bids at date and time specified above. Financial Information Services Agency, 450 West 33rd Street, 4th Floor, New York, NY 10001-2603. Marisol Cintron (212) 857-1540.

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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.

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SOLICITATIONS

Goods

PHOENIX DIALYSIS SYSTEM – Competitive Sealed Bids – PIN# 11208126 – DUE 05-30-08 AT 3:30 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. Generations+/Northern Manhattan Health Network for Harlem Hospital clo Lincoln Hospital Center 234 East 149th Street, Bronx, NY 10451. Sonia Barnes, Procurement Analyst II, (718) 579-5035.

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LABORATORY SUPPLIES (OSMOMETER MICROSAMPLE TEST KITS) – Competitive Sealed Bids – PIN# 22208104 – DUE 05-30-08 AT 3:00 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 other forms, specifications/ bids at date and time specified above. Generations+/Northern Manhattan Health Network c/o Lincoln Hospital Center, 234 East 149th Street, Bronx, NY 10451. Sonia Barnes, Procurement Analyst II, (718) 579-5035.

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VENDOR TO INSTALL DATA PASS ACCESS CONTROL SYSTEM IN THE AMBULATORY CARE UNIT S3 – CSB – BID# RB-201409 – DUE 05-30-08 AT 3:00

P.M. – For bid pick-up please contact Rup Bhowmick at (718) 245-2122.

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. Kings County Hospital Center, 451 Clarkson Avenue, Brooklyn, NY 11203. Ken Jones (718) 245-4310.

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SOLICITATIONS

Construction / Construction Services

Project No: GE-347. Request pre-qualification forms in person, from: Mr. Gurdip Saini, P.E., Assistant Commissioner, Infrastructure/Design Department of Design and Construction, 30-30 Thomson Avenue, 3rd Floor, Long Island City, NY 11101.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, yendor 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, 3rd Floor, Long Island City, NY 11101. Raj Rajnikant (718) 391-2205.

m13-19

FINANCE

■ INTENT TO AWARD

Services (Other Than Human Services)

PROVISION OF COMPREHENSIVE MAINTENANCE SERVICES FOR THE CITY'S AUTOMATED CITY REGISTER INFORMATION SYSTEM (ACRIS) – Negotiated Acquisition – PIN# 83620081211627 –

23) Ricomm Systems (Class D, E) 1300 Route 73, Suite 205, Mt. Laurel, NJ 08054

24) RK SOFTWARE INC. (Class E) 36-30 37th Street, 2nd Floor, Long Island City, NY, 11101

25) RMS Computer Corporation (Class A) 1185 Avenue of the Americas, New York, NY 10036

26) Sharp Decisions, Inc. - Conditional (Class A, C) 55 West 39th Street, New York, NY 10018

27) Spherion Atlantic Enterprises, LLC (Class A, B, C, D) 40 Broad Street, 7th Floor, New York, NY 10004

28) Tailwind Associates (Class A) 1462 Erie Boulevard, Schenectady, NY 12305

29) TCA Consulting Group, Incorporated (Class A, B, C, D, E) 350 Fifth Avenue, 59th Floor, New York, NY 10118

- 30) Technodyne, LLC (Class B) 22 Riverview Drive, Suite 302, Wayne, NJ 07470
- 31) TEJ Technologies, Incorporated (Class B) 2 Donsen Lane, Scotch Plains, NJ 07076
- 32) Tekmark Global Solutions LLC (Class A, B, C, D) 100 Metroplex Drive, Suite 102, Edison, NJ 08817
- 33) TEKsystems, Incorporated (Class A, B, C) 41 State Street, Suite 612, Albany, NY 12207
- 34) Universal Technologies, LLC (Class A, B, C)
 350 Fifth Avenue, Suite 3304, New York, NY 10118-0069

Goods & Services

SUPPLY AND INSTALL MODULAR DRAWER, PENCO VANGUARD LOCKERS AND WIRE MESH RACK FOR **ELECTRIC SHOP** – Competitive Sealed Bids PIN# 21108074 – DUE 05-30-08 AT 3:00 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. Generations+/Northern Manhattan Health Network for Metropolitan Hospital c/o Lincoln Hospital Center 234 East 149th Street, Bronx, NY 10451. Jannet Olivera, Procurement Analyst II, (718) 579-5992.

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Services

HIGH PRESSURE BOILER SERVICE CONTRACT FOR COMBUSTION CONTROL SYSTEM AND ASSOCIATED **RECORDING INSTRUMENTATION** – Competitive Sealed Bids - PIN# 000041208046 - DUE 06-11-08 AT 3:00 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. Coler/Goldwater Memorial Hospital, 1 Main Street Roosevelt Island, New York, NY 10044. Bid package, please contact Starr Kollore at (212) 318-4260.

FURNISH AND INSTALL HEATING COILS AT

HARLEM HOSPITAL CENTER – Competitive Sealed Bids – PIN# 11208128 – DUE 06-02-08 AT 3:00 P.M. – A pre-bid conference will be held on May 22nd at 9:30 A.M. at Harlem Hospital Center, 506 Lenox Avenue, New York, NY 10037, in the Old Nurses Residence, 3rd Floor Conference Room.

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. Generations+/Northern Manhattan Health Network for Metropolitan Hospital Center c/o Lincoln Hospital Center, 234 East 149th Street, Bronx, NY 10451. Giselle Rodriguez (718) 579-5087.

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MATERIALS MANAGEMENT

SOLICITATIONS

Goods & Services

AUTOMOTIVE PREVENTIVE MAINTENANCE AND **REPAIR SERVICES** – CSB – PIN# 011080280056 – DUE 06-05-08 AT 10:00 A.M.

● CAR WASH SERVICE – CSB – PIN# 011080280057 – DUE 06-05-08 AT 2:30 P.M.

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

bids at date and time specified above. Health and Hospitals Corporation, Division of Materials Management, 346 Broadway, Suite 516, New York, New York 10013-3990.

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HEALTH AND MENTAL HYGIENE

SOLICITATIONS

Services (Other Than Human Services)

ASBESTOS ABATEMENT SERVICES – Competitive Sealed Bids – PIN# 0800149700R0X00 – DUE 06-17-08 AT 1:00 P.M. – A licensed vendor is needed on an as needed basis, in various buildings owned and operated by the DOHMH Bureau of Operations. The anticipated contract start date will be 71/2008. (Proper identification and business cards will be required by building security in order to gain entrance). Bids will be due at 93 Worth Street, Room 812, New York, NY 10013. Please note that faxed or e-mail bids will not be accepted. Any questions regarding this bid can be addressed by contacting Mr. John Lunde at (212) 788-5303 or Amina Velazquez at (212) 788-5309 or fax at (212) 788-7897.

Use the following address unless otherwise specified in vendor pre-qualification and other forms; specifications/ blueprints; other information; and for opening and reading of bids at date and time specified above. Health and Mental Hygiene, 125 Worth Street, Room 1020 New York, NY 10013. Amina Velazquez (212) 788-5309. Agency Chief Contracting Officer, 93 Worth Street, Room 812 New York, NY 10013.

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AGENCY CHIEF CONTRACTING OFFICER SOLICITATIONS

Human / Client Service

NEW YORK/NEW YORK III SUPPORTED HOUSING CONGREGATE – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 81608P00763 – DUE 02-13-09 AT 3:00 P.M. – The New York City Department of Health and Mental Hygiene (DOHMH) is issuing a RFP to establish 3,000 units of citywide supportive bousing in powy constructed or reababilitated single site housing in newly constructed or rehabilitated single-site buildings for various homeless populations pursuant to the New York/New York III Supportive Housing agreement. The subject RFP will be open-ended and proposals will be accepted on an on-going basis. Beginning on February 16, 2007, RFPs may be picked up in person at the address below, between the hours of 10:00 A.M. and 4:00 P.M. on business days only. The RFP is also on line at:

http://www.nyc.gov/html/doh/html/acco/acco-rfp nynycongregate-20070117-form.shtml A pre-proposal conference will be held on March 6, 2007 at 2:00 P.M. at 125 Worth Street, 2nd Floor Auditorium, New York, NY. Any questions regarding this RFP must be sent in writing in advance to Karen Mankin at the above address or fax to (212) 219-5890. All questions submitted will be answered at the Pre-Proposal conference. All proposals must be hand delivered at the Agency Chief Contracting Officer, Room 812, New York, NY 10013.

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

contracts will be awarded on an on-going basis until the Department's needs are met.

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. Suellen Schulman (212) 361-8400, sschulma@dhs.nyc.gov

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CORRECTION: TRANSITIONAL RESIDENCES FOR HOMELESS/DROP-IN CENTERS – Competitive Sealed Proposals – Judgment required in evaluating proposals – PIN# 071-00S-003-262Z – DUE 01-02-09 AT 2:00 P.M. – CORRECTION: 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.

Request for proposals is also available on-line at www.nyc.gov/cityrecord

Use the following address unless otherwise specified in 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, mzoita@dhs.nyc.gov

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m16-22

HOUSING AUTHORITY

CAPITAL PROJECTS DIVISION

SOLICITATIONS

Construction / Construction Services BRICK REPAIR AT VARIOUS LOCATIONS (BROOKLYN/STATEN ISLAND) B – Competitive Sealed Bids – PIN# BW7023195 – DUE 06-06-08 AT 10:00 A.M. – Bid documents are available Monday through Friday, 9:00 A.M. to 4:00 P.M., for a \$25.00 fee in the form of a money order or certified check made payable to NYCHA.

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

JUVENILE JUSTICE

SOLICITATIONS

Human / Client Service

CORRECTION: PROVISION OF NON-SECURE CORRECTION: PROVISION OF NON-SECURE DETENTION CENTERS – Negotiated Acquisition – Judgment required in evaluating proposals -PIN# 13007DJJ001 – DUE 11-14-08 AT 3:00 P.M. – CORRECTION: The NYC Department of Juvenile Justice (DJJ) is seeking one or more appropriately qualified vendors to provide non-secure detention services for youth. Services shall include, but not be limited to, custody, basic youth care, food, clothing, shelter, education, health care, recreation, court related services, social work and case management services, social skills instruction, group sessions and monitoring and supervision of these services. In addition, the contract will require that a defibrillator shall be located in contract will require that a defibrillator shall be located in each program facility and that all staff requiring CPR training shall be certified in use of said defibrillator.

Each program facility will provide at least 10 and no more than 12 beds in accordance with the applicable regulations promulgated by the New York State Office of Children and Family Services (NYS OCFS), 9 N.Y.C.R.R. Section 180 et seq. The Department is seeking to provide services at facilities that will be operational at any time from January 1, 2007 to December 31, 2010. A vendor may submit an offer for more than one Facility Option. Current Agency vendors operating non-secure group homes that have contracts operating non-secure group homes that have contracts expiring in calendar year 2006 are urged to respond to this solicitation.

All program facilities shall be appropriately equipped to provide services for male or female youth as required by the Department, and be located in one of the five boroughs. The term of the contracts awarded from this solicitation will be for three years and will include an additional three-year option to renew. The anticipated maximum average annual funding available for each contract will be \$1,067,000, excluding start-up costs. Proposed start-up costs will be considered in addition to the proposed annual line item budget. Greater consideration will be given to applicants offering more competitive prices.

the capability to provide the indicated number of beds in

b) Ensure that each provided.) b) Ensure that each proposed facility will be fully operational by required date in accordance with the applicable regulations promulgated by the New York State Office of Children and Family Services (NYS OCFS), 9 N.Y.C.R.R. Section 180 et seq.

6. Demonstrate the quantity and quality of the vendor's successful relevant experience.

7. Attach for each proposed facility three-year annual line item operating budget. Include staffing details. Proposed start up costs should be included in addition to the proposed three-year annual line item operating budget.

All expressions of interest received in the manner set forth will be reviewed to determine if they are responsive to the material requirements of this solicitation. Expressions of interest determined to be non-responsive will not be further considered. Expressions of interest determined to be responsive will be considered in terms of the following factors:

- Appropriateness of each proposed facility.
- Demonstrated site control of each proposed facility.
- Demonstrated level of organizational capability to provide the proposed number of beds and to ensure that each proposed facility if fully operational by the applicable requisite date.
- Demonstrated quantity and quality of successful relevant experience
- Annual budget amount and cost effectiveness of the budget.

The Department will enter into negotiations with the vendor(s) determined to be the best qualified at the time of evaluation, based on consideration of the above-cited factors. A contract will be awarded to the responsible vendor(s) whose offer(s) is/are determined to be the most advantageous to the City, taking into consideration the price and the other factors set forth in this solicitation. In the case that a vendor is eligible for award of more than one program facility, the Department reserves the right, based upon the vendor's demonstrated organizational capability and the best interest of the City, respectively, to determine how many and for which program facility(ies) the vendor will be awarded a contract.

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 20th Floor, New York, NY 10038. Chuma Uwechia (212) 442-7716, cuwechia@djj.nyc.gov

n20-13

PARKS AND RECREATION

CAPITAL PROJECTS DIVISION

■ INTENT TO AWARD

Construction Related Services

DESIGN AND CONSTRUCTION SUPERVISION **SERVICES** – Sole Source – Available only from a single source - PIN# 8462007M271DC1 – DUE 05-28-08 AT 4:30 P.M. – The Department of Parks and Recreation, Capital Projects Division, intends to enter into Sole Source negotiations with Harlem RBI, to provide Design and Construction Supervision services for the Reconstruction of two Harlem RBI Ballfields, located at East 101st Street, between 1st and 2nd Avenues, Manhattan.

Any firms that would like to express their interest in providing services for similar projects in the future may do so. All expressions of interest must be in writing to the address listed here and received by May 28, 2008. You may join the City Bidders list by filling out "NYC-FMS Vendor Enrollment Application" available on-line at "NYC.gov/selltonyc" and on hard copy by calling the Vendor Enrollment Center at (212) 857-1680.

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 61 Flushing Meadows-Corona Park, Flushing, NY 11368. Grace Fields-Mitchell (718) 760-6687 $grace.fields{-}mitchell@parks.nyc.gov$

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/ blueprints; other information; and for opening and reading of bids at date and time specified above. Health and Mental Hygiene, 93 Worth Street, Room 812 New York, NY 10013. Karen Mankin (212) 219-5873 kmankin@health.nyc.gov

f16-jy30

HOMELESS SERVICES

OFFICE OF CONTRACTS AND PROCUREMENT

SOLICITATIONS

Human / Client Service

SAFE HAVEN OPEN-ENDED RFP - Competitive Sealed Proposals – Judgment required in evaluating proposals -PIN# 071-08S-04-1164 – DUE 08-27-10 – The Department of Homeless Services has issued an Open Ended Request for Proposals (PIN 071-08S-04-1164) as of August 27, 2007 seeking appropriately qualified vendors to develop and operate a stand-alone Safe Haven for chronic street homeless single adults and/or adult couples without minor children.

There is no due date for proposals under this RFP. Proposals will be reviewed by the Department as they are received and

If your organization is interested in being considered for award of the subject contract, please hand deliver a written expression of interest addressed to my attention at 110 William Street, 13th Floor, New York, NY 10038. The expression of interest should specifically address the following:

1. Indicate each program facility for which the vendor is submitting.

2. Describe each proposed facility, its location, and proposed date of operation.

3. Attach appropriate documentation demonstrating the current use of each proposed facility and the vendor's site control of the facility for a period of at least 3 years.

4. For each proposed facility, a) Indicate the number of beds to be provided and demonstrate that the facility has the capacity to provide the

b) Demonstrate that the facility will be appropriately equipped to provide services for male or female youth.

5. Demonstrate the vendor's organizational capability to: a) Provide the indicated number of beds at each proposed facility. (If the vendor is a current provider, also demonstrate

PURCHASING AND ACCOUNTING/ CONTRACTS UNIT

SOLICITATIONS

Goods & Services

TANK AND PUMP REPAIR - Competitive Sealed Bids -PIN# 84608C000X10R - DUE 06-06-08 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. Parks and Recreation, Arsenal West, 24 W. 61st Street, 3rd Floor, New York, NY 10023. Lisa Zapata (212) 830-7979, lisa.zapata@parks.nyc.gov

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POLICE

CONTRACT ADMINISTRATION UNIT

SOLICITATIONS

Construction Related Services

BID EXTENSION: ROOF REPLACEMENT AND EXTERIOR WALL RESTORATION – Competitive Sealed Bids - PIN# 056080000581 - DUE 06-17-08 AT 11:00 A.M. -BID EXTENSION: At the Applicant Processing Division. A mandatory pre-bid conference is scheduled to be held 9:30 A.M. on Tuesday, May 27, 2008 at the Applicant Processing

Division, 4201 4th Avenue, Brooklyn, New York 11232. This procurement is subject to participation goals for MBEs and/or

WBEs as required by Local Law 129 of 2005. VSID#: 52052. • BID EXTENSION: REMOVE/REPLACE **ROOF/REPAIRS AND REPOINTING OF EXISTING** MASONRY WORK - Competitive Sealed Bids PIN# 056080000582 - DUE 06-17-08 AT 11:00 A.M. -BID EXTENSION: At the 52nd Precinct Station House. A mandatory pre-bid conference is scheduled to be held 10:00 A.M. on Thursday, May 29, 2008 at 52nd Precinct Station House, 3016 Webster Avenue, Bronx, New York 10467. This procurement is subject to participation goals for MBEs and/or WBEs as required by Local Law 129 of 2005. VSID#: 52052.

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. Stephanie Gallop (646) 610-5225.

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SCA.

SCHOOL CONSTRUCTION AUTHORITY

CONTRACT ADMINISTRATION

SOLICITATIONS

Construction / Construction Services

LOW VOLTAGE ELECTRICAL/FIRE ALARM **REPLACEMENT** – Competitive Sealed Bids – PIN# SCA08-11482D-1 – DUE 06-03-08 AT 1:30 P.M. – PS 121 (Bronx). Project Range: \$1,430,000.00 to \$1,510,000.00. Non-refundable bid document charge: \$100.00, Certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/ blueprints; other information; and for opening and reading of bids at date and time specified above. School Construction Authority, Plans Room Window Room #1046, 30-30 Thomson Avenue, 1st Floor Long Island City, New York 11101, (718) 752-5852.

m14-20

EXTERIOR MASONRY/WATER ISSUES – Competitive Sealed Bids – PIN# SCA08-004370-1 – DUE 06-02-08 AT 12:30 P.M. - PS 68 (Queens). Project Range: \$1,560,000.00 to \$1,645,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/ blueprints; other information; and for opening and reading of bids at date and time specified above. School Construction Authority, Plans Room Window Room #1046, 30-30 Thomson Avenue, 1st Floor Long Island City, New York 11101, (718) 752-5843.

m13-19

FLOOD ELIMINATION - Competitive Sealed Bids PIN# SCA08-11155D-1 – DUE 06-04-08 AT 11:30 A.M. – PS 1 (Manhattan). Project Range: \$3,180,000.00 to \$3,345,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/ blueprints; other information; and for opening and reading of bids at date and time specified above. School Construction Authority, Plans Room Window Room #1046, 30-30 Thomson Avenue, 1st Floor Long Island City, New York 11101, (718) 752-5854.

m14-20

FINAL CERTIFICATE OF OCCUPANCY FOR MULTICAMPUS WORK/PUBLIC ADDRESS SYSTEM – Competitive Sealed Bids – PIN# SCA08-11403D-1 – DUE 06-02-08 AT 2:00 P.M. – Erasmus Hall HS (Brooklyn). Project Range: \$1,620,000.00 to \$1,710,000.00. Non-refundable bid document charge: \$100.00, certified check or maneur orden enty. Make neuroble to the New York City Schoo money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/ blueprints; other information; and for opening and reading of bids at date and time specified above. School Construction Authority, Plans Room Window Room #1046, 30-30 Thomson Avenue, 1st Floor Long Island City, New York 11101, (718) 752-5868.

m13-19

AIRCRAFT NOISE ABATEMENT/EXTERIOR **MODIFICAITON/ROOFS/EXTERIOR DOORS -**Competitive Sealed Bids - PIN# SCA08-06632D-1 DUE 06-13-08 AT 11:00 A.M. - Beach Channel High School (Queens). Project Range: \$51,700,000.00 to \$54,425,000.00. Non-refundable bid document charge: \$250.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/ blueprints; other information; and for opening and reading of bids at date and time specified above. School Construction Authority, Plans Room Window Room #1046, 30-30 Thomson Avenue, 1st Floor Long Island City, New York 11101, (718) 752-5842.

m16-22

AUDITORIUM UPGRADE, SAFETY SYSTEMS – Competitive Sealed Bids – PIN# SCA08-11233D-1 – DUE 06-02-08 AT 3:00 P.M. – PS 50 (Queens). Project Range: \$1,220,000.00 to \$1,282,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in vendor pre-qualification and other forms; specifications/ blueprints; other information; and for opening and reading of bids at date and time specified above. School Construction Authority, Plans Room Window Room #1046, 30-30 Thomson Avenue, 1st Floor

Long Island City, New York 11101, (718) 752-5854.

m13-19

ELECTRICAL SYSTEM/AUDITORIUM UPGRADE -Competitive Sealed Bids – PIN# SCA08-11367D-1 – DUE 06-03-08 AT 2:00 P.M. – PS 114 (Queens). Project Range: \$1,080,000.00 to \$1,135,000.00. Non-

refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/ blueprints; other information; and for opening and reading of bids at date and time specified above. School Construction Authority, Plans Room Window Room #1046, 30-30 Thomson Avenue, 1st Floor Long Island City, New York 11101, (718) 752-5849.

m14-20

SCIENCE LAB UPGRADE – Competitive Sealed Bids – PIN# SCA08-004380-1 – DUE 06-03-08 AT 3:30 P.M. – Various Schools in Brooklyn - P.S. 202, P.S. 306, and P.S. 328. Project Range: \$1,700,000.00 to \$1,793,000.00. Nonrefundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/ blueprints; other information; and for opening and reading of bids at date and time specified above. School Construction Authority, Plans Room Window Room #1046, 30-30 Thomson Avenue, 1st Floor Long Island City, New York 11101, (718) 472-8284.

m13-19

SCIENCE LAB UPGRADE – Competitive Sealed Bids – PIN# SCA08-004372-1 – DUE 05-29-08 AT 12:00 P.M. – Bronx HS for Performance/IS 98 (Bronx). Project Range: \$1,870,000.00 to \$1,970,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

PS 73 and PS 178 (Brooklyn). Project Range: \$1,250,000.00 to \$1,320,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/ blueprints; other information; and for opening and reading of bids at date and time specified above. School Construction Authority, Plans Room Window Room #1046, 30-30 Thomson Avenue, 1st Floor Long Island City, New York 11101, (718) 752-5852.

m16-22

SCIENCE LAB UPGRADE - Competitive Sealed Bids -PIN# SCA08-004382D-1 - DUE 06-04-08 AT 10:30 A.M. - (3) Various Schools in Brooklyn. Project Range: \$1,680,000.00 to \$1,770,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/ blueprints; other information; and for opening and reading of bids at date and time specified above. School Construction Authority, Plans Room Window Room #1046, 30-30 Thomson Avenue, 1st Floor Long Island City, New York 11101, (718) 752-5842.

m16-22

LOW VOLTAGE ELECTRICAL SYSTEMS - Competitive Sealed Bids – PIN# SCA08-11398D-1 – DUE 06-02-08 AT 1:30 P.M. – PS 620 Thomas Edison HS (Queens). Project Range: \$1,290,000.00 to \$1,365,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/ blueprints; other information; and for opening and reading of bids at date and time specified above. School Construction Authority, Plans Room Window Room #1046, 30-30 Thomson Avenue, 1st Floor Long Island City, New York 11101, (718) 752-5843.

m14-20

TRANSPORTATION

SOLICITATIONS

Services (Other Than Human Services) ELECTRONIC CHART DISPLAY S.I. FERRY BOATS -Competitive Sealed Bids - PIN# 84107MBPT161 DUE 06-25-08 AT 11:00 A.M. – Contract documents available during the hours of 9:00 A.M. - 3:00 P.M. ONLY. Procurement and installation of Electronic Chart Display and Identification Systems and RACON Systems for the Staten Island Ferry Boats. A pre-bid meeting (optional) will be held on Tuesday, June 3, 2008 at 11:00 A.M. at Ferry Maintenance Facility, 1 Bay Street, 1st Floor, Staten Island NY. A deposit of \$100.00 in the form of a certified check or money order made payable to New York City Department of Transportation is provided to abtain Contract Bid/Departed Transportation is required to obtain Contract Bid/Proposal Documents. NO CASH ACCEPTED. Refund will be made only for Contract Bid/Proposal Documents that are returned in its original condition within 10 days after Bid Opening. Any persons delivering bid documents must enter the building through 220 Church Street, New York, NY. Due to increased building security bidders should ensure that proper identification is available upon request and allow extra time when dropping off bid documents. Please ensure that your company's address, telephone and fax numbers are submitted by your company (or messenger service) when picking-up contract documents. For additional information, please contract Earl Baim at (212) 487-8369. Vendor Source ID#: 51546 and 51552.

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 Transportation Contract Unit, Office of the Agency Chief Contracting Officer, 40 Worth Street Room 824A, New York, NY 10013. Bid Window (212) 442-7565.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/ blueprints; other information; and for opening and reading of bids at date and time specified above. School Construction Authority, Plans Room Window Room #1046, 30-30 Thomson Avenue, 1st Floor Long Island City, New York 11101, (718) 752-5843.

m14-20

PARAPETS/LOW VOLTAGE - Competitive Sealed Bids -PIN# SCA08-11239D-1 – DUE 06-03-08 AT 12:00 P.M. PS 9 (Brooklyn). Project Range: \$2,780,000.00 to \$2,925,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in vendor pre-qualification and other forms; specifications/ blueprints; other information; and for opening and reading of bids at date and time specified above. School Construction Authority, Plans Room Window Room #1046, 30-30 Thomson Avenue, 1st Floor Long Island City, New York 11101, (718) 752-5849.

m15-21

AUDITORIUM UPGRADE AND CONTAINERIZATION

- Competitive Sealed Bids - PIN# SCA08-11231D-1 DUE 06-02-08 AT 10:30 A.M. - PS 191 (Brooklyn). Project Range: \$1,520,000.00 to \$1,600,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/ blueprints; other information; and for opening and reading of bids at date and time specified above. School Construction Authority, Plans Room Window Room #1046, 30-30 Thomson Avenue, 1st Floor Long Island City, New York 11101, (718) 752-5854.

m13-19

SCIENCE LAB UPGRADE – Competitive Sealed Bids – PIN# SCA08-004375-1 – DUE 06-04-08 AT 10:00 A.M. – 2 Various Schools - P.S. 150/P.S. 284 (Brooklyn). Project Range: \$1,390,000.00 to \$1,465,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/ blueprints; other information; and for opening and reading of bids at date and time specified above. School Construction Authority, Plans Room Window Room #1046, 30-30 Thomson Avenue, 1st Floor Long Island City, New York 11101, (718) 752-5868.

m15-21

SCIENCE LAB UPGRADE - Competitive Sealed Bids -PIN# SCA08-004381-1 - DUE 06-04-08 AT 2:00 P.M. -

DIVISION OF FRANCHISES, CONCESSIONS AND CONSENTS

■ INTENT TO AWARD

Services (Other Than Human Services)

BEVERAGE AND SNACK VENDING MACHINES -Competitive Sealed Bids - PIN# 84108MBAD331 DUE 06-17-08 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 Transportation, 40 Worth Street, Room 940, New York, NY 10013 or http://www.nyc.gov/dot. Simone Avery (646) 248-0384, savery@dot.nyc.gov DOT, Chief Contracting Officer, Contracts Unit, 40 Worth Street, Room 824A, New York, NY 10013.

m12-23

DIVISION OF TRAFFIC

SOLICITATIONS

Construction Related Services

INSTALLATION OF STREET NAME SIGNS AND **SUPPORTS** – Competitive Sealed Bids PIN# 84108MBTR245 - DUE 06-09-08 AT 11:00 A.M. -Contract documents available during the hours of 9:00 A.M. -3:00 P.M. ONLY. The installation of street name signs and supports, in the Boroughs of the City of New York. A deposit \$50.00 in the form of certified check or money order made

payable to New York City Department of Transportation is required to obtain Contract Bid/Proposal Documents. NO CASH ACCEPTED. Refund will be made only for Contract Bid/Proposal Documents that are returned in its original condition within 10 days after Bid Opening. Any persons delivering bid documents must enter the building through 220 Church Street, New York, NY. Due to increased building security bidders should ensure that proper identification is available upon request and allow extra time when dropping off bid documents. Please ensure that your company's address, telephone and fax numbers are submitted by your company (or messenger service) when picking up contract documents. For additional information please contact Michael Tomlinson (718) 433-3180. Vendor Source ID#: 52002.

Use the following address unless otherwise specified in 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 Transportation, Contract Unit, Office of the Agency Chief Contracting Officer, 40 Worth Street Room 824A, New York, NY 10013. Bid Window (212) 442-7565.

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TRIBOROUGH BRIDGE & TUNNEL AUTHORITY

SOLICITATIONS

FURNISH AND INSTALL A WHEEL ALIGNMENT SYSTEM WITH TRAINING – Competitive Sealed Bids – PIN# 08MNT2817000 – DUE 06-20-08 AT 3:00 P.M. – A prebid conference is scheduled for 06/05/08 at 10:30 A.M. Reservations must be made with Janet Lebron at (646) 252-7322 no later than noon the preceding work day.

Services

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/ blueprints; other information; and for opening and reading of bids at date and time specified above. Triborough Bridge and Tunnel Authority, 2 Broadway Bid Suite, New York, NY 10004, Bid Reception Desk, (646) 252-6101, vprocure@mtabt.org. Call for fee. All bids must be delivered to the 2 Broadway, Bid Suite, located at the 3 Stone Street entrance. Please allow extra time for delivery for delivery. 🖝 m19

AGENCY PUBLIC HEARINGS ON **CONTRACT AWARDS**

"These Hearings may be cablecast on NYC TV Channel 74 on Sundays, from 5:00 p.m. to 7:00 p.m. For more information, visit: www.nyc.gov/tv" NOTE: Individuals requesting Sign Language Interpreters should contact the Mayor's Office of Contract Services, Public Hearings Unit, 253 Broadway, 9th Floor, New York, N.Y. 10007, (212) 788-7490, no later than SEVEN (7) BUSINESS DAYS PRIOR TO THE PUBLIC HEARING. TDD users should call Verizon relay services.

DESIGN AND CONSTRUCTION

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Thursday, May 29, 2008, in Spector Hall, 22 Reade Street, Main Floor, Borough of Manhattan, commencing at 10:00 A.M. on the following:

IN THE MATTER of a proposed contract between the Department of Design and Construction of the City of New York and Gardiner & Theobald, Inc., 317 Madison Avenue, New York, NY 10017, for RQ_PO, Requirements Contract for Cost Management and Cost Estimating Services for Various Projects, Citywide. The contract amount shall be \$6,000,000.00. The contract term shall be 1,825 Consecutive Calendar Days from the date of the written notice to proceed with a renewal option of 1,025 Consecutive Calendar Days for up to \$2,000,000.00. PIN#: 8502008RQ0031P.

The proposed consultant has been selected by means of the Competitive Sealed Proposal Method, pursuant to Section 3-03 of the Procurement Policy Board Rules.

AGENCY RULES

BUILDINGS

NOTICE

NOTICE OF OPPORTUNITY TO COMMENT ON PROPOSED RULE RELATING TO THE QUALIFICATION AND APPROVAL OF SPECIAL **INSPECTION AGENCIES**

Notice is hereby given pursuant to the authority vested in the Commissioner of Buildings by section 643 of the New York City Charter, and in accordance with section 1043 of the Charter and Section 28-115.1 of the NYC Administrative Code, that the Department of Buildings proposes to add a new Section 101-06 to Title 1 of the Official Compilation of the Rules of the City of New York.

A public hearing on the proposed rule will be held at the Executive Offices of the Department of Buildings, 280 Broadway, 7th Floor Conference Room New York, New York on June 20, 2008 at 1:30 p.m. Written comments regarding the proposed rule may be submitted to Phyllis Arnold, Chief Code Counsel, New York City Department of Buildings, 280 Broadway, New York, New York 10007, on or before June 20, 2008.

Written comments and an audio tape of oral comments received at the hearing will be available for public inspection, within a reasonable time after receipt, between the hours of 9:00 a.m. and 5:00 p.m. at the Office of the Commissioner, Executive Offices, Department of Buildings.

Persons who request that a sign language interpreter or other form of reasonable accommodation for a disability be provided at the hearing are asked to notify Phyllis Arnold at the foregoing address by June 3, 2008.

This rule was not included in the agency's regulatory agenda.

Section 1. Subchapter A of chapter 100 of title 1 of the Rules of the City of New York is amended by adding a new section 101-06 to read as follows:

<u>§101-06 Special inspectors and special inspection agencies.</u>

Definitions. For the purposes of this chapter, the (a) following terms shall have the following meanings:

> (1) Accreditation. Evaluation of agencies, including testing and calibration laboratories, fabricators and inspection bodies, against internationally acceptable standards to demonstrate their performance capability. Such accreditation is required to be conducted by a nationally recognized accreditation agency accrediting to ASTM E329-07 international standard, the requirements of this rule, and approved by the department.

(2) Approved Construction Documents. For the purpose of this rule approved construction documents shall include any and all documents that set forth the location and entire nature and extent of the "work" proposed with sufficient clarity and detail to show that the proposed work conforms to the provisions of this code and other applicable laws and rules. Such documents shall include but not be limited to shop drawings, specifications, manufacturer's instructions and standards that have been accepted by the design professional of record or such other design professional retained by the owner for this purpose.

(3) Certification. Documented acknowledgment by a nationally recognized organization of a technician's competency to perform certain

28, chapters 1 through 5 of the Administrative Code. Any reference to "this code" or "the code" shall be deemed a reference to the New York City Construction Codes as here defined.

(10) Registered Design Professional. A New York State licensed and registered architect (RA) or a New York State licensed and registered professional engineer (PE).

(11) Registered Design Professional Of Record. The registered design professional who prepared or supervised the preparation of applicable construction documents filed with the department.

(12) Relevant Experience. Direct participation and practice related to the underlying construction activities that are the subject of the special inspection where such participation has led to accumulation of knowledge and skill required for the proper execution of such inspection.

(13) Special Inspection. Inspection of selected materials, equipment, installation, methods of construction, fabrication, erection or placement of components and connections, to ensure compliance with the code.

(14) Special Inspection Agency. An agency employing one (1) or more persons who are special inspectors and that has met all requirements of this <u>rule.</u>

(15) Special Inspector. An individual employed by a special inspection agency, who has the required qualifications, set forth in this rule to perform or witness particular special inspections required by the code or by the rules of the department, including but not limited to a qualified registered design professional.

(16) Supervise/Supervision. Oversight and responsible control by a registered design professional having the necessary qualifications and relevant experience to perform responsibilities associated with the special inspection. Such supervision shall include ensuring training and/or education necessary to qualify the special inspector for his or her duties, including continued training and education necessary to keep pace with developing technology. Field supervision shall include responsibility for determining competence of special inspectors for the work they are authorized to inspect and on-site monitoring of the special inspection activities at the job site to assure that the qualified special inspector is performing his or her duties when work requiring inspection is in progress.

(17) Work. The construction activity including techniques, tests, materials and equipment that is subject to special inspection.

<u>(b)</u> Duties.

(1) Availability and Compliance. A special inspector and/or special inspection agency shall have responsibilities as set forth in chapter 17 of the New York City Building Code and elsewhere in the codes where special inspections are required. The responsibilities of the special inspector or special inspection agency at a special inspection shall include those tasks and standards set forth in chapter 17 of the code, the reference standards and elsewhere in the code, this rule or any rule of any agency in connection with the work that is the subject of such special inspection.

(2) Obligation to Avoid Conflict of Interest. A special inspector and/or a special inspection agency shall not engage in any activities that may conflict with their objective judgment and integrity, including but not limited to having a financial and/or other interest in the construction installation, manufacture or maintenance of structures or components that they inspect.

A draft copy of the proposed contract is available for public inspection at the Department of Design and Construction, Professional Contracts Section, 30-30 Thomson Avenue, Fourth Floor, Long Island City, New York 11101, from May 19, 2008 to May 29, 2008, excluding Saturdays, Sundays and Holidays, from 9:00 A.M. to 4:00 P.M. Contact Carol Phoenix at (718) 391-1530.

IN THE MATTER of a proposed contract between the Department of Design and Construction of the City of New York and Simco Engineering, P.C/Haider Engineering, P.C./JV, 80 Maiden Lane, Suite 501, New York, NY 10038, for HW2CR08CW, Resident Engineering Inspection Services for Milling Projects Involving Grinding Existing Asphaltic Concrete Wearing Courses, Citywide. The contract amount shall be \$1,031,693. The contract term shall be 485 Consecutive Calendar Days from the date of the written notice to proceed. PIN#: 8502008HW0055P.

The proposed consultant has been selected by means of the Competitive Sealed Proposal Method, pursuant to Section 3-03 of the Procurement Policy Board Rules.

A draft copy of the proposed contract is available for public inspection at the Department of Design and Construction, Professional Contracts Section, 30-30 Thomson Avenue, Fourth Floor, Long Island City, New York 11101, from May 19, 2008 to May 29, 2008, excluding Saturdays, Sundays and Holidays, from 9:00 A.M. to 4:00 P.M. Contact Steven Geisinger at (718) 391-1542.

(4) Commissioner. The commissioner of buildings or his or her designee.

(5) Department. The department of buildings.

(6) Initial acceptable qualifications. With respect to supplemental special inspectors for which Appendix A of this rule requires a certification, such technician shall be deemed qualified without such certification provided that such individual has the underlying skills, education and training for which such certification would provide validation, and the relevant experience prescribed by Appendix A of this rule or by the certifying body.

(7) Job. A construction project that is the subject of one (1) or more department-issued permits.

(8) Materials. Materials, assemblies, appliances, equipment, devices, systems, products and methods of construction regulated in their use by this code or regulated in their use by the 1968 building code.

(9) New York City Construction Codes. The New York City Plumbing Code, the New York City Building Code, the New York City Mechanical Code, the New York City Fuel Gas Code, and Title

(3) Approved Construction Documents. The special inspector and/or special inspection agency shall:

> (i) Examine all approved construction documents that relate to the work that is the subject of the special inspections.

(ii) Confirm that the documents are sufficient to enable the proper performance of the special inspection.

(iii) Confirm that the documents are acceptable to the registered design professional of record or another design professional retained by the owner and who prepared the documents for the construction of the job. Acceptance shall be demonstrated in writing by the design professional on the documents.

(iv) Confirm that the work that is the subject of the special inspection is in compliance with all relevant approved construction documents and with chapter

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17 of the code or elsewhere in the construction codes or their referenced standards.

(4) Documentation. A special inspection agency shall maintain records of special inspections on a job-by-job basis for at least six (6) years or for such period as the commissioner shall determine, and shall make such records available to the department upon request. Such records shall include field logs, test results, laboratory reports, notes, noted deficiencies and dates of cures of such deficiencies, photographs and such other information as may be appropriate to establish the sufficiency of the special inspection.

> (i) The supervisor shall review special inspection progress reports and final reports for conformance with the approved plans, specifications and workmanship provisions of chapter 17 of the code or elsewhere in the construction codes or their referenced standards. Such supervision and control shall be evidenced by the supervisor's signature and seal upon any required statements, applications and/or reports.

(ii) The principal of the special inspection agency shall file with the department within ten (10) days of satisfactory completion of any special inspection, notice of such completion on the forms and in the manner required by the department.

(5) Obligation to Cooperate with Inquiries. All special inspectors and/or special inspection agencies shall cooperate in any investigation by the department, or other city or law enforcement agency, into the activities at any job site or fabricating/manufacturing facility for which they have been designated a special inspector or special inspection agency and shall provide prompt, accurate and complete responses to reasonable inquiries by the department and other appropriate agencies about the conduct of such business.

(6) Limitation of Duties. Activities as a special inspection agency are specifically limited to those special inspections for which the special inspection agency has been registered and for which it has satisfied the requirements set forth in this rule and chapter 17 of the code. No special inspector or special inspection agency shall conduct any special inspection that such inspector or inspection agency is not qualified or registered to perform in accordance with the requirements of this rule and chapter 17.

(7) Obligation to Comply with an Order of the Commissioner. All special inspectors and/or special inspection agencies shall comply with an order of the commissioner.

(8) Equipment and Tools. The special inspection agency shall possess and maintain tools and equipment required to perform the specific special inspection. Such tools and equipment shall be maintained and calibrated periodically in accordance with applicable nationally accepted standards governing that equipment or tool.

(9) Reporting. The special inspection agency shall report any discrepancies noted during the inspection to the contractor and when applicable to the superintendent of construction, as well as to the site safety coordinator or site safety manager, for correction. If the discrepancies are not corrected, the discrepancies shall be brought to the attention of the owner, and the registered design professional of record prior to the completion of that phase of the work. The special inspector/special inspection agency shall immediately report conditions noted as hazardous to life, safety or health, to the attention of the commissioner. (3) Qualifications. Special inspection agencies shall be required to demonstrate accreditation by International Accreditation Service, Inc. or an equivalent accreditation agency accrediting to the standards set forth in this rule and ASTM E329-07 or a federal agency. Accrediting agencies, other than federal agencies must be members of an internationally recognized cooperation of laboratory and inspection accreditation bodies subject to a mutual recognition agreement. Agencies must insure that the special inspectors employed by the agency meet the qualification requirements set forth in Appendix A of this rule and perform special inspections only within the area of expertise for which such special inspector is qualified.

(4) Insurance. A special inspection agency must have the following insurance coverage:

(i) Professional liability/errors and omissions insurance policy, for the minimum amount of five hundred thousand dollars (\$500,000.00), occurrence based, for the term of the registration,

(ii) General liability insurance policy for the minimum amount of one million dollars (\$1,000,000.00) (naming the department as an additional insured), and

(iii) Insurance required by the provisions of the New York State disability benefits law and other applicable provisions of the workers' compensation law.

(5) Agency Structure. The special inspection agency shall have a full-time director who is a registered design professional in responsible charge and all special inspections shall be performed under his or her direct supervision. The director shall not be retained by any other agency that provides special inspection or testing services. The director shall possess relevant experience in the inspection and testing industry and hold a management position in the agency. The agency structure shall comply with all New York State laws including but not limited to Articles 145 and 147 of Title VIII of the New York State Education Law and Title 8 of the Codes, Rules and Regulations of the State of New York (8NYCRR) governing the practice of engineering and architecture. Notwithstanding anything to the contrary set forth in this paragraph, an agency that is limited to conducting fuel-oil storage and fuel-oil piping inspections (BC1704.16), fire alarm tests, sprinkler systems (BC1704.21), standpipe systems (BC1704.22), emergency power systems or site storm drainage disposal and detention (BC1704.20) may have a director who satisfies the requirements of inspection supervisor for such tests and inspections as set forth in Appendix A of this rule.

(6) Small Building Exception. Notwithstanding anything to the contrary set forth in the provisions of this rule and its appendix, with respect to jobs in connection with the construction or alteration of Occupancy Group R-3 buildings, 3 stories or less in height, a registered design professional with relevant experience shall be qualified to perform special inspections other than inspections involving soils investigations, pier and pile installation, underpinning of structures, and protection of the sides of excavations greater than 10 feet in depth.

(7) Audits. The operations of special inspectors and special inspection agencies shall be subject to audit by the department at any time. Audits may examine applications for registration as well as the performance and documentation of special inspections. Audits may also be conducted upon receipt of complaints or evidence of falsification, negligence or incompetence. a special inspector until July 1, 2009 provided that such individual meets the initial acceptable qualifications. In order to continue as a special inspector beyond July 1, 2009, such individual shall obtain the certification required in Appendix A.

(iv) The agency shall certify such initial acceptable qualifications on such form as the department may require and shall file such certification with the department prior to performing any special inspections after the effective date of this rule

(9) Additional Powers of the Commissioner. Notwithstanding anything to the contrary set forth in the provisions of this rule, the commissioner may upon a determination of good cause extend the interim status of qualifications for any specific special inspection agency to a date beyond July 1, 2010 but in no event later than July 1, 2011.

> (i) In the event the agency has failed by January 1, 2010 to receive the accreditation required by section (c)(8)(i) of this rule, the agency may apply to the commissioner who may, upon the showing of good cause by the agency, grant an extension of time and allow the continuance of the interim status of such agency, but in no event later than January 1, 2011.

(ii) The requirements and standards prescribed in this rule shall be subject to variation in specific cases by the commissioner, or by the Board of Standards and Appeals, under and pursuant to the provisions of paragraph two of subdivision (b) of section six hundred forty-five and section six hundred sixty-six of the New York City Charter, as amended.

(10) Registration Term. An initial registration issued under this rule is valid until July 1, 2010 unless otherwise extended by the commissioner in accordance with section (c)(9) of this rule. A renewal or initial registration issued after July 1, 2010 is valid for three years from the date of issuance.

(11) Registration Fees. The department shall charge the following registration fees:

(i) A one (1) year initial fee of \$35;

(ii) A triennial renewal fee of \$35; and

(iii) A later renewal surcharge of \$35.

(12) Renewals. A renewal application shall be submitted between thirty (30) and sixty (60) days prior to the expiration date of the registration and shall be accompanied by proof that the agency has, during the one (1) year period immediately preceding renewal, maintained all certifications/ accreditations and other requirements set forth in this rule and its Appendix.

> (i) Renewal shall be precluded where there has been a finding by the commissioner that any special inspection or test conducted by the special inspector or special inspection agency has not been performed in accordance with the requirements set forth in the code, applicable reference standards or the rules of the department, or where there has been a finding by the commissioner of fraud or misrepresentation on any document or report submitted to the department by the special inspector or special inspection agency.

(c) Registration of Special Inspection Agencies.

(1) Effective Date. On or after the effective date of this rule, all agencies including single person agencies performing special inspections must comply with the requirements of this section. All such agencies performing special inspections must be registered with the department as special inspection agencies by January 1, 2009 unless otherwise extended by the commissioner, as provided in paragraph (c)(9) of this rule.

(2) Form and Manner of Registration. An application for registration shall be submitted in a form and manner determined by the commissioner, including electronically, and shall provide such information as the commissioner may require. Such registration shall be deemed an acknowledgement by the special inspection agency of its obligations hereunder. (8) Interim Status and Application Deadlines. An agency employing special inspector(s) with initial acceptable qualifications shall be entitled until July 1, 2010 to perform those special inspections for which it is qualified, subject to the following requirements:

(i) The agency must certify compliance with this rule.

(ii) The agency must diligently pursue accreditation as a special inspection agency pursuant to the provisions of section (c)(3) of this rule.

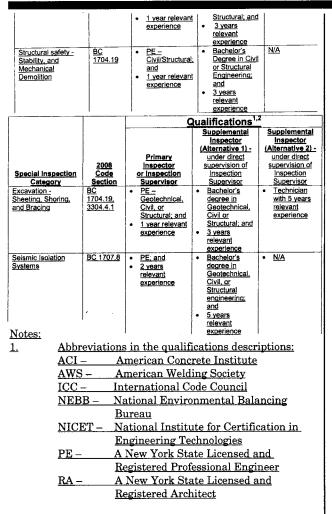
(iii) Notwithstanding anything to the contrary set forth in this rule and Appendix A, an individual who satisfies all requirements set forth in Appendix A to qualify as a special inspector except for the required certification shall be deemed (ii) No special inspector or special inspection agency shall perform an inspection or test with an expired or lapsed registration.

(d) Disciplinary Actions.

(1) Suspension or revocation of registration and refusal to accept filings. The commissioner may, in accordance with the rules of the department, suspend or revoke a special inspection agency registration, with or without the imposition of penalties, for violation of any provision of the code or the rules of the department, or any other applicable laws or rules. The commissioner may refuse to accept any application or other document submitted _pursuant to or in satisfaction of any requirement of this rule or of chapter 17 of the code or any rule or regulation of any agency that bears the signature of any special inspector who has been

		APPENDIX A	A	
		0	ualifications ^{1,2}	
Special Inspection Category	2008 Code Section	Primary Inspector or Inspection Supervisor	Supplemental Inspector (Alternative 1) - under direct supervision of Inspection Supervisor	Supplemental Inspector (Atternative 2) - under direct supervision of Inspection Supervisor
1. General Build	ing Construc	tion		
Wall Panets, Curtain Walls, and Veneers	<u>BC</u> <u>1704.10</u>	RA or PE - Civil or Structural Engineering: and 1 Year relevant experience	Bachelor's degree in Architecture or Civil Engineering or Structural Engineering; and 2 years relevant experience	Technician with 3 years relevant experience
Exterior Insulation Finish Systems (EIFS)	<u>BC</u> <u>1704.12</u>	PE or RA; and <u>1 year</u> <u>relevant</u> <u>experience</u>	N∕A	<u>Technician</u> <u>with 2 years</u> <u>relevant</u> <u>experience</u>
Chimneys	BC 1704.24	PE or RA; and 1 year relevant experience	Bachelor's degree in Architecture or Engineering: and 2 years relevant experience	Technician with ICC Certification as a Residential or Commercial Mechanical Inspector: and S.years relevant experience
Flood Hazard Mitigation	<u>BÇ G105</u>	PE or RA; and <u>1 year relevant</u> <u>experience</u>	<u>N/A</u>	<u>N/A</u>
Photoluminescent Exit Path Markings	<u>1 RCNY</u> <u>1026-01</u> (formerly <u>RS 6-1</u>)	PE or RA; and relevant experience	<u>N/A</u>	<u>Technician</u> <u>with relevant</u> <u>experience</u>
		c	ualifications ^{1,2}	2
Special Inspection Category	2008 Code Section	Primary Inspector or Inspection Supervisor • PE or RA; and	Supplemental Inspector (Alternative 1) - under direct supervision of Inspection Supervisor N/A	Supplemental Inspector (Alternative 2) - under direct supervision of Inspection Supervisor • Technician
Small Building Special Inspections (Group R-3, 3 stories		relevant experience	1.007.5	with relevant experience

kno or to allo sign cert und	wingly or o have knowed to b ned statem tification o ler the pro	n opportunity r negligently r owingly or neg be falsified tent, applicati f the correction visions of this tion of any ag	nade a false s gligently falsi any certifica on, report or on of a violatio chapter, the	s <u>tatement</u> fied or te, form, on required			OR • NYC Licensed Class A Master Fire Suppression Piping Contractor License; and • 5 years relevant experience; and • Independent of installer	relevant experience	based Systems	Structural Cold- formed Steel	BC 1704.3.2.4	PE or RA: and 1year relevant experience	Bachelor's degree in engineering or architecture: and 2 years relevant experience 2	Technician with ICC Certification as a Structural Steel and Bolting Special Inspector; and a years relevant experience 2
any purs repl and bus jobs insr sus stop such and insr the	v suspension suant to p laced by an lor special iness days s on which pection age pended or pped and t h time as a lor special pect such t	rk and Susper on or revocation aragraph (d)() nother registed inspection ag of such susper the special in ency whose re- revoked is der he permits sh a duly register inspection ag ests or such in d special insp- expire.	on of registrat 1) of this rule red special in gency within f ension or revou spector and/og gistration wa signated, shal all be suspen- red special in- gency is designated nspections pe	ion , unless spector ive (5) ocation, all or special s ll be ded until spector nated to re- rformed by	Firestop, Draftstop, and Fireblock Systems Fire Alarm Test (When EDNY inspection not required)	<u>BC</u> 1704.25	PE or RA; and 1 year relevant experience PE - Electrical or Fire Protection; and 1 year relevant experience OR Licensed electrician independent of installer; and 3 years relevant experience	Bachelor's degree in Architecture or Engineering; and 2 years relevant experience <u>N/A</u> Rualifications ¹	Technician with 3 years relevant experience Technician with NICET Level II Certification in Fire Alarm Systems.	Special Inspection Category Concrete – Cast-in- place & Precast Note: Licensed concrete testing lab to perform sampling and testing of cylinders	2008 Code Section BC 1704.4	Primary Inspector or Inspection Supervisor • PE or RA; and 1 year relevant experience	Supplemental Inspector (Alternative 1)- under direct supervision of Inspection Supervisor • ACI Certification as Concrete Construction Special Inspector (ACI- CCSI) OR • (CC Certification as Concrete Special Inspector (ICC-CSI)	Supplemental Inspector (Atternative 2)- under direct supervision of Inspection Supervision of ACI Certification as.an Associate Construction Special Inspector (ACI-ACCSI) Note: ACI- ACCSI only permitted to perform inspection under on-site supervision by
inte othe to tl mar mat cons cons eng	ended to al erwise imp he obligati nager, gen terialman, nager, lan struction p struction p ineering, c	F Others. Noth ter or diminis posed by law, on of an owned eral contractor architect, eng d surveyor, su or other party project to enga design, and co sonable and r	h any obligat including but er, constructio r, contractor, gineer, site sa perintendent involved in a age in sound nstruction pr	ion not limited 20 fety of actices, and	Special Inspection <u>Category</u> Emergency Power Systems (Generators)	2008 Code Section	Primary Inspector or Inspection Supervisor PE	Supplemental Inspector (Alternative 1)- under direct supervision of Inspection Supervisor • Iechnician with 5 years relevant experience	Supplemental Inspector (Alternative 2) under direct supervision of Inspection Supervisor N/A	Prestressed Concrete	BC 1704.4	Civil/Structural; and 1 year relevant experience	Bachelor's degree in engineering; and ICC Certification as Prestressed Concrete Special Inspector; and 1 year relevant experience Qualifications ¹ Supplemental	PÉ, RA, ACI- CCSI, or ICC- CSI • I <u>CC</u> <u>Certification</u> as <u>Prestressed</u> <u>Concrete</u> <u>Special</u> <u>Inspector:</u> and • <u>3 years</u> <u>relevant</u> <u>experience</u>
	2008 2008 Code Section BC	fe construction	n site. Supplemental Inspector (Alternative 1). under direct supervision of Inspection Supervisor • Bachelor's	Supplemental inspector (Alternative 2). under direct supervision of inspection Supervisor • Technician	3. Plumbing & I Mechanical Systems	Mechanical S BC 1704.15	 PE or RA: and 1/year releva nt except orce; <liorce;< li=""></liorce;<>	Bachelor's Degree in Engineering; and 2 years relevant experience; and ICC Certification as.a	Iechnician with ICC Certification as a Residential or Commercial Mechanical Inspector; and 3 years relevant	Special Inspection Category Masonry	2008 Code Section BC 1704.5	Primary Inspector or Inspector Supervisor PE or RA: and 1 year relevant exparience	Inspector (Alternative 1)- under direct supervision of Inspection Supervisor • Bachelor's degree in engineering or architecture; and • ICC Certification as a Structural Masonry Special Inspector; and • 1 vear relevant	Inspector (Alternative 2)- under direct supervision of Inspection Supervisor • ICC Certification as a Structural Masonry Special Inspector, and • 2 years relevant experience
Exterior Insulation Finish Systems (EIFS)	1704.10 BC 1704.12	Civil or Structural Engineering; and • <u>1 Year</u> relevant experience • <u>PE or RA; and</u> • <u>1 year</u> relevant experience	degree in Architecture or Civil Engineering or Structural Engineering: and 2.vears relevant experience N/A	with 3 years relevant experience • Technician with 2 years relevant experience				Residential or Commercial Mechanical Inspector Supplemental Inspector (Alternative 1)-	Supplemental Inspector (Alternative 2) -	Wood construction - Prefabricated wood Lioists and metal- plate-connected wood trusses Soils - Site Preparation	BC 1704.6 BC 1704.6 BC 1704.7.1. BC	PE or RA; and <u>1 year</u> relevant <u>experience</u> <u>PE-</u> <u>Geotechnical</u> , <u>Civit or</u>	<u>Ivar retevant</u> <u>experience</u> <u>N/A</u> <u>N/A</u>	ICC Certification as.a Commercial or Residential Building Inspector; and 2.vears relevant experience N/A
Chimneys Flood Hazard Mitigation	BC 1704.24 BC G105	PE or RA; and 1year relevant experience PE or RA; and 1year relevant	Bachelor's degree in Architecture or Engineering: and 2 years relevant experience N/A	Iechnician with ICC Certification as a Residential or Commercial Mechanical Inspector: and 5 years relevant experience N/A	Special Inspection Category Fuel-Oil Storage and Fuel-Oil Piping Systems	2008 Code Section BC 1704.16	Primary Inspector or Inspection Supervisor PE or RA; and 1 year relevant experience OR Licensed New York City Class A and B Oil Burner Equipment Installer; and 1 year	under direct supervision of Inspection Supervisor Bachelors degree in Mechanical, Marine or Civil Engineering: and 3 years relevant experience	under direct supervision of Inspection Jechnician with ICC Certification as a Residential or Commercial Mechanical Inspector; and 5 years relevant experience	Special Inspection Category Soils- Fill Placement.	BC 1704.7.2. BC 1704.7.3 2008 Code Section BC	Primary inspector or inspection Supervisor • PE -	Qualifications ¹ Supplemental Inspector (Alternative 1)- under direct supervision of Inspection Supervisor N/A	Supplemental Inspector (Alternative 2) under direct supervision of Inspection Supervisor • Technician
Photoluminescent Exit Path Markings	1 RCNY 1026-01 (formerly RS 6-1) 2008	Primary Inspector	ualifications ¹ Supplemental Inspector (Alternative 1)- under direct supervision of	Supplemental Inspector (Alternative 2) - under direct supervision of	Site Storm Drainage Disposal and Detention Facilities	BC 1704.20	experience in the inspection of heating systems, Fuel burning-Fuel storage systems. • <u>PE or RA: and</u> • <u>1 year relevant</u> <u>experience</u> <u>OR</u> • <u>NYC Licensed</u> <u>Master</u> <u>Plumber: and</u> • <u>3 years</u> relevant	Bachelor's Degree in Civil or Mechanical Engineering; and 3.years relevant experience	NA	<u>In-place Density</u>	1704.7.1, <u>BC</u> 1704.7.2, <u>BC</u> 1704.7.3	Geotechnical, Civil, or Structural; and 1 year relevant experience		with NICET Level Geotechnical Certification; and • 2 years relevant • zechnician with ICC Certification Solis Special Inspector • 1 year relevant
Special Inspection Category Smail Building Special Inspections (Group R-3, 3 stories or less in height) 2. Fire Protect Spraved Fire- resistant Materials	Section S	or Inspection Supervisor P E or RA, and relevant experience Fire-Resistant Conv P E or RA; and 1 year relevant experience	• Bachelor's degree in Architecture or Engineering; and (a or b) a. 1 year	Isopervisor Supervisor Iechnician with relevant experience Technician with ICC Certification as a Spray- applied Fireproofing	Heating Systems	BC 1704.23	experience PE - Civil or Mechanical Engineering; and 1 year relevant experience	Bachelor's Degree in Civil or Mechanical Engineering: and 3 years relevant experience; and ICC Certification as a Residential or Commercial	Technician with ICC Certification as a Residential or Commercial Mechanical Inspector: and 5 years relevant experience	Soils Investigations	<u>BC</u> 1704.7.4	PE- Geotechnical. Civil. or Structural; and 1 year relevant experience	Bachelor's degree in Geolechnical, <u>Civil.or</u> Structural engineering; and 1 year relevant experience Compared for the second sec	experience • Technician with NICET Level II Geotechnical Certification: and • Must take and pass Solis classification sections of NICET certification
Smoke Control Systems	<u>BC</u> 1704.14	<u>PE or RA: and</u> <u>1 year relevant</u>	releva nt experi ence: b. iCC Certifi cation as a Spray = applie d Firepr - oofing Speci al Inspe clor	Special Inspector; and • <u>3 years</u> relevant <u>experience</u> • <u>Techniclan</u> with NEBB Air	4. <u>Structural Ma</u> <u>Special Inspection</u> <u>Category</u> Welding: <u>Steel</u> <u>Highpressure Steam</u> <u>Piping</u> <u>High pressure Gas</u> <u>Piping</u> <u>Aluminum</u> (2 RNCY 25 – <u>BSA</u>	2008 Code Section BC 1704.3.1 BC 1704.12 BC 1704.12 BC 1704.26	Primary Inspector or Inspection Supervisor PE or RA: and AWS Certified Welding Inspector (AWS-CWI): OR PE or RA: and ICC	Mechanical Inspector	Supplemental Inspector (Alternative 2) - under direct supervision of Inspection Supervision - AWS Certified Associate Welding Inspector (AWS-CAWI) Note: AWS-	Special Inspection Category Pile Foundations and Drilled Plar Installation	2008 Code Section BC 1704.8 BC 1808.2.2	Primary Inspector or Inspection Supervisor PE_ Geotechnical, Civil. or Structural: and 1 year relevant experience	Supplemental Inspector (Alternative 1) - under direct supervision of Inspection Supervisor Bachelor's degree in Geotechnical, Civil. or Structural englineering; and 3 years relevant experience Note: Supplemental	Supplemental inspector (Alternative 2)- under direct supervision of Inspection Supervisor • Technician with NICET Level III Geotechnical Certification Note: Supplemental Inspector only permitted to Inspect when
Special inspection Category Standpipe Systems	n <u>2008</u> <u>Code</u> Section BC	experience (mechanical and/or fire protection) C Primary inspector or Inspection Supervisor • PE_	Qualifications ¹ , Supplemental Inspector (Aternative 1) - under direct supervision of Inspection Supervisor • Bachelor's	Balancer Certification; and 3 years rejevant experience 2 Supplemental Inspector (Alternative 2)- under direct supervision of Inspection Supervisor Technician with	(2 RNCY 25 - BSA RULE) Structural Steel - Erection & High- Strength Bolting Note: Inspection can also be performed by agency approved to inspect welding	BC 1704.3.2, BC 1704.3.3	Certification as a Structural Weiding Inspector ((CC-SWI); and 1 year relevant experience PE Civil/Structural; and ICC Certification as a Structural Steel and Boiting	a <u>Structura</u> Welding <u>Inspector</u> (ICC-SWI) 3 years relevant <u>experience</u> N/A	CAWI only permitted to inspect when an AWS-CWI or ICC-SWI is on site supervising • Technician with ICC Certification as a Structural Steel and Bolting Inspector.	Pier Foundations	<u>BC 1704.9</u>	PE Geotechnical, Civil. or Structural; and 1 year relevant experience	Inspector only permitted to inspect when multiple driving rigs are used on the same site and Primary Inspector is on site supervising • Bachelor's degree in Geotechnical, Civil or Structural; and • 3 years relevant experience	multiple driving rigs are used on the same site and Primary Inspector is on site supervising N/A
and and Sprinkler Systems	1704.21 BC 1704.22	<u>PE-</u> <u>Mechanical</u> <u>Engineering;</u> <u>and</u> <u>1 year relevant</u> <u>experience</u>	 <u>degree in</u> <u>Mechanical</u> <u>Engineering:</u> <u>and</u> <u>3 years</u> 	NICET Level II Certification in Fire Protection – Inspection and Testing of Water-			inspector; and <u>1 year relevant</u> <u>experience</u>		and • <u>3 years</u> relevant experience	Underpinning	<u>BC</u> 1704.9.1	PE – Geotechnical, Civil, or Structural; and	Bachelor's degree in Geotechnical, <u>Civil or</u>	NA



2. Bachelor's Degrees must be from an accredited institution or equivalent

- 3.
 Small Building Inspections For Group R-3

 buildings, 3 stories or less in height, all special

 inspections may be performed by a qualified PE or

 RA or a qualified person under their direct

 supervision without the need for certification by the

 department, with the exception of the special

 inspection of the following operations:
 - a Soils Investigations
 - b Pier and Pile installation
 - c Underpinning of structures
 - <u>d</u> <u>Protection of the sides of excavations</u> <u>greater than 10 feet in depth</u>

§2. This rule shall take effect July 1, 2008.

STATEMENT OF BASIS AND PURPOSE

The foregoing rule is promulgated pursuant to the authority of the commissioner of Buildings under Sections 643 and 1043(a) of the New York City Charter. The rule implements section 28-115.1 of the Administrative Code by specifying the qualifications of special inspectors and the processes through which the department will regulate their activities.

Under current law, registered design professionals are the only people authorized to conduct "controlled inspections," inspections performed during the progress of work at certain critical junctures and on certain critical components of a structure. In fact, many of such inspections are performed by technicians working under the supervision of a registered design professional and there are no required qualifications for such technicians. This void has enabled inspections and tests to be performed by those who may not necessarily have the appropriate knowledge to evaluate the installation or material in light of technical standards. The proposed rule addresses that problem. It will require that people with prescribed qualifications perform the required inspections and tests. And by prescribing qualifications beyond those possessed by registered design professionals, it will expand the supply of such trained

By setting consistent standards for the qualification of

Buildings Penalty Schedule I: Effective For Notices of Violation With a Date of Occurrence On or Before June 30, 2008:

The Penalty Schedule set forth below, Buildings Penalty Schedule I, sets forth the penalties that will be imposed in connection with Notices of Violation with a date of occurrence on or before June 30, 2008.

Section 2. The Buildings Penalty Schedule found in Section 31-103 of Subchapter G of Chapter 31 of Title 15 of the Rules of the City of New York is amended to add the following text at the end of that Penalty Schedule, below the entry in that penalty schedule for ZR 42-543, "Outdoor Ad Co sign in Manufacturing district exceeds height limit."

New matter is <u>underlined</u>.

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Buildings Penalty Schedule II: Effective For Notices of Violation With a Date of Occurrence On or After July 1, 2008:

The Penalty Schedule set forth below, Buildings Penalty Schedule II, sets forth the penalties that will be imposed in connection with Notices of Violation with a date of occurrence on or after July 1, 2008.

1.) Legal References. The legal references referred to in this Penalty Schedule include the following:

- Title 28 of the New York City (NYC) Administrative Code. References to Title 28 of the NYC Administrative Code begin with "28-" (for example, "28-201.1). The citation "28-Misc." refers to provisions of Title 28 that are not specifically designated elsewhere in the Penalty Schedule.
- Title 27 of the NYC Administrative Code (also known as the "1968 Building Code"). References to title 27 of the NYC Administrative Code begin with "27-" (for example, "27-371"). The citation "27-Misc." refers to provisions of Title 27 that are not specifically designated elsewhere in the Penalty Schedule.
 - The "New York City Construction Codes," which consist of:

<u>The New York City plumbing code (PC)</u>
<u>The New York City building code (BC)</u>
<u>The New York City mechanical code (MC)</u>
<u>The New York City fuel gas code (FGC)</u>
<u>References to these New York City Construction</u>
<u>Codes are designated by the various abbreviations</u>
<u>set out above (for example, "BC3010.1"). The</u>
<u>citations "BC-Misc.", "PC-Misc.", "MC-Misc." and</u>
<u>"FGC-Misc." refer to provisions of the New York</u>
<u>City building, plumbing, mechanical or fuel gas</u>
<u>code that are not specifically designated elsewhere in the Penalty Schedule.</u>

- Appendices to the New York City Construction Codes (the New York City Construction Codes include all enacted appendices, as per §28-102.6 of the NYC Administrative Code). References to Appendices are cited by using the abbreviation for the particular Construction Code followed by the applicable Appendix letter (for example, "H") followed by the applicable section number (for example, "BC H103.1").
- The NYC Zoning Resolution (ZR) and the Rules of the City of New York (RCNY). References to the Zoning Resolution and to the Rules of the City of New York are designated by the abbreviations "ZR" and "RCNY" (for example, "ZR25-41"; "1 RCNY9-01"). The citations "1 RCNY-Misc." and "ZR-Misc." refer to provisions of 1 RCNY or the Zoning Resolution that are not specifically designated elsewhere in the Penalty Schedule.
- <u>Reference Standards that pertain to Title 27 of the</u> <u>NYC Administrative Code (RS). References to the</u> <u>Reference Standards are designated by the</u>

condition.) Immediately hazardous violations shall be denominated as Class 1 violations.

MAJOR VIOLATION. Major violations are those specified as such by the New York City Construction Codes or those where the violating condition affects life, health, safety, property, or the public interest but does not require immediate corrective action, or, with respect to outdoor advertising, those where the violation and penalty are appropriate as an economic disincentive to the continuation or the repetition of the violating condition. Major violations shall be denominated as Class 2 violations.

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• LESSER VIOLATION. Lesser violations are those where the violating condition has a lesser effect than an immediately hazardous (Class 1) or major violation (Class 2) on life, health, safety, property, or the public interest. Lesser violations shall be denominated as Class 3 violations.

In this Penalty Schedule, the classification of any particular charge is indicated in the column of the Penalty Schedule that is entitled ""Classification." In some instances, where so indicated in this Penalty Schedule, a violation of a particular section of law may be charged by the Department of Buildings as either an "Class 1" violation, or as a "Class 2" violation, or as a "Class 3" violation, depending upon the assessment by the Department of Buildings as to the classification that is warranted for the particular violation in question.

4.) Aggravated Penalties: If a Notice of Violation charges a violation as an Aggravated I or as an Aggravated II violation and the respondent is found in violation, then aggravated penalties of the first order ("Aggravated I") or aggravated penalties of the second order ("Aggravated II") penalties will be imposed. This Penalty Schedule sets forth the Aggravated I or Aggravated II penalties that will apply. Pursuant to the Rules of the Department of Buildings set out in Title 1 of the Rules of the City of New York, the Department of Buildings will charge a violation as an Aggravated I or Aggravated II violation under the following circumstances:

(1) Aggravated penalties of the first order. Aggravated penalties of the first order ("Agg. I") shall be imposed in the following instances:

(i) Aggravated penalties of the first order.
 Aggravated penalties of the first order
 ("Agg. I") shall be imposed when evidence
 establishes the same condition or the
 same charge under the New York City
 Construction Codes or the predecessor
 charge under the laws in effect prior to
 July 1, 2008, in a prior enforcement
 action against the same owner or
 responsible party during the previous
 three years.

(2) Aggravated penalties of the second order. Aggravated penalties of the second order ("Agg. II") shall be imposed in the following instances:

> (i) When the respondent is found in violation of any law or rule enforced by the Department of Buildings where the violation of law is accompanied by or results in a fatality or serious injury or where the violating condition affects a significant number of people; or

(ii) Where the respondent refuses to give the Department of Buildings requested information necessary to determine the condition of a building or site; or

(iii) Where the respondent has a history of non-compliance with laws or rules enforced by the Department of Buildings at one or more locations, including but not limited to a pattern of unreasonable delays in correcting violations, a pattern of failing to obey Stop Work Orders, filing false documents, or multiple defaults.

special inspectors, the rule will enhance the safety and integrity of construction inspections and tests.

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ENVIRONMENTAL CONTROL BOARD

NOTICE

personnel.

Notice of Adoption of Rule regarding penalties for offenses adjudicated by the Environmental Control Board (ECB)

NOTICE IS HEREBY GIVEN PURSUANT TO THE AUTHORITY VESTED in the Environmental Control Board by section 1404(c)(3) of the New York City Charter, and in accordance with section 1043(b) of the Charter, that the Environmental Control Board hereby promulgates the following rule. The rule was published in The City Record on March 12, 2008, and the Public Hearing was held on April 14, 2008.

Section 1. The Buildings Penalty Schedule found in Section 31-103 of Subchapter G of Chapter 31 of Title 15 of the Rules of the City of New York is amended to add the following text directly below the heading at the beginning of that Penalty Schedule that reads "BUILDINGS PENALTY SCHEDULE,"

New matter is <u>underlined</u>. Deleted matter is in [brackets]. abbreviation set out above (for example, "RS-16"). The citation "RS-Misc." refers to Reference Standards that are not specifically designated elsewhere in the Penalty Schedule.

2.) Citations to the New York City Construction Codes. Whenever a section or subdivision of the New York City Construction Codes is cited or referred to, subordinate consecutively numbered subdivisions or paragraphs of the cited provision are deemed to be included in such reference unless the context or subject matter requires otherwise.

3.) Classification of Violations. Pursuant to the Rules of the Department of Buildings set out in Title 1 of the Rules of the City of New York, for purposes of classifying violations pursuant to section 28-201.2 of the Administrative Code, the following terms shall have the following meanings:

IMMEDIATELY HAZARDOUS VIOLATION. Immediately hazardous violations are those specified as such by the New York City Construction Codes, or those where the violating condition poses a threat that severely affects life, health, safety, property, the public interest, or a significant number of persons so as to warrant immediate corrective action, or, with respect to outdoor advertising, those where the violation and penalty are necessary as an economic disincentive to the continuation or the repetition of the violating 5.) Mitigation. A violation that is otherwise subject to a standard penalty or to an Aggravated I penalty is potentially eligible for a mitigated penalty if and only if this Penalty Schedule so indicates by a "Yes" in the "Mitigated Penalty" column. If a violation is potentially eligible for a mitigated penalty, a mitigated penalty will be imposed if the respondent proves at the hearing that the violating condition was corrected prior to the first scheduled hearing date at ECB. (A certificate of correction must thereafter be filed by the respondent with the Department of Buildings in accordance with its Rules.) If a mitigated penalty is imposed, that mitigated penalty will be half of the penalty amount rounded to the nearest dollar (i.e., either half of the standard penalty amount or half of the Aggravated I penalty amount, whichever is applicable) that would otherwise have been imposed at a hearing for that particular violation. A mitigated penalty is never available in connection with a violation that has been charged by the Department of Buildings as an Aggravated II charge. (This is the case even if there is a "Yes" in the "Mitigated Penalty" column in this Penalty Schedule.)

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27-904 & FGC 406.6.2

6.) Additional Daily and Monthly Penalties. Additional daily penalties may be imposed in connection with certain Class 1 violations. Additional monthly penalties may be imposed in connection with certain Class 2 violations. If such penalties are sought by the Department of Buildings in connection with a particular Class 1 or Class 2 charge, that will be indicated on the Notice of Violation.

Such daily or monthly penalties, if applicable, are in addition to the set penalty amount that also is indicated in this Penalty Schedule as applicable to the type of violation in question taking into account the classification level and Aggravated level of the particular violation. Imposition of such additional daily and monthly penalties is authorized pursuant to Section 28-202.1 of the New York City Administrative Code.

Accrual of Daily Penalties: Daily penalties, if applicable, will accrue at the rate set forth in this Penalty Schedule per day for a potential total of forty-five days running from the date of the Order to Correct of the Commissioner of the Department of Buildings that is set forth in the Notice of Violation unless the violating condition is proved by the respondent at the hearing to have been corrected prior to the end of that forty-five day period, in which case the daily penalties will accrue for every day up to the date of that proved correction.

Accrual of Monthly Penalties: Monthly penalties, if applicable, accrue at the rate set forth in this Penalty Schedule_per month for a potential total of one month running from the date of the Order to Correct of the Commissioner of the Department of Buildings that is set forth in the Notice of Violation unless the violating condition is proved by the respondent at the hearing to have been corrected prior to the end of a month period.

7.) Cures. Certain violations are potentially eligible for a cure by correction within forty days running from the date of the Order to Correct of the Commissioner of the Department of Buildings that is set forth in the Notice of Violation. This Penalty Schedule indicates which violations are potentially subject to cure. A cure constitutes an admission of the charged violation; results in a finding of violation in connection with that charged violation: dispenses with the need for a hearing at ECB; may constitute a prior violation in relation to later-issued violations, for purposes of determining if those later-issued violations have an Aggravated I or Aggravated II status; and results in a zero penalty. As is indicated in this Penalty Schedule, and consistent with the provisions of Section 28-204.2 of the NYC Administrative Code, all violations that are designated as Class 3 violations are eligible for cure. Also some, but not all, violations that are designated as Class 2 violations are eligible for cure. (Note: A violation that has been charged as an Aggravated II violation is never eligible for a cure. This is the case even if there is a "Yes" in the "Cure" column in this Penalty Schedule.) In order to cure, the respondent must file a certificate of correction acceptable to the Department of Buildings with the Department of Buildings within the forty day period.

8.) Stipulations. Stipulations are agreements between the Department of Buildings and a respondent, subject to approval by the Environmental Control Board. If a violation is potentially eligible for a stipulation, that is indicated in this Penalty Schedule. Even where a violation is potentially eligible for a stipulation, a stipulation is only available if the Department of Buildings in fact makes an offer of such a stipulation in connection with the particular Notice of Violation. (Note: A violation that has been charged as an Aggravated II violation is never eligible for a stipulation. Also, a violation that is charged as Class 1 is never eligible for a stipulation. This is the case even if there is a "Yes" in the "Stipulation" column in this Penalty Schedule.) There are both pre-hearing stipulations, and hearing stipulations. Those terms are defined below.

If a respondent enters into a stipulation (whether a prehearing stipulation or a hearing stipulation), that stipulation constitutes an agreement whereby the Department of Buildings agrees not to issue another violation to the same respondent for the same violating condition for a period of seventy-five days running from the first scheduled hearing date; and whereby the respondent admits the violation, resulting in a finding of violation; and whereby the respondent agrees to correct the violation and to file an acceptable Certificate of Correction with the Department of Buildings within the seventy-five day period running from the first scheduled hearing date. Additionally, in connection with pre-hearing stipulations only (not hearing stipulations), a lesser penalty is imposed. period, then the penalty imposed for that violation will be half of the penalty amount (rounded to the nearest dollar) of the penalty amount that would otherwise have been imposed at a hearing for that particular violation.

However, if a pre-hearing stipulation is offered in connection with a particular Notice of Violation and is timely accepted by the respondent, *but* the respondent in connection with a particular pre-hearing stipulation then fails to file an acceptable certificate of correction with the Department of Buildings within the seventy-five-day time period, then the penalty imposed for that violation will rise to the full penalty amount that would have been imposed at a hearing if a hearing had been held.

Hearing stipulations: A hearing stipulation is a stipulation that is offered and can be accepted at a hearing. A violation is eligible for a hearing stipulation if this Penalty Schedule so indicates (via a "yes" in the "Stipulation" column of this Penalty Schedule) and if the Department of Buildings in fact offers a hearing stipulation at the hearing in connection with the particular Notice of Violation.

If a hearing stipulation is offered in connection with a particular Notice of Violation and is accepted by the respondent, it constitutes an agreement as described above, whereby respondent agrees to correct the violation and file an acceptable certificate of correction within the seventy-five day period, and whereby the Department of Buildings agrees not to issue another violation to the same respondent for the same violating condition within that seventy-five day time period. No hearing stipulation shall take effect unless it is offered by the Department of Buildings at the hearing, accepted by the respondent at that hearing, and is approved in writing by ECB

accept in writ			T			2	1 f	Misc 1	Misc		150	Yes	đ		Yes		<u>i</u> s		Yes	8		Yes	
1 RCNY 9-03	1 RCNY 9-03		1 FICNY 9-01	1 RCNY 9-01	THUNY Z/-US		1 RCNY- fise, RS-Mise	1 RCNY- Misc, RS-Misc	1 RCNY- Misc, RS-Misc		Section of	\$2,500	\$5.000		\$2,500	\$5,000	<u>\$2,500</u>		\$2,500	\$500		\$2.500	
Class 2	Class 1		Class 2	Class 1	<u>Class 1</u>	2	Class 3	Class 2	<u>Class 1</u>		Classification	\$1,250	\$2,500		\$1,250	\$2,500	\$1 ,250		\$1,250	\$500		\$1,250	
Licensed Rigger failed to ensure scattoid worker met minimum req.	ensure scaffold worker met minimum req.	l inensed Rimer failed t	designated an unqualified foreman.	unqualified foreman.	Licensed Rigger	Prohibited sign on sidewalk shed or	Miscellaneous violations.	Miscellaneous violations.	Miscellaneous violations.		Violation Description	\$5,000	\$10,000 \$5.		\$5,000 \$2.	\$10,000 \$5.	<u>\$5,000</u>		\$5,000 \$2.	\$500		\$5.000 \$2.1	
정	it Be		No	No	B	:	Yes	Yes	No			\$2.500	\$5,000		\$2.500	\$5,000	\$2,500		\$2,500	\$500		\$2,500	
S	No		No	No	5		Yes	Yes	No		Stipulation	\$10.000	\$25,000		\$10,000	\$25,000	\$10,000		\$10,000	\$500		\$10,000	
S B00	\$1,600		\$80 0	\$1,600	\$10,000		\$300	\$800	\$1,600		Standard Penalty	28-105.1	28-105.1	28-105.1	28-105.1		28-104.2.2	Misc	27-Misc, 28- Misc, BC -	27-Misc, 28- Misc, BC - Misc	27-Misc, 28- Misc, BC - Misc	BC 907.2.12.3	27-972(h) &
YBS	No		Yes	W	Yes		Yes	Yes	No		Penalty	Class 3	Class 2	Class 1	Class 2		Class 2	Class 3		Class 2	Class 1	3 Class 2	
54 000	\$8 ,000		\$4,000	\$8,000	\$25,000		\$500	\$4.000	\$8,000		Default Penalty		Work with	Work wit	Failed to temporar permit pri installatic sidewalk		Failure to approved plans at i	Miscellaneous violations.		Miscellaneous violations.	Miscellaneous violations.	station co	voice com system wi
8	\$4,000		\$2,000	\$4,000	\$25,000		\$500	<u>\$2,000</u>	\$4,000		Aggravated I Penalty	Work without a permit.	Work without a permit.	Work without a permit.	Failed to obtain a temporary construction permit prior to installation/use of sidewalk shed.		Failure to provide approved/accepted plans at job site at time of inspection.	8006		300	3109 31	nnection.	voice communication system with central
\$	\$16,000		\$8,000	\$16,000	\$25,000	<u></u>	\$500	\$8,000	\$16,000		Aggravated I Default Penalty	Yes	¥в	No	Yes		Yes	Yes		Yes	No	Yes	
54 000	\$8,000		\$4,000	\$8,000	\$25,000		\$500	\$4.000	\$8,000		d I Aggravated II Penalty	Yes	Yes		8		8 	Yes		Yes	No No	No.	•••
8	8		8	8	8			8	8			\$200	0065	\$1,600	\$500		\$500	\$300		8000	\$1,600	\$500	
\$10,000	\$25,000		\$10,000	\$25,000	<u>\$25,000</u>		\$500	\$10,000	\$25,000		<u>Aqqravated II</u> <u>Default -</u> <u>Maximum</u> Penalty	Yes	Yes		Yes		Yes	Yes		Kes S	No No	Yes	
27-391 & BC 3002-3		27-383(b) & BC 403.16	1000	27-382 & BC 1006.3	27-371 & BC 715.3.7	27-369 & BC 1020.2	27-228.5			27-185 & BC 3007.1		\$500	\$4,000		\$2,500		\$2,500	\$500		\$4,000	<u>\$8,000</u>	\$2,500	
Class 2		Class 1	-	Class 2	Class 2	Class 1	Class 2			Class 2		\$500	\$2,000	\$4.000	\$1,250	<u>. </u>	\$1,250	\$500		\$2,000	\$4,000	\$1,250	
		path mart nse build	Failure to	Failure to for emerg	Exit door not self. closing.	Failure to provide unobstructed exit passageway.	connected to eme power source/stor battery equipment	Failure to Architect/ report.cer exit/direct		Compliance	Operation without eq	\$500	\$8,000	\$16,000	\$5,000		\$5,000	\$500		\$8,000	\$16,000	<u>\$5,000</u>	es 000
Emergency signs at elevator call stations missing, defective or non-compliant with section requirements,		photoluminescent exit path marking in a high- rise building.	install	Failure to provide power for emergency exit lighting	not self-	provide Xed exit vay.	to emergency irce/storage uipment	Failure to file an Architect/Engineer report certifying exit/directional signs are		t Centificate of ce	Operation of an elevator without equipment use permit or service	\$500	\$4,000	\$8,000	\$2,500		\$2.500	\$500		\$4.000	\$8,000	<u>906.75</u>	¢0 500
Yes		ĸ		Yes	Yes	No	Yes			Yes		\$500	\$10,000	\$25,000	\$10.000		\$10,000	\$500		\$10,000	\$25,000	\$10.000	
Yes		8		8	No	No	K			Yes						28-	8		9 1				
\$500		\$4,800		\$500	\$500	<u>\$1,200</u>	\$600			\$500		28-105.1		28-105.1	28-105.1	28-105.1		28-105.1	1.001-07	1	1,201-82	•	28-105.1
Yes	<u></u>	Yes		Yes	Yes	No	Yes			Yes		Class 1		Class 2	<u>Class 2</u>	Class 1		Class 1	Ciess 6	Cineso	Class 1	<u>.</u>	Class 2
\$2,500		\$24,000		\$2,500	\$2,500	\$6,000	\$4,000			\$2,500		display str a permit.	Outdoor A	Outdoor si structure v permit.	Plumbing permit in n district for use	district for use.	Plumbing v	required di	Demolition	Constructi alteration y permit in n district for	use.	alteration v permit in m district for	Expired pe Construction
\$1,250		\$12,000		\$1,250	\$1,250	\$3.000	\$2,000			\$1,250		display structure without a permit.	Outdoor Ad Co sign on	Outdoor sign on display structure without a permit.	Plumbing work without a permit in manufacturing district for residential use.	district for residential use.	work without a	<u>required demolition</u> permit	work without	Construction or alteration work w/o a permit in manufacturing district for residential		alteration work w/o a permit in manufacturing district for residential	Expired permit. Construction or
\$5,000		\$25,000		\$5,000	\$5,000	\$12,000	\$8,000			\$5,000		No		N		No		NS I	-		R		Yes

The Department of Buildings will in no event offer a stipulation if the violation has been charged as an Aggravated II violation, or has been deemed "Class 1" by the Issuing Officer on the NOV, or if the charge on the Notice of Violation is amended to indicate an "Class 1" or a "Class 2" violation that is not potentially eligible to receive a stipulation.

Pre-hearing stipulations: A "pre-hearing stipulation" is a stipulation that is offered and can be accepted only prior to the first scheduled hearing date, or else on the first scheduled hearing date but prior to any actual hearing on that date. A violation is eligible for a pre-hearing stipulation if this Penalty Schedule so indicates (indicated via a "Yes" in the "Stipulation" column of this Penalty Schedule) and if the Department of Buildings in fact offers a pre-hearing stipulation in connection with the particular Notice of Violation in question. Pre-hearing stipulation offers are made via a mailed notice. (If a respondent is uncertain whether a pre-hearing stipulation offer has been made in connection with a particular Notice of Violation, the respondent may cal ECB to inquire.) No pre-hearing stipulation shall take effect unless it is offered by the Department of Buildings prior to the first scheduled hearing date, signed by respondent prior to or on the first scheduled hearing date, and approved by ECB in writing.

If a pre-hearing stipulation is offered in connection with a particular Notice of Violation and is timely accepted by the respondent, and if the respondent then files an acceptable Certificate of Correction within the seventy-five-day time

Yes \$1,200	Yes \$1,500	No \$2,400	% \$4.8000	No. \$11.500	Yes \$800 Nc \$2,400	\$2,500 \$10,000	<u>\$2,000</u> <u>\$8,000</u>	\$4,000 \$16,000	\$25,000 \$25,000	\$1,250 \$5,000	\$2.500 \$10,000	28-210.1 Class 2	28-210.1 Class 1		28-207.2.2 Class 1	28-204.4 Class 2	28-202.1 Class 2	28-202.1 Class 2
Yes \$6,000	Yes \$7,500	No \$12,000	No \$24,000	Yes \$7,500	Yes \$4,000 No \$12,000	\$5,000	\$4,000	\$8,000	\$25,000	\$2,500	\$5,000	for more than the legally approved number of families	from 1 or 2 families to greater than 4 families.	Residence attered for occupancy as a dwelling	Unlawfully continued work while on notice of a stop work order.	Failure to comply with the commissioner's order to file a certificate of correction with the Department of Buildings.	Additional monthly penalty for continued violation of 28-210.2	penalties for continued violations.
\$3,000	\$3,750	\$6,000	\$12,000	\$3,750	\$2,000 \$6,000	\$25,000	\$10,000	\$25,000	\$25,000	\$10,000	\$25,000	No	No		No	3	R	No
\$10,000	\$10,000	\$24,000	\$25,000	\$10,000	\$8,000 \$24,000			<u>28-118.3</u>	<u>28-118.3</u>		28-118.3	NO SI	No \$2		No \$4	2 2	No \$250	No \$250/m
\$6,000	\$7,500	\$12,000	\$24,000	\$7,500	\$4,000 \$12,000			Class 1	Class 2		Class 1	\$1,200 No	<u>\$2,400</u> <u>No</u>		\$4,800 No	\$800 Ye	month	month No
\$10,000	\$10,000	\$25.000	\$25,000	\$10,000	\$10,000 \$25,000	Assembly as per v	Change in occupancy/use of C of O as per §28-118.3.1- §28-118.3.2 by	operating a Place of Assembly as per when current C of O does not allow such occupancy.	\$28-118.3.2. Change in occupancy/use of 1 as per \$28-118.3.1 kopt.118.3.2 hv	Altered/changed building occupied without a valid Certificate of Occupancy as per §28-118.3.1.	Altered/changed building occupied without a valid Certificate of Occupancy as per §22-118.3.1 - §28-118.3.2	2 56,000	5 \$12,000		\$24,000	<u>\$</u> \$4,000	\$10,000	\$10,000
28-105 12 2		28-105 12 2	<u>I</u> ,	28-105.12.2	28-105,12.2			ncy. No			valid Dancy No	\$3,000	<u>\$6.000</u>		\$12,000	\$2,0000	NA	M
Class 2		Class 1		Class 3	Class 2			Z	Yes		X.	\$10,000	\$24,000		\$25,000	\$8.0000	NA	NA
documents and/or approved amendments in a manufacturing district for residential use	Work does no	approved amendments in a manufacturing district for residential use.	Work does no to approved o documents an	Work does not conform to approved construction documents and/or approved amendments.	Work does not conform to approved construction documents and/or approved amendments	 		\$1,000	\$500		\$1.000	\$6,000	\$12,000		\$24,000	\$4 000	NA	NA
nd/or endments luring sidential	at conform construction	idential No	at <u>conform</u> construction	ndior endments.	rt <u>conform</u> onstruction andments Yeş			No \$5.000	Yes \$2.500	: 	No \$5,000	\$10,000	\$25,000		\$25,000	\$10,000	Ŋ	NA
<u>.</u>		R		s Yes	¥es			100 \$2,500	00 \$1,250		<u>8</u> <u>\$2,500</u>	28-301.1	28-301.1	28-301.1	28-211.1	28-210.2	28-210.2	
\$2.400		\$4 ,800		\$200	\$500			\$10,000	5000		\$10,000	Class 3	Class 2	Class 1	Class 1	Class 2	Class 2	
Yes		R		Yes	Yes			Q \$5,000			0 \$5,000	Failure to maintain building in code- compliant manner.	Failure to maintain building in code- compliant manner.	Failure to maintain building in code- compliant manner.	application etc., containing a material false statement(s),	Plumbing work contrary to approved approvalances that assistamentains conversin of conversin of conversion occupancy for resid use	compliance	conversion of industrial/manufacturing bldg to residential use w/out C of O/code
\$10,000		\$24,000		\$500	\$2,500							ntain Per	ntain e: mer, Ye	ner. No	it(s). No	aintains aintains secupancy No	N	
6.000 \$		\$12,000	- 4 m	\$500	\$1,250 \$5	28-202,1	28-202.1	<u>\$25.000</u> 28-202.1	<u>28-118.3.2</u>	28-118.3.2	<u>\$25,000</u>	s Yes	s Yes	No	No	Yes	No	<u> </u>
10,000		\$25,000		\$500	<u> </u>	2,1 Class 1	1 Class 2	C C a s s	3.2 Class 3	3.2 Class 2	3.2 Class	\$200	\$500	\$1.000	\$4 ,800	\$1,500	\$2,400	
10,000		\$24,000		\$500	\$2,500			1-1			<u>Uccupan</u> that allow <u>Certificat</u> or Buildin <u>records</u>	Yes	Yes	No	Yes	Yes	No.	
\$10,000		\$25,000		\$500	\$10,000	Additional daily civil penalties for continued violations.	Additional monthly penalty for continued violation of 28-210.1	Additional daily penatry for Class 1 violation of 28-2101 - 1 or 2 family converted to greater than 4 family,	Occupancy contrary to that allowed by the Certificate of Occupancy or Building Department records.	that allowed by the Certificate of Occupancy or Building Department records.	Uccupancy contrary to that allowed by the Certificate of Occupancy or Building Department records.	\$500	\$2,500	\$5.000	\$24,000	\$7,500	\$10,000	
28-118.2	28-117,1	28-117.1	28-105.12.2	28-105.12.2	28-105.12.2	No.	No	Z	Yes	Yes	No	\$500	\$1,250	\$2,500	\$12,000	\$3,750	\$6.000	
	Class 2	Class 1	Class 1 Con			No \$1,000/day	No \$250/month	No 1,000/da	Yes \$400	Yes \$1,200	No \$2.400	\$500	\$5,000	\$10,000	\$25.000	\$10,000	<u>\$10,000</u>	
New building or open lot occupied without a valid certificate of occupancy.	Operation of a Place of Assembly without a current Certificate of Operation.	Operation of a Place of Assembly without a current Certificate of Operation.	outdoor Ad Co sign is ontrary compliance with onstruction documents.	Place of Assembly contrary to approved construction documents.	Place of Assembly contrary to approved construction documents.	iday No	onth No	No No) Yes	ų Yes	ة ير	\$500	\$2,500	\$5,000	\$24,000	\$7,500	\$10,000	
en lot valid ancy. No			<u>n is</u> e with nents. No	ents. Yes	entra series and the series of	\$25,000	\$10,000	\$25,000	\$500	\$6,000	\$ 12,000	\$500	\$10,000	\$25,000	\$25,000	\$10,000	\$10,000[\$25,0]	
8	R	K	No	Yes	5	М	¥	×	\$500	\$3,000	\$6,000	28-301.1		28-301.1		28-301 1	28-301.1	
\$1,000	\$800	\$1.600	\$10,000	\$500	\$1,000	NA	M	NA	\$500	\$10,000	\$24,000	Class 2		Class 1		Class 2	Class 1	
No \$5	Yes \$4	No \$8	Yes \$25	Yes	No \$5	¥	¥	¥	\$500	<u>\$6,000</u>	\$12,000	illumination for exits, exit discharges and public corridors per BC 1006.1,27-381.	Failure to maint building in code compliant mann	discharges and corridors per B(1006.1;27-381.	Failure to maintain building in code: compliant manner: illumination for exits, exit	Failure to maintain building in scote compliant manner. Use of prohibited door and/or hardware per BC 1008.1.8, 27-3710).	of prohibited door and/or hardware per BC 1008.1.8; 27-371(i).	Failure to maint
\$5,000	54.000	\$8,000	\$25,000	\$2,500	\$5,000	M		NA	\$500	\$10.000	\$25,000	r <u>rexits, exit</u> nd public <u>BC</u> 1. Yes	ntain le:	<u>BC</u> No	ntain le- iner: exits. exit	ntain be <u>horer. Use</u> BC 371(1). Yes	inner. Case BC 371(i). No	

		1	1			t					I	<u> </u>		· · · · ·	
æ	Zo	æ	2	\$1,250	\$1,250	\$2,500		\$12,000	\$25,000		\$500	÷ 10,000		\$25,000	\$500
\$	\$1,000 No	\$500 Yes	1.000 No	<u>\$5,000</u>	\$5,000	\$10,000		\$25,000	28-301.1		28-301.1		28-301.1		<u>28-301.1</u>
\$ \$ \$ 5 5 5	2 \$5.000	\$	\$5,000	\$2.500	\$ 2,500	\$5,000		\$24,000	Class 2		Class 2		Class 2		Classs 2
\$1.250	\$ 2,500	\$ 1.250	\$2.500	\$10,000	\$10.000	\$25,000		\$25,000	law for water supply system per PC 602.3:27-908(c).	Failure to my building in co compliant m failure to cor	undersized a 504.2:27-98	Failure to maintain building in code: compliant menner: Gas vent reduced or	PC102.3:27-	Fail to maintain building in code-compliant manner re: manner re:	compliant manner lack of a system of automatic sprinklers where required per BC 903.2. 27-954.
\$5.0000	\$12,000	<u>\$5,000</u>	\$10,000	28-301.1	<u>28-301.1</u>	28-301.1	28-301.1	28-301.1	Supphy SC	Alter Anner:	a per FGC	intain de- Inner: Gas of			
\$2 500	\$5,000	\$2,500	\$ <u>5.000</u>	Class 2	Class 1	Class 1	Class 2	Class 1	15		<u>8</u>		Yes Yes		8
\$ 10,000	\$25.000	\$10,000	\$25,000	Failure to maintain building in code- compliant manner, service equipment – elevator per BC, 3001,2,27-987,	Failure to maintain building in code- compilant manner: service equipment - elevator per BC 3001.2:27-987.	Failure to maintain building in code compliant manner improper ext/ext/ access doorway arrangement per BC 1014,2,27-361.	Failure to maintain building in code- compliant manner, no fire stopping per BC 712.3, 27-345.	<u>Hailure to maintain</u> building in code- compliant manner: no fire stopping per BC 712-3-27-345	\$500		5500		\$500		\$500
	28-301.1	28-301.1	28-301.1	Yes	R	31 51 51 51		S S S	Yes		¥₿		Yes		Ĭæ
	Classs 1	Class 2	Class 1	Yes	Z		R	R	\$7.500	N	\$2.500		\$2.500		53
Failure to maintain building in code compliant manner: high- rise to provide exit sign requirement(s) within exits per BC	Failurg to maintain building in code rise to provide exit sign requirement(s) within exits per BC 1011.1.1:27-383.1.	Failure to maintain building in code compliant manner. ftoor numbering sions missing and/or defective per BC 1019.1.727-392	r ailure to maintain building in code: complaan manner. Toor numbering stans missing and/or delective per BC 1019 17727-992	\$500 Yes	<u>81.000</u> No	\$1,200 No	\$500 Ye	\$1,000 N	\$1,259		\$1,250		\$1.250		\$1,250
<u>iner</u> high- exit sign	atain <u>e</u> <u>er</u> t sign within <u>No</u>	itain ne: ne: floor ns missing 22 per BC Yes	ren ner: floor re per Big No	es \$2,500	6 \$5,000	0 38 000	<u>\$2.500</u>	o \$5.000	\$5.000		\$5,000		\$5,000	÷.	\$5,000
:	z	Yes	F	\$1,250	\$2,500	\$3 .000	\$1,250	\$2.500	\$2.500		\$2,500		\$2.500		\$ 2.590
	\$2,400	\$500	\$1,000	\$5,000	\$10,000	\$12,000	\$5,000	\$10,000	<u>\$1</u>		510		\$10		<u>\$10</u>
	8	Yes S	N.	\$2,500	\$ <u>5,000</u>	\$6,000	<u>\$2.500</u>	\$5,000	\$10.000 28-302.1	28-302	<u>\$10,000</u> 28-301	28-301.1	\$10,000	28-301	<u>\$10,000</u>
	\$12,000 \$5,000	\$2,500	\$5,000 \$2,500	\$10,000	\$25,000	\$25,000	\$10,000	\$25,000	12.1 Class 2	2.1 Class	1.1 Class	1.1 Class 1		Class	1.1 Class 2
	00 \$24.000	50 \$5.000	00 \$10,000	28-301.1	28-301.1	28-301.1	28-301.1	28-301.1	Failure to maintain building walk(s) or appurtenances.	Failure to maintain building wall(s) or appurtenances,	Failure to in accords 2 Tit 27. Tt.		Failure to building in	Failure to building in <u>compliant</u> Plumbing trapped ar per PC 91 2 1002.1, 27	
; 	<u>90</u> \$12,000	0 \$2.500	00 <u>\$5,000</u>	Class 1	Class 3	Class 2	Class 1	Class 3	maintain /ali(s) or ances.	<u>maintain</u> rail(<u>s) or</u> inces.	Failure to maintain sign in accordance w Tit.27.Tit.28.2R;RCNY	compliant intellinet. Miss. sign violation by Outdoor Ad Co as per 27-498 through 27-508 & BC H103.1,	maintain code-	Failure to maintain building in code: compliant manner. Plumbing fixture(s) not trapped and/or vented per PC 916 1 & PC 1002 1, 27-901(0).	compliant manner: failure to comply with law for drainage system per PC 702.1.27-911.
						Eailure to maintain building in code- compliant manner: service equipment boiler.	Failure to maintain building in code- compliant manner service equipment boiler,	Failure to maintain building in code compliant manner: service equipment elevator per BC 3001 2:27-987.	Yes Yes	No	No Yes	No No		No	No No
	\$25,000 28-301,1	\$10.000 28-301	<u>\$25,000</u> 28-301	Failure to maintain building in code compliant manner: lack of a system of automatic sprinklers where required per BC 903.2: 27-994.	uipment	naintain code- manner: uipment +	naintain code- panner: upment -	naintain code- nanner: lipment r BC 987.	\$500	\$1,000	\$800	\$10,000		\$500	\$500
	Class 2	1 Class 1	1 Class 1	No.	Yes	Yes	No.	Yes	Yes	R	Yes	Yes		Yes	Yes
Failure to r building in compliant failure to p combustib	Failure to n building in compliant of emeter exits, exit BC 1006.1	Failure to m building in: of emergen exits, exit d and public. BC 1006.1	F-ailure to m building in c of emergiant storage bat connection cer BC 101 (c)		\$	\$	\$1,000	\$ <u>2200</u>	<u>\$2.500</u>	\$5.000	\$4 ,000	\$25,000		\$2,500	<u>\$2,500</u>
Failure to maintain building in code compilant manner. failure to provide non- combustible proscenium	Failure to maintain building in code compliant mande- and public control in the ents, skil discharges and public controls per BC 1006 1; 27-542.	Failure lo maintain building in code compliant manner. lack of emergency lighting for exits. exit discharges and public condots per BC 1006 1: 27-542.	tealure to mannan building in code compliant manner. lack of smergency power or storage battery connection to exit signs per BC 1011.5.3; 27-384 (c).	D Ko	Yes	Yes	R	Yes	<u>\$1,250</u>	\$2,500	\$2,000	\$25,000		\$1,250	\$1,250
	Yes No	No 		\$5,000	\$500	\$2,500	\$5,000	\$500	\$5,000	\$10,000	\$8,000	\$25,000		\$5,000	\$5,000
	\$500	\$1.000	\$ 4.800	\$2.500	\$ 500	\$1,250	\$2,500	\$500	\$2,5 <u>00</u>	\$5,000	\$4,000	\$25,000		\$2,500	<u>\$2.500</u>
	Yes	8		\$10,000	\$500	\$5,000	\$10,000	\$500	\$10,000	\$25,000	\$10,000	\$25,000		\$10,000	\$10,000
	\$2 ,500	<u>\$5,000</u>	<u>\$24,000</u>	\$5,000	\$500	\$2,500	\$ <u>5,000</u>	\$500	28-401.9	28-401.16		28-303.7	28-302.5	28-302.4	28-302.1

Class 1	Çiass 2	Class 2 Class 2		Class 2	Class 3	No	No	No		No		No	R	\$10,000	6 1 2 2 3 3 3 3 5 5 5	\$10,000	\$24,000	\$10,000 \$24,000	312.000 000		\$8,000
Failure to file evidence of liability &/or property	Heid self out as licensed. centried isglastered etc. Lo petform work. requiring DOB license wid obtaining such license	Failure to file a complete	Failure to file an amended report acceptable to this Department indicating Correction of unsafe	Failure to submit a required report of critical examination documenting condition of exterior wall and appurtenances.	Failure to maintain building walks) or appurtenances.	<u>\$1,200</u>	\$2,400	<u>\$1,000</u>		\$500	L	\$10.000	\$500	\$5,000	***	\$5.000	\$12,000	\$12,000			\$4,000
evidence or property		10	··· •·	rt of critical condition ll and ss. Yea	intain 5) or 15, Yes	20	R	8		Yes		Yes	Yes	\$25,000	3 35	\$25,000	\$25,000	\$25,000		f 200	\$10.000
6 	No	No No		No No	es Yes	\$6.000	\$12,000	\$5,000		\$2.500		\$25,000	<u>\$2,500</u> <u>\$</u>	BC 3314.1.1 8.27-1050.1		00 BC 3314.2 & 27-1042	00 BC 3310.5 &	00 BC 3309.4 &	BC 3307.7 &	BC 3307.6 &	0 BC 3307.3.1&
\$2.400	\$500	\$800 \$500		\$8000	\$200	\$3,000	\$6.000	\$2,500		1,250		\$25,000				4.2. <u>&</u> 42 Class	9(d) Cla	31 Class	1/c) Class	.6 & Class 2	3.1& (a) Class
Z	Yes	Yes No		Yes	Yes	\$10,000	\$24,000	<u>\$10.000</u>	1100AB	5,000		\$25,000	\$5,000	use/ hook Class 2 Susr			Failu Safe Coor requi	-	N		
	\$2.500 	\$4,000 \$2,500		\$4,000	\$500	\$6.000	\$12,000	\$5.000		<u>\$2,500</u>		\$25,000	\$2.500	use/inst. off C- hooks/outrigger beams in connection with Suspended Scaffold	<u>id to notify</u> artment prior to	Erected or installed supported scaffold 40 feet or higher without a permit.	Failure to have Site Safety Manager or Coordinator present as required.	Failure to protect adjoining structures during excavation operations,	Job site fence not constructed pursuant to subsection.	Sidewalk shed does not meet code specifications.	Failure to provide sidewalk shed where required.
	\$1,250	\$2,000 \$1,250		\$2,000	\$500	\$ 10,000	\$25,000	\$10,000	<u></u>	\$10,000		\$25,000	\$10,000	ms No			No No	No	ed tes	not No	No
	<u>\$5.000</u>	\$8,000 \$5,000		\$8,000	\$500	BC 3303.3 & 27-1020	<u>BC 3301.9 &</u> 27-1009 (c)	<u>BC 3301.2 &</u> 27-1009(a)		BC 3301.2 & 27-1009(a)		BC 3301.2 & 27-1009(a)		R		No	No	No	¥	No	No
1 3000	\$2.500 	\$4.000 \$2.500		\$4,000	\$500	Class 2	Class 2	Class 1		Class 1		<u>Class 1</u>		\$800		\$1,200	<u>\$2,400</u>	\$2,400	\$800	<u>\$2,400</u>	\$4,800
¢35.000	\$10,000	\$10,000 \$10,000		\$10,000	<u>\$500</u>	Failure to post [permit for street/sidewalk	Failure to provid sign(s) at lob site pursuant to subs	equipment measures or temporary construction No handrails,	Failure to	temporary constr No toe boards.	Failure to institute/main	equipment measi temporary constr No guard rails	Failure to	Yes		No	Yes	No	Yes	No	No
28-405.1	28-405.1	28-404.4	11 2 7788	28-404.1	28-401.9	st D.O.T.	vide/post <u>site</u> ubsection.	nstruction -	tain safety	s.	tain safety	ures or	ain safety	\$4,000		\$6,000	\$12,000	\$12,000	\$4,000	\$10,000	\$24,000
Class	Class	Class 2		Class	Class 1	Yes	Yes No	No No		No		No		\$2,000		\$3,000	\$6,000	\$6,000 0	\$2.000	\$6,000	\$12,000
2 Machin 2 Operate	1 <u>Augustin</u> <u>Superv</u>		License Rigger i appropr	ſ		\$500	\$8000	\$1,000		\$1,000		\$2,400		\$8,000		\$12,000	\$24,000	\$24,000	\$8,000	\$10,000	\$25,000
machine without a Hoisting Machine Operator's license.	machine without a Hoisting Machine Operators license.	ile using rigging ent. sion or use of	Licensed Master/Special Rigger failed to place appropriate "Danger"	Supervision or use of rigging equipment without a Rigger's license.	Failure to file evidence of compliance with Workers Comp, law and/or disability benefits law.) Yes	Yes	No		Ne		Yes		\$4,000		\$6,000	\$12,000	\$12,000	\$4,000	\$10,000	\$24,000
No	a ka	Yes	<u>ai</u>		No	\$2,500	\$4,000	\$5.000		\$5,000		\$12.000		\$10		\$25,000	\$25,000	\$25,000	\$10,000	\$10.000	\$25,000
8	B	8		No	No	\$1,250	\$2,000	\$2,500		\$2,500		\$6.000		\$10,000 BC 3314.4.6.8 \$10,000 26-204.1 (c)	BC 3314.4.6 & 26-204.1 (c)	BC 3314.4.5 & 26-204.1 (a)	000	000 BC 3314.4.5 & 26-204.1 (a)	BC 3314.4.3.1 000 & 27-1045(b)	00	000 BC 3314.4.3.1 & 27-1045
\$800 0	\$1,600	\$800		\$4 ,800	\$1,250	\$5,000	\$8,000	\$10,000		\$10,000		\$24,000		4.6.8 1 (c) Class 2	4.6 & Class	4.5 & Class 2		(a) Class 1	1. <u>3.1</u> 5(b) Class 1	,	15 Class
Yes	R	Yes		No	8	10 \$2.500	0 \$4,000	\$5,000		\$5,000		<u>0</u> \$12,000			Use of s scaffold scaffold		Erected			No recor	Failure to safe/prop suspend
\$4,000	\$8 ,0000	\$4,000		\$24,000	\$6. <u>250</u>	88 	8 	00		00		00		Use of supported scaffold without a scaffold without a scaffold user certificate.	Use of supported scaffold without a scaffold without a scaffold user certificate.	supported scaffold without a scaffold certificate of completion.	, dismantled	repaired, maintained, modified or removed supported scaffold without a scaffold certificate of completion.	Scaffold performed by authorized person at sife.	d of daily n of Suspended	Failure to perform safe/proper inspection of suspended scatfold.
\$2,000	<u>\$4,000</u>	\$2,000		\$12,000	\$3,125	\$10,000 BC	\$10.000 BC	\$25,000 BC	≥. 20	<u>\$25,000</u> <u>BC</u>	BC 3	\$25.000 BC 3	BC	Yes	R	Z		Z	N		No
\$8,000	\$16,000	\$8,000		\$25,000	\$12,500	+-	BC 3396 3&	BC 3306.2.1	BC 3306 &	BC 3304.4 &	BC 3304.3 & 1 RCNY 52- 01(b)	BC 3304.3 & 1 RCNY 52- 01(a)	BC 3303.4 &	No \$1	No \$1	No \$1		No \$2.	No \$2,400		No \$10,000
\$4,000	\$8.000	\$4,000		\$24,000	\$6,250	Class 1 der Class 1 Me		Class 1 ZOP	Class 1 reg	Class 1 pro	Class 2 · · · · · · · · · · · · · · · · · ·	Class 1 ear	Class 2 req	\$800 Yes	\$1,600 No	<u>\$1,200</u> <u>No</u>		\$2,400 No			No
	K	S				Mechanical demolition Wechanical demolition	Failure to provide required notification prior to the commencement of	Failure to provide safety zone for demotition operations.	Failure to carry out demolition operations as required by section.	Failure to provide protection at sides of excavation.	Failure to notify the Department prior to the cancellation of earthwork.	Failure to notify the Department prior to the commencement of earthwork.	Failure to maintain adequate housekeeping per section requirements.	<u>s</u> \$4,000	\$8,000	\$6,000		\$12,000	\$12,000		\$25,000
\$10,000 BC	\$25,000 <u>BC</u>	\$10,000 BC			\$25,000	N 8		No	No No	No	6 6	No	<u>Ves</u>	\$2,000	\$4,000	\$3,000		\$6,000	\$6,000		\$25,000
BC 3301.2 &	BC 3301 2 & 27-1009(a)	BC 3010.1 &	BC 1016.2	28-502.6	28-408.1	R R		6	No	No	ß	No	N	\$8,000	\$16,000	\$10,000		\$24,000	\$24,000		\$25,000
			Class ss 2 ସୁହୁ		Class 2 m	\$1,200 \$1,000		\$1,000	\$2,400	<u>\$2,400</u>	\$1,200	\$1,200	\$800	\$4,000	0 \$8,000	Q \$6.000		0 \$12,000	\$12,000		\$25,000
Failure to safeguard all persons and property affected by construction operations.	Failure to safeguard all persons and property affected by construction operations.	Failure to promptly report an elevator accident involving gersonal injury requiring the services of a physician or damage to property.	compliant manner: provide required corridor width per BC 1016.2:27- 369	outdoor ad co of Tit.27:Tit.28:ZR;or BC Failure to maintain building in code-	Performing unlicensed plumbing work without a master plumber license.	8 8		No \$5	Yes \$1	No \$1)	Yes \$6	No \$6	Yes \$4								
ard all verty ruction No		age to	5.2;27-	BC No	hour a hour a xense. No	\$5,000 \$5,000 \$5,000 \$2,500		\$5,000 \$2,500	\$12,000 \$6,000	\$12,000 \$6,000	5,000 \$3,000	\$6,000 \$3,000	\$4,000	\$10,000	\$25,000	\$10,000		\$25,000	\$25,000		\$25,000

Schedule (designated as "Buildings Penalty Schedule I") will be retained and will apply to all Notices of Violation issued by the Department of Buildings with a date of occurrence on or before June 30, 2008.

The new Construction Codes were enacted pursuant to the provisions of Local Law 33 of 2007 and Local Law 99 of 2005. Local Law 33 of 2007 sets forth administrative, enforcement and technical provisions for the City's new Construction Codes. It has revised and thus complements Local Law 99 of 2005, which enacted administrative provisions of a new Title 28 of the NYC Administrative Code, as well as a new plumbing code. Local Law 33 repealed all of Chapter 1 of Title 26 of the NYC Administrative Code, and many of the provisions of Title 27 of the NYC Administrative Code, effective July 1, 2008. In view of the enactment of the new Construction Codes, the Board has implemented Buildings Penalty Schedules I and II to reflect the changes in the law. On July 1, 2007, the new Construction Codes will become effective in New York City. The enactment of the new Construction Codes provides for improved building safety, enhanced enforcement tools, opportunities for construction cost savings, and incentives for innovative and sustainable building in New York City. The new Construction Codes consist of the New York City Plumbing Code (PC), the New York City Building Code (BC), the New York City Mechanical Code (MC) and the New York City Fuel Gas Code (FGC). In Title 28 of the NYC Administrative Code are found the administration and enforcement provisions that are applicable to both the new Construction Codes, and to the continuing provisions of the pre-existing Building Code. Those provisions of title 27 that continue to be in effect (primarily for existing buildings) have now been retitled the "1968 Building Code."

The new Construction Codes will apply prospectively to all new construction, with some exceptions. For example, for a period of one year after the effective date, owners may elect to use the technical requirements of the 1968 building code, rather than the technical requirements of the new Construction Codes, for new buildings and for applications for alteration of existing buildings. In addition, after that one-year period, alterations of existing buildings will in some circumstances, at the option of the owner, be permitted to comply with the 1968 Building Code.

Even if an existing building (or in some cases, a new or altered building) continues to be governed by the provisions of the 1968 Building Code, rather than by the provisions of the new Construction Codes, the *enforcement* provisions of Title 28 of the NYC Administrative Code will nonetheless apply in connection with those buildings. Title 28 includes, among other provisions, the various penalty structure requirements for violations of these codes. Accordingly, even in connection with the continuing provisions of the 1968 Buildings Code, Buildings Penalty Schedule II will apply in connection with ECB Notices of Violations issued on or after July 1, 2008.

Buildings Penalty Schedule II includes charges from Title 28; the new Construction Codes; the Rules of the Department of Buildings; the Zoning Resolution; and charges that reflect the various continuing provisions of the 1968 Building Code. The penalties in Buildings Penalty Schedule II are based on the penalty provision requirements of Title 28.

The Department of Buildings, pursuant to Chapter 2 of Title 28, will also promulgate Rules in order to implement the provisions of Title 28 and the new Construction Codes. The Department of Buildings rules will include the same charge descriptions and classification levels as are included in Buildings Penalty Schedule II, although without including the penalties themselves. The reason for this replication in DOB's Rule of these portions of Buildings Penalty Schedule II is that the Department of Buildings is mandated by Title 28 to set forth in a rule the classification level for every charge. Specifically, as mandated by Section 28-201.2 of the NYC Administrative Code, the Department of Buildings must indicate in its rules whether a charge has a classification level of "lesser" (Class 3), "major" (Class 2), or "immediately hazardous" (Class 1). These classifications are based on "the effect of the violation on life, health, safety or the public interest or the necessity for economic disincentive." The classification level assigned to a particular charge determines

PC-Misc. FGC-Misc.	PC-Misc. FGC-Misc. MC-Misc	BC 3319.3 & 27-1057(d)	BC 3319.3 & 27-1057(b)	BC 3319.3	BC 3315.2 4 BC 3319.1& 27-1054	BC 3314 6.3 &	BC 3314.6.3 & 27-1009	\$10,000	\$10,000	\$800	\$10,000	\$1,200	\$1,200	\$10,000	\$1,200	\$10,000
Class 2	Class 1	Class 2	Class 2	Class 1	Class 1	Class 2	Class 1	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Yes
Miscellaneous violations.	Miscellaneous violations,	Operation of a crane/derrick without a Certificate of Onsite Inspection.	Operation of grane/derrick without Certificate of Approval/Certificate of Operation.	Operation of a grane/denick without a Certificate of Operation	equip in uns	Failure to provide/use lifeline while working on scaffold nadeouate safety measures. Open n of measures.	Failure to provide/use lifeline while working on scatfold	\$25,000	\$25,000	\$4,000	\$25,000	\$6,000	\$6,000	\$25,000	\$6,000	\$25,000
ens.		of a without a of Onsite	f <u>f</u> <u>f</u> <u>ertificate of</u>	f <u>a</u> k without a f Operation	afe manner	working on working on safety 2bern of */hoisting	ovide/use working on	\$25,000	\$25,000	\$2,000	\$25,000	\$3,000	\$3,000	\$25,000	\$3,000	\$25,000
Yes	No	N	No	No	No	No	No	\$25,000	\$25,000	\$8,000	\$25,000	\$10,000	\$10,000	\$25,000	\$10,000	\$25,000
Yes \$800	<u>s</u> 1,600	<u>0</u> \$2,400	2 \$2,400	5 51,000	\$4,800		\$1,600					_	0 \$6,000	0 \$25,000	0 \$6,000	0 \$25,000
0 	8	No	8	No	o No	Yes	0N	\$25,000	\$25,000	\$4,000	\$25,000	\$6,000	000	000	8	000
\$4,000	\$8,000	\$10,000	\$10.000	\$5,000	\$24,000	\$4,000	\$8,000	\$25,000	\$25,000	\$10,000	\$25,000	\$10,000	\$10,000	\$25,000	\$10,000	\$25,000
\$ 2,000	\$4,000	\$6.000	\$6 .000	\$2,500	\$12,000	\$2,000	\$4,000	ZR-Misc.	ZR-Misc.		ZR-Misc		ZR-Misc			
\$8,000	\$16,000	\$10,000	\$10.000	\$10,000	\$25,000	\$8,000	\$16,000	Class 2	Class 1		Class 3		Class 2			-
\$4,000	\$8,000	\$10,000	\$10,000	\$5,000	<u>\$24,000</u>	\$4,000	900,83	Misc : the Z		Misc s the Zo			Resolu	Miscel		-
\$10,000	\$25,000	\$10.000	\$10,000	\$25,000	\$25,000	\$10,000	\$25,000	Misc sign violation under the Zoning Resolution	Outdoor Ad Co	Misc sign violation under the Zoning Resolution	Miscellaneous violations of the Zoning Resolution.		rtion.	Miscellaneous violations of the Zoning		
ZR 32-00	ZR 25-41	2R 25-41	ZR 22-32	ZR 22-00	ZR 42-543	RS 6-1	PC-Misc FGC-Misc MC-Misc	No No	No		Yes		Yes	IN .		-
Class 2	Class 3	Class 2			Class 1	Class 1	Class 3	Yes	Yes		No		No	h		-
commercial district.	Violation of parking regulations in a residential district.	Violation of parking regulations in a residential district.	impermissible advertising sign in an R Dist Outdoor Ad Co sign in R Dist exceeds height	Illegal use in residential district.	Outdoor Ad Co sign in M Dist exceeds height limit.	Failure to file affidavits and/or comply with other requirements set forth for bhotoluminescent exit path marking.	Miscellaneous violations.	\$800	\$10,000		\$300		\$800			-
Yes	Yes	Yes II		Yes	No No	R	Yes	Yes	Yes		Yes		Yes			-
No	R	N	5 8	No	¥	8	Yes	\$4,000	\$25,000		\$500		\$4,000			-
\$800	\$300	\$800	\$10,000	\$800	\$10,000	\$2,400	\$300		_							-
Yes	Yes		Yes es	Yes	Yes	Yes	Yes	\$2,000	<u>\$25,000</u>		\$500		<u>\$2,000</u>		÷-	-
\$4,000	\$500		\$25,000	\$4,000	\$25,000	\$12,000	\$500	\$8,000	\$25,000		\$500		\$8,000			
\$2,000	\$500	\$2,000	\$25,000	\$2,000	\$25,000	\$6,000	\$500	\$4	\$25		\$ 5		\$4,000			-
\$8,000	\$500	\$8,000	\$25,000	\$8,000	\$25,000	\$24,000	\$500	\$4,000	<u>\$25,000</u>		\$500		000			-
54	\$5	\$4.0	\$25	\$4.0	\$25	\$12.0	\$50									

4,000	500		4.000	5,000	5,000		5,000	2,000		500
\$10,000	\$500		\$10,000	\$25,000	\$25,000		\$25,000	\$25,000		\$500
ZR 42-53		ZR 42-52	ZR 42-00	ZR 32-655		ZR 32-653	ZR 32-652	ZR 32-64	ZR <u>32-64</u>	ZR 32-63
Class 1		Class 1	Class 2	<u>Class 1</u>		Class 2	Class 2	Class 1	Class 2	Class 1
Dist exceeds surface area limits.	Outdoor Ad sign in M	Outdoor Ad Sign not permitted in M Dist.	<u>Illegal use in a</u> manufacturing district.	height for specified C Dist.	Outdoor Ad Co sign exceeds permitted	Prohibited sign on awning, canopy, or marguee in C Dist,	extends beyond street line limitation.	in specified C Dist exceed surface area limits.	Dist exceed(s) surface area restrictions.	<u>advertising sign not</u> <u>aetvertising sign not</u> permitted in <u>specified C</u> Dist. Sign(s) in <u>specified C</u>
No		No	Yes	No		No	No	No	No	No
No		No	No	No		Yes	Yes	N	Yes	N
Ŀ	~		1						 	

Statement of Basis and Purpose of Final Rule

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The Environmental Control Board (ECB) held a Public Hearing on April 14, 2008, on proposed revisions of its Penalty Schedules. This Public Hearing was held jointly with the Department of Buildings, which presented its proposed rules implementing the new Building Code. The Board carefully considered the oral and written comments from the public submitted at the April 14, 2008 Public Hearing with regard to the proposed revisions of its Penalty Schedules. After evaluating the various points presented, the Board determined that no substantive revision to the proposed rule was warranted.

1) The Board has revised the "Buildings Penalty Schedule" found in Section 31-103 of Subchapter G of Chapter 31 of Title 15 of the Rules of the City of New York to add an additional Buildings Penalty Schedule (designated as "Buildings Penalty Schedule II") to reflect the enactment of new Construction Codes, and the simultaneous repeal of substantial portions of the current Buildings Code. Buildings Penalty Schedule II will apply to all ECB Notices of Violation issued by the Department of Buildings with a date of occurrence on or after July 1, 2008. The existing Penalty the applicable statutory penalty range, as well as compliance requirements. The Rule proposed by the Department of Buildings indicates that these classifications of "lesser," "major," and "immediately hazardous" shall be denominated as Class 1, Class 2, and Class 3, respectively. Therefore, Buildings Penalty Schedule II reflects this terminology.

Buildings Penalty Schedule II allows respondents the opportunity to "cure" and so to obtain a zero penalty in connection with all violations classified as Class 3 violations, as well as in connection with some violations classified as Class 2 violations, if an acceptable Certificate of Correction is filed in a timely manner with the Department of Buildings in accordance with its Rules. This provision for cures is based upon the provisions of Section 28-204.2 of the NYC Administrative Code, which provides that no civil penalty shall be imposed for violations that are classified as Lesser (Class 3) violations if those violations are corrected and an acceptable Certificate of Correction is timely filed, within thirty days, with the Department of Buildings. Section 28-204.2 further provides that such a violation later may serve as a predicate for purposes of assessing aggravating factors attributable to multiple offenses. In addition to reflecting these statutorily-mandated requirements, the Buildings Penalty Schedule II provides additional time for correction in connection with cures, in that cures are permitted within forty days, rather than the statutorily-mandated thirty days,

MONDAY, MAY 19, 2008

in order to allow for practical processing-time considerations. Additionally, the Buildings Penalty Schedule II allows for such cures, with a zero penalty, in connection with certain violations that are classified as Class 2, as well as in connection with violations that are classified as Class 3. The zero penalty is consistent with the statutory range set out for Major (Class 2) violations that is set forth in Section 28-202 1

Buildings Penalty Schedule II also reflects the fact that in some cases, the Department of Buildings may offer a stipulation to a respondent in connection with certain types of charges. Stipulation offers are made by the Department of Buildings consistent with its Rules, found in Title 1 of the Rules of the City of New York. Buildings Penalty Schedule II indicates which violations are potentially eligible for such a stipulation offer.

Regarding charges that pertain to Certificates of Occupancy issued by the Department of Buildings, Section 28-201.2.1 provides that violations for "occupancy without a required certificate of occupancy" shall be classified as an "immediately hazardous" (Class 1) violation. The Department of Buildings interprets that provision to mean that a violation for occupancy without a required Certificate of Occupancy is an "immediately hazardous" (Class 1) violation only in cases involving a new building that has never had a Certificate of Occupancy. In all other cases, a violation for occupancy contrary to the Certificate of Occupancy may be written as an "immediately hazardous" (Class 1), "major" (Class 2), or "lesser" (Class 3) violation.

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LOFT BOARD NOTICE

NOTICE OF ADOPTION OF FINAL RULES

NOTICE IS HEREBY GIVEN PURSUANT TO THE AUTHORITY VESTED IN THE NEW YORK CITY LOFT **BOARD** by Article 7-C of the Multiple Dwelling Law and Mayor's Executive Order No. 66, dated September 30, 1982, and pursuant to and in accordance with the requirements of Section 1043 of the New York City Charter, that the New York City Loft Board intends to amend § 2-11(b)(1)(i)(D)of Title 29 of the Rules of the City of New York, relating to the filing fee for the registration of loft buildings. The text proposed to be added to the rules is underlined, and text proposed for deletion is bracketed.

A duly noticed public hearing was held on April 17, 2008, affording the public opportunity to comment on the proposed amendments, as required by section 1043 of the New York City Charter. Written Comments were accepted through April 17, 2008.

Clauses (A) and (C) of subparagraph (i) of paragraph (1) of subdivision (b) of section 2-11 of Title 29 of the Rules of the City of New York are amended, and a new clause (D) is added, to read as follows:

(b) Schedule of reasonable fees. (1) Registration applications.

(i) The filing fee for registration shall be \$200.00 per residentially occupied unit.

(A) Registration of a building or a part thereof as an interim multiple dwelling (IMD) by the owner, lessee of a whole building, and the agent is required annually. The annual period shall [end on June 30] begin on July 1 of each year and end on June 30 of the following year. If more than one registration application is filed for a building, the filing fee for the residentially occupied units therein shall be charged only once during any annual period.

THE CITY RECORD

Pursuant to section 2-11 of the rules of the Loft Board, landlords whose buildings are registered as interim multiple dwellings ("IMDs") are required to renew their registration annually beginning on July 1 of each year. A filing fee specified in section 2-11 is charged for each residentially occupied unit in an IMD. The late submission of registration renewal applications and fees, that is, submission after the start of the filing period on July 1, has unfortunately reached such an extent that the Board has incurred significant enforcement costs in ensuring compliance with its requirements. The Board is therefore constrained to meet these expenses by imposing a late-filing fee for applications submitted after July 31.

Dated: April 17, 2008

Marc Rauch Chairperson

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SPECIAL MATERIALS

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 May 29, 2008, 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	6897		35
acquired in the proceeding	, entitled:	Ulmer Park	k Brancl

ch Library 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

INFORMATION TECHNOLOGY AND TELECOMMUNICATIONS

NOTICE

ACCESS NYC Terminals - Free Computer Giveaway* **Request an Application Today!**

We want to make ACCESS NYC even more available to the public, so we're GIVING AWAY over 500 ACCESS NYC terminals to qualified 501c3 organizations. The awarded terminals will be dedicated computer stations (computer and printer) for clients to screen themselves for benefits using the ACCESS NYC website (<u>www.nyc.gov/accessnyc</u>)

Awards will be made on a first-come-first-serve basis to all qualified 501c3 organizations. All applications must be postmarked no later than May 31, 2008.

If your organization is interested in submitting an application for an ACCESS NYC terminal(s), please send an email request for application instructions to

Sabrina Smith-Sweeney

IN THE MATTER of a proposed contract between the Department of Health and Mental Hygiene and the Contractor listed below, to conduct an educational outreach program with a focus on raising awareness in the Haitian, Jamaican, and Dominican communities on the risks of lead poisoning in children and pregnant women. The contract term shall be from July 1, 2007 to June 30, 2008

Contractor/Address

Friends of Lead Free Children 301 West 107th Street, New York, NY 10025

<u>PIN #</u>	<u>Amount</u>
08EA151701R0X00	\$115,625

The proposed contractor is being funded through Discretionary Funds Appropriation, pursuant to Section 1-02 (e) of the Procurement Policy Board Rules.

A draft copy of the proposed contract is available for public inspection at the New York City Department of Health and Mental Hygiene, Office of the Agency Chief Contracting Officer, 93 Worth Street, Room 812, New York, N.Y. 10013, from May 19, 2008 to May 29, 2008, excluding Saturdays, Sundays and Holidays, from 10:00 A.M. to 4:00 P.M.

Anyone who wishes to speak at this public hearing should request to do so in writing. The written request must be received by the Agency within 5 business days after publication of this notice. Written requests to speak should be sent to Shamecka Williams, Procurement Analyst at the Department of Health and Mental Hygiene, ACCO's Office, 93 Worth Street, Room 812, New York, NY 10013 or swillia9@health.nyc.gov. If DOHMH receives no written request to speak within the prescribed time, DOHMH reserves the right not to conduct the public hearing.

IN THE MATTER of a proposed contract between the Department of Health and Mental Hygiene and the Contractor listed below, to provide Physical Education throughout the City. These services will be provided at the address listed below. The contract term shall be from July 1, 2007 to June 30, 2008.

Contractor/Address

Sportime, LLC d/b/a The SPARK Programs 3155 Northwoods Parkway, Norcross, Georgia 30071

08CR175101R0X00 \$1,299,810

The proposed contractor is being funded through Discretionary Funds Appropriation, pursuant to Section 1-02 (e) of the Procurement Policy Board Rules.

A draft copy of the proposed contract is available for public inspection at the New York City Department of Health and Mental Hygiene, Office the Agency Chief Contracting Officer, 93 Worth Street, Room 812, New York, N.Y. 10013, from May 19, 2008 to May 29, 2008, excluding Weekends and Holidays, from 10:00 A.M. to 4:00 P.M.

IN THE MATTER of a proposed contract between the Department of Health and Mental Hygiene and the Contractor listed below, to provide its Public Health Laboratories (PHL) with a Laboratory Information Management System (LIMS) for the Bio-Threat (BT) and Environmental laboratories. The contract term shall be from September 1, 2008 to August 31, 2012 and will contain one four-year option to renew from September 1, 2012 to August 31, 2016.

Contractor/Address

STARLIMS Corporation 4000 Hollywood Blvd. Suite 515 South Hollywood, FL. 33021

<u>PIN #</u>

(C) Registration as an IMD shall not be issued to or renewed for an owner of a building against whom a fine has been imposed for any violation of these rules or against whom any late-filing fee has been imposed pursuant to § 2-11(b)(1)(i)(D), unless or until such fine and late-filing fee has been paid, or such owner has entered into, and is in compliance with, an installment agreement, payment plan, or other similar arrangement for the payment of such fine. Registration as an IMD shall not be issued to or renewed for an owner of a building unless and until all prior unpaid registration fees and late-filing fees (if any) have been paid.

(D) If the annual renewal registration application and fee are not submitted by July 31 of each year in which they are required to be submitted, the Loft Board shall assess the owner a late filing fee of \$25.00 for the month of July for each residentially occupied unit. Thereafter the Loft Board shall assess the owner an additional late filing fee of \$5.00 per residentially occupied unit for each month or portion of a month until the date when the application is submitted and the fee is paid.

Statement of Basis and Purpose of Proposed Rule:

Director of Training & Outreach accessnyc@hhsconnect.nyc.gov

*Funded by the Center for Economic Opportunity (CEO)

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09MI140601R0X00

\$762,390.00

The proposed contractor has been selected by means of the Competitive Sealed Proposal Method, pursuant to Section 3-03 of the Procurement Policy Board Rules.

A draft copy of the proposed contract is available for public inspection at the New York City Department of Health and Mental Hygiene, Office of the Agency Chief Contracting Officer, 93 Worth Street, Room 812, New York, N.Y. 10013, from May 19, 2008 to May 29, 2008, excluding Weekends and Holidays, from 10:00 A.M. to 4:00 P.M.

Anyone who wishes to speak at this public hearing should request to do so in writing. The written request must be received by the Agency within 5 business days after publication of this notice. Written requests to speak should be sent to Jasmine Salome Contract Manager at the Department of Health and Mental Hygiene, ACCO's Office, 93 Worth Street, Room 812, New York, NY 10013 or jsalome@health.nyc.gov. If DOHMH receives no written request to speak within the prescribed time, DOHMH reserves the right not to conduct the public hearing.

LATE NOTICE

HEALTH AND MENTAL HYGIENE

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Thursday, May 29, 2008, in Spector Hall, 22 Reade Street, Main Floor, Borough of Manhattan, commencing at 10:00 A.M. on the following:

READER'S GUIDE

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

NOTICE TO ALL NEW YORK CITY CONTRACTORS

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

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

CONSTRUCTION/CONSTRUCTION SERVICES OR CONSTRUCTION RELATED SERVICES

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

VENDOR ENROLLMENT APPLICATION

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

- Online at 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

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 $% \mathcal{A}(\mathcal{A})$ 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

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

at (212) 788-0010.

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
- ACAccelerated Procurement
- AMTAmount of Contract
- BLBidders List CSB.....Competitive Sealed Bidding
 - (including multi-step)
- CB/PQ......CB from Pre-qualified Vendor List CPCompetitive Sealed Proposal
- (including multi-step)
- CP/PQCP from Pre-qualified Vendor List
- CRThe City Record newspaper
- DA.....Date bid/proposal documents available DUEBid/Proposal due date; bid opening date
- EMEmergency Procurement
- $IG \ldots \ldots Intergovernmental \ Purchasing$
- LBE.....Locally Based Business Enterprise
- M/WBEMinority/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
- PPBProcurement Policy Board
- PQ.....Pre-qualified Vendors List
- RS.....Source required by state/federal law or grant
- SCEService Contract Short-Term Extension
- DPDemonstration Project
- SS.....Sole Source Procurement
- ST/FED.....Subject to State &/or Federal requirements

NA/9New contractor needed for changed/additional
work
NA/10Change in scope, essential to solicit one or
limited number of contractors
NA/11Immediate successor contractor required due to
termination/default
For Legal services only:
NA/12Specialized legal devices needed; CP not
advantageous
WASolicitation Based on Waiver/Summary of
Circumstances (Client Services/BSB or CP
only)
WA1Prevent loss of sudden outside funding
WA2Existing contractor unavailable/immediate need
C
WA3Unsuccessful efforts to contract/need continues
IGIntergovernmental Purchasing (award only)
IG/FFederal
IG/SState
IG/OOther
EMEmergency Procurement (award only) An
unforeseen danger to:
EM/ALife
EM/BSafety
EM/CProperty
EM/DA necessary service
ACAccelerated Procurement/markets with
significant short-term price fluctuations
SCEService Contract Extension/insufficient time;
necessary service; fair price
Award to Other Than Lowest Responsible & Responsive
Bidder or Proposer/Reason (award only)
OLB/aanti-apartheid preference
OLB/blocal vendor preference
OLB/crecycled preference
OLB/dother: (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

Name of contracting agency

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 prequalified lists.

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:

CPCompetitive Sealed Proposal (including multi-step)

CP/1Specifications not sufficiently definite

CP/2Judgement required in best interest of City

CP/3Testing required to evaluate

CB/PQ/4

CP/PQ/4CB or CP from Pre-qualified Vendor List/

Advance qualification screening needed

DPDemonstration 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

DEPARTMENT OF YOUTH SERVICES ■ SOLICITATIONS

POLICE DEPARTMENT

ITEM

Services (Other Than Human Services)

BUS SERVICES FOR CITY YOUTH PROGRAM CSB PIN # 056020000293 DUE 04-21-03 AT 11:00 am

Use the following address unless otherwise specified in notice, to secure, examinesubmit bid/proposal documents; etc.

Name of contracting division

Type of Procurement action

Category of procurement

Short Title

Method of source selection Procurement identification number Bid submission due 4-21-03 by 11:00 am; bid opening date/time is the sam

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.

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.