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THE CITY RECORD

MICHAEL R. BLOOMBERG, Mayor

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PUBLIC HEARINGS AND MEETINGS

See Also: Procurement; Agency Rules

CITY PLANNING COMMISSION

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN THAT RESOLUTIONS Have been adopted by the City Planning Commission scheduling public hearings on the following matters to be held at Spector Hall, 22 Reade Street, New York, New York, on Wednesday, August 27, 2008, commencing at 10:00 a.m.

BOROUGH OF BROOKLYN No. 1 HOPKINSON/PARK PLACE

CD 16 C080447 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 1612 Park Place (Block 1468, Lot 56); and 404 A, 408, 414, and 416 Hopkinson Avenue (Block 1468, Lots 58, 60, 63, and 64), 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 residential building, tentatively known as Hopkinson/Park Place, with approximately 25 units, to be developed under the Department of Housing Preservation and Development's New Foundations Program.

No. 2

COMMON GROUND SENIOR HOUSING

CD 16 C 080492 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 St. Mark's Avenue (Block 1452, Lot 65), 1511, 1505, 1503, and 1501 St. Mark's Avenue (Block 1452, Lots 59, and 62-65), Bergen Street (Block 1452, Lot 138), and Saratoga Avenue (Block

1452, Lot 147), 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 residential building, tentatively known as Common Ground Senior Housing, with approximately 71 units, to be developed under the U.S. Department of Housing and Urban Development's Section 202 Supportive Housing Program for the Elderly.

BOROUGH OF MANHATTAN Nos. 3, 4 & 5 DEPARTMENT OF SANITATION GARAGE No. 3

CD 2 C 080281 ZSM
IN THE MATTER OF an application submitted by the New York City Department of Sanitation pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-743(a)(2) of the Zoning Resolution to modify the requirements of Section 43-40 (Height and Setback Regulations) and Section 43-20 (Yard Regulations) to allow a proposed garage building to be located without regard for the applicable height and setback and rear yard regulations, on property located at 500 Washington Street (Block 596, Lot 50), in an M2-4 District, within a General Large-Scale Development.

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. 4

CD 2 C 080279 PSM
IN THE MATTER OF an application submitted by the Department of Sanitation 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 553 Canal Street/297 West Street (Block 595, Lot 87) for use as a salt storage facility.

No. 5

CD 2 C 080280 PCM
IN THE MATTER OF an application submitted by the Department of Sanitation 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 500 Washington Street (Block 596, lot 50) for use as a garage.

NOTICE

On Wednesday, August 27, 2008, at 10:00 A.M. at the Department of City Planning, 22 Reade Street, in Lower Manhattan, a public hearing is being held in Spector Hall by the New York City Department of Sanitation in conjunction with the above ULURP hearing to receive comments related to a Draft Environmental Impact Statement (DEIS) concerning the Site Selection and Acquisition of property for use as a Sanitation Garage for Manhattan Districts 1, 2, and 5 and the Site Selection of property for use as a Salt Shed; and a Special Permit pursuant to Section 74-743 (Special Provisions for Bulk Modifications)

Resolution (ZR) to modify Section 43-40 (Height & Setback Regulations), Section 43-43 (Maximum Height of Front Wall and Required Front Setbacks), Section 43-20 (Yard Regulations) and Section 43-28 (Special Provisions for Through Lots); and an Authorization pursuant to Section 13-50 (Special Permits and Authorizations) and 13-553 (Curb Cuts) for Curb Cuts on a Wide Street. The actions would facilitate the construction of a new Department of Sanitation garage complex and salt shed to be located on Spring Street between Washington Street and West Street/Route 9A (Block 596, Lot 50 and Block 595, Lot 87) in Manhattan Community District 2.

This hearing is being held pursuant to the State Environmental Quality Review Act (SEQRA) and City Environmental Quality Review (CEQR), CEQR No. 07DOS003M.

Nos. 6 & 7 HARBORVIEW No. 6

CD 4 C 080400 ZSM
IN THE MATTER OF an application submitted by the New York City Housing Authority and the Department of Housing Preservation and Development pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant Section 78-312(d) of the Zoning Resolution to allow modifications of the front height and setback regulations on the periphery of a Large-Scale Residential Development (Block 1083, Lots 1 & 15, and Block 1084, Lot 9) in connection with the development of two residential buildings on property located at 513 West 55th Street and 520 West 56th Street (Block 1084, p/o Lot 9), within the Clinton Urban Renewal Area, in an R8 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. 7

CD 4 C 080401 ZSM
IN THE MATTER OF an application submitted by the New York City Housing Authority and the Department of Housing Preservation and Development pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant Section 74-681(a)(1) of the Zoning Resolution to allow that portion of the railroad or transit right-of-way which will be completely covered over by a permanent platform to be included in the lot area in connection with the development of two residential buildings on property located at 513 West 55th Street and 520 West 56th Street (Block 1084, p/o Lot 9), in a Large-Scale Residential Development (Block 1083, Lots 1 & 15, and Block 1084, Lot 9), within the Clinton Urban Renewal Area, in an R8 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. 100

No. 8

BILTMORE GARAGE

CD 5 C 030513 ZSM
IN THE MATTER OF an application submitted by Biltmore Tower LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Sections 13-562 and 74-52 of the Zoning Resolution to allow an attended public parking garage with a maximum capacity of 60 spaces on portions of the ground floor and cellar, and to allow 1,740 square feet of floor space up to a height of 23 feet above curb level to be exempted from the definition of floor area as set forth in Section 12-10 (DEFINITIONS), of an existing mixed use building on property located at 271 West 47th Street a.k.a. 770-780 Eight Avenue (Block 1019, Lots 1, 5, 8, 59 & 61), in a C6-4 District, within the Special Midtown District (Theatre Sub-district).

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

No. 9

WEST 22ND STREET GARAGE

CD 4 C 070261 ZSM
IN THE MATTER OF an application submitted by AG West

22nd Street Realty, LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Sections 13-562 and 74-52 of the Zoning Resolution to allow an attended public parking garage with a maximum capacity of 137 spaces on portions of the first floor, cellar, and sub-cellar of a proposed mixed use building on property located at 133-145 West 22nd Street (Block 798, Lots 19, 21, 23, 24 and 25), in a C6-3A 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, NY, 10007

No. 10
TRIBECA NORTH TEXT AMENDMENT

CD 1 N 080297 ZRM
IN THE MATTER OF an application submitted by the Office of the Borough President and Community Board 1, Manhattan pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, concerning Section 111-104 (Special provisions for Areas A1, A2, A3, A4, and B2) relating to the Special Tribeca Mixed Use District in Community District 1, in the Borough of Manhattan.

TRIBECA MIXED USE DISTRICT AREA A4 TEXT AMENDMENT

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

ARTICLE XI: SPECIAL PURPOSE DISTRICTS
CHAPTER 1: SPECIAL TRIBECA MIXED USE DISTRICT
* * *

111-104
Special Provisions for Areas A1, A2, A3, A4 and B2
* * *

(d) Area A4

Except as set forth herein, the bulk regulations of the underlying district shall apply.

- (1) Table A of Section 35-24 shall be modified in C6-3A Districts, except for properties in historic districts, to permit a maximum base height of 70 feet and a maximum building height of 160 140 feet within 100 feet of a #wide street#. A penthouse portion not exceeding ten feet in height may be constructed above such height, provided that such penthouse portion is set back 25 feet from any #narrow street#.

Table A Section 35-24 shall also be modified in C6-2A Districts, except for properties in historic districts, to permit a maximum base height of 70 feet and a maximum building height of 110 feet.

* * *

BOROUGH OF STATEN ISLAND
No. 11

NYCWiN TELECOMMUNICATIONS TOWER

CD 3 C 080448 ZSR
IN THE MATTER OF an application submitted by Northrop Grumman Information Technology Inc. pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 107-73 of the Zoning Resolution to modify the height and setback regulations of Section 107-43 to allow a 120 foot-high telecommunications tower in connection with a proposed wireless communications facility on property located at 4414 Arthur Kill Road (Block 7380, Lot 70), in an M1-1 District, within the Special South Richmond Development 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.

Nos. 12 & 13
CHANNEL 16-TELECOMMUNICATIONS TOWER
No. 12

CD 3 C 080476 ZSR
IN THE MATTER OF an application submitted by New York City's Department of Information Technology & Telecommunications pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 107-73 of the Zoning Resolution to modify the height and setback regulations of Section 107-43 to allow a 112 foot-high telecommunications tower in connection with a proposed wireless communications facility on property located at 40 Storer Avenue (Block 7315, Lot 82), in an M1-1 District, within the Special South Richmond Development 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. 13

CD 3 C 080477 PSR
IN THE MATTER OF an application submitted by the Department of Information Technology and Telecommunications and the Department of Citywide Administrative Services pursuant to Section 197-c of the New York City Charter for site selection of property located at 40 Storer Avenue (Block 7315, p/o Lot 82) for use as a public safety wireless facility.

No. 14
NYCWiN-TELECOMMUNICATIONS TOWER

CD 3 C 080450 ZSR
IN THE MATTER OF an application submitted by Northrop Grumman Information Technology Inc. pursuant to Sections

197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 107-73 of the Zoning Resolution to modify the height and setback regulations of Section 107-43 to allow a 120 foot-high telecommunications tower in connection with a proposed wireless communications facility on property located at 209-211 Main Street (Block 8047, Lot 39), in an R3A/C2-1 District, within the Special South Richmond Development 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. 15
ENGINE COMPANY 160

CD 2 C 050138 PSR
IN THE MATTER OF an application submitted by the Fire Department and the Department of Citywide Administrative Services pursuant to Section 197-c of the New York City Charter for site selection of property located at 1850-1852 Clove Road (Block 2905, Lot 1), Community District 2, Staten Island, for use as a vehicle and equipment storage facility.

BOROUGH OF MANHATTAN
No. 16
WEST CHELSEA HISTORIC DISTRICT

CD 2 C 090044 HKM
IN THE MATTER OF a communication dated July 24, 2008 from the Executive Director of the Landmarks Preservation Commission regarding the West Chelsea Historic District, designated by the Landmarks Preservation Commission on July 15, 2008 (List No. 404/LP No. 2302). The district boundaries are:

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 510-514 West 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 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.

MORNINGSIDE PARK LANDMARK
No. 17

CD 10 N 090045 HKM
IN THE MATTER OF a communication dated July 24, 2008 from the Executive Director of the Landmarks Preservation Commission regarding the landmark designation of Morningside Park Scenic Landmark, Morningside Park, including the Lafayette and Washington Park triangle, bounded by the eastern curbline of Morningside Drive, the northern curbline of Cathedral Parkway (West 110th Street), the western curbline of Morningside Avenue, the southern curbline of West 123rd Street, the eastern curbline of Amsterdam Avenue, and the southern curbline of Morningside Drive, to the point of the beginning (Block 1850, Lots 1 and 2, and Block 1849, Lot 1), by the Landmarks Preservation Commission on July 15, 2008 (List No. 404/LP-2254), Borough of Manhattan, Community District 10.

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

a14-27

INDUSTRIAL DEVELOPMENT AGENCY

■ PUBLIC HEARINGS

The New York City Industrial Development Agency (the "Agency") is empowered under the New York State Industrial Development Agency Act (constituting Title 1 of Article 18-A of the General Municipal Law), and Chapter 1082 of the 1974 Laws of New York, as amended, to issue nonrecourse revenue bonds to provide financing for qualified projects, and to enter into industrial and small industry incentive program transactions and other straight-lease transactions for the benefit of qualified projects, and thereby advance the job opportunities, general prosperity and economic welfare of the people of the State of New York (the "State") and to improve their prosperity and standard of living. The Agency has been requested (i) to make available the proceeds of its bonds to be issued in the approximate aggregate dollar amounts, to be used by the persons, for the purposes, and at the addresses identified below, and (ii) to participate in industrial and small industry incentive program straight-lease transactions and other straight-lease transactions for the purposes and at the addresses also identified below. As used herein, "bonds" are bonds, the interest on which may be exempt from local and/or State and/or Federal income taxes; and the "City" shall mean The City of New York. As used herein with reference to bond amounts, "approximately" shall be deemed to mean up to such stated bond amount or a greater principal amount not to exceed 10 % of such stated bond amount.

Straight lease (Industrial Incentive Program) transaction for the benefit of a to-be-formed holding company, on behalf of Best Choice Trading Corporation, a wholesale seafood distributor, in connection with the renovation, equipping and/or furnishing of an approximately 19,840 square foot facility located on an approximately 19,840 square foot parcel of land at 146 Stewart Avenue, Brooklyn, New York, and in connection with the acquisition, renovation, equipping and/or furnishing of an approximately 8,749 square foot facility located on an approximately 9,284 square foot parcel of land located at 150 Stewart Avenue, Brooklyn, New York. The financial assistance proposed to be conferred by the Agency will consist of payments in lieu of City real property taxes, exemption from City and State mortgage recording taxes and exemption from City and State sales and use taxes.

Approximately \$4,000,000 industrial development revenue bond transaction on behalf of a to-be-formed real estate holding company, for the benefit of Boundary Fence & Railing Systems, Inc., a fence and railing manufacturer and distributor, in connection with the acquisition, renovation, equipping and / or furnishing of an approximately 23,500 square foot facility located on an approximately 47,500 square foot parcel of land located at 87-35 131st Street, Richmond Hill, Queens, New York and in connection with the acquisition, construction, renovation, equipping and / or furnishing of an approximately 2,000 square foot facility on an approximately 47,500 square foot parcel of land located at 87-35 131st Street, Richmond Hill, Queens, New York. The financial assistance proposed to be conferred by the Agency will consist of such bond financing, payments in lieu of City real property taxes, exemption from City and State mortgage recording taxes and exemption from City and State sales and use taxes.

Straight lease (Industrial Incentive Program) transaction for the benefit of a to-be-formed holding company, on behalf of Hoskie Co., Inc., a meat and seafood by-products processor and wholesaler, in connection with (i) the acquisition, renovation, equipping and/or furnishing of an approximately 20,000 square foot facility located on an approximately 20,000 square foot parcel of land located at 130-140 Harrison Place, Brooklyn, New York; (ii) the acquisition, renovation, equipping and/or furnishing of an approximately 22,000 square foot facility located on an approximately 22,000 square foot parcel of land located at 142-152 Harrison Place, Brooklyn, New York; and (iii) the acquisition, renovation, equipping and/or furnishing of an approximately 4,273 square foot facility located on an approximately 4,273 square foot parcel of land located at 33-35 Varick Street, Brooklyn, New York; and (iv) the acquisition, renovation, equipping and/or furnishing of an approximately 8,432 square foot facility located on an approximately 8,546 square foot parcel of land located at 21 Varick Street, Brooklyn, New York; and (v) the acquisition, renovation, equipping and/or furnishing of an approximately 5,000 square foot facility located on an approximately 5,000 square foot parcel of land located at 143-147 Grattan Avenue, Brooklyn, New York; and (vi) the acquisition, renovation, equipping and/or furnishing of an approximately 6,371 square foot facility located on an approximately 6,438 square foot parcel of land located at 137-141 Grattan Avenue, Brooklyn, New York. The financial assistance proposed to be conferred by the Agency will consist of payments in lieu of City real property taxes, exemption from City and State mortgage recording taxes and exemption from City and State sales and use taxes.

Straight lease (Industrial Incentive Program) transaction for the benefit of Winant Place LLC, on behalf of James F. Volpe Electrical Contracting Corp., an electrical contractor, in connection with the construction, renovation, equipping and/or furnishing of an approximately 17,800 square foot facility located on an approximately 15,792 square foot parcel of land located at 25 Marble Loop (a/k/a Winant Place), Staten Island, New York, (Block 7400, Lot 179). The financial assistance proposed to be conferred by the Agency will consist of payments in lieu of City real property taxes, exemption from City and State mortgage recording taxes and exemption from City and State sales and use taxes.

Straight lease (Industrial Incentive Program) transaction for the benefit of Mehadrin Dairy, LLC, L.F.W. Dairy, LLC, and BBM, LLC, kosher dairy manufacturers and distributors, in connection with the construction, renovation, equipping and/or furnishing of an approximately 76,000 square foot

facility located on an approximately 46,000 square foot parcel of land located at 328 Boerum Street and 79 Bogart Street (a/k/a 353 McKibbin Street), Brooklyn, New York, (Block 3083, Lots 16 & 30). The financial assistance proposed to be conferred by the Agency will consist of payments in lieu of City real property taxes, exemption from City and State mortgage recording taxes and exemption from City and State sales and use taxes.

Straight lease (Industrial Incentive Program) transaction for the benefit of to-be-formed holding company, on behalf of Rapid Processing, LLC, a paper processor and recycler and Five Star Carting Inc., a waste and recycling company, in connection with the following, (all properties listed are located within the City of New York): (i) the acquisition, renovation, equipping and/or furnishing of an approximately 185,000 square foot facility (consisting of one building or contiguous buildings) located on an approximately 200,000 square foot parcel of land located at 62-70 Scott Avenue, Brooklyn; 72-136 Scott Avenue, Brooklyn; 138-142 Scott Avenue, Brooklyn; and 150-160 Scott Avenue; and (ii) the acquisition, renovation, equipping and/or furnishing of an approximately 37,500 sq. ft. square foot facility located on an approximately 37,500 sq. ft. parcel of land located at 34 Porter Avenue, Brooklyn; 95-96 Thames Street, Brooklyn; 87 Thames Street, Brooklyn, and (iii) the acquisition, renovation, equipping and/or furnishing of an approximately 5,000 sq. ft. facility located on an approximately 5,000 sq. ft. located at 88 Grattan Street, Brooklyn; and (iv) the acquisition of a 63,644 sq. ft. vacant parcel of land (consisting of one parcel or contiguous parcels of land) located at 115-137 Scott Avenue, Brooklyn; 162 Scott Avenue, Brooklyn; and 575-593 Scott Avenue, Brooklyn; and (v) the acquisition of a 2,300 sq. ft. parcel of land at Block 3393, Lot 125; and (vi) the acquisition, renovation, furnishing and/or equipping of an approximately 12,432 sq. ft. facility located on an approximately 13,970 sq. ft. parcel of land located at 941 Stanley Avenue, Brooklyn. The financial assistance proposed to be conferred by the Agency will consist of payments in lieu of City real property taxes, exemption from City and State mortgage recording taxes and exemption from City and State sales and use taxes.

Pursuant to Section 859a of the General Municipal Law of the State of New York and Internal Revenue Code Section 147(f), the Agency will hold a hearing on the proposed financings and transactions set forth above at the office of the New York City Economic Development Corporation ("NYCEDC"), 110 William Street, 4th Floor, New York, New York commencing at 10:00 A.M. on Thursday, September 4, 2008. Interested members of the public are invited to attend. The Agency will present information at such hearing on the proposed financings and transactions set forth above. Pursuant to subdivision 3 of the above-referenced Section 859a, the Agency will, in addition, provide an opportunity for the public to review at such hearing the project application and the cost-benefit analysis for each of the proposed financings and transactions. For those members of the public desiring to review project applications and cost benefit analyses before the date of the hearing, copies of these materials will be made available, starting on or about noon on the Friday preceding the hearing. Persons desiring to obtain copies of these materials may visit the website of the New York City Economic Development Corporation at nycedc.com or may call (212) 312-3543. Persons desiring to make a brief statement regarding the proposed financings and transactions should give prior notice to the Agency at the address or phone number shown below. Written comments may be submitted to the Agency to the attention of Mr. David Shelley at the address shown below. Please be advised that certain of the aforementioned proposed financings and transactions may possibly be removed from the hearing agenda prior to the hearing date. Information regarding such removals will be available by contacting dshelley@nycedc.com on or about noon on the Friday preceding the hearing.

New York City Industrial Development Agency
110 William Street, 6th Floor
New York, New York 10038
(212) 312-3543

☛ a22

OFFICE OF THE MAYOR

PUBLIC HEARING

NOTICE OF PUBLIC HEARING ON PROPOSED LOCAL LAWS

PURSUANT TO STATUTORY REQUIREMENT, NOTICE IS HEREBY GIVEN that proposed local laws numbered and titled hereinafter have been passed by the Council and that a public hearing on such proposed local laws will be held in the Blue Room at City Hall, Borough of Manhattan, New York City, on **Wednesday, September 3, 2008 at 2:00 pm:**

Int. 264-A - A Local Law to amend the administrative code of the city of New York, in relation to the use of air conditioning systems.

Int. 755-A - A Local Law to amend the administration code of the city of New York, in relation to the qualifications of the commissioner of buildings.

Int. 783-A - A Local Law to amend the New York city charter and the administrative code of the city of New York, in relation to site safety personnel, including concrete safety managers.

Int. 790-A - A Local Law to amend the administrative code of the city of New York, in relation to enhanced site-specific safety plans.

Michael R. Bloomberg
Mayor

NOTE: Individuals requesting Sign Language Interpreters should contact the Mayor's Office of City Legislative Affairs, 253 Broadway, 14th Floor, New York, NY 10007, (212) 788-3678, no later than five business days prior to the public hearing. TDD users call Verizon relay service.

☛ a22

BOARD OF STANDARDS AND APPEALS

PUBLIC HEARING

SEPTEMBER 9, 2008, 10:00 A.M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday morning, September 9, 2008, 10:00 A.M., at 40 Rector Street, 6th Floor, New York, N.Y. 10006, on the following matters:

SPECIAL ORDER CALENDAR

719-56-BZ

APPLICANT – Walter T. Gorman, P.E., for ExxonMobil Corporation, owner; Victory Service Station Incorporated, lessee.
SUBJECT – Application July 2, 2008 - Extension of Term/waiver for a gasoline service station (Mobil) in a C2-1/R3-2 zoning district which expired on April 27, 2007 and Extension of Time to obtain a Certificate of Occupancy which expired on October 26, 2000.
PREMISES AFFECTED – 2525 Victory Boulevard, northwest corner of Willowbrook Road, Block 1521, Lot 1, Borough of Staten Island.
COMMUNITY BOARD #1SI

115-94-BZ

APPLICANT – Martyn & Don Weston, for Irma Poretsky, owner.
SUBJECT – Application June 16, 2008 - (\$11-411) Extension of Term/Waiver for an Automotive Repair Shop located in an R6 zoning district which expired on July 30, 2006.
PREMISES AFFECTED – 2470-2480 Bedford Avenue, 60 feet north of Clarendon Road, Block 5167, Lot 40, Borough of Brooklyn.
COMMUNITY BOARD #14BK

APPEALS CALENDAR

191-08-BZY

APPLICANT – Stuart A. Klein, for 1610 Avenue S, LLC, owner.
SUBJECT – Application July 14, 2008 - Extension of time to complete construction (11-331) of a minor development commenced prior to the amendment of the zoning district regulations. R4-1 Zoning District.
PREMISES AFFECTED – 1610 Avenue S, Block 7295, Lot 3, Borough of Brooklyn.
COMMUNITY BOARD #15BK

SEPTEMBER 9, 2008, 1:30 P.M.

NOTICE IS HEREBY GIVEN of a public hearing, Tuesday afternoon, September 9, 2008, at 1:30 P.M., at 40 Rector Street, 6th Floor, New York, N.Y. 10006, on the following matters:

ZONING CALENDAR

11-07-BZ

APPLICANT – Dominick Salvati and Son Architects, for Joseph Giahn, owner.
SUBJECT – Application January 9, 2007 – Variance (§ 72-21) to allow a five (5) story office building with ground floor retail, contrary to use regulations (§ 22-00). R6B district.
PREMISES AFFECTED – 41-06 Junction Boulevard, south west corner formed by Junction Boulevard and 41st Avenue, Block 1598, Lots 7 & 8, Borough of Queens.
COMMUNITY BOARD #4Q

158-08-BZ

APPLICANT – Law Office of Fredrick A. Becker, for Kay Robyn Askenazi and Shay Ashkenazi, owners.
SUBJECT – Application June 6, 2008 – Special Permit (§73-622) for the enlargement of an existing single family residence. This application seeks to vary floor area, lot coverage and open space (23-141); less than the minimum side yards (23-461) and less than the minimum rear yard (23-47) in an R3-2 zoning district.
PREMISES AFFECTED – 1814 East 27th Street, west side of East 27th Street, between Avenue R and Avenue S, Block 6832, Lot 11, Borough of Brooklyn.
COMMUNITY BOARD #15BK

179-08-BZ

APPLICANT – Rizzo Group, for 600 Broadway Partners, LLC, owner; 24 Hour Fitness USA, Inc., lessee.
SUBJECT – Application July 22, 2008 – Special Permit (§73-36) to allow a Physical Culture Establishment on the fourth, fifth, and sixth floors in a six-story building. The proposal is contrary to ZR Section 42-10. M1-5 district.
PREMISES AFFECTED – 600 Broadway, southeast corner of Houston Street, Block 511, Lot 16, Borough of Manhattan.
COMMUNITY BOARD #2M

Jeff Mulligan, Executive Director

a21-22

COURT NOTICE

LOWER MANHATTAN DEVELOPMENT CORPORATION

NOTICE

NOTICE OF APPLICATION TO CONDEMN PURSUANT TO SECTION 402(B) (2) OF THE EMINENT DOMAIN PROCEDURE LAW

PLEASE TAKE NOTICE that an application will be made by the LOWER MANHATTAN DEVELOPMENT CORPORATION ("LMDC") to the Supreme Court of the State of New York, New York County, in the Motion Support Court Room, Room 130, 60 Centre Street, New York, New York, on September 3, 2008, at 9:30 o'clock in the forenoon of that day, for an order pursuant to Section 402(B)(2) of the Eminent

Domain Procedure Law: (a) authorizing LMDC to file an acquisition map, in connection with the World Trade Center Memorial and Cultural Program, in the Office of the Clerk of the County of New York or the Office of the Register, Borough of Manhattan; (b) directing that, upon the filing of the order and such map, title to the surface and subsurface rights and interests in the permanent, perpetual subsurface easements sought to be acquired shall immediately vest in LMDC; (c) providing that the compensation which should justly be made be ascertained and determined by the aforesaid Supreme Court, without a jury and without referral to a referee or commissioner; and (d) granting LMDC such other and further relief as the Court may deem just and proper.

PLEASE TAKE FURTHER NOTICE that the property interests sought to be acquired by LMDC are generally located within the area bounded by West, Liberty, Church and Vesey Streets, known as Manhattan Tax Block 58, Lot 1, and sometimes known as the World Trade Center Site (the "WTC Site"), and the areas directly adjacent thereto, in the Borough of Manhattan, County, City and State of New York, and includes:

- title in fee to certain surface rights in certain parcels of land along Vesey, Church, Fulton, Dey, Cortlandt and Liberty Streets;
- title in fee to certain subsurface rights in certain parcels of land within the beds of Greenwich and Church Streets; and
- permanent, perpetual subsurface easements below portions of Vesey, Church and Liberty Streets;

all being a part of the World Trade Center Memorial and Cultural Program. The property interests sought to be acquired in this proceeding are generally described in Schedule A following this notice.

The property interests to be acquired in this proceeding shall **exclude:**

a. All right, title and interest of the Metropolitan Transit Authority - New York City Transit Authority (the "TA"), the Port Authority Trans-Hudson Corporation (the "PATH"), or both, in and to the following property, if and to the extent located within any property interest being acquired:

- routes, tracks, tunnels, switches, sidings, extensions, connections, platforms, structures or terminals;
- wires, conduits, pipes, ducts, telephone, signal and other communication or service facilities;
- columns, footings, bracings, foundations and other structural members; and
- any other device, equipment and facilities used in connection with the operation or maintenance of the TA's subway system.

b. Public and governmental utility facilities and reasonable rights of access to such public and governmental utility facilities necessary for the maintenance, operation, repair, replacement or use of the same whether or not embodied in recorded instruments. It being understood that the acquisition map does not purport to locate or describe below grade conditions or improvements.

c. With respect to any street shown in the acquisition map or with respect to any space 1.35 feet below the curb level of any such street, the right, title and interest of The City of New York (the "City") to install, replace and maintain water and sewer lines, pipes, equipment and related apparatus and further the exclusive right by the City in such space 1.35 feet below the curb level to license or grant utilities a right to install, replace and maintain such utilities therein, including, without limitation, electric, gas, telephone and communication cables, lying within the lines of any street shown on the acquisition map.

d. All equipment and other property of the City, including, but not limited to, police and fire communication lines, necessary for the maintenance of the public health and safety and having a physical manifestation within the property interests being acquired or located in any space more than 1.35 feet below any street; all recorded easements, licenses, and other agreements, if any, for such equipment and other property of the City; and reasonable rights of access to all such equipment and other property of the City necessary for the maintenance, operation, repair, replacement or use of the same whether or not embodied in recorded instruments.

e. All agreements previously entered into by and between the City and The Port Authority of New York and New Jersey (the "Port Authority") with respect to the property interests described on the acquisition map, whether or not embodied in recorded instruments.

The property interests to be acquired in this proceeding shall also be subject to: (a) the Tie-Back Easement Terms agreed to between the Port Authority and LMDC; and (b) the use restrictions and other restrictions and requirements set forth in the Declarations of Restrictive Covenant, dated December 5, 2007, between the Port Authority and the City, more particularly described and defined as the Cortlandt Street Right of Way and the Dey Street Right of Way. In addition to the exclusions listed above, the City shall have the right to retain, install, maintain, repair, operate and replace any equipment or property necessary for the maintenance of the public health and safety within the property interests being acquired in this proceeding, or located in any space more than 1.35 feet below any street.

Such restrictions and requirements shall run with the land and shall only bind LMDC for so long as LMDC holds title to the property interests affected thereby, but shall be forever binding upon LMDC's transferees or assignees (whether direct or remote), including, without limitation, the Port Authority.

No existing agreements or understandings by or between the City and the Port Authority with respect to any of the above-noted property interests including, without limitation, their use, operation, repair, restriction or maintenance, whether direct or indirect, shall be affected or modified by their condemnation, acquisition or transfer.

PLEASE TAKE FURTHER NOTICE that a diagram or representation of the acquisition map, which shows the perimeters of the property to be acquired, is set forth below:

August 11, 2008

LOWER MANHATTAN DEVELOPMENT CORPORATION
One Liberty Plaza, 20th floor New York, New York 10006
Tel. (212) 962-2300

By: Irene Chang
General Counsel and Secretary

Schedule A

PARCEL 2. Surface rights above 1.35 feet below top of curb in a parcel of land approximately 221 feet along the former southerly line of Vesey Street, as eliminated per Map Acc. No. 29910, between the westerly line of the former Washington Street, as eliminated per Map Acc. No. 29910, and the former easterly line of West Street, as eliminated per Map Acc. No. 29910, extending northerly approximately 14 feet.

PARCEL 3. Subsurface rights 1.35 feet below top of curb in a portion of the bed of Greenwich Street (creating a rectangle-like shape beginning from the corner formed by the intersection of the southerly line of Vesey Street and the easterly line of Greenwich Street, extending southerly approximately 48 feet along the easterly line of Greenwich Street, and extending westerly approximately 70 feet into the bed of Greenwich Street.)

PARCEL 6. Surface rights above 1.35 feet below top of curb in an "L"-shaped parcel of land measured from a point approximately 12 feet south of the corner formed by the intersection of the former southerly line of Vesey Street, as eliminated per Map Acc. No. 29910, and the former westerly line of Church Street, as eliminated per Map Acc. No. 29910, extending southerly approximately 149 feet along the former westerly line of Church Street, extending from the same point westerly approximately 401 feet between Church and Greenwich Streets, and extending southerly from the prior course approximately 70 feet.

PARCEL 7. Surface rights above 1.35 feet below top of curb in a portion of Fulton Street (creating a triangle-like shape beginning at a point approximately 37 feet west along the northerly line of Fulton Street from the corner formed by the intersection of the northerly line of Fulton Street and the former westerly line of Church Street, as eliminated per Map Acc. No. 29910, extending westerly approximately 24 feet along the northerly line of Fulton Street, and extending approximately 3 feet into the bed of Fulton Street).

PARCEL 8. In a sliver of Church Street (creating a triangle-like shape measured from a point approximately 5 feet north along the former westerly line of Church Street, as eliminated per Map Acc. No. 29910, from the corner formed by the intersection of the northerly line of Fulton Street with the former westerly line of Church Street, extending approximately 97 feet northerly along the former westerly line of Church Street, and extending from the same point approximately 3 feet into the bed of Church Street).

PARCEL 9. Subsurface rights 1.35 feet below top of curb in a portion of the bed of Church Street (creating a triangle-like shape beginning at the corner formed by the intersection of the former southerly line of Fulton Street, as eliminated per Map Acc. No. 29910, and the former westerly line of Church Street, as eliminated per Map Acc. No. 29910, extending northerly approximately 91 feet, and extending westerly approximately 16 feet from the prior course).

PARCEL 11B. Surface rights above 1.35 feet below top of curb in a portion of the bed of Dey Street beginning at a point that is approximately 14.6 feet west from the intersection of the former westerly line of Church Street, as eliminated per Map Acc. No. 29910, and the northerly line of Dey Street, extending westerly approximately 101 feet along the northerly line of Dey Street, and extending between the northerly and southerly lines of Dey Street.

PARCEL 13. Surface rights above 1.35 feet below top of curb in a portion of the bed of Dey Street (creating a triangle-like shape beginning at a point approximately 15 feet west along the southerly line of Dey Street from the corner formed by the intersection of the southerly line of Dey Street and the former westerly line of Church Street, as eliminated per Map Acc. No. 29910, extending westerly approximately 40 feet along the southerly line of Dey Street, and extending from the same point approximately 5 feet northerly into the bed of Dey Street).

PARCEL 14. Subsurface rights 1.35 feet below top of curb in a portion of the bed of Church Street along the former westerly line of Church Street, as eliminated per Map Acc. No. 29910, between the northerly line of Cortlandt Street and the former southerly line of Fulton Street, as eliminated per Map Acc. No. 29910, extending approximately 10 feet easterly into the bed of Church Street).

PARCEL 16A. Surface rights above 1.35 feet below top of curb in an "L"-shaped parcel of land being in a portion of the bed of Cortlandt Street, beginning at the corner formed by the intersection of the westerly line of Church Street and the northerly line of Cortlandt Street, extending easterly approximately 111 feet along the northerly line of Cortlandt Street, and extending from the prior course approximately 45 feet south into the bed of Cortlandt Street).

PARCEL 17. Surface rights above 1.35 feet below top of curb

in a portion of Cortlandt Street (creating a rectangle-like shape beginning at a point approximately 13 feet west along the southerly line of Cortlandt Street from the corner formed by the intersection of the southerly line of Cortlandt Street and the former westerly line of Church Street, as eliminated per Map Acc. No. 29910, extending approximately 53 feet westerly along the southerly line of Cortlandt Street, and extending from the same point approximately 5 feet northerly into the bed of Cortlandt Street).

PARCEL 18. In a sliver of Greenwich Street (creating a triangle-like shape beginning at a point approximately 24 feet north along the former easterly line of Greenwich Street, as eliminated by Map Acc. No. 29910, from the corner formed by the intersection of the former easterly line Greenwich Street and the former northerly line of Liberty Street, as eliminated per Map Acc. No. 29910, extending northerly approximately 47 feet along the former easterly line of Greenwich Street, and extending from the prior course approximately 3 feet into the bed of Greenwich Street).

PARCEL 19. Surface rights above 1.35 feet below top of curb in an "L"-shaped parcel of land beginning at a point approximately 47 feet south along the former easterly line of Greenwich Street, as eliminated per Map Acc. No. 29910, from the corner formed by the intersection of the northerly line of Liberty Street and the former easterly line of Greenwich Street, extending approximately 238 feet easterly, extending from the prior course approximately 203 feet northerly to a point on the southerly line of Cortlandt Street approximately 13 feet west of the corner formed by the intersection of the southerly line of Cortlandt Street and the former westerly line of Church Street, as eliminated by Map Acc. No. 29910, and extending from the prior course westerly along the southerly line of Cortlandt Street approximately 53 feet.

PARCEL 20. Subsurface rights 1.35 feet below top of curb in a portion of the beds of Greenwich and Liberty Streets (creating a rectangle-like shape beginning at a point in the bed of Liberty Street approximately 31 feet north of the corner formed by the intersection of the southerly line of Liberty Street and the westerly line of Greenwich Street, extending approximately 87 feet northerly, and extending from the prior course approximately 65 feet easterly into the bed of Greenwich Street).

PARCELS 22, 38 & 39. Surface rights above 1.35 feet below top of curb in an irregular-shaped parcel of land along the northerly line of Liberty Street as widened between the easterly line of West Street and the westerly line of Greenwich Street, extending southerly from the northerly line of Liberty Street into the bed of Liberty Street approximately 55 feet.

PARCEL 40. Surface rights above 1.35 feet below top of curb, in a parcel of land in a portion of the bed of Vesey Street (creating a rectangle-like shape beginning at the corner formed by the intersection of the southerly line of Vesey Street with the westerly line of the former Washington Street, extending easterly approximately 64 feet, and extending from the prior course northerly approximately 6 feet.)

PARCEL 41. Surface rights above 1.35 feet below top of curb in a parcel of land in a portion of the bed of Church Street (creating a rectangle-like shape beginning at the corner formed by the intersection of the former northerly line of Dey Street, as eliminated per Map Acc. No. 29910, and the former westerly line of Church Street, as eliminated per Map Acc. No. 29910, extending westerly along the former northerly line of Dey Street approximately 114 feet to a point on the westerly line of Church Street, and extending northerly from the prior course approximately 153 feet along the westerly line of Church Street).

PARCEL 42. Surface rights above 1.35 feet below top of curb in a parcel of land in a portion of the bed of Church Street (creating a rectangle-like shape beginning at the corner formed by the intersection of the former southerly line of Dey Street, as eliminated per Map Acc. No. 29910, and the former westerly line of Church Street, as eliminated per Map Acc. No. 29910, extending southerly approximately 214 feet along the former westerly line of Church Street between the former southerly line of Dey Street and the former northerly line of Cortlandt Street, as eliminated per Map Acc. No. 29910, and extending westerly from the prior course approximately 125 feet).

PARCEL A. Subsurface easement extending vertically upward from approximate elevation 210 feet to approximate elevation 298 feet within horizontal limits of a cube — like parcel being approximately 76 feet on its sides in a portion of Vesey Street and West Broadway.

PARCEL B. Subsurface easement extending vertically upward from approximate elevation 217 feet to approximate elevation 303 feet within horizontal limits of a rectangle — like parcel being approximately 57 feet wide by 360 feet long in a portion of Vesey Street between West Broadway and Church Street.

PARCEL C. Subsurface easement extending vertically upward from approximate elevation 215 feet to approximate elevation 303 feet within horizontal limits of a portion of Church Street between southerly line of Vesey Street and the southerly line of Fulton Street approximately 70 feet wide by 210 feet long.

PARCEL D. Subsurface easement extending vertically upward from approximate elevation 210 feet to approximate elevation 299 feet within horizontal limits of a rectangle — like parcel being approximately 80 feet wide and 424 feet long in a portion of Church Street between Fulton and Cortlandt Streets.

PARCEL E. Subsurface easement extending vertically upward from approximate elevation 194 feet to approximate

elevation 298 feet within horizontal limits of an irregular shape parcel in Church and Cortlandt Streets approximately 114 feet wide and 218 feet long.

PARCEL F. Subsurface easement extending vertically upward from approximate elevation 210 feet to approximate elevation 303 feet within horizontal limits of an irregular-shaped parcel within the beds of Liberty and Church Streets and the intersection of Liberty and Church Streets approximately 54 feet wide in Liberty Street and approximately 80 feet wide in Church Street.

PARCEL G. Subsurface easement extending vertically upward from approximate elevation 217 feet to approximate elevation 303 feet within horizontal limits of a rectangular-like parcel being approximately 54 feet wide and 186 feet long in a portion of Liberty Street between Greenwich Street and Trinity Place.

PARCEL K. Subsurface easement vertically upward from approximate elevation of 214 feet to approximate elevation 265 feet within horizontal limits of a parcel within Vesey Street being approximately 54 feet wide between West Street and West Broadway and a portion of Washington Street being approximately 63 feet wide.

NOTE: With respect to the foregoing permanent easements set forth in **Parcels A-G** and **Parcel K**, the project elevation 300 feet is 2.653 feet above the National Geodetic Vertical Datum of 1929.

The coordinates and bearings set forth in the above easement descriptions refer to the 10th Avenue Meridian as established by the Borough of Manhattan Topographical Bureau with Grid north being 28 degrees 59 minutes 13.5 seconds east of true north.

(SEE MAPS ON BACK PAGES)

a11-22

PROPERTY DISPOSITION

CITYWIDE ADMINISTRATIVE SERVICES

DIVISION OF MUNICIPAL SUPPLY SERVICES

■ SALE BY SEALED BID

SALE OF: 1 LOT OF MISCELLANEOUS EQUIPMENT AND OFFICE SUPPLIES USED.

S.P.#: 09003

DUE: September 5, 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.

☛ a22-s5

POLICE

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

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

Recovered, lost, abandoned property, property obtained from prisoners, emotionally disturbed, intoxicated and deceased persons; and property obtained from persons incapable of caring for themselves.

Motor vehicles, boats, bicycles, business machines, cameras, calculating machines, electrical and optical property, furniture, furs, handbags, hardware, jewelry, photographic equipment, radios, robes, sound systems, surgical and musical instruments, tools, wearing apparel, communications equipment, computers, and other miscellaneous articles.

INQUIRIES

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

FOR MOTOR VEHICLES

(All Boroughs):

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

FOR ALL OTHER PROPERTY

- * Manhattan - 1 Police Plaza, New York, NY 10038, (212) 374-4925.

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

j1-d31

PROCUREMENT

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

CITYWIDE ADMINISTRATIVE SERVICES

DIVISION OF MUNICIPAL SUPPLY SERVICES

■ SOLICITATIONS

Goods

CONES, TRAFFIC, RECYCLED PLASTIC – Competitive Sealed Bids – PIN# 857801142 – DUE 09-08-08 AT 10:30 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 Citywide Administrative Services
1 Centre Street, Room 1800, New York, NY 10007.
Jeanette Megna (212) 669-8610.

a22

■ AWARDS

Goods

XEROX VARIOUS COPIERS, RENEWAL, QX, DA – Intergovernmental Purchase – PIN# 857900037 – AMT: \$139,460.64 – TO: Xerox Corporation, 245 Park Avenue, 23rd Floor, New York, NY 10167-2595. Health and Hospital Corporation Contract #4-05-0058.

Suppliers wishing to be considered for a contract with the Health and Hospitals Corporation are advised to contact the Health and Hospitals Corporation, 346 Broadway, Room 516, New York, NY 10013 or by phone: 212-442-3853.

a22

INDUSTRIAL AND COMMERCIAL SUPPLIES (DOS) – Intergovernmental Purchase – PIN# 857900126 – AMT: \$150,000.00 – TO: Fastenal Company, 57-08 37th Avenue, Woodside, NY 11377. NYS Contract #PC 62979.
● MCAFEE NETWORKING HARDWARE/SOFTWARE - NYPD – Intergovernmental Purchase – PIN# 857900135 – AMT: \$346,400.00 – TO: Dimension Data North America Inc., One Penn Plaza, Suite 1600, New York, NY 10119. NYS Contract #PT 59096 and PS 59097.

Suppliers wishing to be considered for a contract with the General Services of New York State are advised to contact the Procurement Services Group, Corning Tower Room 3711, Empire State Plaza, Albany, NY 12242 or by phone: 518-474-6717.

a22

■ VENDOR LISTS

Goods

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

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

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

j4-jy17

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

EMPLOYEES' RETIREMENT SYSTEM

■ AWARDS

Goods & Services

RENEWAL OF HARDWARE – Renewal – PIN# 00908182008 – AMT: \$129,252.72 – TO: IBM Global Financing, 4111 Northside Pkwy., NW Atlanta, GA 30327-3015.

a22

HEALTH AND HOSPITALS CORPORATION

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

j1-d31

■ SOLICITATIONS

Goods

GRASON STALER GSI-61 CLINICAL AUDIOMEER – Competitive Sealed Bid – PIN# 62109001 – DUE 09-05-08 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 Morrisania Diagnostic and Treatment Center c/o Lincoln Hospital Center, 234 East 149th Street, Bronx, New York, 10451. Yolanda Johnson, Procurement Analyst II, (718) 579-5867.

a22

PREVENTIVE MAINTENANCE FOR VARIOUS KITCHEN EQUIPMENT – Competitive Sealed Bids – PIN# 231-09-054 – DUE 09-05-08 AT 10:00 A.M. – Mandatory site visit Wednesday, September 3, 2008 at 10:00 A.M. at Woodhull Medical and Mental Health Center, Food and Nutrition Department, Room #1B140. Bid document fee \$25.00 per set (check or money order) non-refundable, made payable to NYCHHC.

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.

Cumberland Diagnostic and Treatment Center, Rm C-32
100 North Portland, Brooklyn, N.Y. 11205.
Deborah Royster (718) 260-7694. roysterd@nychhc.org

a22

DISPOSABLE PATIENT PHONES – Competitive Sealed Bids – PIN# 11209003 – DUE 09-05-08 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 Harlem Hospital c/o Lincoln Hospital Center, 234 East 149th Street, Bronx, NY 10451. Daisy Aquino, Procurement Analyst II, (718) 579-6371.

a22

VARIOUS ARGON MEDICAL PRODUCTS – CSB – PIN# 11109000023 – DUE 09-05-08 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.

Bellevue Hospital Center, Purchasing Department
462 First Avenue, Room 12E32, New York, NY 10016.
Matthew Gaumer, Procurement Analyst, (212) 562-2887.

a22

Goods & Services

FULL SERVICE CONTRACT FOR LEICA MICROSYSTEM – Competitive Sealed Bids – PIN# 22209028 – DUE 09-05-08 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, 2A2 Bronx, NY 10451. Yolanda Johnson, Procurement Analyst II, (718) 579-5867.

a22

PURCHASING

■ SOLICITATIONS

Goods

SOFTWARE SUPPLY, LICENSE AND MAINTENANCE FOR MEDSTATIONS – 1 CSB – PIN# 331-09-013 – DUE 09-10-08 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.
Coney Island Hospital, 2601 Ocean Parkway, Room 1N45
Brooklyn, NY 11235.

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TEMPORARY POSITIONS FOR X-RAY TECHNOLOGISTS – 1 CSB – PIN# 331-09-012 – DUE 09-09-08 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.

Coney Island Hospital, 2601 Ocean Parkway, Room 1N45
Brooklyn, NY 11235.

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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 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

a27-f12

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

Department of Homeless Services, 33 Beaver Street, 13th Floor
New York, NY 10004. Marta Zmoira (212) 361-0888
mzaita@dhs.nyc.gov

f29-d31

HOUSING AUTHORITY

■ SOLICITATIONS

Construction / Construction Services

CM SUB PREQUALIFICATION – Competitive Sealed Proposals/Pre-Qualified List – PIN# 000000 – DUE 09-25-08 AT 5:00 P.M. – NYCHA seeks subcontractors (multiple trades) for construction management program.

The New York City Housing Authority is planning extensive repairs to the exterior facades and roofs of a significant portion of the 2,694 buildings that it owns and operates. NYCHA is also planning projects for a variety of Mechanical, Electrical, Plumbing and General Construction capital improvements. Assignments may include multi-site projects. Most work will be performed under NYCHA's CM/Build Program with pre-qualified subcontractors working directly for Construction Management (CM) firms retained by NYCHA.

Subcontractors must be pre-qualified in order to be invited to bid on projects. Please visit the NYCHA website at Doing Business with NYCHA at www.nycha.nyc.gov for more information on the NYCHA CM/Build program, a listing of CM firms to whom subcontractors may submit a pre-qualification application, and information on the New York City Vendex vendor responsibility system. An information open house for subcontractors will be held on Monday, September 15 at 2:00 P.M. at 90 Church Street, 5th Floor, Ceremonial Room.

Subcontractors Pre-qualification Applications will be accepted on an on-going basis. To ensure eligibility to bid on the first round of projects, it is recommended that you submit an application to the CM(s) with whom you wish to pre-qualify by September 25, 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.
Housing Authority, 90 Church Street, 11th Floor. Gloria Guillo (212) 306-3121, gloria.guillo@nycha.nyc.gov

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HUMAN RESOURCES ADMINISTRATION

BUREAU OF CONTRACTS AND SERVICES

■ SOLICITATIONS

Services (Other Than Human Services)

CCTV, BURGLAR ALARM AND CARD SWIPE – Competitive Sealed Bids – PIN# 069-09-310-0002 – DUE 09-15-08 AT 3:00 P.M. – A mandatory pre-bid conference will be held on Wednesday, September 3, 2008 at 10:00 A.M. at 2 Washington Street, New York, NY 10004-1008, 22nd Floor Conference Room.

HRA strongly encourages M/WBE participation. Vendor Source ID#: 54117.

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.

*Human Resources Administration, 2 Washington Street
22nd Floor, New York, NY 10004.
Geraldine King (212) 480-6825, kingg@hra.nyc.gov*

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JUVENILE JUSTICE

■ SOLICITATIONS

Human/Client Service

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 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 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.

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 indicated number of beds.
 - 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 the capability to provide the indicated number of beds in addition to those already 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 is 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*

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LAW

■ SOLICITATIONS

Services (Other Than Human Services)

LEGAL REPRESENTATION IN MEDICAL MALPRACTICE CASES AND MATTERS – Negotiated Acquisition – PIN# 02508X100026 – DUE 09-22-08 AT 5:00 P.M. – The New York City Law Department (“the Department”) anticipates having need for the services of outside counsel to handle a limited number of cases in the general area of medical malpractice litigation. The Department anticipates awarding no more than two contracts for these services, one of which is anticipated to be the primary contract and encompass, among other possible case types, correctional health cases. The second contract would include in its scope of services professional misconduct investigations and proceedings pertaining to physicians, health care professionals and providers of emergency medical services, as well as cases arising in emergency medical services contexts. Toward that end, the Department seeks Expressions of Interest (“EOIs”) from law firms having documented successful experience in handling cases of these types. The source selection method of Negotiated Acquisition will be utilized because this procurement is for legal services. It is anticipated that the term of the proposed contracts will commence as of March 1, 2009 and continue through February 24, 2014. However, the City may decide to contract for a shorter term. Likewise, the City's requirements for the services of outside counsel may diminish within that estimated term.

It is anticipated that the selected firms will have

- (1) substantial successful experience in the defense of medical malpractice cases in either or both of the above-identified contexts,
- (2) sufficient attorney, paralegal, support personnel and other resources to handle such cases and matters and
- (3) experience in the provision of legal services to a municipality or governmental entity. Law firms wishing to be considered for the award of either contract must contact Tom Dowling, Deputy Agency Chief Contracting Officer, New York City Law Department, 100 Church Street, Room 6-204, New York, New York 10007 (Phone: 212-788-1008; e-mail tdowling@law.nyc.gov) in order to obtain the Department's Instructions and Guidelines for Submitting a Responsive Expression of Interest. The Department does not anticipate awarding both contracts to one firm unless, in its sole reasonable discretion, the Department determines that it is in the City's best interest to do so. All EOIs should document the firm's successful experience in the provision of legal services to municipalities or governmental entities. The Department intends to enter into negotiations with those firms whose EOIs are determined to be within a competitive range of technical merit. The EOI should also state the firm's hourly rates for the services of Senior Partners, Partners, Associates, Paralegals and Nurse Practitioners. Selected firms will be required to maintain an office in the City of New York for the duration of any contract(s) awarded. The deadline for the submission of EOIs is 5:00 P.M., Monday, September 22, 2008. EOIs that are not prepared and submitted in conformity with the Department's Instructions and Guidelines are at risk of being determined to be non-responsive and therefore not subject to further consideration as the basis for the award of a contract. The Department will e-mail interested firms the Instructions and Guidelines as well as forms required by Local Law 34 of 2007. Interested firms are advised to prepare their Expressions of Interest after they have requested and received these documents from the Department.

The source selection method of Negotiated Acquisition is being utilized because this procurement is for legal services.

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.
*Law Dept., 100 Church Street, New York, NY 10007.
Tom Dowling (212) 788-1008, tdowling@law.nyc.gov
Service of Legal Process Window, Communications and Docketing Services Unit, Room 4-313.*

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PARKS AND RECREATION

CONTRACT ADMINISTRATION

■ AWARDS

Construction/Construction Services

CONSTRUCTION OF A NEW COMFORT STATION – Competitive Sealed Bids – PIN# 8462008X204C02 –

AMT: \$499,290.63 – TO: ZHL Group, Inc., 2383 McDonald Avenue, Brooklyn, NY 11223. At P.S. 100 (Story) Playground, located South of Story Avenue, between Taylor and Thieriot Avenues, The Bronx. Known as Contract #X204-105MA1.
● **CONSTRUCTION OF A PLAYGROUND** – Competitive Sealed Bids – PIN# 8462008X284C01 – AMT: \$941,894.80 – TO: Dell-Tech Enterprises, Inc., One Pinnacle Ct, Dix Hills, NY 11746. Located at the corner of Aldus Street and Hoe Avenue in Printers Park, The Bronx. Known as Contract #X284-107M.

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REVENUE AND CONCESSIONS

■ SOLICITATIONS

Services (Other Than Human Services)

SALE OF SPECIAL FOOD FROM MOBILE FOOD UNITS – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# CWP-2008-B – DUE 09-19-08 AT 3:00 P.M. – At various locations in Manhattan and Brooklyn.

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

*Parks and Recreation, The Arsenal-Central Park
830 Fifth Avenue, Room 407, New York, NY 10065.
Gabrielle Ohayon (212) 360-1397,
gabrielle.ohayon@parks.nyc.gov*

a14-27

POLICE

EQUIPMENT SECTION

■ SOLICITATIONS

Goods

BLUE UNIFORM SHIRTS (MALE/FEMALE - 4,000/8,000) – Competitive Sealed Bids – PIN# 05608ES000012 – DUE 09-17-08 AT 11:00 A.M. – All potential vendors who wish to bid are required to enclose a sample of male and female long sleeve uniform medium blue shirts and male and female short sleeve uniform medium blue shirts, at the time of bid opening along with a certified check for \$5,000.00 made payable to the Police Commissioner, City of New York. Failure to submit samples and certified check will result in rejection of bid.

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

*Police Department, One Police Plaza, Room #110B, New York, NY 10038. Sgt. G. Molloy (646) 610-5940.
51 Chambers Street, Room 310, New York, New York 10007.*

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SCHOOL CONSTRUCTION AUTHORITY

CONTRACT ADMINISTRATION

■ SOLICITATIONS

Services

ENTERPRISE ELECTRONIC DOCUMENT MANAGEMENT SYSTEM SERVICES – Competitive Sealed Proposals – PIN# SCA09-00011R – DUE 08-27-08 AT 2:00 P.M. – Proposals will be accepted from the following firms:
OmniRIM Solutions, Inc.; Verizon Business; 4 U Services Inc./Stellar Services; Derive Technologies LLC; BRT, Inc.; ArborSys Group; Image Access Corporation; Cosi Consulting; EMC2; Open Text, Inc.; Anacom, Inc.; Ricoh America Corp.; AT Technology, Inc.; ACS Inc.; TransPerfect Translation; Medi File; Imitrive; Filescan Solutions; O.L.A. Scanning and Document Mgmt, Inc.; Cintas; Storage Quarters; Digital Document LLC; Oladocscan; Upstate Document Management, LLC; Son-Rise Document Solutions.

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

*School Construction Authority, 30-30 Thomson Avenue
Long Island City, New York 11101. Seema Menon, Contract Negotiator, (718) 472-8284, smenon@nycsca.org*

a20-26

TRIBOROUGH BRIDGE & TUNNEL AUTHORITY

■ SOLICITATIONS

Services

FURNISH AND INSTALL A HEAVY DUTY TIRE CHANGER AND WHEEL BALANCER BY HUNTER “OR EQUAL” – Competitive Sealed Bids – PIN# 08OPS2826000 – DUE 09-12-08 AT 3:00 P.M. – A pre-bid conference is scheduled for 08/29/08 at 10:30 A.M. Reservations must be made with Rita Pabon, Procurement Specialist at (646) 252-7082 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.*

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AGENCY RULES

BUILDINGS

NOTICE

NOTICE OF OPPORTUNITY TO COMMENT ON PROPOSED RULE RELATING TO FEDERAL EMERGENCY MANAGEMENT AGENCY ("FEMA") LETTERS OF MAP REVISION

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 28-103.19 of the New York City Administrative Code and Section BC G402 of the New York City Building Code, that the Department of Buildings proposes to add a new Section 3606-03 to Title 1 of the Official Compilation of the Rules of the City of New York.

A public hearing on the proposed rule amendment will be held at the Executive Offices of the Department of Buildings, 280 Broadway, 3rd Floor Conference Room New York, New York on September 22, 2008 at 3:00 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, 7th Floor, New York, New York 10007, on or before September 22, 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 September 5, 2008.

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

Matter underlined is new to Title 1 of the Official Compilation of the Rules of the City of New York. Matter *italicized* is new to reference standard FEMA FIRMs 360497.

Section 1. Subchapter G of chapter 3600 of title 1 of the Rules of the City of New York is amended by adding a new section 3606-03 to read as follows:

§3606-03 Federal Emergency Management Agency ("FEMA") Letters of Map Revision. Pursuant to Section 28-103.19 of the Administrative Code, the reference standard FEMA FIRMs 360497, as identified in Section BC G402 of the Building Code, is modified for New York City to read as follows:

FEMA FIRMs 360497	Flood Insurance Rate Map, Community Number 360497, Panel Numbers 1 through 0457, Revised September 5, 2007; Federal Emergency Management Agency, with the following Letter of Map Revision:	G102.2, G102.3, G102.3.1, G102.3.2, G103.3, G201.2
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*Letter of Map Revision effective
September 29, 2008, FEMA
case # 08-02-0948P, revising
FIRM panel 0111.*

STATEMENT OF BASIS AND PURPOSE

This rule is proposed pursuant to the authority of the Commissioner of Buildings under Sections 643 and 1043 of the New York City Charter and Section 28-103.19 of the New York City Administrative Code, and amends the Reference Standard FEMA FIRMs 360497, as identified in Section BC G402 of the building code.

The FEMA FIRMs 360497 are the Flood Insurance Rate Maps published by FEMA, and are referenced in the building code for the purpose of enforcement of the construction standards of the National Flood Insurance Program. This rule updates the FEMA FIRMs to incorporate a Letter of Map Amendment approved by FEMA for the Hunts Point area of the Bronx, resulting from the placement of fill in that area. This amendment will ensure New York City's continued compliance with and eligibility to participate in the National Flood Insurance Program.

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CAMPAIGN FINANCE BOARD

NOTICE

Notice of Opportunity to Comment on Proposed Amendments to Campaign Finance Board Rules

IN COMPLIANCE WITH SECTION 1043 OF THE NEW YORK CITY CHARTER, and exercising authority vested in the Campaign Finance Board (the "Board") under Chapter 46 of the New York City Charter (including, but not limited to, Sections 1052(a)(8) and 1052(a)(12) thereof) and under the New York City Campaign Finance Act (the "Act") (including, but not limited to, Section 3-708(8) of the New York City Administrative Code), the Board hereby proposes amendments to the Campaign Finance Board Rules. Underlining denotes proposed additions; ~~strikeout~~ denotes proposed deletions.

I. Explanation, Basis, and Purpose

The Campaign Finance Board Rules are codified in Chapter 52 of the Rules Compilation of the City of New York. The subject matter of this rulemaking was described in the Board's regulatory agenda for fiscal year 2008, published in The City Record on April 23, 2007.

The proposed amendments would effect the following specific changes, and if adopted following the opportunity for public comment, would take effect thirty days after final publication in The City Record.

Changes to the following rules would conform the Board's Rules to recent amendments to the New York City Campaign Finance Act (Administrative Code §§ 3-701, *et seq.*) (the "Act") contained in Local Law Nos. 34 and 67 of 2007: 1-04(e) (contributions from LLCs and Partnerships), 1-04(h) (multiple contributions from a single source), 5-01(f) (basis for ineligibility to receive public funds determination), 5-01(r) (reduction in maximum public funds payable). Amendments to eight additional rules are described below:

Definitions (Rule 1-02)

The proposed new rule would clarify that non-campaign related expenditures and capital goods come out of the unspent funds calculation, and that funds received and disbursements made after the date of the issuance of the participant's final audit report shall not be included in the unspent funds calculation.

Attributing an expenditure to an election (Rule 1-08(c))

The proposed new rule would clarify the timing and evidentiary requirements to demonstrate to the Board that a primary election was reasonably anticipated.

Independent expenditures (Rule 1-08(f))

The proposed new rule would clarify that one factor in assessing whether an expenditure is independent, is whether a candidate or a candidate's political committee shared or rented space with the person or entity making the expenditure.

Records to be Kept (Rule 4-01)

The proposed new rule would permit the submission of duplicate or modified expenditure records in instances where the original record is missing or incomplete. The proposed new rule would clarify how records must be kept for credit card contributions. The proposed rule also would describe the information that must be kept for in-kind contributions, disbursements to vendors, and travel expenses.

Assistance to Candidates; Records (Rule 4-04)

The proposed new rule would clarify that a campaign's failure to keep or produce records as required by the Board could result in a determination that the campaign made unqualified expenditures or that the campaign must return excess funds to the Board.

Pre-election payments (Rule 5-01(i))

The proposed new rule would allow a candidate petitioning the Board for a reconsideration of a non-payment determination to submit documentation to the Board that was not submitted prior to a non-payment determination, only upon a showing of good cause.

Repaying Public Funds (Rule 5-03)

The proposed new rule would allow candidates with outstanding liabilities, including those who owe public funds or penalties to the Board, to make post-election expenditures after the date of the issuance of the participant's final audit report for purposes of raising funds to repay debts.

Determination of Eligibility (Rule 7-03(a))

The proposed new rule would permit the Board to presume that a nonparticipating or limited participating candidate has the ability to self finance when supporting documentation indicates that the candidate has in excess of one-fifth of the applicable expenditure limit in readily available funds and the candidate reasonably could be expected to spend the funds for his or her nomination or election.

II. Opportunity to Comment

Written comments regarding the proposed rules must be submitted to the General Counsel of the Campaign Finance Board, 40 Rector Street, 7th Floor, New York, on or before September 22, 2008. A public hearing will be held on September 22, 2008 at the offices of the Board beginning at 10 a.m. Persons wishing to testify are requested to notify the General Counsel of the Board at the foregoing address. Written comments and a transcript of the hearing will be available for public inspection, within a reasonable time after receipt, at the offices of the Board on weekdays between the hours of 9:00 A.M. and 5:00 P.M.

III. Proposed Rules

Definitions (Rule 1-02)

Campaign Finance Board Rule 1-02 would be amended as follows:

"Unspent campaign funds" means, for a participant who received public funds, the amount to be repaid to the Board under §3-710(2)(c) of the Code. This amount equals: (1) monetary contributions; plus (2) other receipts; plus (3) public funds; plus (4) loans; accepted in all elections in which the candidate was a participant held in a single calendar year or a special election; minus (5) all disbursements, including loan repayments and contribution refunds, made and all

outstanding debt incurred by the participant in all reporting periods for those elections, but excluding any disbursements determined by the Board not to have been made in furtherance of a political campaign for a covered election, including any disbursements for which the presumption set forth for subparagraphs one through six and eight through eleven of §3-702(21)(a) of the Code is rebutted, and the value of any capital goods not covered under §3-702(21)(a)(7) of the Code, purchased during the election and retained by the participant. The amount of unspent campaign funds may not exceed the total public funds accepted by the participant. Funds received and disbursements made after the date of the issuance of the participant's final audit report shall not be included in the participant's unspent funds calculation.

Corporations, limited liability companies, and partnerships (Rule 1-04(e))

Campaign Finance Board Rule 1-04(e) would be amended as follows:

(e) **Corporations, limited liability companies, and partnerships.** Candidates may not accept, directly, indirectly, or by transfer, contributions, loans, guarantees or other security for a loan from a corporation, limited liability company, or partnership, including a limited liability partnership or professional corporation, ~~limited liability company, or partnership.~~ This prohibition does not apply to loans made in the regular course of business, regardless of the lender's form of business entity; but does prohibit the acceptance of a guarantee or other security for such a loan from a corporation, limited liability company, or partnership. This prohibition does not apply to contributions by political committees that are corporations, limited liability companies, or partnerships.

Multiple contributions from a single source (Rule 1-04(h))

Campaign Finance Board Rule 1-04(h) would be amended as follows:

(h) **Multiple contributions from a single source.** If a candidate accepts more than one contribution from a single source, the contributions shall be totaled to determine the candidate's compliance with the applicable contribution limit. A "single source" includes any person, persons in combination, or entity who or which establishes, maintains, or controls another entity and every entity so established, maintained, or controlled, including every political committee established, maintained, or controlled by the same person, persons in combination, or entity. If a candidate accepts multiple contributions from a single source consisting of at least one contribution from a person having business dealings with the city and one or more contributions from an entity established, maintained, or controlled by that person, the applicable contribution limit shall be the limit applicable to persons having business dealings with the city pursuant to §3-703(1-a) of the Code.

Attributing an expenditure to an election (Rule 1-08(c))

Campaign Finance Board Rule 1-08(c) would be amended as follows:

(c) Attributing an expenditure to an election.

(1) An expenditure is presumed to be made for the first election (in which the participant, limited participant or non-participant is a candidate) following the day it is made, except: (i) in the case of a State or local election, expenditures made before the first January 12 after an election will also be presumed to be made for that election; (ii) in the case of a federal election, expenditures made before the first January 1 after the election will also be presumed to be made for that election, except as may otherwise be provided under federal law and regulations.

(2) (i) If there is no contested primary election for an office, expenditures made by a participant or limited participant seeking that office are subject to the general election expenditure limit of §3-706(1) of the Code.

(ii) If there is a contested or write-in primary election in any party for an office, every participant or limited participant seeking that office, regardless whether the participant or limited participant is in the primary election, may make expenditures subject to the primary election expenditure limit of §3-706(1) of the Code, provided the participant or limited participant files the three pre-primary and 10 day post-primary election disclosure statements and daily disclosures pursuant to Rule 3-02(c), (d), and (e) in a timely manner. In this case, the general election expenditure limit will first apply after the date of the primary election.

(iii) Notwithstanding subparagraph (i), if a participant or limited participant demonstrates to the Board that for a period preceding the primary election the participant or limited participant had reasonably anticipated a primary election in any party for the office the participant or limited participant seeks, the participant or limited participant may attribute expenditures made before and during that period to the primary election expenditure limit of §3-706(1) of the Code, provided the participant or limited participant files the three pre-primary and 10 day post-primary election disclosure statements and daily disclosures pursuant to Rule 3-02(c), (d), and (e) in a timely manner. In this case, the general election expenditure limit will first apply after that period.

(1) In order to demonstrate to the

Board that for a period preceding the primary election the participant or limited participant had reasonably anticipated a primary election, the participant or limited participant must file a petition, consisting of an affidavit with supporting documentation, with the Board no later than ten business days following the date the campaign knew or should have known that a contested primary was no longer reasonably anticipated. This date in no event can be later than the date on which the last remaining candidate finally was disqualified from the ballot, as set forth in Rule 5-02 (b). The affidavit must describe the specific period of time during which it was reasonable to anticipate that a primary election would be held, identify the office for which the primary election was anticipated, identify specifically by name the prospective opponent(s) in a primary contest, and must both describe and provide the date(s) for the activity, fundraising, or other expenditure that the prospective opponent(s) engaged in, which demonstrates that a primary election was reasonably anticipated. The facts described in the affidavit must be evidenced in the supporting documentation.

(2) Acceptable supporting documentation may be in the form of print or electronic media and must provide objective facts. A participant or limited participant who: 1) provides acceptable documentation that a prospective opponent in a primary race either has raised or spent at least \$5,000 for the primary contest by the day after the last day to file designating petitions of the year of the election; or 2) provides documentation submitted by a prospective opponent to the Board of Elections or documentation submitted by a prospective opponent to the Board declaring his or her candidacy for the relevant office or filing a certification for the relevant office; will be deemed to have demonstrated that a primary was reasonably anticipated.

(3) Further, if a participant or limited participant submits documentation from two or more of the following categories concerning a prospective opponent in a primary race, the Board may conclude that a candidate has demonstrated that a primary was reasonably anticipated: 1) petitioning; 2) raising or spending money; 3) campaign literature; 4) appearances and announcements before or at community boards, television, political or charitable events, community groups, labor unions, nonprofit organizations, trade associations, or professional associations; or 5) articles from reputable media such as newspapers or newswires.

(iv) Once it is determined by petition litigation or otherwise that no primary election will be held for nomination to an office, expenditures made by participants or limited participants seeking that office are subject to the general election expenditure limit of §3-706(1) of the Code.

(v) Expenditures made before the primary election by a participant or limited participant who is a candidate in a contested primary election are subject to the primary election expenditure limit of §3-706(1) of the Code, regardless whether the participant or limited participant has also received the nomination of another party without a primary election.

(3) Candidates have the burden of demonstrating that expenditures made by committees reported not to be involved in the election in which the candidate is currently a participant or limited participant were not made in connection with such election. Failure to meet this burden will result in the application of all Program requirements to these committees for such election.

(4) **Special elections.** An expenditure is presumed to be subject to the special election expenditure limit on and after the date a special election was first reasonably anticipated, as determined by the Board. Participants or limited participants may present evidence to the Board, demonstrating the date a special election was first reasonably anticipated.

Independent expenditures (Rule 1-08(f))

Campaign Finance Board Rule 1-08(f) would be amended as follows:

(1) Factors for determining whether an expenditure is independent include, but are not limited to:

(i) whether the person, political committee, or other entity making the expenditure is also an agent of a candidate;

(ii) whether the treasurer of, or other person authorized to accept receipts or make expenditures for, the person, political committee, or other entity making the expenditure is also an agent of a candidate;

(iii) whether a candidate has authorized, requested, suggested, fostered, or otherwise cooperated in any way in the formation or operation of the person, political committee, or other entity making the expenditure;

(iv) whether the person, political committee, or other entity making the expenditure has been established, financed, maintained, or controlled by any of the same persons, political committees, or other entities as those which have established, financed, maintained, or controlled a political committee authorized by the candidate; ~~and~~

(v) whether the person, political committee, or other entity making the expenditure and the candidates have each retained, consulted, or otherwise been in communication with the same third party or parties, if the candidate knew or should have known that the candidate's communication or relationship to the third party or parties would inform or result in expenditures to benefit the candidate; ~~and~~

(vi) whether the candidate, any agent of the candidate, or any political committee authorized by the candidate shares or rents space for a campaign-related purpose or function with or from the person, political committee, or other entity making the expenditure.

(2) Financing the dissemination, distribution, or republication of any broadcast or any written, graphic, or other form of campaign materials prepared by a candidate is a contribution to, and an expenditure by, the candidate, unless this activity was not in any way undertaken, authorized, requested, suggested, fostered, or otherwise cooperated in by the candidate.

(3) An expenditure for the purpose of promoting or facilitating the nomination or election of a candidate, which is determined not to be an independent expenditure, is a contribution to, and an expenditure by, the candidate.

(4) (i) Communication between, or common agents shared by, parties and their nominees will not require a conclusion that all spending by the party's constituted committees and party committees in an election is an in-kind contribution to the nominee. The following expenditures made by party committees or constituted committees are not considered in-kind contributions to a candidate unless it is demonstrated that the candidate in some way cooperated in the expenditure and that the expenditure was intended to benefit that candidate:

(A) materials or activities that promote the party, or oppose another party, by name, platform, principles, history, theme, slogans, issues, or philosophy, without reference to particular candidates in an upcoming election subject to the requirements of the Act.

(B) materials or activities in connection with candidates and elections not subject to the requirements of the Act.

(C) training, compensating, or providing materials for poll watchers appointed by the party pursuant to New York Election Law §8-500.

(D) promoting party enrollment or voter turnout without reference to particular candidates in an upcoming election subject to Program requirements, including research, polling, recruitment of party employees and volunteers, and development and maintenance of voter and contributor lists.

(E) raising funds for the party without reference to particular candidates in an upcoming election subject to the requirements of the Act.

(F) mailing of absentee ballot applications in a special or general election in which an office not subject to the requirements of the Act is on the ballot.

(ii) The Board may require a candidate to demonstrate in any proceeding before the Board that any of the following expenditures that are made by a party committee or constituted committee of the party nominating that candidate, ~~after the nomination of any candidate for the same office at a primary election, or as otherwise provided in New York Election Law §6-160(2)~~, are not in-kind contributions to the candidate:

(A) expenditures for materials or activity that include an electioneering message about a clearly

identified candidate for ~~that office, including the candidate or his or her opponent in the general election~~ a covered election.

(B) expenditures for advertisements, broadcasting, mailings, or electronic media for a candidate nominated by the party or against his or her opponent ~~in the general election~~, including a home page on the Internet.

(C) expenditures for which the candidate has, without making public disclosure of an outstanding liability in a timely manner, promised or made reimbursement or other payment to the party committee or constituted committee. These expenditures will be considered in-kind contributions during the time preceding the reimbursement or other payment by the candidate.

(5) If candidates announce they are running together as a "ticket" for which they have chosen to join together in a broad spectrum of activities to promote each other's election, the Board will presume that expenditures made by one candidate's campaign for materials or activities that clearly identify the other candidate are in-kind contributions to the second candidate. The following factors would increase the burden a candidate would have in overcoming this presumption: (i) the campaigns have staff, consultants, office space, or telephone lines in common; (ii) other in-kind contributions, expenditure refunds, advances, or joint expenditures have been made between these campaigns. If the expenditures are in-kind contributions, the expenditures are subject to the apportionment requirements of Rule 1-08(h).

Chapter 4 Accounting and Auditing

Records to be Kept (Rule 4-01)

Campaign Finance Board Rule 4-01 would be amended as follows:

(a) Generally. Candidates must keep records that enable the Board to verify the accuracy of disclosure statements, substantiate that expenditures were made in furtherance of the campaign, were qualified expenditures, or were permissible post-election expenditures, and confirm any matchable contributions claimed. Candidates must maintain and may be required to produce originals and copies of checks, bills, or other documentation to verify contributions, expenditures, or other transactions reported in their disclosure statements. Candidates shall maintain clear and accurate records sufficient to show an audit trail that demonstrates compliance with the Act and these Rules. The records shall be made and maintained contemporaneously with the transactions recorded, and maintained and organized in a manner that facilitates expeditious review by the Board. Nothing in this chapter shall be construed to modify the requirements of New York Election Law §14-118. The records maintained for each campaign finance transaction, whether maintained on paper and/or electronically, shall be accurate and, if necessary, modified promptly to ensure continuing accuracy. Records that are contemporaneous and complete, as described in this Rule, including records using forms supplied by the Board, shall be presumed to be sufficient to demonstrate financial activity. If at any time a candidate becomes aware that a record of an expenditure, whether maintained on paper or electronically or both, is missing or incomplete, the campaign may create a new record or modify an existing record, provided that the record so created or modified is clearly identified by the candidate as such, and provided, further, that if the missing or incomplete record is an invoice from a vendor, the candidate must in the first instance attempt to get a duplicate or more complete record directly from such vendor prior to creating a new record or modifying an existing record. In addition, the campaign must create a further record, in the form of a signed, dated, and notarized statement by the candidate and/or treasurer and/or other campaign representative having first-hand knowledge of the matter, explaining the reasons for and the circumstances surrounding the creation or modification of a record. The Board reserves the right not to accept such noncontemporaneous records created or modified pursuant to this paragraph if, after review of the timing and other circumstances, it determines that such records are not sufficient to document the actual transaction.

(b) Receipts.

(1) Deposit slips. Candidates shall maintain copies of all deposit slips. The deposit slips shall be grouped together with the monetary instruments representing the receipts deposited into the bank or other depository accounts held by the candidate for an election, unless the candidate maintains other records that show, in a manner that similarly facilitates expeditious review, when these receipts were deposited. Where the bank or depository does not provide itemized deposit slips, candidates shall make a contemporaneous written record of each deposit. Such written record shall indicate the date of the deposit, the source and amount of each item deposited, whether each item deposited was a check, a money order, or cash, the name and title of the individual who made the deposit, and the total amount deposited.

(2) Photocopies of checks and other monetary instruments. Candidates shall maintain a photocopy of each check or other monetary instrument representing a contribution or other monetary receipt. In order for a contribution in the form of a check signed by an authorized

agent of the contributor to be matchable, participants must maintain:

- (a) a copy of the check upon which is printed the name of the actual contributor; and
- (b) a document, signed by the contributor, which indicates:
 - (i) that the person signing the check is authorized to do so;
 - (ii) the date and amount of the contribution; and
 - (iii) the principal committee's name.

(3) Cash and money order contribution cards.

(i) For each cash and money order contribution received, participants and non-participants shall maintain a separate written record containing:

- (A) the contributor's name;
- (B) the contributor's residential address;
- (C) the amount of the contribution; and
- (D) the authorized committee's name.

(4) Omitted.

(5) Intermediary contribution statements. For each instance in which a candidate accepts contributions from an intermediary, including any contributions delivered to a fundraising agent, or receives contributions solicited by an intermediary where such solicitation is known to the candidate, the candidate shall maintain a separate written record of the intermediary's name, residential address, employer and business address as well as the names of the contributors and the amounts contributed. This record shall contain the statement: "I hereby affirm that I did not, nor to my knowledge did anyone else, reimburse any contributor in any manner for his or her contribution and none of the submitted contributions was made by the contributor as a loan." This record shall be signed by the intermediary, or if the intermediary is unable to sign his or her name, marked with an "X" and signed by a witness. In addition, the record shall contain the following statement: "The making of false statements in this document is punishable as a class E felony pursuant to section 175.35 of the Penal Law and/or a Class A misdemeanor pursuant to section 210.45 of the Penal Law."

(6) Credit card contributions. Candidates who accept credit card contributions shall maintain all records specified by the Board regarding these contributions, including, but not limited to, an authorization card signed by the contributor for each credit card contribution, copies of all records of electronic transfers received from credit card companies, and proof of real time address verification procedures. For each instance in which a candidate accepts contributions by credit card, including contributions received over the Internet, the candidate shall maintain a copy of the merchant account agreement as well as copies of all merchant account statements, credit card processing company statements and correspondence, transaction reports or other records demonstrating that the credit card used to process the transaction is that of the individual contributor (including proof of approval by the credit card processor for each contribution and proof of real time address verification), and a separate written record of the contributor's name, residential address, credit card account type, credit card account number, and credit card expiration date. This record shall contain the statement: "I understand that State law requires that a contribution be in my name and be from my own funds. I hereby affirm that this contribution is being made from my personal credit card account, billed to and paid by me for my personal use, and having no corporate or business affiliation, and is not being made as a loan." This record shall be signed by the contributor, or if the contributor is unable to sign his or her name, marked with an "X" and signed by a witness. Adjacent to the signature or mark, the contributor or witness shall write the date on which he or she signed the record. The Board shall provide a specimen of this card. Notwithstanding the requirements of this paragraph, in the case of credit card contributions made over the Internet, authorization cards need not be signed by the contributor. In addition, if the candidate accepts credit card contributions over the Internet, the candidate shall maintain a copy of all website content concerning the solicitation and processing of credit card contributions.

(7) Segregated Account Contribution Cards.

Participants shall maintain a written record of the contributor's name, residential address, contribution amount, and date for each contribution which the participant deposits into a segregated bank account pursuant to Rule 5-01(n)(2). The record shall be signed by the contributor or, if the contributor is unable to sign his or her name, marked with an "X" and signed by a witness to the contribution, and the following statement shall be placed above the signature line: "I understand that this entire contribution will be used only (i) to pay expenses or debt from a previous election; (ii) by the candidate for an election other than the election for which this contribution is made; or (iii) to support candidates other than the candidate to whose campaign this contribution is made, political party committees, or political clubs. I further understand that this contribution will not be matched with public funds. I understand that State law requires that a contribution be in my name and be from my own funds. I hereby affirm that this contribution is being made from my personal funds, is not being reimbursed in any manner, and is not being made as a loan." Adjacent to the signature or mark, the contributor or witness shall write the date on which he or she signed the record. The Board shall provide a specimen of this card.

(8) Transfers. Candidates shall obtain and maintain all records specified by the Board regarding transfers, including, but not limited to, in the case of transfers from a committee

not otherwise involved in the covered election, other than another principal committee of the same candidate, a record, obtained prior to receipt of the transfer, demonstrating, for each contribution to be transferred to a participant's authorized committee, the contributor's intent to designate the contribution for the covered election. This record shall contain the statements: "I understand that this contribution will be used by the candidate for an election other than that for which the contribution was originally made. I further understand that the law requires that a contribution be in my name and be from my own funds. I hereby affirm that this contribution was made from my personal funds, is not being reimbursed in any manner, and is not being made as a loan." This record shall be signed by the contributor, or if the contributor is unable to sign his or her own name, marked with an "X" and signed by a witness. Adjacent to the signature or mark, the contributor or witness shall write the date on which he or she signed the record.

(c) In-kind contributions. For each in-kind contribution, candidates shall maintain a receipt or other written record showing that provides the date(s) the in-kind contribution was made, the name and address of the contributor, a detailed description of the goods or services provided, and such further information and/or documentation necessary to show how the value of the contribution was determined.

(d) Bills. Candidates shall retain a copy of each bill for goods or services provided. Candidates shall maintain written documentation showing that a bill has been forgiven. Documentation for goods or services must be contemporaneous and must provide the date the vendor was retained or the date the goods or services were provided, the vendor's name and address, the amount of the expenditures, and a detailed description of the goods and services provided. If the invoice supplied by the vendor does not meet these requirements, the candidate must create an additional contemporaneous record containing the necessary information, and such record must be signed by the vendor and the campaign treasurer or other representative of the campaign. In the case of services that were subcontracted by the vendor, candidates must obtain documentation meeting the above requirements for the subcontracted services from the vendor. For wages, salaries, and consulting fees, candidates must maintain a contemporaneous record, signed by the employee or consultant and the campaign, and dated, providing the name and address of the employee or consultant, a detailed description of the services, the amount of the wages, salary or consulting fees, the date(s) on which the work was performed, the period for which the individual was retained, and a detailed breakdown of the number of hours worked. The Board shall provide specimens of records for employees and consultants, including daily timesheets for election day workers and consultant agreements.

(e) Disbursements.

(1) By check. A candidate shall make all disbursements by check, except for petty cash. The date, payee name, purpose, and number of each check, as well as all inter-account transfers, any other debits, and any additional information as determined by the Board, shall be recorded in a checkbook register.

(2) Petty cash. Candidates may maintain a petty cash fund of no more than \$500 out of which they may make disbursements not in excess of \$100 to any person or entity per purchase or transaction. If a petty cash fund is maintained, the candidate shall maintain a petty cash journal including the name of every person or entity to whom any disbursement is made, as well as the date, amount, and purpose of the disbursement.

(3) Credit card and charge card purchases.

Candidates shall maintain a monthly billing statement or customer receipt for each disbursement from a credit card or charge card account showing vendors underlying the disbursement.

(4) Reimbursement of advances. Candidates shall obtain vouchers for any reimbursements they make to persons, including the candidate, for purchases made on behalf of the committee. The voucher shall be presented by the person making the purchase and shall include his or her name, the date and amount of the purchase, the vendor's name, and the manner of payment, including check number, credit card name, and cash. A receipt, bill, or invoice from the vendor shall be attached to the voucher.

(f) Bank records. Candidates shall maintain the following records received from banks and other depositories relating to accounts: (1) all periodic bank or other depository statements in chronological order, maintained with any other related correspondence received with those statements, such as credit and debit memos and contribution checks returned because of insufficient funds and (2) all returned and cancelled disbursement checks, including substitute checks which may be returned by the bank in lieu of cancelled checks.

(g) Loans. The candidate shall obtain, maintain, and make available to the Board upon its request written documentation: (1) for each loan received, including loans made by the candidate; (2) for each loan repayment; and (3) that shows that a loan has been forgiven. The loan agreement shall be in writing, shall be signed and dated by both parties, and shall provide all terms and conditions of the loan, including the amount and term of the loan. The candidate shall retain copies of loan checks and records of electronic transfers.

(h) Subcontracted goods and services. Candidates required to itemize the cost of subcontracted goods and services pursuant to Rule 3-03(e)(3)(ii) shall obtain and maintain documentation from the consultant or other person who or which subcontracts, containing all information required to be disclosed pursuant to that rule.

(i) Fundraisers. Candidates shall maintain records for all fund-raising events, including all house parties, which shall contain: the date and location of the event; the person(s) and/or organization(s), other than the candidate's authorized committee, hosting the event; an itemized listing of all expenses incurred in connection with the event, including all expenses whether or not paid or incurred by the authorized committee; and the contributor name and amount of each contribution received at or in connection with the event. This subdivision does not apply to activities on an individual's residential premises, including house parties, to the extent that the cost of those activities do not exceed \$500 and are not contributions pursuant to §3-702(8)(ii) of the Code.

(j) Campaign offices. Candidates shall maintain a list identifying the address of each campaign office.

(k) Political advertisements and literature. Pursuant to New York Election Law §14-106, candidates shall maintain copies of all advertisements, pamphlets, circulars, flyers, brochures, letterheads, and other printed matter or electronic media purchased or produced and a schedule of all radio or television time purchased and scripts used therein.

(l) Vendors. In addition to obtaining and keeping contemporaneous documentation (such as bills) for all goods and services provided by vendors, including campaign consultants and attorneys, and employees, when a candidate retains or otherwise authorizes a person or entity (including an employee) to provide goods and/or services to the candidate, and the candidate knows or has reason to believe that the goods and/or services to be provided directly or indirectly by this vendor will exceed \$1,000 in value during the campaign, the candidate shall:

(1) keep a copy of the contemporaneously written contract with the vendor, which shall, at a minimum, provide the name and address of the vendor, be signed and dated by both parties, state the term of the contract and the amount to be paid including how payment is to be made, and describe in detail the goods and/or services to be provided, and shall include, if the terms of the contract were at any time amended, a contemporaneous written contract amendment, signed and dated by both parties and describing in detail the changes to the terms and conditions of the contract, or

(2) if no contemporaneously written contract has been entered into, keep a contemporaneously written record that includes the date the vendor is retained or otherwise authorized by the candidate, the name and address of the vendor, state the term of the agreement or understanding between the candidate and the vendor, the amount to be paid including how payment is to be made, and describe in detail the goods and/or services to be provided, and shall include, if the terms of the agreement or understanding were at any time amended, a contemporaneous written record describing in detail the changes to the terms and conditions of the agreement or understanding.

In addition to the records to be kept pursuant to subparagraphs (1) or (2) above, the candidate shall keep evidence sufficient to demonstrate that the work described in the contract was in fact performed and completed. Such evidence may include samples or copies of work product, emails, time records, phone records, and photographs or other documentary evidence. Where such evidence is nonexistent or unavailable, the candidate shall maintain affidavits signed by the vendor and either the candidate, treasurer, or other campaign representative having first-hand knowledge, describing the goods or services provided and the reason(s) why documentary evidence is nonexistent or unavailable.

(m) Advances. In such form as may be prescribed by the Board, candidates shall maintain records of advances which shall include the name and address of each person who made an advance on behalf of the authorized committee, the amount so advanced, the name and address of each payee to whom advanced funds were paid, the amount paid, and the purpose of each payment.

(n) Business dealings with the City. For each individual or entity making a contribution, loan, guarantee or other security for such loan in excess of the amounts set forth in §3-703(1-a) of the Code, candidates shall obtain and maintain all records specified by the Board regarding any response, or any failure to respond, concerning whether such individual or entity has business dealings with the City. Such record, at a minimum, shall request that the contributor provide the name of the agency or entity with which such business dealings are or were carried on and the appropriate type or category of such business dealings.

(o) Travel. Candidates shall obtain and maintain originals and copies of all checks, bills, or other documentation to verify travel-related transactions reported in disclosure statements. In addition, candidates shall create and maintain a contemporaneous record describing the campaign-related purpose of the travel, the complete travel itinerary, the dates of the travel, and the names of all individuals who participated in the travel. In addition, for all travel by private car, candidates must create and maintain a travel log providing, for each trip and each vehicle, the names of the driver and passengers, the date(s) and purpose of each trip, the itinerary, including all the locations of any campaign events and other stops, the beginning and ending mileage, and the total mileage. Travel between two stops is considered an individual trip for logging purposes even if they are part of a multi-stop itinerary. For the purposes of reporting and reimbursing campaign expenditures, candidates shall calculate expenditures for travel by private car based on mileage according to the provisions of directive six of the New York City Comptroller.

Assistance to Candidates; Records (Rule 4-04)
Campaign Finance Board Rule 4-04 would be amended as follows:

Rule 4-04 Assistance to Candidates; Records.

In order to promote compliance with the requirements of the Act and these Rules, the Board's staff shall offer assistance to candidates in developing campaign procedures for gathering campaign finance information and keeping records and shall, to the extent feasible, provide model recordkeeping journals and forms. A participant's failure to keep records required by this Chapter, or provide to the Board, upon its request or as required by these Rules, records or other information, may result in a determination that matchable contribution claims are invalid pursuant to Rule 5-01(d)(17); a determination pursuant to § 3-710(2)(b) of the Code that the participant made expenditures for purposes other than qualified campaign expenditures, including a determination whether the participating candidate shall be required to personally repay such expenditures to the Board; a determination pursuant to § 3-710(2)(c) of the Code that the participant must return excess funds to the Board due to the failure to demonstrate that the participant made expenditures in furtherance of his or her nomination or election equal to or greater than the total of contributions, other receipts, and payments from the fund received; the withholding of public funds pursuant to Rule 5-01(e); and the assessment of penalties pursuant to §§ 3-710.5 and 3-711 of the Code.

Payment Procedure (Rule 5-01(f))

Campaign Finance Board Rule 5-01(f) would be amended as follows:

(f) Basis for ineligibility determination. The Board shall determine whether public funds shall not be paid to a participant for reasons that include, but are not limited to:

- (1) if there is reason to believe that the participant has committed a violation of the Act or these Rules;
- (2) if the participant has failed to meet one of the eligibility criteria of the Act or these Rules;
- (3) if the participant is required to repay public funds previously received, as described in Rule 5-03, or if the participant has failed to pay any outstanding claim of the Board for the payment of civil penalties or the repayment of public funds against such participant or his or her principal committee or a principal committee of such participant from a prior covered election, provided that the participant has received written notice of the potential payment obligation and potential ineligibility determination in advance of the certification deadline for the current covered election or an opportunity to present reasons for his or her eligibility for public funds to the Board;
- (4) if the participant fails to submit a disclosure statement required by these rules;
- (5) if the participant fails to provide to the Board, upon its request, documents or records required by Chapter 4 of these rules, or other information that verifies campaign activity;
- (6) if previous public fund payments to the participant for the election equal the maximum permitted by the Act;
- (7) if the participant or an agent of the participant has been found by the Board to have committed fraud in the course of Program participation or to be in breach of certification pursuant to Rule 2-02; ~~or~~
- (8) if the participant fails to file the receipt indicating compliance with §12-110 of the Code, as required pursuant to §3-703(1)(m) of the Code and Rule 3-11;
- (9) if the participant endorses or publicly supports his or her opponent for election pursuant to §3-705(9) of the Code; or

(10) if the participant loses in the primary election but remains on the ballot for the general election and fails to certify to the Board, as required by §3-705(10) of the Code, that he or she will actively campaign for office in the general election, or if the participant certifies to the Board that he or she will actively campaign for office in the general election but thereafter fails to engage in campaign activity that shall include but not be limited to, raising and spending funds, seeking endorsements, and broadly soliciting votes.

Pre-election payments (Rule 5-01(i))

Campaign Finance Board Rule 5-01(i) would be amended as follows:

(i) Pre-election payments.

- (1) Pursuant to §§ 3-709(5) and (6) of the Code: (i) no public funds shall be paid to participants in a primary election any earlier than two weeks after the last day to file designating petitions for such primary election; (ii) no public funds shall be paid to participants in a runoff primary election or general election any earlier than the day after the day of the primary election held to nominate candidates for such election; and (iii) no public funds shall be paid to participants in a runoff special election held to fill a vacancy any earlier than the day after the day of the special election for which such runoff special election is held.
- (2) Pursuant to §3-703(1)(a) and (5) of the Code, public funds are not payable to a participant who has not met the legal requirements to have his or her name on the ballot or who is unopposed. To enable the Board to ascertain whether a candidate has met the legal requirements to be on the ballot and is opposed, the Board shall first make payments in an election after the Board of Elections conducts hearings on the ballot petitions filed in that election except if the Board determines that delays in Board of Elections proceedings or determinations warrant first making payments earlier.

(3) The Board shall schedule at least three payment dates in the thirty days prior to a covered election, and the Board shall provide each candidate a written determination specifying the basis for any non-payment. Candidates may petition the Board in writing for a reconsideration of any such non-payment determination, and in the case of a petition received prior to the election, such reconsideration shall occur within five business days of the filing of such petition. The candidate shall not include in any such petition any documentation or information not submitted to the Board prior to the non-payment determination that is the subject of the petition unless such documentation or information is specifically requested in writing by the Board or the candidate demonstrates good cause for the previous failure to submit such documentation or information on a timely basis. In the event the Board is unable to convene within five business days, the Board may delegate to the Chair of the Board or his or her designee to make a determination regarding the petition. If the petition is denied, the Board shall provide notice to the candidate of the reasons for such denial and notify the candidate ~~may~~ of his or her right to appeal the Board's determination pursuant to Article 78 of the Civil Practice Law and Rules.

Reduction in maximum public funds payable (Rule 5-01(r)) Campaign Finance Board Rule 5-01(r) would be amended as follows:

(r) Reduction in maximum public funds payable. Pursuant to §3-705 of the Act, the maximum amount of public funds a participant may otherwise be eligible to receive will be reduced by the sum of the following: (1) any public funds retained by the Board in lieu of civil penalties; (2) any public funds retained by the Board in lieu of funds the participant is required to pay back to the Fund pursuant to the Act; ~~and~~ (3) any public funds withheld pursuant to Rule 5-01(e)(2); ~~and~~ (4) pursuant to §3-703(1-b) of the Code, an amount equal to the total unreturned contributions in excess of the limitations applicable to persons having business dealings with the city.

Repaying Public Funds (Rule 5-03)

Campaign Finance Board Rule 5-03(e) and (f) would be amended as follows:

(e) Unspent campaign funds.

(1) Pursuant to §3-710(2)(c) of the Code, the Board shall notify a participant in writing if it finds that the participant owes unspent campaign funds to the Board. The participant shall promptly pay to the Board unspent campaign funds from an election; provided, however, that all unspent campaign funds for a participant shall be immediately due and payable to the Board upon a determination by the Board that the participant has delayed the post-election audit process. The participant shall promptly pay to the Board any additional unspent campaign funds based upon a determination made by the Board at a subsequent date. Unspent campaign funds determinations made by the Board shall be based on the participant's receipts and expenditures (including any outstanding bills). The Board may also consider information revealed in the course of an audit or investigation in making an unspent campaign funds determination, including, but not limited to, the fact that campaign expenditures were made in violation of law, that expenditures were made for any purpose other than the furtherance of the participant's nomination or election, or that the participant has not maintained or provided requested documentation.

(2) (i) A participant may not use receipts for any purpose other than disbursements in the preceding election until all unspent campaign funds have been repaid, except as otherwise provided in Rule 1-03(b). Notwithstanding the presumption of Rule 1-08(c)(1), a participant has the burden of demonstrating that a post-election expenditure is for the preceding election.

(ii) Before repaying unspent campaign funds, a participant may make post-election expenditures only for routine activities involving nominal cost associated with winding up a campaign and responding to the post-election audit. Such expenditures may include: payment of utility bills and rent; reasonable staff salaries and consultancy fees for responding to a post-election audit; reasonable staff salaries and legal fees associated with defending against a claim that public funds must be repaid; a post-election event for staff, volunteers, and/or supporters held within thirty days of the election; reasonable moving expenses related to closing the campaign office; a holiday card mailing to contributors, campaign volunteers, and staff; thank you notes for contributors, campaign volunteers, and staff; payment of taxes and other reasonable expenses for compliance with applicable tax laws; and interest expense. Routine post-election expenditures that may be paid for with unspent campaign funds do not include such items as post-election mailings other than as specifically provided for in this subparagraph; making contributions; making bonus payments or gifts to staff or volunteers; ~~or holding any post-election day event, including, but not limited to, any meal or any party.~~ Unspent campaign funds may not be used for transition and inauguration activities.

(iii) Notwithstanding the restriction on the use of receipts provided in subdivision (2)(i), a participant who has outstanding liabilities from the election, including a participant who owes public funds or penalties to the Board, may make post-election expenditures, after the date of the issuance of the participant's final audit report, for the purpose of raising funds to repay such debt, and such expenditures and any funds received after that date for such purpose shall not be included in the campaign's unspent campaign funds calculation. This subparagraph applies only after the Board issues a final determination.

(f) Other reasons for repayment. The Board shall notify a participant of any amount of public funds to be repaid

because: (i) the participant has not maintained copies of checks or contribution cards that document matchable contributions; or (ii) the public funds paid were based on contributions that have been returned or contribution checks that have not been paid; or (iii) the participant has failed to demonstrate eligibility for the public funds paid or compliance with Program requirements, or both; or (iv) a determination pursuant to §§ 3-705(6), (7), or 3-706(3) of the Code is reversed following reconsideration pursuant to Rule 7-03(k).

Determination of Eligibility (Rule 7-03(a))

Campaign Finance Board Rule 7-03(a) would be amended as follows:

Rule 7-03 Review of Contributions and Expenditures.

(a) Determination of eligibility. (1) Pursuant to §3-705(6) of the Code, the Board shall determine whether a limited participant or a non-participant has spent or contracted or become obligated to spend an amount which, in the aggregate, exceeds ten thousand dollars; (2) pursuant to ~~§3-705(7)(b)~~ §3-705(7)(a) of the Code, the Board shall determine whether a candidate has spent or contracted or become obligated to spend, or received in loans or contributions, or both, an amount which, in the aggregate, exceeds one-fifth of the applicable expenditure limit for such office as provided by §3-706(1) of the Code; (3) pursuant to §3-706(3)(a) of the Code, the Board shall determine whether a non-participant has spent or contracted or become obligated to spend, or received in loans or contributions, or both, an amount which, in the aggregate, exceeds one-half the expenditure limit applicable to the participant(s) and/or limited participant(s) opposing that candidate; (4) pursuant to §3-706(3)(b) of the Code, the Board shall determine whether a non-participant has spent or contracted or become obligated to spend, or received in loans or contributions, or both, an amount which, in the aggregate, exceeds three times the expenditure limit applicable to the participant(s) and/or limited participant(s) opposing that candidate; and (5) the Board shall verify the truthfulness of any certified signed statement submitted pursuant to §3-705(7)(b) of the Code and the Board shall determine whether any supporting documentation submitted pursuant to §3-705(7)(c) §3-705(7)(b) of the Code demonstrates the existence of the condition or conditions described in such statement. For the purposes of making a determination pursuant to §3-705(7)(b)(1) of the Code, a non-participating or a limited participating candidate shall be presumed to have the ability to self finance when it is demonstrated through supporting documentation that such candidate has readily available funds in excess of one-fifth of the applicable expenditure limit and that such candidate can reasonably be expected to spend such funds for his or her nomination or election.

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ENVIRONMENTAL PROTECTION**NOTICE****NOTICE OF ADOPTION OF THE RULES FOR THE RECREATIONAL USE OF WATER SUPPLY LANDS AND WATERS**

NOTICE IS HEREBY GIVEN PURSUANT TO THE AUTHORITY GRANTED TO THE New York City Department of Environmental Protection as set forth in Section 24-315 of Title 24, Chapter 3 of the New York City Administrative Code and in accordance with Section 1043(a) of the New York City Charter that the New York City Department of Environmental Protection has amended the provisions of Chapter 16 of Title 15 of the Rules of the City of New York ("RCNY"), the Rules for the Recreation Use of Water Supply Lands and Waters. The language to be deleted is [bracketed] and the new parts to be added are underlined.

The proposed rules are promulgated pursuant to the authority of the Department of Environmental Protection as set forth in Section 1043(a) of the New York Charter and Sections 24-315, 24-326, 24-327 and 24-359 of the New York City Administrative Code.

These rules were initially published for comment in the City Record on May 20, 2008. After duly advertised public hearings held on June 23, 2008 June 24, 2008 and June 25, 2008, and a period for submissions of written comments that ended on July 7, 2008 and after having reviewed the testimony received at the hearings and the comments received, Chapter 16 of Title 15 of the Rules of the City of New York is amended to read as follows:

NYCDEP**Rules for the Recreational Use of Water Supply Lands and Waters**

Section 1. Chapter 16 of Title 15 of the Rules of the City of New York is amended to read as follows:

§16-01 Scope and Purpose.

The following rules shall apply to all recreational use of the New York City lands, lakes and reservoirs owned for Water Supply purposes in the counties of Delaware, Dutchess, Greene, Orange, Putnam, Schoharie, Sullivan, Ulster, and Westchester. These rules are in furtherance of the City's goal of safeguarding an adequate supply of high quality drinking water while allowing compatible recreational use and enjoyment. Additional information about recreational use opportunities is available from NYCDEP offices and on the NYCDEP [Internet] website at [www.nyc.gov/watershedrecreation] www.nyc.gov/dep.

§16-02 Definitions.

All terms shall have the same meaning as in the New York State Environmental Conservation Law ("ECL") unless defined differently as follows:

(a) **Access Permit.** "Access Permit" means an instrument of registration and permission to access certain City Property for recreational use as further described in §16-03 herein.

(b) **Boat Storage Area.** "Boat Storage Area" means a location on land designated by NYCDEP for boats to be stored when not on the water.

(c) **Boat Tag.** "Boat Tag" means an instrument of permission [granted] issued for the purpose of allowing Access Permit holders to store a boat for use when Fishing on City Property [while accessing the area for recreational use], as further described in §16-05 herein.

(d) **City.** "City" means the City of New York.

(e) **City Property.** "City Property" means all real property owned by the City and within the jurisdiction of NYCDEP in the counties of Delaware, Dutchess, Greene, Orange, Putnam, Schoharie, Sullivan, Ulster, and Westchester.

(f) **Designated Use Area.** "Designated Use Area" means a location designated by NYCDEP as available for designated recreational uses, in accordance with these rules, but not requiring NYCDEP Access Permits or Vehicle Tags.

(g) **Fishing.** "Fishing" means taking fish by angling as defined in [New York State Environmental Conservation Law] ECL §11-0103 and shall also include the use of tip-ups for ice fishing and the taking of carp by bow and arrow.

[(g)](h) **Fishing Area.** "Fishing Area" means a location designated by NYCDEP as available for Fishing to holders of valid Access Permits.

[(h)](i) **Group Access Permit.** "Group Access Permit" means an instrument of registration and permission for groups to temporarily access certain City Property for recreational use without each member having to obtain an individual Access Permit, as further described in §16-12 herein.

[(i)](j) **Group.** "Group" means any congregation of individuals in excess of twelve people and shall not consist of more than thirty individuals.

[(j)](k) **Group Leader.** "Group Leader" means the person who applies for the Group Access Permit and who agrees to accept responsibility for the conduct, activities, and safety of all Group Members.

[(k)](l) **Group Member.** "Group Member" means an individual listed on the Group Access Permit application for whom completed liability waivers have been received and accepted by NYCDEP, and who will accompany the Group Leader on the permitted Group activity.

[(l)](m) **Guest.** "Guest" means a person accompanying a valid Access Permit holder aged 18 or older onto City Property.

[(m)](n) **Guest Pass.** "Guest Pass" means an instrument of registration and permission for Guests of valid Access Permit holders to temporarily access certain City Property for recreational use as further described in §16-10 herein.

[(n)](o) **Hiking.** "Hiking" means foot travel including hiking, walking, running, cross-country skiing, snowshoeing, bird watching, nature observation and photography.

[(o)](p) **Hiking Area.** "Hiking Area" means a location designated by NYCDEP as available for Hiking to holders of valid Access Permits.

[(p)] **Hunting.** "Hunting" means pursuing, shooting, killing or capturing (other than by trapping) game species specified herein or on a participant's Hunt Tag.]

(q) **Hunting Area.** "Hunting Area" means a location designated by NYCDEP as available for [Hunting] hunting to holders of valid Access Permits and Hunt Tags.

(r) **Hunt Tag.** "Hunt Tag" means an instrument of permission [granted] issued for the purpose of allowing Access Permit holders to [Hunt] hunt at Hunting Areas, as further described in §16-07 herein.

(s) **NYCDEP.** "NYCDEP" means the New York City Department of Environmental Protection, an executive agency of the City.

(t) **NYSDEC.** "NYSDEC" means the New York State Department of Environmental Conservation, an executive agency of the State of New York.

(u) **[Public Area.** "Public Area" means a location designated by NYCDEP as available for certain recreational uses but not requiring Access Permits.]

Public Access Area. "Public Access Area" means a location designated by NYCDEP as available for recreational uses as allowed by New York State law and these Rules, and on which NYCDEP Access Permits, Hunt Tags and Vehicle Tags are not required.

(v) **Public Map.** "Public Map" means a map produced by NYCDEP to convey information to Access Permit holders and the public.

(w) **Vehicle Tag.** "Vehicle Tag" means an instrument of permission [granted] issued in support of an Access Permit for the purpose of allowing visitors to park a vehicle on City

Property while accessing City Property for recreational use, as further described in §16-11 herein.

(x) **Water Supply.** "Water Supply" means the New York City public water supply system, and includes all watercourses, wetlands, reservoirs, reservoir stems and controlled lakes tributary thereto.

(y) **Watercourse.** "Watercourse" means a visible path through which surface water travels on a regular basis, including an intermittent stream, which is tributary to the Water Supply.

(z) **Watershed.** "Watershed" or "New York City Watershed" means the land area contributing surface water to the New York City water supply.

(aa) **Watershed Rules.** "Watershed Rules" means the Rules and Regulations for the Protection from Contamination, Degradation and Pollution of the New York City Water Supply and Its Sources, [18] 15 Rules of the City of New York [§18-11, et seq.] Chapter 18; 10 NYCRR Part 128.

§16-03 Access Permit.

All persons 16 years of age and older must complete an application for and receive, maintain and carry a valid Access Permit in order to access Hiking Areas, Fishing Areas and Hunting Areas for recreational purposes as defined in these [regulations] rules. Entry onto City Property, other than [Public Areas] Public Access Areas and Designated Use Areas, without a valid Access Permit, Guest Pass, or without appropriate accompaniment as described herein, is prohibited and shall be considered a trespass.

(a) **Application.** The Access Permit application shall be available for download or completion on the NYCDEP [Internet] website [at www.nyc.gov/watershedrecreation] and for pick-up at NYCDEP facilities in New York City [and at] NYCDEP [Land Management] offices throughout the Watershed and [at] such other locations as indicated on the NYCDEP website. No application fee is required.

(b) **Required Information.** An Access Permit application shall [request] require the following [required] information:

- (1) Applicant name, mailing address, phone number, electronic mail address if submitted via the NYCDEP website, and date of birth;
- (2) Applicant gender, height, eye color and hair color;
- (3) Applicant driver's license number and state of issuance, or non-driver's identification number and state of issuance;
- (4) Acknowledgement of risks and waiver of liability;
- (5) Applicant signature and date of signature;
- (6) Parent or legal guardian signature and date of signature if applicant is under 18.

Information provided shall be maintained by NYCDEP for agency purposes only.

(c) **Eligibility.** Individuals aged [14] 12 years or older who do not have an outstanding Access Permit suspension[,], or revocation[,], or a restriction on their ability to apply for public access privileges from NYCDEP; do not have a valid current Access Permit; and are not otherwise restricted for security or public safety reasons from applying [by NYCDEP] are eligible to receive an Access Permit. Individuals under the age of 18 must have the written consent of their parent or legal guardian indicated on their Access Permit application.

(d) **Minors.** Persons between the ages of [14] 12 and 18 are eligible to receive Access Permits with parental or legal guardian consent and may participate in recreational opportunities [unaccompanied] in accordance with these rules. Persons under 16 years of age may access City Property for recreational purposes without an Access Permit, but must be accompanied by a valid Access Permit holder aged 18 or older. A valid Access Permit holder aged 18 or older may accompany up to five (5) persons under the age of 16 who do not have Access Permits, but he or she is responsible for their conduct and safety and shall be liable for any of their violations of these rules.

(e) **[Mail Submission.** Completed Access Permit applications may be submitted by regular mail to the address on the form.

(f) **Internet Submission.** The NYCDEP Access Permit application may be completed and submitted, and Access Permits issued through the NYCDEP [Internet] website.

(f) **Internet Processing.** For applications submitted through the interactive NYCDEP website:

- (1) An Access Permit issuance letter, Access Permit and corresponding Vehicle Tag may be printed directly from the NYCDEP website.
- (2) Processing time will generally be immediate. NYCDEP is not responsible for limitations of equipment and services not maintained by NYCDEP or its representatives that may cause delays or prevent printing.

(g) **[Refusal.** Rejected applications shall be returned to the applicant, accompanied by a letter identifying the reason(s) for refusal, generally within two weeks of application receipt or by electronic means through the Internet. Within ten days of receipt of the communication, the applicant may provide NYCDEP with an appeal of NYCDEP's refusal to issue an Access Permit that shall include any relevant information pertaining to the basis for the refusal. Upon examination of the circumstances and generally within two weeks of receipt, NYCDEP will either uphold the refusal or revise its prior decision and issue an Access Permit upon such terms and conditions as may be appropriate. The applicant will be notified of NYCDEP's determination in writing. Grounds for refusal of an Access Permit include the following:

- (1) Incomplete or illegible application;
- (2) Failure to meet application eligibility requirements;
- (3) Submission of false information;
- (4) Current, valid Access Permit status.]

Mail Submission. Completed Access Permit applications may be submitted by United States Postal Service ("USPS") mail to the address on the form.

(h) **Mail Processing.** Accepted applications submitted by [regular]USPS mail shall include the following steps:

- (1) An Access Permit issuance letter and Access Permit shall be generated and mailed with the corresponding Vehicle Tag directly to the address on file for the permittee.
- (2) Processing time shall generally be within two weeks of application receipt, except in unusual circumstances.
- (3) Mailings may be accompanied by other official NYCDEP communications, e.g. the *Watershed Recreation* newsletter, notices, and other recreational use materials.

(i) **Internet Processing.** For applications submitted through the interactive NYCDEP website:

- (1) An Access Permit issuance letter, Access Permit and corresponding Vehicle Tag may be printed directly from the NYCDEP website.
- (2) Processing time will generally be immediate. NYCDEP is not responsible for limitations of equipment and services not maintained by NYCDEP or its representatives that may cause delays or prevent printing.

(j) **Returned Mailings.** Mailings returned to NYCDEP as undeliverable by the [United States Postal Service (USPS)] shall be handled as follows:

- (1) If a forwarding address is provided by USPS, the contact information shall be updated accordingly in NYCDEP files and the returned mailing re-mailed to the new address on file;
- (2) If no forwarding address is provided, the address will be checked for accuracy and corrected and re-mailed if necessary; updated via telephone or [electronic-mail] electronic mail, and re-mailed if necessary; and/or status marked "invalid" in NYCDEP files and excluded from all further [access permit]Access Permit mailings, the returned mail filed, and contact attempts documented.

(j) **Refusal.** Rejected applications shall be returned to the applicant, accompanied by a letter identifying the reason(s) for refusal, generally within two weeks of application receipt or by electronic means through the Internet. Within ten days of receipt of the communication, the applicant may provide NYCDEP with an appeal of NYCDEP's refusal to issue an Access Permit that shall include any relevant information pertaining to the basis for the refusal. Upon examination of the circumstances and generally within two weeks of receipt, NYCDEP will either uphold the refusal or revise its prior decision and issue an Access Permit upon such terms and conditions as may be appropriate. The applicant will be notified of NYCDEP's determination in writing. Grounds for refusal of an Access Permit include the following:

- (1) Incomplete or illegible application;
- (2) Failure to meet application eligibility requirements;
- (3) Submission of false information;
- (4) Current, valid Access Permit status.

(k) **Term.** An Access Permit is valid for the period of five (5) years, or the period indicated thereon, expiring on the permit holder's day and month of birth, unless revoked, suspended or altered by NYCDEP.

(l) **Renewal.** An Access Permit renewal application shall be sent via electronic or [regular]USPS mail to the address on file for each valid Access Permit holder generally two months prior to the Access Permit expiration date. Content of an Access Permit renewal application shall include confirmation of the permit holder's information on file, as well as user

survey questions, if any. Access Permit renewal processing shall be as provided for initial application, except that Vehicle Tags do not expire, and therefore will not be renewed.

(m) **Replacement.** Lost or destroyed Access Permits may be replaced upon the permit holder's written request to NYCDEP by [U.S.]USPS or electronic mail. Electronically requested replacements may be printed immediately. Replacements requested by [U.S.]USPS mail will generally be issued within two weeks.

(n) **Notifications.** Notices to Access Permit holders shall be sent to the address on record with NYCDEP. It is the Access Permit holder's responsibility to inform NYCDEP of any changes to the address and information submitted on a permit application or renewal form.

(o) **Updating Registration Information.** Access Permit holders shall notify NYCDEP in writing, via [electronic-mail] electronic mail or [regular]USPS mail, of any changes to their contact information on file with NYCDEP. Failure to do so may result in the Access Permit holder not receiving important communications, such as boat removal or area closure notices. Access Permit holders may use the Access [Permits update form] Permit Update Form to submit such changes. This form shall be available for download or completion on the NYCDEP [Internet] website [at www.nyc.gov/watershedrecreation] and for pick-up at NYCDEP facilities in New York City [and at] NYCDEP [Land Management] offices throughout the Watershed and [at] such other locations as indicated on the NYCDEP [Internet] website.

(p) **Transferability.** An Access Permit is not transferable and may be used only by the person to whom it has been issued.

§16-04 Fishing and Fishing Areas.

(a) **Access.** Access to Fishing Areas on City Property for purposes of Fishing shall be by Access Permit. No additional NYCDEP permits or tags are required. Individuals engaged in Fishing shall also possess a valid New York State fishing license, when required by State law.

(b) **Designation.** Fishing Areas shall be designated by NYCDEP in publications and notices, on the NYCDEP [Internet] website, on Public Maps available to Access Permit holders, and by sign postings.

(c) **Shoreline Fishing.** Shoreline Fishing is allowed at Fishing Areas, [and] Hiking Areas, Public Access Areas, and certain Designated Use Areas as indicated by NYCDEP on sign postings and, when applicable, on the NYCDEP website, on Public Maps, and/or in other publications and notices.

(d) **Ice Fishing.** Ice Fishing is allowed only on the Amawalk, Bog Brook, Boyds Corner, Cross River, Diverting, East Branch, Muscoot, Titicus, West Branch, Croton Falls and Middle Branch Reservoirs, on Lake Gilead and Lake Gleneida and on ponds located in Hiking Areas, Public Access Areas, and certain Designated Use Areas as indicated by NYCDEP on sign postings, and, when applicable, on the NYCDEP website, on Public Maps, and/or in other publications and notices. All other reservoirs are off-limits to ice fishing due to safety considerations.

(e) **Season.** Access to Fishing Areas is year-round during New York State fishing seasons, except as otherwise restricted by these [regulations] rules or by NYCDEP postings or notices.

(f) **Means.** Angling is the only permissible means of Fishing on City Property. Tip-ups may be used for ice fishing, and bow and arrow may be used for carp fishing. Anglers shall be in immediate attendance of their lines.

(g) **Bait and Bait Disposal.** The use of terrestrial bait such as worms and crickets is allowed. Live aquatic bait, which may include, but is not limited to, alewives, shiners, leeches, and crawfish, may be used for Fishing unless it has been taken from waters infested with zebra mussels, including, but not limited to: Lake Champlain, Lake Erie, Lake Ontario, the Finger Lakes, [Greenwood Lake,] the Erie Canal, the Niagara River, the Mohawk River, the St. Lawrence River, the Susquehanna River and the Hudson River. Neither [aquatic] bait nor the water from aquatic bait containers shall be disposed of on City Property. NYCDEP, at its sole discretion, may prohibit the use of specified bait. Any such prohibitions shall be indicated by NYCDEP on sign postings and, when applicable, on the NYCDEP website, on Public Maps, and/or in other publications and notices.

(h) **Fishing Equipment.** The following equipment rules apply to Fishing:

- (1) Waterproof waders shall be used when entering water for purposes of Fishing.
- (2) Temporary, portable, fabric fishing shelters and windbreaks may be used for ice fishing on City [property]Property. Wood or metal shelters are not permitted.
- (3) Ice fishing equipment, including shelters and windbreaks, shall remain within view of the occupant and shall be removed from City [property]Property by the occupant when not in use or at the end of each day, whichever is sooner.
- (4) Use of float tubes or inflatable waders is prohibited.
- (5) Motorized fishing equipment is prohibited on City [property]Property, including but not limited to power ice augers and trolling motors.

(6) [Abandoned or prohibited equipment found on City lands shall be confiscated by NYCDEP.

(7) Anglers may carry pocket or hunting knives for purposes of Fishing.

(i) **Fishing Litter.** Upon leaving City Property, anglers shall remove any and all equipment, supplies, or other items brought onto the City Property for use while Fishing. These include but are not limited to: equipment packaging, fishing line, monofilament, bait, bait containers, lures, hooks, sinkers, bobbers, food and drink containers, bags, chairs, cigarette remains, and clothing. Anglers are encouraged to carry trash bags with them and remove trash and litter left by others to help protect the Water Supply, wildlife and the scenic appearance of Fishing Areas.

(j) **Fish Entrails.** Fish entrails shall not be deposited in or within 100 feet of a reservoir, lake, pond, Watercourse, public access point, public road, or private property.

(k) **Fishing from Bridges.** Fishing from vehicular bridges located on City Property is not permitted except where designated by [DEP] NYCDEP.

§16-05 Boat Tag.

Due to the threat of Water Supply contamination by organisms such as zebra mussel larvae that may be introduced to City waters by boats previously used in contaminated waters, all boats used on City Property shall be registered and cleaned by NYCDEP or its designees, and permanently stored on-site in Boat Storage Areas designated by NYCDEP. All boats on City Property must have a valid Boat Tag affixed thereto.

(a) **Application.** Boat Tag applications shall be available at the same locations as Access Permit applications as indicated in §16-03(b)(a) above. No application fee is required.

(b) **Required Information.** A Boat Tag application shall [request] require the following [required] information:

- (1) Applicant's valid Access Permit number;
- (2) Applicant's name, mailing address, phone number, electronic mail address, if available, and date of birth;
- (3) Boat make, model, serial number, color, width, length, material, and hull shape;
- (4) Designated [f]Fishing [a]Area and Boat Storage Area requested;
- (5) Acknowledgement of risk and waiver of liability; [and]
- (6) Applicant signature and date of signature[.]; and
- (7) Parent or legal guardian signature and date of signature if applicant is under 18.

(c) **Eligibility.** Valid Access Permit holders aged 16 years or older who do not have an outstanding Access Permit suspension[, or] revocation[, or a restriction on their ability to apply for public access privileges from NYCDEP]; are not otherwise restricted for security or public safety reasons from applying by NYCDEP; and who own the rowboat that they are registering are eligible to receive a Boat Tag for the boat documented on the application. Applicants under 18 need parental or legal guardian consent. Each Boat Tag will be issued to one boat owner only. Access Permit holders may apply for Boat Tags for more than one boat.

(d) **Application Submission and Appointment.** Boat Tag applications shall be submitted to NYCDEP at the boat registration appointment on the day the boat is to be placed on a reservoir or lake. The appointment must be made in advance by contacting the NYCDEP [Land Management] office nearest the reservoir where the boat will be located as listed on the NYCDEP [Internet] website [at www.nyc.gov/watershedrecreation]. Boat owners shall speak directly with a NYCDEP representative and provide their name, telephone number, valid Access Permit number, and desired [boat storage location]Boat Storage Area in order to make a processing appointment. Completed applications shall be submitted in person at the processing appointment. Boat Tag applications may be completed in advance of the appointment. A boat owner who is unable to attend his or her appointment shall notify NYCDEP in advance. Appointments may be rescheduled to a later available date.

(e) **Internet Submission and Appointment.** Processing appointments may be made and the Boat Tag application may be completed and submitted in advance of the appointment through the NYCDEP Internet website.

(f) **Boat Processing and Tag Issuance.** A boat owner shall attend the processing appointment for his or her boat in person and shall bring his or her boat, valid Access Permit, and government-issued photo identification [to the processing appointment]. A boat processing appointment shall consist of the following steps:

- (1) The boat owner shall submit the completed Boat Tag application.
- (2) Access Permit data on file shall be confirmed with the applicant. This information shall include contact information and Access Permit status.
- (3) Boat type, shape, size, color, make, model, serial number, absence of possible

contaminants, and apparent seaworthiness shall be confirmed and entered into the file.

(4) Boats shall be steam cleaned by NYCDEP on all surfaces to remove any possible Water Supply contaminants such as zebra mussel larvae.

(5) A unique number shall be assigned to the boat.

(6) The boat number shall be painted by NYCDEP on both sides of the bow hull above the anticipated immersion line using permanent white or black paint, whichever color is most visible given the color of the boat.

(7) An appropriately dated Boat Tag shall be completed in permanent ink and affixed to the exterior port-side bow. Boat Tag completion shall include: writing the boat owner's Access Permit number in the appropriate field; writing the reservoir prefix, if any, and boat number in the appropriate field; and punching out the appropriate water supply location abbreviation.

(8) The boat owner shall receive from NYCDEP at the processing appointment information including: a copy of the current rules, if the boat owner does not already have one; a current *Watershed Recreation* newsletter, if desired; a map and/or directions to the designated [storage location]Boat Storage Area for their boat; a verbal summary of important rules and conditions, including the Boat Tag expiration and renewal process, boat storage requirements, and the procedures for boat removal and disposal.

(9) Upon completion of the boat cleaning and processing appointment, the boat owner shall immediately place the registered boat on the appropriate water body or at the assigned Boat Storage Area without storing or placing the boat in any other location or water body.

[(g)](f) **Eligible Boats.** Boats eligible for Boat Tags shall be aluminum or metal-alloy row boats, except boats on record as having had valid Boat Tags that were issued initially prior to March 31, 2006 may be wooden or fiberglass row boats. Only rowboats that are a minimum of 11'6" in length and 42" in width and are a maximum of 16' in length are permitted on City Property. Other vessels, including but not limited to sailboats, motorized boats, canoes, kayaks, sculls, inflatable boats and collapsible boats are prohibited.

[(h)](g) **Rejection.** Grounds for rejection of a Boat Tag application include the following:

- (1) Incomplete application;
- (2) Failure to meet application eligibility requirements;
- (3) Submission of false information;
- (4) Illegible application;
- (5) Failure of boat to meet inspection and cleaning standards.

Rejected applications shall be returned immediately to the applicant, accompanied by an explanation of the reason(s) for rejection, and an opportunity provided for the immediate resubmission of the corrected application, if applicable.

[(i)](h) **Term.** Boat Tags shall be valid for two (2) years or until the expiration date indicated thereon, unless revoked, suspended, or altered by NYCDEP. Boat Tags shall only remain valid so long as the boat owner remains a valid Access Permit holder. If an Access Permit holder's Access Permit is suspended or revoked, they may remove their boat if accompanied by a NYCDEP representative.

[(j)](i) **Display.** Boat Tags shall be affixed to the upper port-side exterior bow (top left outside front) of the corresponding registered boat. It shall be the Boat Tag holder's responsibility to keep a Boat Tag affixed and clearly legible at all times.

[(k)](j) **Replacement.** Lost or destroyed Boat Tags may be replaced upon the boat owner's written request to NYCDEP by [U.S.]USPS or electronic mail. [Electronically requested replacements may be printed immediately.] Replacements [requested by U.S. mail] will generally be issued within two weeks.

[(l)](k) **Renewal.** A renewal Boat Tag application shall be sent via electronic or [regular]USPS mail to the address on file for each valid boat owner generally in the spring of the Boat Tag expiration year. Content of the renewal Boat Tag application shall include confirmation of boat owner and boat information on file, as well as any angler survey questions. [Boat owners may generate, complete, and submit renewal Boat Tag applications on the NYCDEP Internet website.] Renewed Boat Tags shall be mailed to the address on file for the boat owner generally within two weeks of application receipt.

[(m)](l) **Transferability.** Boat Tags are not transferable to either another person or another boat.

[(n)](m) **Transfer of Boat Ownership.** Owners of boats with valid Boat Tags who would like to transfer ownership of their boat to another valid Access Permit holder may do so according to the following process:

- (1) The current boat owner shall put the following information in writing to NYCDEP: the current boat owner's Access Permit number and name; the reservoir or lake and specific [storage area]Boat Storage Area where the boat is currently stored; the boat number issued by NYCDEP; the name of the person to whom ownership is being transferred; the valid Access Permit number of the person to whom ownership is being transferred; [and] the signature of the current boat owner[;] and the date of signature.
- (2) The new owner shall complete a Boat Tag application for the boat, in accordance with §16-05.
- (3) The current owner shall mail the transfer information together with the Boat Tag application completed by the new owner to NYCDEP at the address indicated on the application.
- (4) [The] NYCDEP [Land Management Office] shall issue and mail a new Boat Tag and other materials to the accepted new boat owner at the address on file generally within two weeks of transfer of ownership request receipt.
- (5) The new boat owner shall remove the [old] prior owner's invalid Boat Tag from the boat and replace it with the new valid Boat Tag.

New boat owners who would like to change the Boat Storage Area for the boat shall comply with the rules for a change of Boat Storage Area location.

[(o)](n) **Boat Storage Area.** Each registered boat shall be assigned to a Boat Storage Area. The boat must be stored in the assigned Boat Storage Area when not in use on the water, except that during the months from April through September the boat may be temporarily stored at any other Boat Storage Area on the same reservoir or lake for convenience of [f]Fishing, provided there is storage space available as determined by NYCDEP. NYCDEP may limit the number and location of boats assigned to any particular Boat Storage Area. Information about Boat Storage Areas closed to additional boats shall be available [at the local] from NYCDEP [Land Management Office] and, when applicable, on the NYCDEP [Internet] website. Requests to place a boat at high-demand Boat Storage Areas shall be handled in the order they are received. Boat Tags on boats not stored within their assigned Boat Storage Areas during the months [from]of October through March, or on boats stored in Boat Storage Areas that have been closed by NYCDEP and/or to which they were not assigned, shall be invalid. Boat owners may request a change of assigned Boat Storage Area for their boat on the same water body once per calendar year by contacting [the local] NYCDEP [Land Management Office]. NYCDEP shall grant a change of assigned Boat Storage Area provided that the requested area is open to additional boats.

[(p)](o) **Boat Storage.** When not in use on the water for Fishing, boats shall be stored in assigned Boat Storage Areas at all times. Boats shall be stored above the high water mark within their assigned Boat Storage Areas from December 1 to April 1. Boat owners are encouraged to store their boats back from the shoreline so as not to obstruct other anglers' access to the water. Boats shall not be stored in [designated] shoreline buffer zones, [where indicated] which are generally within ten (10) feet of the shoreline, but may be more or less than ten (10) feet as designated. Boats shall not be stored on or against other stored boats as this may make some boats inaccessible to their owners. Boats shall not be secured to dead trees or [those identified by]trees marked with blue paint [as subject to]by NYCDEP for removal.

[(q)](p) **Boat Placement and Securing.** To prevent the creation of insect breeding grounds in water-filled boats, boats shall be stored hull-up (upside down) at all times. Boat owners may store on site such fishing equipment as may be secured under their overturned, stored boat. Equipment or items left on City Property and not secured under boats shall be subject to confiscation and disposal. Boat owners are encouraged to secure their stored boats to reduce the possibility of theft and scattering. Boats shall be secured to manufactured hitches provided by NYCDEP where these are available. Where NYCDEP has provided such securing resources, boats shall not be secured to trees. Where no securing resources are provided by NYCDEP, boats may be secured to trees. Boats secured to trees shall not be tightly bound to trees, but shall be loosely secured so as not to damage the trees.

[(r)](q) **Owner Removal of a Boat.** Boat owners may remove their boats from City Property at any time. Boat owners shall notify the local NYCDEP [Land Management] Office prior to removing their boat from City Property. [The] NYCDEP [Land Management Office] shall document the owner removal activity. Upon removal of a boat from City Property, its Boat Tag shall be immediately rendered invalid. Boat owners wishing to return a once-registered, removed boat to a City reservoir or lake shall make a registration and processing appointment with the local NYCDEP [Land Management] Office.

[(s)](r) **Change of Boat Storage Area Location.** Boat owners may change the location of their boat from one reservoir or lake in the Water Supply system to another, but such change shall be treated the way a new boat would be treated. This shall require an application, boat processing

appointment, and a new Boat Tag. It is prohibited for a boat owner to move their boat away from the assigned reservoir or lake without first notifying NYCDEP. It is prohibited for a boat owner to place any boat on a reservoir or lake without a valid Boat Tag for that location.

[(t)](s) **NYCDEP Removal of Boats.** Any boat left in the water unattended[;]; found on land outside of the boat's assigned Boat Storage Area [from October through March]; found in a closed Boat Storage Area to which it was not assigned; found without a valid Boat Tag or found on City Property after expiration, suspension or revocation of the owner's Boat Tag or Access Permit; or found in a restricted area is subject to removal and storage by NYCDEP at the owner's expense of \$120.00 for removal and \$1.00 per day for storage. While boats without valid Boat Tags may be removed from City Property, confiscated, and stored by NYCDEP at any time, such boat removal shall generally commence on October 1 of each year and be completed before March 15 of the following year. NYCDEP shall attempt to contact the owner of an invalid or removed boat at least once during the removal process or the three-month storage period in order to notify them of their boat's status. This contact may be by [regular]USPS mail, telephone, or [electronic-mail] electronic mail for the contact information on file for the boat, and the attempt as well as its outcome shall be documented.

[(u)](t) **Storage of NYCDEP-Removed Boats.** NYCDEP shall store removed boats in designated storage yards on NYCDEP properties until the removed boats are claimed by their owners or until three months have passed since NYCDEP's initial attempt to contact the owner. If a boat remains unclaimed three months from the date of NYCDEP's initial attempt to locate the owner, it will be deemed the property of NYCDEP and will be disposed of at NYCDEP's discretion. By accepting a NYCDEP Boat Tag, the owner of the subject boat acknowledges and accepts NYCDEP's right to remove, store and/or dispose of the boat in accordance with this section in lieu of any other procedure for the storage and disposition of abandoned property required or permitted by law, and waives any right to assert a claim against NYCDEP pursuant to the provisions of the New York State Personal Property Law, Abandoned Property Law or by any such other procedure. NYCDEP is not liable to the owner under any circumstances for damage to or loss of a boat during its removal, storage or disposition.

[(v)](u) **Owner Claim of Stored Boats.** Boats removed and stored by NYCDEP shall be available for claim and pick up by the boat owner of record by appointment with [the] NYCDEP [Land Management Office] which has stored the boat]. NYCDEP [Land Management] staff shall confirm that the person claiming the boat is the boat owner of record. Any accumulated removal and storage fees shall be paid to [the] NYCDEP [Land Management Office] storing the boat] by certified check, bank check, or money order made out to "NYCDEP" in order for the boat to be released. Owners shall pay any accumulated fees and remove their claimed boat at the same appointment. NYCDEP shall not hold claimed boats nor allow deferred payment.

[(w)](v) **Disposal of NYCDEP-owned Boats.** When necessary, NYCDEP shall dispose of boats owned by the City through the following means:

- (1) Disposal or sale of unseaworthy boats as refuse or scrap metal;
- (2) Donation of seaworthy boats to public or community non-profit organizations through a City-approved donation process;
- (3) Sale of boats in as-is condition at public, sealed bid auction [generally in the month of June].

[(x)](w) **Boat Relinquishment.** Boat owners or their representatives may relinquish ownership of their boat stored on City Property to NYCDEP according to the following process:

- (1) The boat owner or his or her representative shall write a letter stating that [they relinquish] he or she relinquishes ownership of [their] his or her boat to NYCDEP. The letter shall contain the following information: boat owner name, address, telephone number, and Access Permit number; boat number and Boat Storage Area; and, if written by the boat owner, the signature of the boat owner; and date of signature. If the letter is written by the representative of a boat owner, the representative shall affirm in writing his or her ability to act on behalf of the boat owner.
- (2) The relinquishment letter shall be mailed to NYCDEP.

[(y)](x) **Lost and Stolen Boats.** Boat owners shall report boats believed to be lost or stolen to [the local] NYCDEP [Land Management Office] immediately upon discovery. [The] NYCDEP [Land Management] staff shall document the report, attempt to locate the boat, and, if unsuccessful, submit the report to the NYCDEP Police for further investigation.

§16-06 Fishing by Boat.

People with valid Access Permits and valid New York State fishing licenses, where applicable, may Fish on City Property from boats with valid Boat Tags in accordance with the following rules.

(a) **Relationship to Fishing Rules.** All Fishing rules shall also apply to all Fishing by boat.

(b) **Use.** Boats with valid Boat Tags shall be used at Fishing Areas only for [the] purposes of Fishing. All boat occupants shall be in possession of valid New York State fishing licenses when required by State law; at least minimum Fishing equipment including a pole, line, and a hook and bait or a lure; and shall be plausibly engaged in the activity of Fishing while using a boat on Fishing Areas.

(c) **Mooring.** Mooring of boats, including to buoys, is prohibited.

(d) **Season.** On the Amawalk, Bog Brook, Boyds Corner, Cross River, Croton Falls, Diverting, East Branch, Middle Branch, Muscoot, Titicus, and West Branch Reservoirs, and on Lake Gilead and Lake Glencida, boats with valid Boat Tags may be placed on the water during any ice free period. [Boats] On all other New York City Reservoirs, boats with valid Boat Tags may be placed on the water [on] between April 1st and November 30th of each year [or when ice leaves the lakes, ponds or and reservoirs, whichever is later] during any ice free period. [No boats may be placed on the water after December 1st of each year.]

(e) **Condition and Maintenance.** Boat owners are responsible for the sanitary condition and seaworthiness of their vessels and for all activities that occur thereon. Any supplies used for boat maintenance may not enter a water body and must be removed from City Property immediately following maintenance activities.

(f) **Safety.** Every boat used on City Property shall have at least one U.S. Coast Guard approved wearable personal flotation device in good condition for each person on board. Each person on board who is under the age of 12 must wear a securely fastened U.S. Coast Guard approved wearable flotation device of an appropriate size.

(g) **Capacity.** Each boat may carry no more than three occupants, unless the boat has a U.S. Coast Guard approved "Maximum Capacities" plate or label affixed by the manufacturer that identifies a greater occupancy capacity.

(h) **Winter Storage.** Boats must be [brought to] stored at a point above the high water mark within the assigned Boat Storage Area [no later than] between December 1st [of each year where they must remain until the following April 1st or until the ice melts, whichever is later] and March 31st.

§16-07 Hunt Tag.

All persons [Hunting] hunting on Hunting Areas must have a valid Hunt Tag.

(a) **Application.** The Hunt Tag application shall be available at the same locations as the Access Permit application as indicated in §16-03[(b)](a) [herein] above and in publications such as the *Watershed Recreation* newsletter. No application fee is required.

(b) **Required Information.** A Hunt Tag application shall [request] require the following [required] information:

- (1) Game species and season for which a Hunt Tag is being requested, if applicable;
- (2) Hunting Area for which a Hunt Tag is being requested, if applicable;
- (3) Applicant Access Permit number;
- (4) Applicant name;
- (5) Completed survey questions, if applicable.

(c) **Eligibility.** Any person [14] 12 years of age or older with a valid Access Permit may apply for a Hunt Tag. Individuals under the age of 18 must have the written consent of their parent or legal guardian indicated on their Hunt Tag application.

(d) **Submission.** Completed Hunt Tag applications [may] shall be submitted to NYCDEP [by regular mail or by electronic mail to the address on the application] by USPS mail, electronic mail, or other means identified by NYCDEP in order to be processed. [Applications may be submitted over the NYCDEP Internet website.]

(e) **Processing.** Accepted applications shall be fulfilled by [regular]USPS mail in the order in which they were received, generally within two weeks of receipt. Applications submitted at the [Internet] NYCDEP website shall be processed over the NYCDEP [Internet] website. Applications shall be accepted or rejected based on the following considerations:

- (1) Application for the current season is fully completed, or automatic issuance eligibility exists due to proper submission of the previous year's hunt survey;
- (2) Applicant has a valid Access Permit and meets eligibility requirements.

(f) **Term.** Hunt Tags are valid for one hunting season or until the expiration date indicated thereon, unless revoked, suspended, or altered by NYCDEP. Hunt Tags shall only remain valid so long as the holder remains a valid Access Permit holder.

(g) **Content.** A valid Hunt Tag [contains] shall contain the following information:

- (1) A unique number of the holder as issued by NYCDEP;
- (2) Signed acknowledgement and waiver of liability of holder or of parent or legal guardian if holder is under 18;

- (3) Emergency medical information;
- (4) Term for which the Hunt Tag is valid;
- (5) Hunting Area(s) for which use is valid, if applicable; and
- (6) Species for which use is valid, if applicable.

(h) **Transferability.** A Hunt Tag is non-transferable and may be used only by the person to whom it was issued.

(i) **Replacement.** Lost or destroyed Hunt Tags will be replaced upon tag holder's [written] request to NYCDEP [by U.S. or electronic mail]. [Electronically requested replacements may be printed immediately.] Replacements [issued by U.S. mail] will generally be issued within two weeks.

(j) **Tag Display.** Display of the Hunt Tag shall be on the back of the holder's outermost upper body garment so that all face content is clearly legible. The Hunt Tag shall be displayed at all times while [Hunting] hunting on Hunting Areas and while scouting on Hunting Areas not also designated as Hiking Areas.

(k) **Renewal.** Hunt Tags are not renewable and a new tag must be applied for [annually] upon expiration except in the case of automatic issuance eligibility due to proper submission of [the previous year's] a NYCDEP hunt survey or other such mechanism.

§16-08 Hunting and Hunting Areas.

(a) **Designation.** Hunting Areas shall be designated by NYCDEP [in publications and notices] on sign postings and, when applicable, on the NYCDEP [Internet] website, on Public Maps [available to Access Permit holders], and/or [by sign postings] in other publications and notices. Hunting Areas may be further designated [by implement and type of hunting] as follows:

- (1) [Big Game] Bow Hunting Area – [big game] hunting by bow only;
- (2) [Big Game] General Hunting Area – [big game] hunting by bow and gun[;].
- [(3) Multi-Game Bow Hunting Area – big game, small game, and turkey hunting by bow.
- (4) Multi-Game General Hunting Area – big game, small game, and turkey hunting by bow and gun.]

(b) **Access.** Access to Hunting Areas on City Property for purposes of [Hunting] hunting shall be by Access Permit and Hunt Tag [for the particular types of hunting designated herein]. Hunters must have a valid Hunt Tag in order to [Hunt] hunt on Hunting Areas. Hunting is not allowed on any other City Property except on Public Access Areas. Hunters [shall] must also be properly licensed by the State of New York.

(c) **[Big Game Deer Hunting] Allowable Species.** Hunters with valid Hunt Tags may hunt on Hunting Areas for [white-tailed deer] any species allowed under New York State law, during and in accordance with all available NYSDEC hunting seasons and NYCDEP property designations.

[(d) **Big Game Bear Hunting.** During the 2006-2007 hunting season, hunters with valid Hunt Tags may hunt for bear at the twenty-one (21) areas designated for small game hunting during and in accordance with all available NYSDEC hunting seasons and NYCDEP property designations. Effective September, 2007, bear hunting will be permitted at NYCDEP Hunting Areas which can be found on the NYCDEP Internet website at www.nyc.gov/watershedrecreation, unless the host town requests that an area be excluded.]

[(e) **Scouting for Big Game.** Hunters with valid Hunt Tags in their possession may access Big Game Hunting Areas for pre-season scouting starting fourteen (14) days prior to the opening day of the earliest NYSDEC big game hunting season. They may also access Big Game Hunting Areas for post-season scouting for up to fourteen (14) days following the last day of the final NYSDEC big game hunting season. Weapons are prohibited during big game scouting except at Multi-Game Hunting Areas.]

[(f) **Small Game Hunting.** During the 2006-2007 hunting season twenty-one (21) areas will be designated for small game hunting. The following small game species may be hunted at the designated Small Game Hunting Areas: varying hare, squirrel, rabbit, ruffed grouse, pheasant, frog, unprotected wildlife species, red fox, gray fox, coyote, bobcat, raccoon, skunk, mink, weasel, and opossum. Turkey may also be hunted during the 2006-2007 hunting season at these areas. Effective September, 2007, small game and turkey hunting will be permitted at NYCDEP Hunting Areas which can be found on the NYCDEP Internet website at www.nyc.gov/watershedrecreation, unless the host town requests that an area be excluded.]

[(g)](d) **Entry.** Access to Hunting Areas may be regulated at entry points or locations as indicated by NYCDEP on a site-specific basis. Closed access points shall be indicated by NYCDEP on the NYCDEP website or by signs, postings, and notices or on Public Maps. Motor vehicle access into Hunting Areas is prohibited unless otherwise posted or indicated by NYCDEP on the NYCDEP website or by signs, postings, and notices or on Public Maps.

[(h)](e) **Game Pursuit.** Hunters shall respect the rights of owners of neighboring properties and shall not trespass on private lands. If an animal wounded by a hunter travels onto neighboring property, the Hunt Tag holder shall obtain the property owner's permission to enter the property for retrieval. If an animal wounded by a hunter travels onto City Property that is not a Hunting Area, the hunter shall obtain permission to enter the area from NYCDEP Police before entering by calling (888) 426-7433.

[(i)](f) **Hunter Behavior.** Hunt Tag holders shall abide by the principles of the NYSDEC hunter education training program and conduct themselves in a safe and courteous manner [vis-à-vis] in relation to other hunters and recreational users, NYCDEP employees and representatives, neighboring land owners and community members. Failure to do so may advance a detrimental image of [Hunting] hunting and hunters, and result in the loss of individual [Hunting] hunting opportunities, Hunting Area closures, and individual permissions.

[(j)](g) **Game Cleaning Practices.** Hunters are encouraged to remove all game entrails from City Property and to use gloves while cleaning harvested game in order to hinder the spread of disease and possible water contamination. Entrails shall not be deposited in or within one hundred (100) feet of [a] any reservoir, lake, pond, Watercourse, public access point, public road, or private property.

[(k)](h) **Tree Stands and Hunting Blinds.** Temporary tree stands and hunting blinds may be used on Hunting Areas during big game hunting seasons provided that they do not cause damage to trees. The following apply:

- (1) The use of screws, nails or foot pegs in trees on City Property is prohibited.
- (2) Tree stands and hunting blinds may be placed at Hunting Areas [beginning on the first day of pre-season scouting] as of two weeks prior to the opening of the archery deer hunting season.
- (3) Hunters may leave temporary tree stands or temporary hunting blinds at Hunting Areas at their own risk on a first-come, first-served basis during big game hunting seasons.
- (4) Any tree stand or hunting blind at Hunting Areas shall be clearly and legibly labeled with the user's name, Access Permit number and telephone number.
- (5) Tree stands and hunting blinds unlabeled or left at the Hunting Area after big game hunting season are subject to removal and disposal by NYCDEP.

[(l)](i) **Shooting Lanes.** Hunters may cut limbs not greater than two inches in diameter and not further than twenty-five yards from a tree stand with a hand tool for purposes of clearing shooting lanes. The use of chainsaws is prohibited. Any vegetation removed for shooting lanes shall be cut flush with the vegetation's main stem. All vegetation cut shall be scattered and not stacked to a height greater than two (2) feet off of the ground.

[(m)](j) **Use of Dogs.** Dogs shall not be used for tracking injured deer[,] without express permission from NYCDEP Police. Any tracking of injured deer permitted by NYCDEP shall comply with NYSDEC conditions for tracking injured deer with dogs. Dogs may be used for hunting small game species in compliance with NYSDEC conditions. Such dogs shall be under the control of their handler at all times.

[(n)](k) **Blaze Orange.** All persons at Hunting Areas during big game gun hunting seasons shall wear blaze or safety orange as an outermost layer in the form of an entire vest, an entire jacket, or an entire hat.

[(o)](l) **Hunt Tag Automatic Issuance.** Valid Hunt Tag holders who submit completed [annual] hunt surveys postmarked by the due date will automatically receive their next season's Hunt Tags in the weeks prior to the pre-season scouting period provided their Access Permits remain valid. These automatic recipients will be listed on the NYCDEP [Internet] website by Access Permit number as early in the year as possible.

[(p)](m) **Hunting Area Closures.** NYCDEP may close Hunting Areas or parts thereof to public access, to hunting, or to certain hunting activities, and may limit the number of hunters permitted on a Hunting Area as it deems necessary. Possible considerations for Hunting Area closure include but are not limited to Water Supply protection, management and security concerns. Closures will be indicated on the NYCDEP website.

(n) **Firearms.** Firearms may not be discharged over or into the waters of any reservoir or controlled lake.

§16-09 Hiking and Hiking Areas.

(a) **Access.** Access to Hiking Areas on City Property for purposes of Hiking shall be by Access Permit. No additional NYCDEP permits or tags are required.

(b) **Designation.** Hiking Areas shall be designated by NYCDEP [in publications and notices] on sign postings and, when applicable, on the NYCDEP [Internet] website, on Public Maps [available to Access Permit holders], and/or [by sign postings] in other publications and notices.

(c) **Hiking Activities.** Activities permitted in Hiking Areas are foot travel including hiking, walking, running, cross-country skiing, snowshoeing, bird watching, nature

observation and photography. These activities may be further restricted at certain locations in accordance with NYCDEP sign postings or notices. Additional activities may be allowed at certain locations in accordance with NYCDEP sign postings or notices.

(d) **Season.** Access to Hiking Areas is year-round, except as otherwise restricted by NYCDEP sign postings or notices.

[(e) **Hours.** The hours that Hiking Areas shall be open to holders of valid Access Permits are day round except as otherwise indicated by NYCDEP sign postings or notices.]

§16-10 Guest Pass.

Guest Passes are for temporary access for the recreational use of certain City Property. A valid Access Permit holder aged 18 or older may host up to two (2) Guests on City Property who would otherwise require a valid Access Permit, provided that the Guests are each in possession of a valid Guest Pass. Guests may participate in Watershed recreational opportunities, other than [Hunting] hunting, while accompanied by a person who has a valid Access Permit. Sponsoring Access Permit holders are responsible for the conduct and safety of their Guests and are liable for any violations of these rules by a Guest.

(a) **Application.** The Guest Pass is a fully completed Access Permit application signed by the Guest, or signed by the Guest's parent or legal guardian if the Guest is under 18, and carried by the Guest, which shall be available as indicated in §16-03[(b)](a) above. No application fee is required.

(b) **Required Information.** A valid Guest Pass shall consist of an Access Permit application completed and signed by the Guest in permanent ink and containing the following required information:

- (1) Guest name, mailing address, phone number, and date of birth;
- (2) Guest gender, height, eye color and hair color;
- (3) Guest's driver's license number and state of issuance, or non-driver's identification number and state of issuance;
- (4) Acknowledgement of risks and waiver of liability;
- (5) Guest signature and date of signature or parent or legal guardian signature and date of signature if Guest is under 18[;].

(c) **Eligibility.** An individual aged 16 years or older who does not have a current valid Access Permit, does not have an outstanding Access Permit suspension or revocation, and is not otherwise restricted for security or other public safety reasons is eligible to use a Guest Pass. The sponsoring Access Permit holder must be aged 18 years or older.

(d) **Term.** A Guest Pass shall be valid for seven (7) consecutive days starting on and including the signature date thereon. A Guest Pass without a signature date is invalid.

(e) **Using a Guest Pass.** The following is required for proper use of a Guest Pass:

- (1) Guests must fully complete the Guest Pass and carry it with them at all times while on City Property.
- (2) Guests must carry their government-issued photo identification while on City Property.
- (3) Guests must produce their Guest Pass and identification upon request of any law enforcement officer or NYCDEP representative.
- (4) All Guests shall be accompanied by the valid Access Permit holder sponsoring the Guest at all times while on City Property. Access to City property by a Guest unaccompanied by the sponsor Access Permit holder constitutes a trespass. The accompanying[,] sponsor Access Permit holder shall be responsible for the conduct and safety of their Guests, and is liable for any violations committed by their Guests. A valid Access Permit holder may sponsor and accompany up to two (2) Guests at any one time on City Property.
- (5) Guests shall comply with the Rules for the Recreational Use of New York City Water Supply Lands and Waters. Guest Pass holders may not hunt on City Property.

(f) **Transferability.** A Guest Pass is non-transferable and may only be used by the person identified [therein]thereon.

(g) **Renewal.** A Guest Pass is not renewable but may be submitted in application for an Access Permit. Guest Pass holders may submit their completed and signed Guest Pass in application for a permanent Access Permit by mailing them to NYCDEP at the address indicated on the application. An Access Permit will be mailed directly to each accepted applicant.

§16-11 Vehicle Tag.

All vehicles used for access to or parked on City Property for recreational uses other than at [Public] Designated Use

Areas and Public Access Areas must have the driver's valid Vehicle Tag prominently displayed so that it is visible from the front of the vehicle.

(a) **Issuance.** Any person over the age of 16 who has been issued an Access Permit and who has a valid driver's license issued by any state as indicated on his or her Access Permit application shall be issued a Vehicle Tag. An Access Permit holder who subsequently obtains a driver's license may request and receive a Vehicle Tag at no cost.

(b) **Term.** A Vehicle Tag is valid only if and for so long as the person's Access Permit is valid.

(c) **Use of a Vehicle Tag.** The driver's Vehicle Tag shall be prominently displayed so that it is visible from the front of the vehicle, typically hanging from the rear view mirror whenever a person is accessing City Property for recreational use, except in [Public] Designated Use Areas and Public Access Areas. Only one Vehicle Tag is required to be displayed if multiple Access Permit holders are visiting City Property in the same vehicle, but for emergency reasons, it is recommended that all Vehicle Tags be displayed on the dashboard. Motorcycle drivers may display a photocopy of their Vehicle Tag on the motorcycle.

(d) **Transferability.** Vehicle Tags are not transferable to another person but may be used by that person on any vehicle.

(e) **Replacement.** Lost or destroyed Vehicle Tags will be replaced upon the holder's written request to NYCDEP by [U.S.]USPS or electronic mail. Electronically requested replacements may be printed immediately. Replacements requested by [U.S.]USPS mail will generally be issued within two weeks.

§16-12 Group Access Permit.

Group Access Permits of limited duration are available for Groups of between twelve and thirty individuals to conduct such activities as would normally be available to individual Access Permit holders and shall be issued in accordance with NYCDEP policies and procedures.

(a) **Term.** Group Access Permits may be issued for a term of one day to three consecutive months.

(b) **Application.** Applicants for a Group Access Permit must fully complete a Group Access Permit application and submit it to the address on the application or through the NYCDEP [Internet] website. Group Access Permit applications and waivers shall be available at the same locations as indicated in §16-03(a) above. No application fee is required.

(c) **Required Information.** The following information shall be required on or with the Group Access Permit application:

- (1) Application date;
- (2) Group name and address;
- (3) Group Leader name, date of birth, address, primary telephone, electronic mail address, driver's license or non-driver's identification number and state of issuance;
- (4) Signed and dated responsibility statement of Group Leader accepting all responsibility for Group and Group Member activity and safety while on City Property and indemnifying the City of New York;
- (5) Description of the purpose for which the Group is applying for access;
- (6) Date(s) and duration(s) for which the Group is seeking access;
- (7) Location of City Property for which Group access is being requested, including township, adjacent roadways, and description of intended entrance and exit points;
- (8) Names, ages, addresses and telephone numbers of up to twenty-nine Group Members;
- (9) Waiver of liability and acknowledgement of risk for Group Leader and Group Members, with parent or guardian signature for those under 18 years of age.

(d) **Issuance Criteria.** NYCDEP shall deny Group Access Permit applications that fail to meet the issuance criteria. Although NYCDEP shall strive to accommodate Group Access Permit requests whenever possible, the use of Water Supply lands for non-Water Supply purposes is subordinate to the primary interests of the Water Supply. Group Leaders must be aged 18 years or older. [The City]NYCDEP shall consider the following criteria when evaluating a Group Access Permit application:

- (1) Completeness of the application;
- (2) Consistency of proposed use with allowable activities;
- (3) Eligibility of Group or Group Leader to receive an Access Permit;
- (4) Availability and public access status of City Property proposed for use;

- (5) Consistency with water quality protection, Water Supply security, good neighborhood relations, and available City resources;
- (6) Compatibility with the City's land management goals;
- (7) Compatibility with existing uses, rights, easements, or facilities requirements on those Water Supply lands where Group access is requested.

(e) **General Conditions.** Group Access Permit holders and Group Members shall comply with the Rules for the Recreational Use of New York City Water Supply Lands and Waters. Group Access Permit holders and Group Members shall also comply with the following conditions:

- (1) Access to City property by the Group is only allowed for the dates, locations and Group Members stated on the approved Group Access Permit;
- (2) Use of City property by the Group is only permitted for those uses stated on the approved Group Access Permit;
- (3) The Group Leader shall carry the approved Group Access Permit or legible photocopy thereof at all times while on City Property;
- (4) Group Members must be accompanied by a Group Leader at all times while on water supply lands[.];
- (5) The Group Leader and all Group Members age 14 years or older shall carry a government-issued photo identification while on City Property;
- (6) All vehicles used by the Group to access City property shall be identified by a photocopy of the approved Group Access Permit in or on the vehicle such that it is clearly visible from the exterior front of the vehicle.

(f) **Responsibility.** Use of and activities on Water Supply lands under the Group Access Permit by Group Members is the sole responsibility of the Group Leader who shall accept responsibility for the conduct, activities, and safety of all Group Members. The Group Leader must accompany the Group at all times while on water supply lands. The Group Leader is the permit holder.

§16-13 Public Access Areas.

NYCDEP may, in its discretion, designate portions of City Property as Public Access Areas that may be entered and used by the public for recreational uses as allowed by New York State law without the requirement of having a valid NYCDEP Access Permit, Hunt Tag or Vehicle Tag. Public Access Areas are not subject to these rules except for those set forth in this section and in sections 16-01 (Scope and Purpose), 16-02 (Definitions), 16-15 (Restricted Areas), 16-16 (General Rules), 16-17 (Prohibitions), 16-18 (Regulated Activities), 16-19 (Permit Suspension and Revocation), 16-20 (Conformance with State and Local Laws), and 16-21 (Unenforceability). Public Access Areas shall be designated by NYCDEP on sign postings and, when applicable, on the NYCDEP website, on Public Maps, and/or in other publications and notices.

(a) **Fishing.** Fishing is allowed in Public Access Areas, subject to the following:

- (1) Fishing by boat is prohibited, unless specifically permitted by NYCDEP on sign postings and, when applicable, on the NYCDEP website, on Public Maps, and/or in other publications and notices;
- (2) Motorized fishing equipment is prohibited on City property, including but not limited to power ice augers and trolling motors.

(b) **Hunting.** Hunting is allowed on Public Access Areas, subject to the following:

- (1) Hunters shall respect the rights of owners of neighboring properties and shall not trespass on private lands. If an animal wounded by a hunter travels onto neighboring property, the hunter shall obtain the property owner's permission to enter the property for retrieval. If an animal wounded by a hunter travels onto City Property that is not a Public Access Area, the hunter shall obtain permission to enter the area from NYCDEP Police before entering by calling (888) 426-7433;
- (2) Firearms may not be discharged over or into the waters of any reservoir or controlled lake.

(c) **Trapping.** Trapping is allowed in Public Access Areas.

(d) **Hiking.** Hiking is allowed in Public Access Areas.

(e) **Season.** Access to Public Access Areas is year-round except as otherwise restricted on NYCDEP sign postings and, when applicable, on the NYCDEP website, on Public Maps, and/or in other publications or notices.

§16-[13]14 [Public] Designated Use Areas.

NYCDEP may, in its discretion, designate portions of City Property as [Public] Designated Use Areas that may be entered and used by the public for [certain,] specified recreational uses without the requirement of having a valid NYCDEP Access Permit or Vehicle Tag. Where Fishing is allowed in Designated Use Areas, it is subject to the rules for Fishing specified above in §16-04, except for the requirement for an Access Permit set forth in §16-04(a). Where Hiking is allowed in Designated Use Areas, it is subject to the rules for Hiking specified above in §16-09, except for the requirement for an Access Permit set forth in §16-09(a). Designated Use Areas are not otherwise subject to these rules except for those set forth in this section and in sections 16-01 (Scope and Purpose), 16-02 (Definitions), 16-15 (Restricted Areas), 16-16 (General Rules), 16-17 (Prohibitions), 16-18 (Regulated Activities), 16-19 (Permit Suspension and Revocation), 16-20 (Conformance with State and Local Laws), and 16-21 (Unenforceability).

(a) **Locations.** [Public] Designated Use Areas are posted with signs [or] and, when applicable, otherwise designated as such by NYCDEP on Public Maps, the NYCDEP [Internet] website, and/or in other NYCDEP publications.

(b) **Use.** Recreational uses in Designated Use Areas will be allowed [in Public Areas include Hiking, bicycle riding, and roller-blading. These uses may be] or restricted [and certain additional uses may be allowed] in some or all such areas by NYCDEP sign postings [and/or] and, when applicable, on the NYCDEP website, on Public Maps, and/or in other publications and notices.

(c) **Season.** Access to [Public] Designated Use Areas is year-round except as otherwise restricted by [these regulations or by] NYCDEP sign postings and, when applicable, on the NYCDEP website, on Public Maps, and/or in other publications or notices.

[(d) **Hours.** The hours that Public Areas shall be open to the public are day round except as otherwise indicated by NYCDEP sign postings and/or notices.]

§16-[14]15 Restricted Areas.

(a) **General.** NYCDEP may, in its discretion, temporarily limit or forbid access to any or all City Properties at any time and from time to time as may be necessary for Water Supply security, for public safety or resource protection by posting signs [or] and, when applicable, on the NYCDEP website and/or by publishing announcements.

(b) **Location.** Unless otherwise posted [or designated as a Public Area], all persons other than NYCDEP employees and contractors on City business, on-duty law enforcement personnel and others with express written permission from NYCDEP are prohibited from entering City Property that is:

- (1) on or within five hundred (500) feet of any dikes, dams, tunnel outlets, spillways, buildings and other significant Water Supply structures;
- (2) any area not officially designated as a Hiking, Fishing, Hunting [or], Public Access, or Designated Use Area; and
- (3) any other area posted with signs or otherwise designated as a restricted area.

§16-[15]16 General Rules.

The following general requirements apply to all recreational use on City Property[.]:

(a) **Personal Identification.** All Access Permit holders, their guests, and visitors to [Public] Designated Use Areas and Public Access Areas, except for minors under the age of [14] 12, shall carry government-issued, photo identification while on City Property and must produce such identification upon request of any law enforcement officer or NYCDEP representative.

(b) **Signs and Instruction.** All persons on City Property shall observe all instructions and warnings on posted signs and notices and from NYCDEP representatives.

(c) **Blaze Orange.** All persons at Hunting Areas during big game gun hunting seasons shall wear blaze or safety orange as an outermost layer in the form of an entire vest, an entire jacket, or an entire hat.

(d) **Trespass.** All persons entering on City Property shall respect the rights of owners of adjacent property and shall not trespass onto private lands.

[(e)](d) **Property Use and Designation.** NYCDEP shall designate and list areas for recreational use by posting signs[, by publishing announcements in newsletters and/or direct mailings, in press releases, on Public Maps, and/or on the NYCDEP Internet website] and, when applicable, by publishing announcements on the NYCDEP website, on Public Maps, and/or in other publications and notices.

(e) **Abandoned Property.** Abandoned or prohibited equipment found on City lands and waters shall be confiscated by NYCDEP.

§16-[16]17 Prohibitions.

The activities and uses enumerated in this section shall be prohibited on all City Property.

(a) **Littering, Polluting, Dumping.** No person shall in any manner cause any rubbish, garbage, trash, refuse, organic or inorganic waste, cremated remains, diseased or dead animal or other offensive matter or any abandoned property or

material to be placed or left on City Property.

(b) **Bathing, Swimming, Washing of Objects.** No bathing, swimming or washing of any objects is permitted on City Property.

(c) **Unauthorized Presence on City Property.** No person shall enter upon and remain on City Property without participating in a recreational use activity allowed by these rules.

(d) **Camping.** Camping is not permitted on City Property.

(e) **Fires.** The causing, building or maintaining of fires on City Property is prohibited.

(f) **Smoking.** Smoking is prohibited on City Property during fire danger prediction periods classified as "very high" or "extreme" by New York State. Smoking is also prohibited during any period in which New York State or a local municipality has suspended the issuance of burning permits due to drought or high fire danger or by the direction or order of NYCDEP.

(g) **Motorized Equipment.** The use or possession of motorized equipment on City Property is prohibited unless designated by NYCDEP on sign postings, Public Maps, [and] or on notices, or [granted by] unless NYCDEP grants express written permission for such use or possession on a case-by-case basis, when considering, among other factors, compatibility with water quality protection, site constraints, site management considerations and whether the use or possession will serve a significant public purpose.

(h) **Commercial Activities.** The use of City Property for any commercial activity or as part of any commercial enterprise is prohibited unless NYCDEP grants express written permission for a specified commercial activity on a case-by-case basis, when considering, among other factors, compatibility with water quality protection, site constraints, site management considerations and whether the commercial activity will serve a significant public purpose.

(i) **Other Activities.** Any recreational or other activity not expressly allowed by these rules, including but not limited to bicycle riding, horseback riding, ice-skating, recreational boating, sleigh riding, and downhill skiing, is prohibited on City Property unless [designated] specified by NYCDEP on sign postings and, where applicable, on other notices, or [granted by] unless NYCDEP [by] grants express written permission for such activity on a case-by-case basis, when considering, among other factors, compatibility with water quality protection, site constraints, site management considerations and whether the activity will serve a significant public purpose.

§16-[17]18 Regulated Activities.

The activities and uses enumerated in this section shall be regulated on all City Property.

(a) **Injury, Destruction or Abuse of Natural Resources or Property.** No person shall disturb, deface, remove or injure any vegetation, trees, wildlife, soil, stone or other cultural or natural resources located on City Property, including, but not limited to equipment, sampling stations, fences, gates, stone walls, boundary markers, monuments, blaze marks, NYCDEP signs, roads, trails or other improvements, without prior written permission from NYCDEP, with the following exceptions:

- (1) The cutting of vegetation for tree stands and shooting lanes is prohibited except that limbs not greater than two inches in diameter and not further than twenty-five yards from a tree stand may be cut with a hand tool. The use of power cutting equipment such as chainsaws is prohibited.
- (2) The hunting of game species is allowed in accordance with these rules.

(b) **Firearms, Weapons, Explosives.** Rifles, shotguns, handguns, bows and arrows, muzzleloaders and pocket or hunting knives may only be carried and used as permitted in Hunting Areas [during designated hunting seasons] by persons with valid Hunt Tags, or in Public Access Areas, in accordance with NYSDEC regulations (i.e., rifles may be prohibited by the State in certain locations). Bows and arrows may be used when Fishing for carp. The use or carrying of handguns is prohibited on all City Property except for purposes of [Hunting] hunting, either at Hunting Areas by persons with valid Hunt Tags or in Public Access Areas. Access Permit holders engaged in Hiking, Fishing, or [Hunting] hunting may carry pocket or hunting knives for purposes of Hiking, Fishing, or [Hunting] hunting. All other weapons, fireworks and explosives are prohibited.

(c) **Animals.** Securely leashed dogs and [small game] hunting dogs are allowed on City Property, unless otherwise posted [or designated] by NYCDEP. Pet owners or handlers shall keep their dog(s) under personal control at all times and shall remove their animal's feces from City Property. Dogs are not permitted to enter any water body except in Public Access Areas. No other animals shall be brought onto City Property.

(d) **Posting of Notices, Signs and Marking of Trails.** The posting of signs, notices or the marking of trails without express written permission from NYCDEP is prohibited. Temporary markings for purposes of tracking game may be used, but must be removed within forty-eight (48) hours of placement.

(e) **Tents and Other Structures.** Tents and other temporary or permanent structures, except for temporary

tree stands, temporary hunting blinds, and temporary ice fishing windbreaks, are not allowed on City Property and are subject to removal at the owner's expense and risk. Temporary tree stands may be used [for] on Hunting Areas in accordance with §16-08(h) and in Public Access Areas.

(f) **Motor Vehicle Access.** Trucks, automobiles, all-terrain vehicles, motorcycles, snowmobiles and all other motorized vehicles, including aircraft, are prohibited on all City Property unless [designated] allowed by NYCDEP on postings, Public Maps and/or notices or [granted] by express written permission. Vehicles that are: (1) blocking gates or entryways, (2) found in areas posted with "No Parking" signs, (3) found in any unauthorized area on City Property, or (4) found without a valid NYCDEP Vehicle Tag on any City Property other than a Public Access Area or a Designated Use Area, are subject to removal and storage at the owner's expense and risk.

(g) **Trapping.** Trapping is [not] only permitted on City Property [without express written permission] in certain Hunting Areas specifically designated for trapping by NYCDEP and in Public Access Areas. Trapping is not permitted elsewhere.

§16-[18]19 Permit Suspension and Revocation.

Any violation of these rules by an Access Permit holder or by any person accompanying an Access Permit holder is cause for suspension or revocation of such Access Permit and any related Tags. Such violation may also affect issuance of future Access Permits and/or Tags as determined by NYCDEP and may also subject the violator to prosecution to the fullest extent of the law. Any violation of these rules by a person without an Access Permit and/or Tag may affect future eligibility for an Access Permit and/or Tag and may also subject the violator to prosecution to the fullest extent of law.

(a) **Confiscation.** Upon request of a NYCDEP representative or law enforcement officer, an Access Permit holder or Guest Pass holder shall surrender his or her Access Permit and/or Guest Pass and/or any related Tag to the requestor and must immediately leave the City Property. Such NYCDEP representative or law enforcement officer shall submit the confiscated items within ten (10) days to the NYCDEP [Land Management] office in Kingston along with the following information:

- (1) Date and location of alleged violation;
- (2) Confiscating personnel name, title and contact information;
- (3) Name, Access Permit number, address, telephone number, and driver's license or non-driver's identification number and state of alleged violator, as applicable;
- (4) Nature and description of the alleged violation;
- (5) Nature and description of any NYCDEP enforcement action taken, including identification number(s) and description(s) of any tickets issued or arrests made.

(b) **Initial Appeal.** The Access Permit holder may provide the NYCDEP [Land Management] office in Kingston with a written explanation of the alleged violation within fifteen (15) days of the confiscation. NYCDEP will consider the written explanation before notifying the Access Permit holder of a decision.

(c) **Notification Procedure.** Upon examination of the circumstances, NYCDEP will suspend, revoke or return the Access Permit, Guest Pass, and/or Tag, and will notify the person in writing of its determination generally within forty-five (45) days of the alleged violation or receipt of the written explanation, whichever is later. NYCDEP shall send a letter of suspension, revocation, or reinstatement via [regular]USPS mail to the individual's address on file. This letter shall specify the following:

- (1) Date, location, and nature of the infraction;
- (2) The violator's name, address, and Access Permit or Tag number(s), as applicable;
- (3) Citation of the violation as per these rules;
- (4) Notification of any penalty imposed and Access Permit or Tag status;
- (5) Notification of the opportunity and timeline for appeal.

(d) **Suspension.** If NYCDEP determines that the Access Permit and/or Tag should be suspended, a letter including the basis for the suspension, the period of suspension and the expiration date of the suspension period shall be sent to the Access Permit holder at the address on file. The person may not enter upon City Property until the period of suspension has ended and NYCDEP returns the Access Permit and related Tags, as applicable. Depending on the severity of the violation and record of previous violations, Access Permit/Tag suspension may be from three months to five years from the date of the violation.

(e) **Revocation.** If NYCDEP determines that the Access Permit and/or Tag should be revoked due to significant, repeated, or egregious violations, a letter including the basis for revocation shall be sent to the former Access Permit holder. Revocation is effective immediately upon issuance of

such letter. The former Access Permit holder may not apply for a new Access Permit and/or Tag until the date specified in the letter, if any.

(f) **Appeals.** Individuals may appeal the suspension or revocation of their public access privileges and/or ability to apply for public access privileges by submitting a request in writing explaining why the penalty should be changed to NYCDEP within thirty (30) days of the date of the letter of suspension or revocation. NYCDEP shall respond to all appeal requests in writing within thirty (30) days of receipt. In response to a written appeal, [the] NYCDEP [Director of the Division of Watershed Lands and Community Planning] may reduce the duration of suspension or revocation period. Individuals dissatisfied with the first appeal response may elect to submit a final written appeal to the NYCDEP Deputy Commissioner of the Bureau of Water Supply, for a final determination.

(g) **Reinstatement.** Upon conclusion of the suspension period, NYCDEP shall send notification of reinstatement via [regular]USPS mail or electronic mail to the individual at the address on file. This notification shall include the return of any confiscated Access Permit or Tag that is still valid or an application for a replacement.

(h) **Group Infractions.** Any violation of these rules and/or the Group Access Permit conditions by a Group Member may result in:

- (1) Removal of the Group and/or Group Members from the property;
- (2) Revocation of the Group Access Permit;
- (3) Loss of general privileges to access Water Supply lands including loss of eligibility to apply for an Access Permit, suspension or revocation of Access Permits; and
- (4) Arrest and prosecution to the full extent of the law of the Group Members, Group Leader, and/or organization sponsoring the Group and/or which the Group represents.

(i) **Public Access Area and Designated Use Area Infractions.** Failure to comply with these rules, postings or notices in a Public [Area] Access Area or a Designated Use Area may result in, but [is not] will not be limited to, one or more of the following measures:

- (1) Removal from the property;
- (2) Suspension or revocation of Access Permit privileges, if violator is an Access Permit Holder[.];
- (3) Suspension from applying for an Access Permit[.];
- (4) Suspension from access to some, any or all City Property[.];
- (5) Arrest and prosecution to the full extent of the law.

(i)§16-[19]20 Conformance with State and Local Laws.

All persons using City Property for recreational purposes are subject to the [Environmental Conservation Law of the State of New York]ECL and all other statutes, ordinances, rules applicable, including (without limitation) the Watershed Rules and the rules set forth herein. The Access Permit and Hunt Tag are not substitutes for any NYSDEC Fishing or Hunting Licenses required by law.

§16-[20]21 Unenforceability.

If any clause, sentence, paragraph, subdivision, section, rule or part of this chapter shall be adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section, rule or part thereof directly involved in the controversy in which such judgment shall have been rendered.

STATEMENT OF BASIS AND PURPOSE

The City of New York, by and through its Department of Environmental Protection, is the owner of certain parcels of real property located in the drainage basins of the Catskill, Delaware and Croton Systems, the source waters for the New York City drinking supply. As a private landowner, the City is authorized to limit or condition the use of its property, and in accordance with the statutory provisions cited above, is authorized to issue permits for and adopt rules and regulations regarding recreational uses thereof.

The purpose of the rules is to amend 15 RCNY Chapter 16 to provide greater accessibility and convenience to the public concerning permissible recreational uses of New York City water supply lands and waters. The rules allow access to certain lands and waters, called Public Access Areas and Designated Use Areas, without the need to apply for and carry New York City Department of Environmental Protection Access Permits. The rules also expand hunting opportunities so that on City-owned lands where hunting is permitted, the restrictions are more consistent with hunting as permitted under New York State Law. Another purpose of the rules is to expand opportunities for both ice fishing and regular fishing on certain specified reservoirs. Additionally, the rules clarify Access Permit application and other existing procedures. Based on the input received at the hearings and from the written comments, the rules as initially published on May 20,

2008 in the City Record have been slightly modified. Sections 16-08(n) and 16-13(b)(2) have been revised from prohibiting the discharge of firearms within 500 feet of any reservoir or controlled lake to prohibiting the discharge of firearms over or into the waters of any reservoir or controlled lake. Section 16-16(a) has been revised to add the requirement that visitors to Public Access Areas, other than minors under the age of 12, carry government-issued photo identification while on City Property. Subdivisions (g), (h) and (i) of section 16-17 have also been revised to provide the criteria NYCDEP would consider when determining whether to grant permission for certain activities and uses otherwise prohibited on City property.

The rules are derived from historical recreational uses of the land that are recognized in the New York City Watershed Memorandum of Agreement (MOA), dated January 21, 1997, and are not intended to establish supervised recreational activities on these lands. The City does not assume any liability for the recreational use by the public of its lands and waters beyond that provided in General Obligation Law §9-103.

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LANDMARKS PRESERVATION COMMISSION

■ NOTICE

NOTICE IS HEREBY GIVEN PURSUANT TO THE AUTHORITY GRANTED to the New York City Landmarks Preservation Commission by Sections 25-303, 25-305, 25-306, 25-307, 25-308, 25-310, 25-313 and 25-319 of Title 25, Chapter 3 of the Administrative Code of the City of New York, and in accord with Section 3020 of the New York City Charter, that the Landmarks Preservation Commission is proposing to adopt the following "Implementation Rule" relating to a proposed district master plan for the Fieldston Historic District. The material proposed to be adopted is shown below.

Written comments regarding the proposed rule may be sent to Mark A. Silberman, Counsel, Landmarks Preservation Commission, Municipal Building, 9th Floor North, 1 Centre Street, New York, New York 10007, on or before September 30, 2008.

A public hearing will be held at the Municipal Building, 9th Floor North, 1 Centre Street, New York, NY 10005 on September 23, 2008, commencing at 9:30 A.M. Persons wishing to speak are requested to notify Diane Jackier (212-669-7923) at least three working days prior to the date of the public hearing.

Written comments and a tape recording of the oral comments received at the hearing will be available for public inspection, within a reasonable time after receipt of an appointment request, between the hours of 1:00 P.M. and 5:00 P.M. at the offices of the Commission.

Please note that the proposed rule will be considered in connection with a Certificate of Appropriateness application setting forth the substantive provisions of the proposed master plan. A copy of the proposed master plan is available at the Commission's website, www.nyc.gov/landmarks. Hard copies are also available at the Commission's offices. A public hearing on the Certificate of Appropriateness will be heard in conjunction with the proposed Rule at the September 23, 2008 public hearing.

PROPOSED RULE RELATING TO AN IMPLEMENTATION RULE FOR A DISTRICT MASTER PLAN FOR THE FIELDSTON HISTORIC DISTRICT

Statement of Basis and Purpose of Proposed Rule

The Landmarks Preservation Commission is authorized pursuant to section 25-319 of the Administrative Code of the City of New York to promulgate regulations governing the protection, preservation, enhancement, perpetuation and use of landmarks, interior landmarks and buildings in historic districts. The Commission issues permits authorizing work on such designated landmarks which, following procedures stated in Sections 25-305, 25-306, 25-307, 25-308 and 25-310, it determines to be appropriate in accordance with the factors and standards provided under Sections 25-306, 25-307 and 25-310.

Section 1. Chapter 12 of Title 63 of the Rules of the City of New York is amended by adding the following new subsection:

§12-07. Implementation Rules for the District Master Plan for the Fieldston Historic District.

(a) Introduction. The implementation rules ("Rules") for The District Master Plan for the Fieldston Historic District ("District Master Plan") are promulgated to assist building owners in applying to the Landmarks Preservation Commission ("LPC") for approval of applications to undertake various types of work on properties located within the Fieldston Historic District, including additions, outbuildings, window replacement, heating, venting and air conditioning, and work on or affecting significant landscape improvements. The Rules set forth herein permit the LPC staff to issue Authorizations to Proceed ("ATP") for work that complies with the approved District Master Plan. Work that is not in accordance with the requirements of the District Master Plan will be reviewed by the Commission in accordance with its usual review procedures under the Landmarks Law. The provisions of the District Master Plan will take precedence over other rules that are not

specifically tailored to the Fieldston Historic District.

The objective of the District Master Plan is to provide owners and architects with design criteria which will allow timely review of proposed alterations while protecting the architecturally and historically significant features of the buildings, significant landscape improvements and the historic district's sense of place. The District Master Plan will cover all buildings in the Fieldston Historic District.

(b) Definitions. As used in these Rules, the following terms shall have the following meanings:

Authorization to Proceed and ATP. "Authorization to Proceed" and "ATP" shall mean an authorization to proceed as described in section 12-01(f) of these Rules.

Commission. "Commission" shall mean the appointed Commissioners, established by section 3020 of the New York City Charter.

District Master Plan. "District Master Plan" shall mean the District Master Plan for the Fieldston Historic District approved by the Commission as a Certificate of Appropriateness. A copy of the District Master Plan may be reviewed at the Commission's offices by appointment or downloaded from the Commission's website: www.nyc.gov/landmarks

Landmarks Law. "Landmarks Law" shall refer to section 3020 of the New York City Charter and Chapter 3 of Title 25 of the Administrative Code of the City of New York.

Landscape Improvement. "Landscape Improvement" shall mean a physical betterment of real property or any part thereof, consisting of natural or artificial landscape, including but not limited to grade, body of water, mature tree, walkway, road, plaza, wall, fence, step, fountain or sculpture.

LPC. "LPC" shall mean the Landmarks Preservation Commission acting in its agency capacity to implement the Landmarks Law.

Rules. "Rules" shall mean these implementation rules for the Fieldston Historic District.

Terms not otherwise defined in these rules or the District Master Plan shall have the meanings given them in the Landmarks Law.

(c) Eligible Buildings. All buildings in the Fieldston Historic District are subject to the District Master Plan.

(d) Permitted alterations. The LPC staff shall issue an ATP if the staff determines that:
 (1) The proposed work meets the criteria set forth in the District Master Plan; and
 (2) The proposed work will not adversely affect any significant architectural feature of the building or significant Landscape Improvement, not otherwise permitted by the District Master Plan or other LPC approval.

(e) Application procedures.
 (1) Submission of application. See Chapter 2, Subchapter A ("Application Procedure") and Chapter 12 of these Rules.
 (2) Application materials. The applicant shall submit adequate materials that clearly set forth the scope and details of the proposed work. At a minimum, the applicant shall submit detailed drawings that specifically show the proposed work and all other materials required by the LPC staff. Drawings shall be made to scale, and include all pertinent dimensions. LPC staff may require applicants to submit other materials,

including but not limited to photographs of existing conditions, construction details, material samples, specifications, or maps as necessary to clearly explain the proposed work. LPC staff may also require mockups of proposed additions or outbuildings to determine the visibility of such additions or outbuildings, and probes or other investigations to determine existing conditions. Applications shall include a letter from the Fieldston Property Owners indicating their position on the application, and a staff sign-off from the Department of City Planning concerning the application of the Special Natural Area rules. Review procedures.

(i) The application will be deemed complete when the LPC staff determines that the materials submitted adequately and clearly set forth the scope and details of the proposed work.

(ii) When the application is complete, the LPC staff will review the application for conformity with these Rules. Upon determination that the criteria of the Rules have been met, an ATP will be issued pursuant to § 12-01(f). A determination that an ATP should be issued shall mean that the proposed work satisfies the criteria of the District Master Plan and that the work is appropriate to or will have no effect on protected architectural features of the specific building in question and is otherwise appropriate to the Fieldston Historic District.

(iii) If the LPC staff determines that the criteria set forth in these Rules have not been met, the LPC staff shall provide the applicant with a notice of the proposed denial of the application. The applicant may request a meeting with the Director of the Preservation Department, or, in the absence of the Director, with a Deputy Director, to discuss the determination.

(iv) Applications for work that do not qualify for the issuance of an ATP in accordance with these Rules shall be subject to the LPC's usual review procedure as set forth in the Landmarks Law.

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SPECIAL MATERIALS

ADMINISTRATION FOR CHILDREN'S SERVICES

■ NOTICE

NOTICE OF CONCEPT PAPER

In advance of the release of the Mental Health Evaluations for Children and Families Request for Proposal, the Administration for Children's Services (ACS) is issuing a concept paper representing the purpose and plan for this program. The Mental Health Evaluations for Children's and Families in the Child Protective System concept paper will be posted on the ACS website <http://www.nyc.gov/acs>, under Business Opportunities, beginning August 28, 2008. Public comment is encouraged and should be emailed to ACS at acscr@dfa.state.ny.us no later than October 6, 2008.

a21-27

CITYWIDE ADMINISTRATIVE SERVICES

DIVISION OF MUNICIPAL SUPPLY SERVICES

■ NOTICE

**OFFICIAL FUEL PRICE SCHEDULE NO. 6101
FUEL OIL AND KEROSENE**

CONTRACT NO.	ITEM NO.	FUEL/OIL TYPE	VENDOR	CHANGE	PRICE EFF. 8/18/2008
2887105	2.0	#1DULS	MANH	SPRAGUE ENERGY CORP -.1443 GAL.	3.5611 GAL.
2887105	3.0	#1DULS	BRONX	SPRAGUE ENERGY CORP -.1443 GAL.	3.5611 GAL.
2887105	4.0	#1DULS	BROOKLYN	SPRAGUE ENERGY CORP -.1443 GAL.	3.5961 GAL.
2887105	5.0	#1DULS	QUEENS	SPRAGUE ENERGY CORP -.1443 GAL.	3.5961 GAL.
2887105	6.0	#1DULS	S.I.	SPRAGUE ENERGY CORP -.1443 GAL.	3.6611 GAL.
2887105	7.0	#1DULS	P/U	SPRAGUE ENERGY CORP -.1443 GAL.	3.4729 GAL.
2887086	3.0	#1DULSB20	CITY WIDE BY TW	SPRAGUE ENERGY CORP -.1190 GAL.	3.5080 GAL.
2887086	7.0	#1DULSB20	P/U	SPRAGUE ENERGY CORP -.1190 GAL.	3.4383 GAL.
2887086	1.0	#1DULSB5	CITY WIDE BY TW	SPRAGUE ENERGY CORP -.1380 GAL.	3.4863 GAL.
2887086	5.0	#1DULSB5	P/U	SPRAGUE ENERGY CORP -.1380 GAL.	3.4043 GAL.
2887052	1.0	#2	MANH	RAPID PETROLEUM -.1441 GAL.	3.1466 GAL.
2887052	4.0	#2	BRONX	RAPID PETROLEUM -.1441 GAL.	3.1464 GAL.
2887052	7.0	#2	BROOKLYN	RAPID PETROLEUM -.1441 GAL.	3.1360 GAL.
2887052	13.0	#2	S.I.	RAPID PETROLEUM -.1441 GAL.	3.1795 GAL.
2887053	10.0	#2	QUEENS	METRO FUEL OIL CORP. -.1441 GAL.	3.1693 GAL.
2887169	1.0	#2B5	CITY WIDE BY TW	METRO FUEL OIL CORP. -.1378 GAL.	3.5443 GAL.
2887105	8.0	#2DHS	BARGE M.T.F. 111	SPRAGUE ENERGY CORP -.1441 GAL.	3.4221 GAL.
2887106	9.0	#2DHS	BARGE WI	METRO FUEL OIL CORP. -.1441 GAL.	3.3335 GAL.
2887106	11.0	#2DLS	CITY WIDE BY TW	METRO FUEL OIL CORP. -.1526 GAL.	3.2380 GAL.

2887301	1.0	#2DLS	BARGE ST. GEORGE	METRO FUEL OIL CORP.	-.1526 GAL.	3.4687 GAL.
2887301	3.0	#2DLS	P/U	METRO FUEL OIL CORP.	-.1526 GAL.	3.3315 GAL.
2887301	4.0	#2DLS	CITY WIDE BY TW	SPRAGUE ENERGY CORP.	-.1526 GAL.	3.4532 GAL.
2887105	1.0	#2DULS	CITY WIDE BY TW	SPRAGUE ENERGY CORP.	-.1546 GAL.	3.3383 GAL.
2887105	1.1	#2DULS	P/U	SPRAGUE ENERGY CORP.	-.1546 GAL.	3.3033 GAL.
2887301	2.0	#2DULS	BARGE ST. GEORGE	METRO FUEL OIL CORP.	-.1546 GAL.	3.4180 GAL.
2887086	4.0	#2DULSB20	CITY WIDE BY TW	SPRAGUE ENERGY CORP.	-.1272 GAL.	3.4185 GAL.
2887087	8.0	#2DULSB20	P/U	METRO FUEL OIL CORP.	-.1272 GAL.	3.7693 GAL.
2887086	2.0	#2DULSB5	CITY WIDE BY TW	SPRAGUE ENERGY CORP.	-.1477 GAL.	3.3826 GAL.
2887105	10.0	#2DULSB5	BARGE ST. GEORGE	SPRAGUE ENERGY CORP.	-.1477 GAL.	3.9179 GAL.
2887159	6.0	#2DULSB5	P/U	METRO FUEL OIL CORP.	-.1477 GAL.	3.4303 GAL.
2887274	7.0	#2DULSDISP	DISPENSED	SPRAGUE ENERGY CORP.	-.1546 GAL.	3.6652 GAL.
2887052	2.0	#4	MANH	RAPID PETROLEUM	-.1519 GAL.	2.8950 GAL.
2887052	5.0	#4	BRONX	RAPID PETROLEUM	-.1519 GAL.	2.8984 GAL.
2887052	8.0	#4	BROOKLYN	RAPID PETROLEUM	-.1519 GAL.	2.9092 GAL.
2887052	14.0	#4	S.I.	RAPID PETROLEUM	-.1519 GAL.	2.9422 GAL.
2887053	11.0	#4	QUEENS	METRO FUEL OIL CORP.	-.1519 GAL.	2.9140 GAL.
2887052	3.0	#6	MANH	RAPID PETROLEUM	-.1571 GAL.	2.7428 GAL.
2887052	6.0	#6	BRONX	RAPID PETROLEUM	-.1571 GAL.	2.7428 GAL.
2887052	9.0	#6	BROOKLYN	RAPID PETROLEUM	-.1571 GAL.	2.7578 GAL.
2887052	15.0	#6	S.I.	RAPID PETROLEUM	-.1571 GAL.	2.7938 GAL.
2887054	12.0	#6	QUEENS	CASTLE OIL CORPORATION	-.1571 GAL.	2.7619 GAL.
2787347	1.0	JETA	FLOYD BENNETT	SPRAGUE ENERGY CORP.	-.1734 GAL.	3.9364 GAL.

**OFFICIAL FUEL PRICE SCHEDULE NO. 6102
FUEL OIL, PRIME AND START**

CONTRACT NO.	ITEM NO.	FUEL/OIL TYPE	VENDOR	CHANGE	PRICE EFF. 8/18/2008
2787117	1.0	#2 MANH	PACIFIC ENERGY	-.1441 GAL.	3.2259 GAL.
2787117	79.0	#2 BRONX	PACIFIC ENERGY	-.1441 GAL.	3.2259 GAL.
2787117	157.0	#2 QNS., BROOKLYN & S.I.	PACIFIC ENERGY	-.1441 GAL.	3.2249 GAL.
2787118	235.0	#4 CITY WIDE BY TW	EAST COAST PETROLEUM	-.1519 GAL.	3.0870 GAL.
2787118	236.0	#6 CITY WIDE BY TW	EAST COAST PETROLEUM	-.1571 GAL.	2.9879 GAL.

**OFFICIAL FUEL PRICE SCHEDULE NO. 6103
FUEL OIL AND REPAIRS**

CONTRACT NO.	ITEM NO.	FUEL/OIL TYPE	VENDOR	CHANGE	PRICE EFF. 8/18/2008
2787112	1.0	#2 MANH	SJ FUEL CO. INC.	-.1441 GAL.	3.1039 GAL.
2787113	79.0	#2 BRONX	PACIFIC ENERGY	-.1441 GAL.	3.0485 GAL.
2787114	157.0	#2 QNS., BROOKLYN & S.I.	NU WAY FUEL OIL	-.1441 GAL.	3.2195 GAL.
2787115	234.0	#4 CITY WIDE BY TW	EAST COAST PETROLEUM	-.1519 GAL.	3.0430 GAL.

**OFFICIAL FUEL PRICE SCHEDULE NO. 6104
GASOLINE**

CONTRACT NO.	ITEM NO.	FUEL/OIL TYPE	VENDOR	CHANGE	PRICE EFF. 8/18/2008
2687312	2.0	E85 CITY WIDE BY TW	SPRAGUE ENERGY CORP.	-.0840 GAL.	2.7782 GAL.
2787192	7.0	PREM CITY WIDE BY TW	METRO TERMINALS	-.0435 GAL.	3.1792 GAL.
2887274	6.0	PREM CITY WIDE BY VEHICLE	SPRAGUE ENERGY CORP.	-.0435 GAL.	3.4127 GAL.
2787192	1.0	U.L. CITY WIDE BY TW	METRO TERMINALS	-.0641 GAL.	2.9627 GAL.
2887274	1.0	U.L. MANH P/U BY VEHICLE	SPRAGUE ENERGY CORP.	-.0641 GAL.	3.3338 GAL.
2887274	2.0	U.L. BX P/U BY VEHICLE	SPRAGUE ENERGY CORP.	-.0641 GAL.	3.2338 GAL.
2887274	3.0	U.L. BR P/U BY VEHICLE	SPRAGUE ENERGY CORP.	-.0641 GAL.	3.2338 GAL.
2887274	4.0	U.L. QNS P/U BY VEHICLE	SPRAGUE ENERGY CORP.	-.0641 GAL.	3.2338 GAL.
2887274	5.0	U.L. S.I. P/U BY VEHICLE	SPRAGUE ENERGY CORP.	-.0641 GAL.	3.2338 GAL.

a22

DIVISION OF REAL ESTATE SERVICES

NOTICE

NOTICE OF INTENT TO ENTER INTO NEGOTIATIONS

Pursuant to Section 1-14(f) of the Concession Rules of the City of New York, the Department of Citywide Administrative Services, Division of Real Estate Services (DCAS/DRES) intends to enter into negotiations with Riverside Machinery Co., Inc. to utilize approximately 4,040 square feet of waterfront property identified as Block 803, Lot 5 (portion of), Borough of Brooklyn, located on the south side of 52nd street, approximately 384 feet west of the south west corner of 1st Avenue and 52nd Street. The concession term is for a one (1) year period with two (2) one year renewal options, exercisable at the City's sole discretion. The property will be utilized pursuant to an occupancy permit issued by DCAS/DRES; no leasehold or other proprietary right is offered. The concession term will commence approximately November 1, 2008. DCAS projects approximately \$13,200 annual concession revenue to the City.

DCAS has determined that it is not in the best interests of the City to award this concession pursuant to a competitive process because of the unique location of the property, which is adjacent to property privately-owned and utilized by Riverside Machinery Co., Inc. Riverside Machinery uses the concession property for accessory business parking.

Instructions and information for potential concessionaires concerning how they may express interest in the proposed concession and/or how they may obtain additional information concerning the proposed concession should be directed to Margie Harris, Director, Short Term Leasing, Division of Real Estate Services at (212) 669-4241 or via email at mharris@dcas.nyc.gov. To ensure the consideration by DCAS/DRES of any "expressions of interest" resulting from this notification please contact Ms. Harris by Tuesday, September 2, 2008. Ms. Harris may also be contacted with any questions and/or correspondence relating to the potential concessionaire award. DCAS will evaluate any proposals received in response to this solicitation on the basis of the fee offered and the intended use of the concession property by the proposed concessionaire. Where applicable, DCAS/DRES may condition the award of this concession upon the successful completion of VENDEX Questionnaires (Vendor and Principal Questionnaires) and review of that information by the Department of Investigation.

This concession is subject to applicable provisions of Federal, State and Local laws along with executive orders requiring affirmative action and equal opportunity employment. Please note that the New York City Comptroller is charged with the audit of concession agreements in New York City. Any person or entity that believes that there has been unfairness, favoritism or impropriety in the proposal process should

inform the Comptroller, Office of Contract Administration, 1 Centre Street, New York, New York 10007, telephone number (212) 669-2323.

a18-22

NOTICE OF INTENT TO ENTER INTO NEGOTIATIONS

Pursuant to Section 1-14 (f) of the Concession Rules of the City of New York, the Department of Citywide Administrative Services, Division of Real Estate Services (DCAS/DRES) intends to enter into negotiations with Ferry Street Enterprises, to utilize 2,240 square feet of waterfront property located on the east side of Ferry Street, 183.59 feet north of the north east corner of Ferry Street and Richmond Terrace in Staten Island, a/k/a Block 1068, part of Lot 1. This concession term is for one (1) year with two (2) one year renewal options, exercisable at the City's sole discretion. The property will be utilized pursuant to an occupancy permit issued by DCAS/DRES; no leasehold or other proprietary right is offered. The concession term will commence approximately November 1, 2008. DCAS/DRES projects approximately \$4,080 in annual concession revenue to the City.

DCAS has determined that it is not in the best interests of the City to award this concession pursuant to a competitive process because of the unique location of the property, which is adjacent to property privately-owned and utilized by Ferry Street Enterprises. Ferry Street Enterprises uses the concession property as ingress and egress, limited to trailer trucks entering and exiting from its adjacent property.

Instructions and information for potential concessionaires concerning how they may express interest in the proposed concession and/or how they may obtain additional information concerning the proposed concession should be directed to Margie Harris, Director, Division of Real Estate Services at (212) 669-4241 or via email at mharris@dcas.nyc.gov. To ensure the consideration by DCAS/DRES of any "expressions of interest" resulting from this notification please contact Ms. Harris by Tuesday, September 2, 2008. Ms. Harris may also be contacted with any questions and/or correspondence relating to the potential concession award. DCAS will evaluate any proposals received in response to this solicitation on the basis of the fee offered and the intended use of the concession property by the proposed concessionaire. Where applicable, DCAS/DRES may condition the award of this concession upon the successful completion of VENDEX Questionnaires (Vendor and Principal Questionnaires) and review of that information by the Department of Investigation.

This concession is subject to applicable provisions of Federal, State, and Local laws and executive orders requiring affirmative action and equal employment opportunity. Please note that the New York City Comptroller is charged with the audit of concession agreements in New York City. Any person or entity who believes that there has been unfairness, favoritism or impropriety in the proposal process should inform the Comptroller, Office of Contract Administration, 1 Centre Street, New York, New York 10007, telephone number (212) 669-2323.

a18-22

CITY PLANNING

NOTICE

NOTICE OF PROPOSED SUBSTANTIAL AMENDMENT TO THE 2008 CONSOLIDATED PLAN

The City of New York announces the public comment period for the substantial amendment to the City's 2008 Consolidated Plan.

The public comment period will begin on August 25, 2008 and extend thirty (30) days to September 23, 2008.

This amendment adjusts downward the U.S. Department of Housing and Urban Development (HUD) HOME Investment Partnership (HOME) entitlement grant allocation and the American Dream Downpayment Initiative (ADDI) sub-grant allocation from the grant amounts originally requested (approximately \$116.047 million, and \$1.347 million, respectively) to the actually amount awarded (approximately \$111.972 million, and \$0.544 million, respectively) as a result of the Federal Fiscal Year 2008 (FFY08) appropriations. The amendment includes the deletion of two existing HOME-funded programs, the addition of four new HOME-funded programs and the reallocation of the FFY08 HOME grant funds among the remaining programs.

In addition, the amendment adjusts the HUD Housing Opportunities for Persons with AIDS (HOPWA) allocation from the proposed \$54.723 million to the amount awarded \$56.811 million. This amount serves the City of New York and the Counties of Putnam; Rockland and Westchester (New York State). The amendment substantially reduces the amount of HOPWA monies used to fund HASA Case Management and Supportive Services (HOPWA-201), and eliminates federal funding for three other programs (HASA Housing Personnel (HOPWA-202), HASA Quality Assurance (HOPWA-203, and HASA Project Sponsor Administration (HOPWA-205), respectively). A significant portion of the funds will be reallocated to the HASA (Supportive) Housing Contracts Program (HOPWA-204).

The amended 2008 Consolidated Plan also incorporates the amended Calendar Year 2008 Community Development Block Grant (CDBG) Program, as adopted by the City Council.

Copies of the amended 2008 Consolidated Plan will be made available on August 25, 2008 and can be obtained at the Department of City Planning Bookstore, 22 Reade Street, New York, New York 10007 (Monday - Friday; 10:00 A.M. to 4:00 P.M.). In addition, the amended Plan can be downloaded through the internet via the Department's website at www.nyc.gov/planning.

Written comments should be sent by close of business September 23, 2008 to: Charles V. Sorrentino, Consolidated Plan Coordinator, 22 Reade Street 4N, New York, N.Y. 10007

a22-s2

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 August 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
19A	6260	p/o 18
21A	6260	p/o 20
23A	6260	p/o 22
24A and 24B	6260	p/o 42
27A and 27B	6227	p/o 10

acquired in the proceeding, entitled: Detroit and Belfield Avenue, S.I. 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

a15-29

NOTICE OF ADVANCE PAYMENT OF AWARDS PURSUANT TO THE STATUTES IN SUCH cases made and provided, notice is hereby given that the Comptroller of the City of New York, will be ready to pay at 1 Centre St., Rm. 629, New York, NY 10007 on August 27, 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
1A & 1B	6261	p/o 1
2A & 2B	6278	p/o 1
3A, 3B, 8A & 8B	6260	p/o 1
10A	6260	p/o 8
11A	6260	p/o 10
13A	6260	p/o 12

acquired in the proceeding, entitled: Detroit and Belfield Avenue subject to any liens and encumbrances of record on such property. The amount advanced shall cease to bear interest on the specified date above.

William C. Thompson, Jr.
Comptroller

a14-27

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 September 2, 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
26A and 26B	6228	p/o 1
29A	6227	p/o 15
30A	6228	p/o 75
32A	6228	p/o 19

acquired in the proceeding, entitled: Detroit and Belfield Avenue, S.I. 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

a18-s2

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 September 2, 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
3A	6220	1
4A	6220	72
7A	6212	52

acquired in the proceeding, entitled: Posen Street Staten Island 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

a19-s2

CORRECTION

NOTICE

NOTICE OF CONCEPT PAPER

This ad is announcing the availability of the concept paper related to PIN 072200866SPP (Parole Restoration Program) is published pursuant to Section 3-03 (b) (iv) of the New York City Procurement Policy Board Rules. The concept paper will be available on the Department of Correction's website, under Contracting for forty-five (45) days commencing August 21, 2008. Public comment is encouraged and should be emailed to DOC at docacco@doc.nyc.gov no later than October 3, 2008.

a21-27

CHANGES IN PERSONNEL

DEPARTMENT OF EDUCATION ADMIN
FOR PERIOD ENDING 07/11/08

NAME	TITLE	SALARY	ACTION	PROV	EFF DATE
MAPESO	ANN ABIG	06219	\$52,290.00	APPOINTED	YES 07/01/08
MARAJ	SAROJANI K	50910	\$51,980.00	APPOINTED	YES 07/01/08
MARANAN	JASON	06217	\$50,650.00	APPOINTED	YES 07/01/08
MARCELO	MICHELLE	06219	\$52,870.00	APPOINTED	YES 07/01/08
MARGULIES	JOY	50910	\$51,670.00	APPOINTED	YES 07/01/08
MARIN	ANNA	I 50910	\$54,390.00	APPOINTED	YES 07/01/08
MARINO	ELAINE	06219	\$54,880.00	APPOINTED	YES 07/01/08
MARINO	JEANETTE	50910	\$56,990.00	APPOINTED	YES 07/01/08
MARINO MURPHY	JOANNE	50910	\$50,080.00	APPOINTED	YES 07/01/08
MARKOVITZ	ELANA	06217	\$54,210.00	APPOINTED	YES 07/01/08
MAROTIERE	LOURDES M	06165	\$54,550.00	APPOINTED	YES 07/01/08
MARQUEZ	CLAUDIA	06216	\$50,050.00	APPOINTED	YES 07/01/08
MARQUEZ	LIEZEL	06217	\$52,060.00	APPOINTED	YES 07/01/08
MARRIOTT	ANDREW	06219	\$53,910.00	APPOINTED	YES 07/01/08
MARTIN	GLEN	5124A	\$53,540.00	APPOINTED	YES 07/01/08
MARTIN TYNDALL	ESTHER M	50910	\$51,670.00	APPOINTED	YES 07/01/08
MARTINEZ	CHRISTIN L	06219	\$53,910.00	APPOINTED	YES 07/01/08
MARZANO	MARY	50910	\$48,600.00	APPOINTED	YES 07/01/08
MASCOLO	DELINDA	06165	\$56,850.00	APPOINTED	YES 07/01/08
MASEFIELD	GINA	06219	\$52,220.00	APPOINTED	YES 07/01/08
MASELLA	MILDRED	54512	\$30223.0000	RESIGNED	YES 06/05/08
MASKULI	KAREN	50910	\$46,670.00	APPOINTED	YES 07/01/08
MASONE	KATHELEN M	50910	\$53,090.00	APPOINTED	YES 07/01/08
MASUR	EILA R	06217	\$53,460.00	APPOINTED	YES 07/01/08
MATCHEKOSKY	THERESA J	06217	\$54,940.00	APPOINTED	YES 07/01/08
MATHEW	ALEYAMMA	50910	\$52,780.00	APPOINTED	YES 07/01/08
MATHEW	CECIL	06216	\$49,510.00	APPOINTED	YES 07/01/08
MATHEW	SHERIN C	06218	\$48,470.00	APPOINTED	YES 07/01/08
MATHEW	TESSY T	06219	\$53,330.00	APPOINTED	YES 07/01/08
MATHEWS	RUBY	06217	\$53,330.00	APPOINTED	YES 07/01/08
MATHIEU	MARIA	50910	\$45,940.00	APPOINTED	YES 07/01/08
MATKOVIC	ANNA	06219	\$50,650.00	APPOINTED	YES 07/01/08
MATRO	MYLENE	06219	\$53,170.00	APPOINTED	YES 07/01/08
MATUK	LESLIE	10062	\$148900.0000	RETIRED	YES 07/01/08
MATUSZAK	EVA	06217	\$52,220.00	APPOINTED	YES 07/01/08
MAYMAN	IRINA	06216	\$47,280.00	APPOINTED	YES 07/01/08
MAZZELLA	ALYSSA	06217	\$54,940.00	APPOINTED	YES 07/01/08
MC QUAYDE	PATRICIA L	06217	\$53,460.00	APPOINTED	YES 07/01/08
MCCARTHY	ERIN	50910	\$44,830.00	APPOINTED	YES 07/01/08
MCCARTHY	MARY C	50910	\$55,470.00	APPOINTED	YES 07/01/08
MCCARTHY	NANCY	06216	\$47,360.00	APPOINTED	YES 07/01/08
MCCORMACK	SUSAN	50910	\$46,280.00	APPOINTED	YES 07/01/08
MCCOY	ANNA	50910	\$52,710.00	APPOINTED	YES 07/01/08
MCCRIMMON	ALICE	50910	\$54,770.00	APPOINTED	YES 07/01/08
MCDADE	NICOLE	50910	\$48,440.00	APPOINTED	YES 07/01/08
MCDERMOTT	LAURIE A	06217	\$55,930.00	APPOINTED	YES 07/01/08
MCDONALD	JOHN	06217	\$55,920.00	APPOINTED	YES 07/01/08
MCDONNELL	LESLIE	06217	\$55,920.00	APPOINTED	YES 07/01/08
MCELWAIN	JAMES	06219	\$54,060.00	APPOINTED	YES 07/01/08
MCGARTY	KATHELEN	50910	\$50,090.00	APPOINTED	YES 07/01/08
MCGEE	ANDREW	06219	\$55,930.00	APPOINTED	YES 07/01/08
MCGLOIN	TAMMIE	06217	\$53,170.00	APPOINTED	YES 07/01/08
MCGOWAN	MAYFIELD M	50910	\$45,940.00	APPOINTED	YES 07/01/08
MCGRATH	SARA	06217	\$53,910.00	APPOINTED	YES 07/01/08
MCGREGOR	DELSIE L	50910	\$50,590.00	APPOINTED	YES 07/01/08
MCGUE	SYLVIA	06216	\$46,240.00	APPOINTED	YES 07/01/08
MCGUITGAN	LEIGH	10026	\$149056.0000	RESIGNED	YES 06/15/08
MCGUINNESS	ELLEN M	50910	\$51,440.00	APPOINTED	YES 07/01/08
MCCINNIS	KIMBERLY S	06218	\$46,240.00	APPOINTED	YES 07/01/08
MCKEEVER	NICOLETT S	06219	\$56,220.00	APPOINTED	YES 07/01/08
MCKENZIE	CAMILLE	06218	\$47,280.00	APPOINTED	YES 07/01/08
MCKENZIE	ROYELLE	06218	\$50,050.00	APPOINTED	YES 07/01/08
MCKIERNAN	BRENDAN A	06219	\$54,190.00	APPOINTED	YES 07/01/08
MCKILLION	CONSTANC	50910	\$48,720.00	APPOINTED	YES 07/01/08
MCKOY	HARRY	06217	\$53,900.00	APPOINTED	YES 07/01/08
MCLAUGHLIN	MARIANNE V	50910	\$52,780.00	APPOINTED	YES 07/01/08
MCLEAN	AMY	50910	\$47,390.00	APPOINTED	YES 07/01/08
MCCLOUDGLIN	BETTY AN	54512	\$30223.0000	APPOINTED	YES 05/11/08
MCCNAUGHTON	PATRICIA	06217	\$46,750.00	APPOINTED	YES 07/01/08
MCPHERSON	KIM	06216	\$47,280.00	APPOINTED	YES 07/01/08
MCRAE	SANDRA A	50910	\$50,080.00	APPOINTED	YES 07/01/08
MCRAE	TAMARA J	06219	\$56,870.00	APPOINTED	YES 07/01/08
MEDINA	IVONNE	06217	\$55,920.00	APPOINTED	YES 07/01/08
MEEHAN	ALLISON	06217	\$54,940.00	APPOINTED	YES 07/01/08
MEISLER	JODI	06217	\$52,220.00	APPOINTED	YES 07/01/08
MELENDEZ	AIDA L	50910	\$43,720.00	APPOINTED	YES 07/01/08
MELI	GIOVANNI	06219	\$53,910.00	APPOINTED	YES 07/01/08
MELLUSO	KEITH	06216	\$48,400.00	APPOINTED	YES 07/01/08
MENDELSON	CHANA	06217	\$52,870.00	APPOINTED	YES 07/01/08
MENDELSON	JOYCE	06217	\$50,070.00	APPOINTED	YES 07/01/08
MENDEZ	CARRIE A	06217	\$53,910.00	APPOINTED	YES 07/01/08
MENDEZ	CRYSTAL	06216	\$48,400.00	APPOINTED	YES 07/01/08
MENKES	SHEVA	50910	\$48,600.00	APPOINTED	YES 07/01/08
MERVIL	MONIQUE	06217	\$52,350.00	APPOINTED	YES 07/01/08
MERVILUS	EVELYN	50910	\$50,900.00	APPOINTED	YES 07/01/08
MESSER	THELMA D	50910	\$56,990.00	APPOINTED	YES 07/01/08
MEYER	SUSAN B	06219	\$56,870.00	APPOINTED	YES 07/01/08
MEYERS	CATHERIN	06217	\$52,290.00	APPOINTED	YES 07/01/08
MICHAELI	YOCHVED	06217	\$52,220.00	APPOINTED	YES 07/01/08
MIGDALOVICH	TATYANA	06219	\$52,290.00	APPOINTED	YES 07/01/08
MIGLIORE	MICHAEL A	31143	\$55000.0000	RESIGNED	YES 06/29/08
MILANA	CHRISTIN	06218	\$50,050.00	APPOINTED	YES 07/01/08
MILBERGER	KATHELEN M	50910	\$54,360.00	APPOINTED	YES 07/01/08
MILLES	KAREN	06217	\$54,940.00	APPOINTED	YES 07/01/08
MILLES	SUSAN	50910	\$55,880.00	APPOINTED	YES 07/01/08
MILLER	MICHELE	06218	\$48,400.00	APPOINTED	YES 07/01/08
MILLER	TRACY	06218	\$48,400.00	APPOINTED	YES 07/01/08
MINACAPELLI	SABRINA	06216	\$49,510.00	APPOINTED	YES 07/01/08
MINAFO	DAVID	06217	\$53,900.00	APPOINTED	YES 07/01/08
MINES	ELANA	06217	\$53,900.00	APPOINTED	YES 07/01/08
MINTZER	LISA	06217	\$54,940.00	APPOINTED	YES 07/01/08
MINTOT	FABIENNE	06219	\$55,920.00	APPOINTED	YES 07/01/08
MIRZA	NUZHAT	06217	\$59,600.00	APPOINTED	YES 07/01/08
MISCOSCIA	PAMELA	06216	\$46,240.00	APPOINTED	YES 07/01/08
MISHRA	NEELU	06219	\$51,130.00	APPOINTED	YES 07/01/08
MITCHELL	CATHERIN	06217	\$56,870.00	APPOINTED	YES 07/01/08
MLOTCK	DEBRA S	06217	\$52,870.00	APPOINTED	YES 07/01/08
MOCHE	DULCE L	06217	\$55,920.00	APPOINTED	YES 07/01/08
MOCKLER	CATHERIN	06216	\$47,360.00	APPOINTED	YES 07/01/08
MOHAMED	EBTEHAL	06219	\$53,900.00	APPOINTED	YES 07/01/08
MOHAMED	GAMAL	06219	\$53,900.00	APPOINTED	YES 07/01/08
MOHAMED	HESHAM	06219	\$53,460.00	APPOINTED	YES 07/01/08
MOHAMMED	ALI	06219	\$52,350.00	APPOINTED	YES 07/01/08
MOHAMMED	ATEF	06219	\$55,520.00	APPOINTED	YES 07/01/08
MOHAMMED	BASDAI	50910	\$50,600.00	APPOINTED	YES 07/01/08
MOISES	JOHN	06219	\$53,900.00	APPOINTED	YES 07/01/08
MOJICA	VANESSA	60910	\$35413.0000	RESIGNED	NO 06/29/08
MOLINA	LUZ M	50910	\$49,710.00	APPOINTED	YES 07/01/08
MOLOUGHNEY	JUDITH A	50910	\$52,780.00	APPOINTED	YES 07/01/08
MONAHAN	JENNIFER	06218	\$49,460.00	APPOINTED	YES 07/01/08
MONELLO	CATHERIN	50910	\$49,270.00	APPOINTED	YES 07/01/08
MONFORT	PATRICIA	06219	\$53,460.00	APPOINTED	YES 07/01/08

MONTALVO	ESTHER	06216	\$46,240.00	APPOINTED	YES 07/01/08
MONTEIRO	LETICIA S	06218	\$47,280.00	APPOINTED	YES 07/01/08
MONTERON	ALLAN	06219	\$52,060.00	APPOINTED	YES 07/01/08
MOONEY	DEBORAH	50910	\$50,320.00	APPOINTED	YES 07/01/08
MOONEY	KEVIN	06219	\$54,940.00	APPOINTED	YES 07/01/08
MOORE	ERROL	34190	\$63000.0000	APPOINTED	YES 06/22/08
MOORE	RITA	50910	\$54,090.00	APPOINTED	YES 07/01/08
MOORE	SELEGNE	06219	\$53,330.00	APPOINTED	YES 07/01/08
MORA	MARIA	56057	\$34275.0000	RESIGNED	YES 07/02/08
MORALES	EURICE I	06216	\$47,280.00	APPOINTED	YES 07/01/08
MORGAN	CHRISTOP	06217	\$52,220.00	APPOINTED	YES 07/01/08
MORGAN	CLINTON	50910	\$48,160.00	APPOINTED	YES 07/01/08
MORGAN	JANE A	06217	\$55,930.00	APPOINTED	YES 07/01/08
MORGANN	MICHAEL	06219	\$52,870.00	APPOINTED	YES 07/01/08
MORRIS	GERTRUDE	50910	\$47,870.00	APPOINTED	YES 07/01/08
MORRIS	JULIET	50910	\$45,940.00	APPOINTED	YES 07/01/08
MORRIS	PATRICIA	06216	\$46,240.00	APPOINTED	YES 07/01/08
MORRIS	SHIRLEY	12158	\$37110.0000	APPOINTED	NO 03/09/08
MORRISON	MARY	50910	\$49,170.00	APPOINTED	YES 07/01/08
MORRISSEY	CAROLANN	50910	\$43,720.00	APPOINTED	YES 07/01/08
MORSI	EILEEN	06217	\$53,100.00	APPOINTED	YES 07/01/08
MORSI	NADINE	06217	\$55,920.00	APPOINTED	YES 07/01/08
MORSY	MOHAMED	06219	\$54,190.00	APPOINTED	YES 07/01/08
MOSCATELLI	ROSEMARI	50910	\$53,250.00	APPOINTED	YES 07/01/08
MOUSTATA	HANAN	06219	\$52,290.00	APPOINTED	YES 07/01/08
MOYNIHAN	BRIAN M	06219	\$53,910.00	APPOINTED	YES 07/01/08
MOYNIHAN	DAWN A	50910	\$52,780.00	APPOINTED	YES 07/01/08
MUI	ANGEL	06217	\$51,110.00	APPOINTED	YES 07/01/08
MUKHERJEE	DEVJANI	54483	\$34075.0000	RESIGNED	YES 06/27/08
MULKERRINS	ROSALEEN	50910	\$50,900.00	APPOINTED	YES 07/01/08
MULLER	HARRIET S	06217	\$59,600.00	APPOINTED	YES 07/01/08
MUNIZ	GARY	06217	\$53,910.00	APPOINTED	YES 07/01/08
MURPHY	ANN	06217	\$53,330.00	APPOINTED	YES 07/01/08
MURPHY	EILEEN	06217	\$53,390.00	APPOINTED	YES 07/01/08
MURPHY	THOMAS	06217	\$56,870.00	APPOINTED	YES 07/01/08
MYERS	KARIN	06217	\$53,460.00	APPOINTED	YES 07/01/08
NABER	DIANA	0			

PANGAN	JANCYRUS	06218	\$47,2800	APPOINTED	YES	07/01/08	RICKMAN	DEBRA	50910	\$52,7800	APPOINTED	YES	07/01/08
PAPPAS	VASILIOS	06218	\$48,4000	APPOINTED	YES	07/01/08	RILEY	SANDRA	06217	\$52,8700	APPOINTED	YES	07/01/08
PAREDES	JASMINE P	06219	\$54,8800	APPOINTED	YES	07/01/08	RIMASSA	SONG HUI	06217	\$52,8700	APPOINTED	YES	07/01/08
PARILLA	MARIZA	06219	\$52,8700	APPOINTED	YES	07/01/08	RIMPELL	RALPH	50910	\$48,1200	APPOINTED	YES	07/01/08
PARKER	AJA	10251	\$28281.0000	RESIGNED	NO	06/30/08	RIORDAN	DIANA	50910	\$46,5000	APPOINTED	YES	07/01/08
PASADAS	WINSTON	40517	\$32125.0000	RESIGNED	YES	07/01/01	RIORDAN	ROSALEEN	06217	\$55,9200	APPOINTED	YES	07/01/08
PASCAL CHARLES	TAIIS R	06219	\$52,2900	APPOINTED	YES	07/01/08	RIOS	LORENA	06219	\$54,9400	APPOINTED	YES	07/01/08
PATEL	JAYSHRI	06219	\$52,8700	APPOINTED	YES	07/01/08	RITTERBUSCH	SHANNON	06217	\$55,9200	APPOINTED	YES	07/01/08
PATEL	KSHAMA S	06216	\$50,0500	APPOINTED	YES	07/01/08	RIVERA	ADRIAN	06217	\$55,9200	APPOINTED	YES	07/01/08
PATEL	MARIE	50910	\$46,5000	APPOINTED	YES	07/01/08	RIVERA	JUVY	06219	\$52,8700	APPOINTED	YES	07/01/08
PATEL	TEJAL	06218	\$50,0500	APPOINTED	YES	07/01/08	RIVERA	ROSA C	50910	\$48,5400	APPOINTED	YES	07/01/08
PATINA	INNESSA	06219	\$53,3300	APPOINTED	YES	07/01/08	RIVERA SUAREZ	EMILY	50910	\$45,7700	APPOINTED	YES	07/01/08
PAUL	ALLITA	50910	\$47,0100	APPOINTED	YES	07/01/08	RIVERS	ELIZABET	54503	\$27979.0000	RETIRED	YES	06/27/08
PAULO	SHERYL A	06219	\$53,1700	APPOINTED	YES	07/01/08	RIVERS	MAMICHEL A	06219	\$52,8700	APPOINTED	YES	07/01/08
PAULS	LUCAS	06219	\$52,2200	APPOINTED	YES	07/01/08	RIWKIN	HANNA	06216	\$47,2800	APPOINTED	YES	07/01/08
PAVARINI	CARINA A	06217	\$47,2800	APPOINTED	YES	07/01/08	RIZZO	LORETTA	06217	\$51,1100	APPOINTED	YES	07/01/08
PAWAR	RADHIKA	06217	\$55,9200	APPOINTED	YES	07/01/08	ROBBINS	JANICE J	50910	\$41,6400	APPOINTED	YES	07/01/08
PAYNE RHOULI	MARYAM	50910	\$43,7200	APPOINTED	YES	07/01/08	ROBERTO	TODD	06219	\$54,1900	APPOINTED	YES	07/01/08
PECK	LYNN	06216	\$49,0100	APPOINTED	YES	07/01/08	ROBERTS	MADELINE	06217	\$52,8700	APPOINTED	YES	07/01/08
PELLEGRINO	DANIELLE	06219	\$54,9400	APPOINTED	YES	07/01/08	ROBERTSON	SUSAN	06216	\$50,0000	APPOINTED	YES	07/01/08
PENA	TERESA M	50910	\$52,7800	APPOINTED	YES	07/01/08	ROBINSON	MARLENE	06165	\$53,8600	APPOINTED	YES	07/01/08
PEREIRA	ELIZABET	06165	\$55,5000	APPOINTED	YES	07/01/08	ROBINSON	RIVKA	06219	\$55,9300	APPOINTED	YES	07/01/08
PEREZ	ADELWISA B	50910	\$43,7200	APPOINTED	YES	07/01/08	ROCAMORA	HONORATA	06217	\$55,8300	APPOINTED	YES	07/01/08
PEREZ	LOUBELLE	06219	\$52,0600	APPOINTED	YES	07/01/08	RODAS	CLAUDIA	06219	\$54,8800	APPOINTED	YES	07/01/08
PEREZ	MARIALUI	06219	\$53,4600	APPOINTED	YES	07/01/08	RODRIGUES	SONIA	06217	\$51,1800	APPOINTED	YES	07/01/08
PERL	MIRIAM	06216	\$48,4000	APPOINTED	YES	07/01/08	RODRIGUEZ	CECILIA	50910	\$46,5000	APPOINTED	YES	07/01/08
PEROSI	GINA	06219	\$55,9200	APPOINTED	YES	07/01/08	RODRIGUEZ	CLARA	06217	\$53,3300	APPOINTED	YES	07/01/08
PERSAUD	PATTIE	50910	\$50,8700	APPOINTED	YES	07/01/08	ROHRS	NADIA	06216	\$47,2800	APPOINTED	YES	07/01/08
PERSRAM	CAROLYN	06217	\$54,1900	APPOINTED	YES	07/01/08	ROMAN	EDWARD	06216	\$47,2800	APPOINTED	YES	07/01/08
PERUVINGAL	JEDHEESH	06219	\$53,9000	APPOINTED	YES	07/01/08	ROMAN	STEFANIE	06217	\$53,3300	APPOINTED	YES	07/01/08
PESSOA	DIONNE	50910	\$45,8500	APPOINTED	YES	07/01/08	ROMANOWICZ	ELZBIETA	06219	\$54,9400	APPOINTED	YES	07/01/08
PETROSYAN	LANA	06218	\$48,4000	APPOINTED	YES	07/01/08	ROMNEY	ILENE	50910	\$53,2500	APPOINTED	YES	07/01/08
PETRUCCI	LINDA	50910	\$43,7200	APPOINTED	YES	07/01/08	ROMNEY	NORMA L	50910	\$50,8700	APPOINTED	YES	07/01/08
PHILIPPE	THOMAS	06217	\$53,4600	APPOINTED	YES	07/01/08	RONDOGIANNIS	BELÉN	50910	\$54,0100	APPOINTED	YES	07/01/08
PHILLIPS	COLLEEN	50910	\$47,8700	APPOINTED	YES	07/01/08	ROSA	KELLY AN	06216	\$47,3600	APPOINTED	YES	07/01/08
PHILLIPS	LAURA	50910	\$45,9400	APPOINTED	YES	07/01/08	ROSARIO	ELBA A	50910	\$45,8500	APPOINTED	YES	07/01/08
PIAZZA	MICHAEL	13620	\$36748.0000	APPOINTED	NO	11/13/07	ROSARIO	IDA D	50910	\$45,9400	APPOINTED	YES	07/01/08
PIAZZA JR	JOSEPH	06217	\$54,9400	APPOINTED	YES	07/01/08	ROSARIO	MARYANNE	06219	\$53,9100	APPOINTED	YES	07/01/08
PICARSIC	ALISHA	06217	\$52,2200	APPOINTED	YES	07/01/08	ROSE	JENNIFER	06219	\$53,3300	APPOINTED	YES	07/01/08
PICARDO NETO	YVONNE	06217	\$55,9200	APPOINTED	YES	07/01/08	ROSE	SUSAN M	50910	\$55,1200	APPOINTED	YES	07/01/08
PICZON	IDA MARI U	06219	\$53,1700	APPOINTED	YES	07/01/08	ROSENBERG	ELEANOR	50910	\$54,7700	APPOINTED	YES	07/01/08
PIERRE	ALEX	06219	\$54,4800	APPOINTED	YES	07/01/08	ROSENFELD	KAREN	06217	\$52,2200	APPOINTED	YES	07/01/08
PILC	ANN C	06217	\$54,1900	APPOINTED	YES	07/01/08	ROSENSTEIN	AUDREY M	06217	\$55,9300	APPOINTED	YES	07/01/08
PILLINER	DORETH	50910	\$49,7100	APPOINTED	YES	07/01/08	ROSS-SPILLER	PATRICIA	50910	\$46,8800	APPOINTED	YES	07/01/08
PINCUS	MARINA	06217	\$54,9400	APPOINTED	YES	07/01/08	ROSTON	KAREN L	06217	\$56,8700	APPOINTED	YES	07/01/08
PINDRAL	AGNIESZK	06219	\$52,2900	APPOINTED	YES	07/01/08	ROTH	CYRELLE	06217	\$54,9400	APPOINTED	YES	07/01/08
PINTAC	KIM	06219	\$52,8700	APPOINTED	YES	07/01/08	ROTHENHAUS	LAUREN	06216	\$48,4000	APPOINTED	YES	07/01/08
PINTO	ANNA	06217	\$53,9100	APPOINTED	YES	07/01/08	ROTLANDER	BELLA	06217	\$57839.0000	INCREASE	YES	01/09/08
PIODENA	CARMEN N	50910	\$51,6700	APPOINTED	YES	07/01/08	ROTLANDER	BELLA	06216	\$49,5100	APPOINTED	YES	07/01/08
PIPER LINDO	ALICE M	50910	\$56,2300	APPOINTED	YES	07/01/08	ROUSSEAU	HOLLY A	06217	\$54,8800	APPOINTED	YES	07/01/08
PIRRONE	GIUSEPPI	06217	\$53,3300	APPOINTED	YES	07/01/08	ROZOVSKAYA	LIANA	06219	\$53,9100	APPOINTED	YES	07/01/08
PLANTE	ROBERT	06219	\$52,0600	APPOINTED	YES	07/01/08	RUBEN	LAURA	06217	\$56,8700	APPOINTED	YES	07/01/08
PLATT	SCHVONNE	06217	\$51,1100	APPOINTED	YES	07/01/08	RUCCI	CAROL	50910	\$54,0100	APPOINTED	YES	07/01/08
PLETNIK	LYUDMILA	06217	\$55,9200	APPOINTED	YES	07/01/08	RUIZ	CATHERIN	06219	\$52,8700	APPOINTED	YES	07/01/08
POLANCO	JACQUELI	06216	\$47,2800	APPOINTED	YES	07/01/08	RUIZ	MIRNA	06218	\$48,4000	APPOINTED	YES	07/01/08
POON	JESSICA	06216	\$47,2800	APPOINTED	YES	07/01/08	RUIZ DICK	THORA	06216	\$48,4000	APPOINTED	YES	07/01/08
PORCHEDDU	BARBARA	06165	\$54,5500	APPOINTED	YES	07/01/08	RULE	RUTH G	50910	\$50,8500	APPOINTED	YES	07/01/08
PORTELA	LUCILIA	06218	\$48,4000	APPOINTED	YES	07/01/08	RUMANOV	EUGENIA	06219	\$53,9000	APPOINTED	YES	07/01/08
POTTS	LISA M	50910	\$46,2800	APPOINTED	YES	07/01/08	RUMORE	VIRGINIA	50910	\$56,9900	APPOINTED	YES	07/01/08
POWERS	ANN	06217	\$53,4600	APPOINTED	YES	07/01/08	RUSHING	AVA J	50910	\$43,7200	APPOINTED	YES	07/01/08
PRASHAD	TAAREENI	50910	\$48,9300	APPOINTED	YES	07/01/08	RUSSELL	CORNELIA	50910	\$47,8700	APPOINTED	YES	07/01/08
PRATA	JOAN M	06217	\$56,8700	APPOINTED	YES	07/01/08	RUSO	CHRISTIN	06217	\$51,7700	APPOINTED	YES	07/01/08
PRESS	HEIDI A	06217	\$53,9100	APPOINTED	YES	07/01/08	RYAN	NORA	50910	\$52,2400	APPOINTED	YES	07/01/08
PRITCHARD	SYLVIA	50910	\$50,8700	APPOINTED	YES	07/01/08	RYDER	CAROL	06217	\$53,9100	APPOINTED	YES	07/01/08
PRITSKER	IRINA	06217	\$53,9000	APPOINTED	YES	07/01/08	SABBAHI	NABIL	06219	\$54,5000	APPOINTED	YES	07/01/08
PUMARADA	REYLITO	06219	\$54,5000	APPOINTED	YES	07/01/08	SABELLICO	LINDA	06219	\$55,8300	APPOINTED	YES	07/01/08
QAMAR	TASNEEM	06217	\$52,2200	APPOINTED	YES	07/01/08	SABELLINA	MARI KAR V	06219	\$52,8700	APPOINTED	YES	07/01/08
QUAN	ELLEN	06216	\$46,2400	APPOINTED	YES	07/01/08	SABIDO	JONELLE	06219	\$55,9200	APPOINTED	YES	07/01/08
QUIJANO	MARILEN	06216	\$47,2800	APPOINTED	YES	07/01/08	SABIN	RENETTE	50910	\$50,0800	APPOINTED	YES	07/01/08
QUILES	ALLEN	06217	\$52,2800	APPOINTED	YES	07/01/08	SABINI	ROBYN	06218	\$48,4700	APPOINTED	YES	07/01/08
QUINN	ANN M	50910	\$50,3800	APPOINTED	YES	07/01/08	SADOWSKA	MAGDALEN	06216	\$48,4000	APPOINTED	YES	07/01/08
QUINN	CATHERIN	06219	\$50,0700	APPOINTED	YES	07/01/08	SADOWSKI	EILEEN K	50910	\$51,9800	APPOINTED	YES	07/01/08
QUINN	EDWARD	50910	\$53,6300	APPOINTED	YES	07/01/08	SAFORI	STELLA	50910	\$49,7900	APPOINTED	YES	07/01/08
QUINN	GERALDIN	06217	\$53,3300	APPOINTED	YES	07/01/08	SAIE	SOMAIA A	06219	\$52,8700	APPOINTED	YES	07/01/08
QUINONES	JULIA	06216	\$48,4700	APPOINTED	YES	07/01/08	SALAKO	OLUWAKEM	06219	\$53,1700	APPOINTED	YES	07/01/08
QUINTIN	SUSAN	06217	\$53,9000	APPOINTED	YES	07/01/08	SALAM	DOMINIQUE	06217	\$54,8800	APPOINTED	YES	07/01/08
RAHMAN	FERDOUSI	06216	\$49,5100	APPOINTED	YES	07/01/08	SALAZAR	CRISTINA	50910	\$50,8700	APPOINTED	YES	07/01/08
RAIMONDO	ALFREDO	12158	\$37110.0000	APPOINTED	NO	03/09/08	SALCEDO	JOY	06218	\$46,2400	APPOINTED	YES	07/01/08
RAIMONDO	GINA	06216	\$46,2400	APPOINTED	YES	07/01/08	SALCEDO	NEIDALUZ	06219	\$54,9400	APPOINTED	YES	07/01/08
RAJE	MADHAVI	06219	\$53,3300	APPOINTED	YES	07/01/08	SALES	ABEER	06218	\$50,0100	APPOINTED	YES	07/01/08
RAJU	JAYA G	06217	\$54,8800	APPOINTED	YES	07/01/08	SALES	RONALD R C	06219	\$52,2900	APPOINTED	YES	07/01/08
RAMIREZ	RANEL	06219	\$53,9100	APPOINTED	YES	07/01/08	SALKIN						

receipts for combined operations over \$5,000,000, the licensee's fee percentage will be increased to 13%.

INTENT TO AWARD as a concession the operation, maintenance and management of a Circus entitled Kooza at the Harlem River Event site on Randall's Island Park, Manhattan. The agreement will be between the City of New York acting by and through the Department of Parks & Recreation ("Parks"), Randall's Island Sports Foundation ("RISF") and Cirque du Soleil America, Inc. The term shall commence upon receipt of written notice to proceed and shall expire on July 3, 2009. Within the term, Cirque du Soleil America, Inc. shall occupy the premises from March 23, 2009 to July 3, 2009. The performance period shall commence on April 16, 2009 and end on June 21, 2009, and shall include the presentation of a maximum of ninety (90) performances. Licensee shall pay a License Fee of three hundred ninety eight thousand United States dollars (US \$398,000.00).

INTENT TO AWARD as a concession the renovation, operation and maintenance of an 18-hole golf course, clubhouse, and food service facility at Kissena Park, Queens for a license term of twenty (20) years, to Kissena Golf LLC, whose address is 64-20 Booth Memorial Avenue, Fresh Meadows, New York 11365. Compensation to the City will be as follows: in each operating year of the license, licensee shall pay the City license fees consisting of the higher of the minimum annual fee (Years 1-5: \$190,00; Years 6-10: \$240,000; Years 11-15: \$290,000; Years 16-20: \$340,000) or an annual percentage of gross receipts derived from the operation of the licensed premises (Years 1-5: 13% of greens fees and cart rentals plus 9% of merchandise, snack bar/grill and other revenue; Years 6-10: 14% of greens fees and cart rentals plus 9% of merchandise, snack bar/grill and other revenue; Years 11-15: 15% of greens fees and cart rentals plus 9% of merchandise, snack bar/grill and other revenue; Years 16-20: 16% of greens fees and cart rentals plus 9% of merchandise, snack bar/grill and other revenue) plus a surcharge of \$4.00

for each round played, other than by Juniors (16 years old and younger).

INTENT TO AWARD as a concession the operation and maintenance of a full-service restaurant and lounge at the Dyckman Marina, Manhattan, New York, for a license term of fifteen (15) years, to Manhattan River Group, LLC, whose address is 185 Varick Street, Suite 505, New York, NY 10014. Compensation to the City will be as follows: in each operating year of the license, licensee shall pay the City a license fee consisting of the higher of the minimum annual fee (Year 1: \$8,551; Year 2: \$40,827; Year 3: \$59,927; Year 4: \$78,604; Year 5: \$81,008; Year 6: \$84,030; Year 7: \$86,871; Year 8: \$90,217; Year 9: \$92,587; Year 10: \$95,929; Year 11: \$100,365; Year 12: \$106,120; Year 13: \$110,403; Year 14: \$116,114; Year 15: \$120,744) or an annual percentage of gross receipts derived from the operation of the licensed premises for that year (Year 1: 5%; Year 2: 5%; Year 3: 5%; Year 4: 8%; Year 5: 8%; Year 6: 8%; Year 7: 9%; Year 8: 9%; Year 9: 9%; Year 10: 9%; Year 11: 9%; Year 12: 10%; Year 13: 10%; Year 14: 10%; Year 15: 10%). In years 11-15, if the total gross receipts in any year exceed \$4,000,000 for the combined operations of the Dyckman Marina (separately licensed to licensee) and the restaurant and lounge at the Dyckman Marina, the licensee's fee percentage shall be increased by 1%; for gross receipts for combined operations over \$5,000,000, the licensee's fee percentage will be increased to 13%.

LOCATION: A draft copy of the Agreement may be reviewed or obtained at no cost, commencing Thursday, August 28, 2008 through Monday, September 8, 2008, between the hours of 9:00 A.M. and 5:00 P.M., excluding weekends and holidays at the NYC Department of Parks and Recreation, located at 830 Fifth Avenue, Room 313, New York, NY 10065.

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.

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

HUMAN RESOURCES ADMINISTRATION

BUREAU OF CONTRACTS AND SERVICES

SOLICITATIONS

Services (Other Than Human Services)

CORRECTION: CONSULTING SVC TO CONDUCT STAFFING MODEL STUDY - Competitive Sealed Bids - PIN# 069-08-110-3131 - DUE 09-04-08 AT 3:00 P.M. - CORRECTION: The New York City Human Resources Administration (HRA) is seeking to enter into a Contract with a Contractor to conduct a study of POS and non-POS tasks at Food Stamp Centers (FSC's) throughout the City and produce an efficient staffing model for FSC's. An optional pre-bid conference will be held on Tuesday, August 26, 2008 at 10:00 A.M. at 2 Washington Street, New York, NY 10004. In the Conference Room on the 22nd Floor. HRA strongly encourages M/WBE participation. Vendor Source ID#: 54325.

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.

Human Resources Administration, 2 Washington Street 22nd Floor, New York, NY 10004-3409. Geraldine King (212) 480-6825, kingg@hra.nyc.gov

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PARKS AND RECREATION

MANAGEMENT INFORMATION SYSTEMS

SOLICITATIONS

Goods & Services

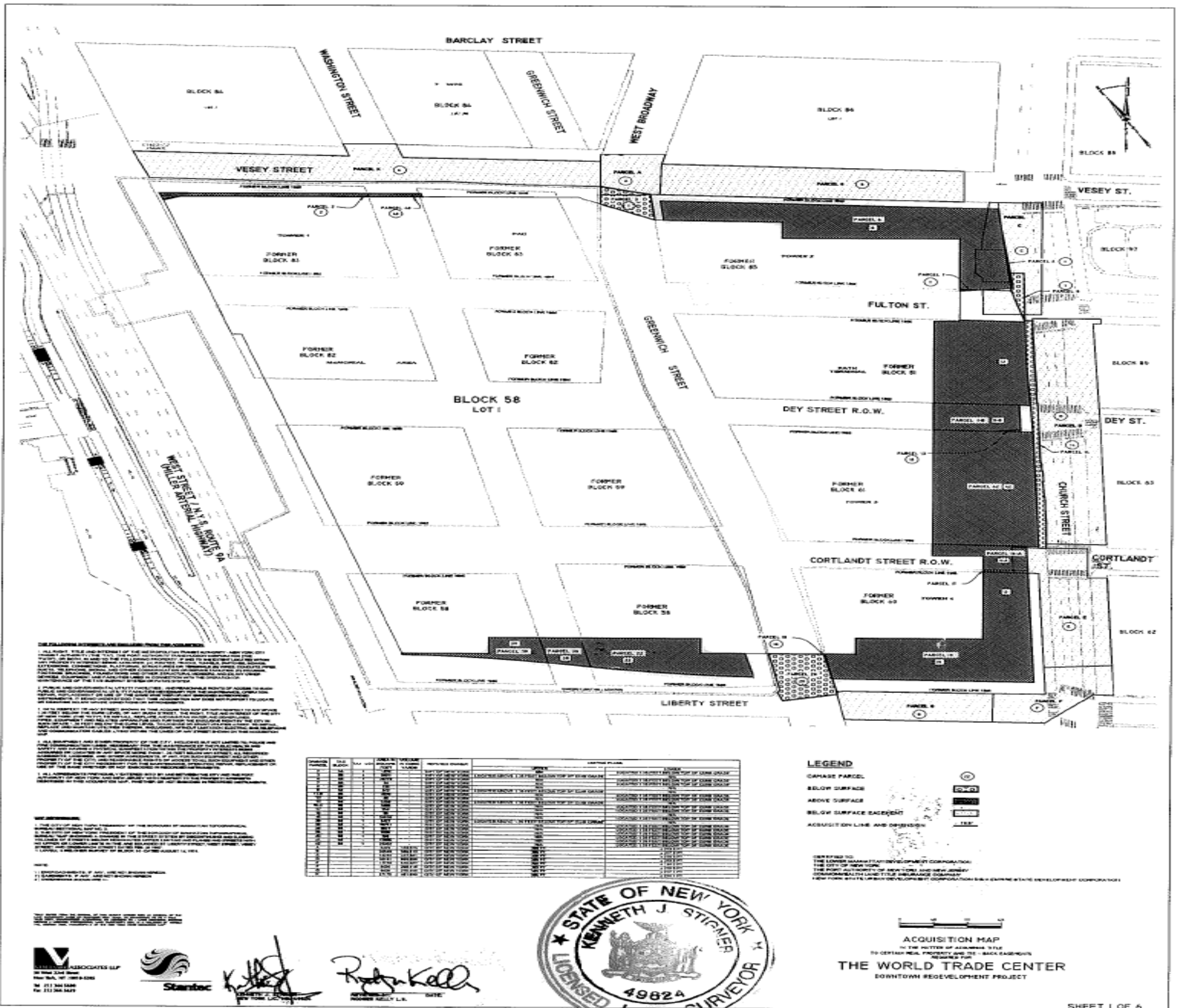
ANNUAL MAINTENANCE FOR ENTERPRISE DATA BASE - Sole Source - Available only from a single source - PIN# 7217846 - DUE 08-25-08 AT 12:00 P.M.

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.

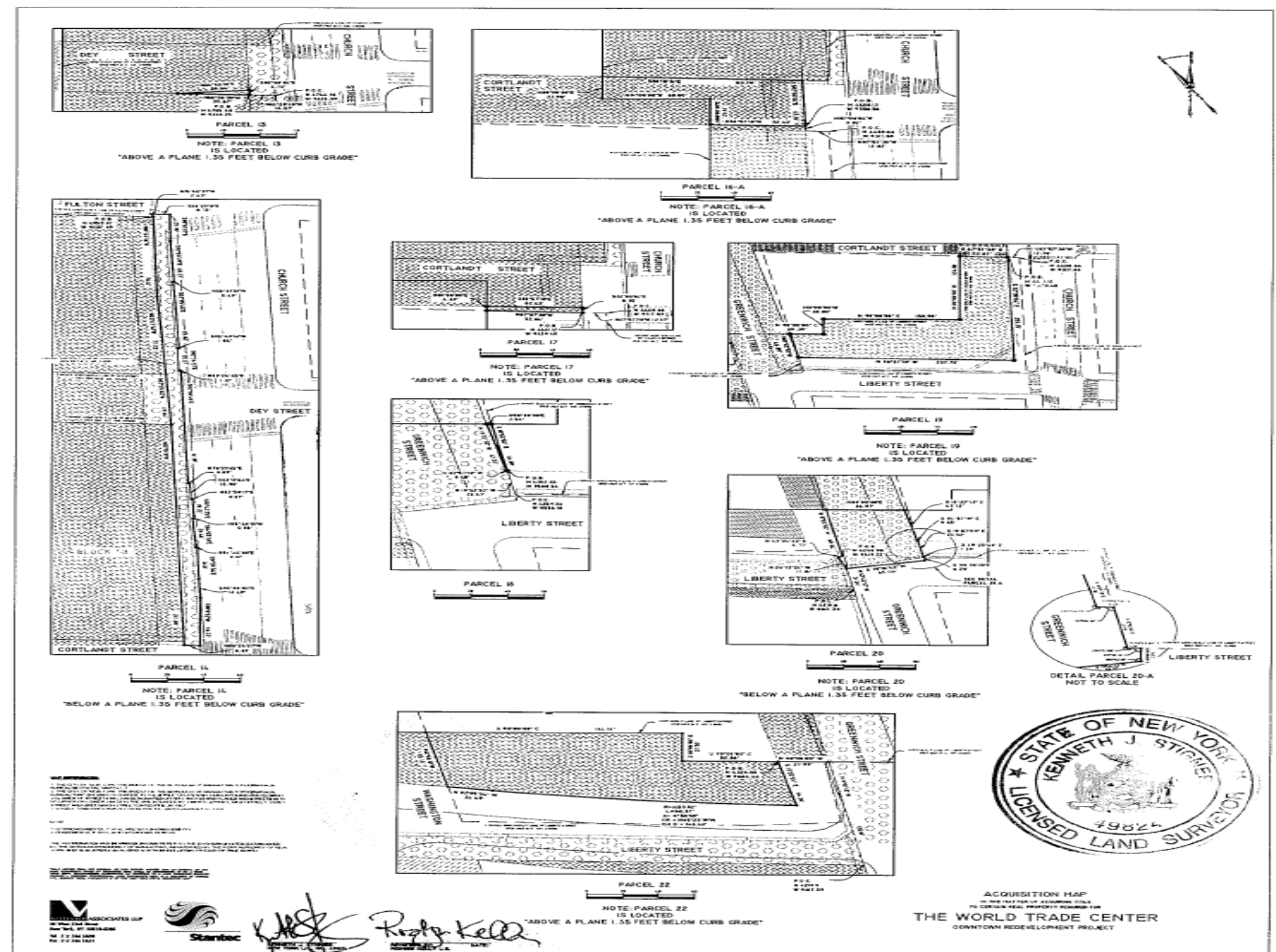
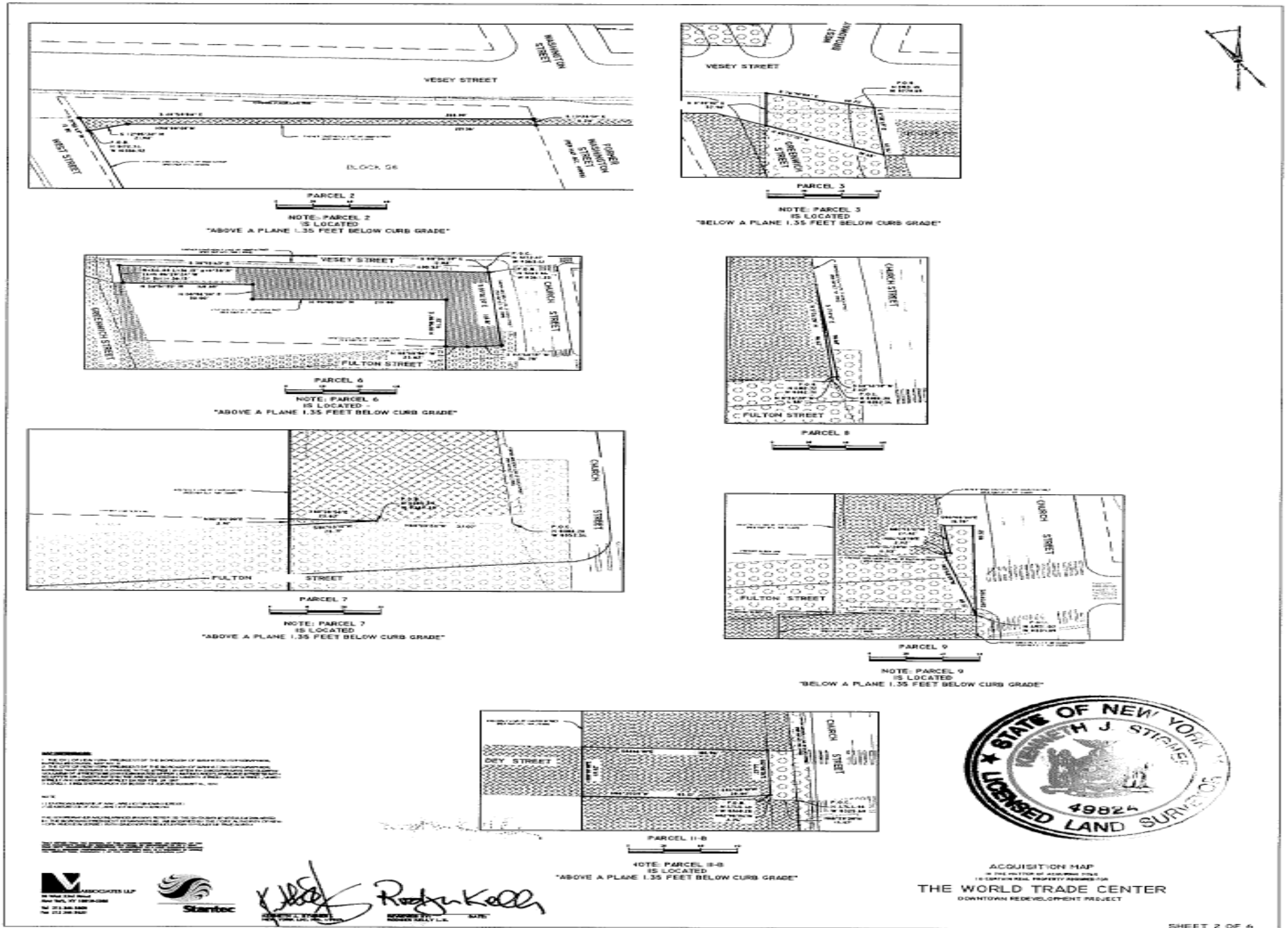
Parks and Recreation, Arsenal West, 16 W. 61st Street 9th Floor, New York, NY 10023. Andrew Nicklin (212) 830-7915.

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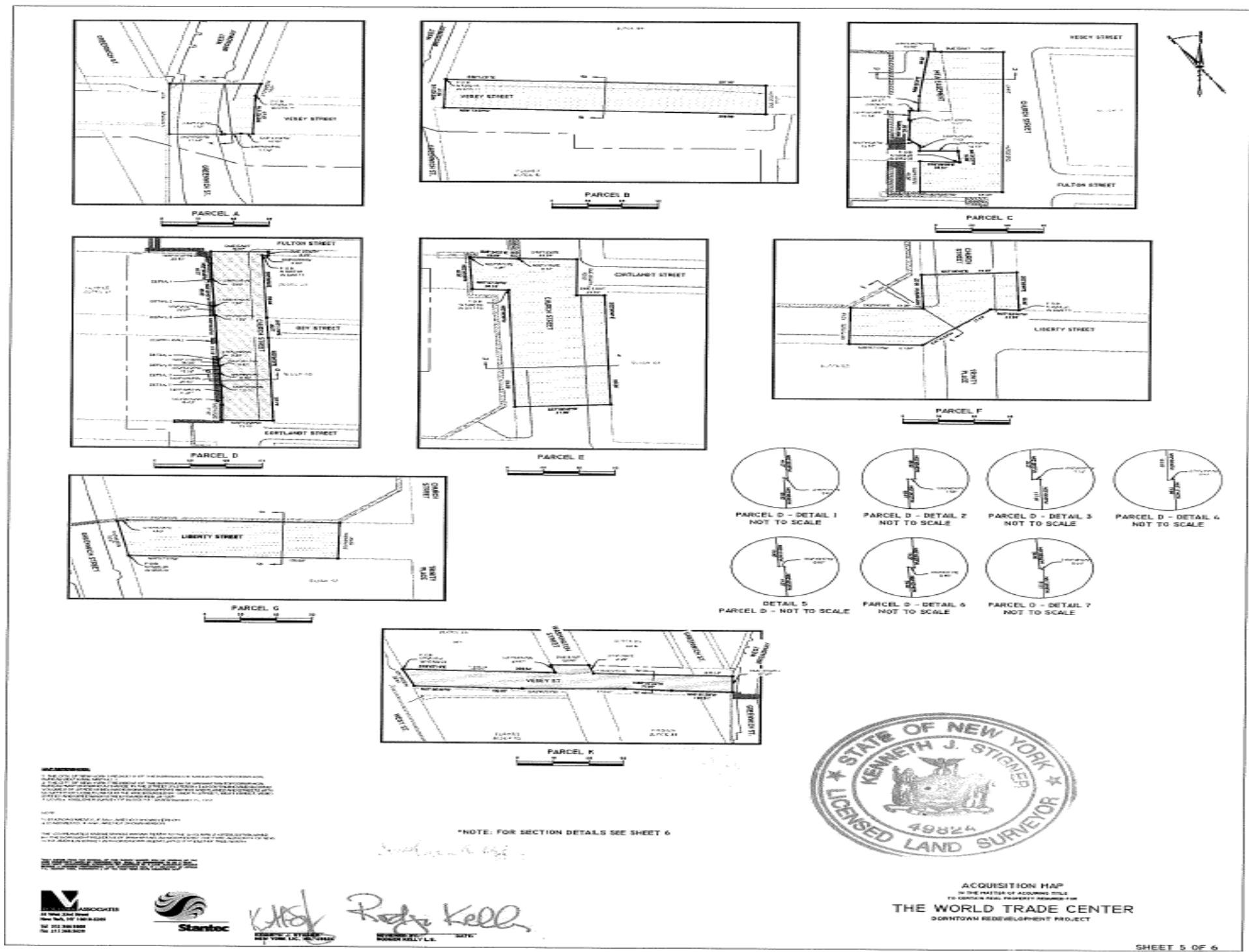
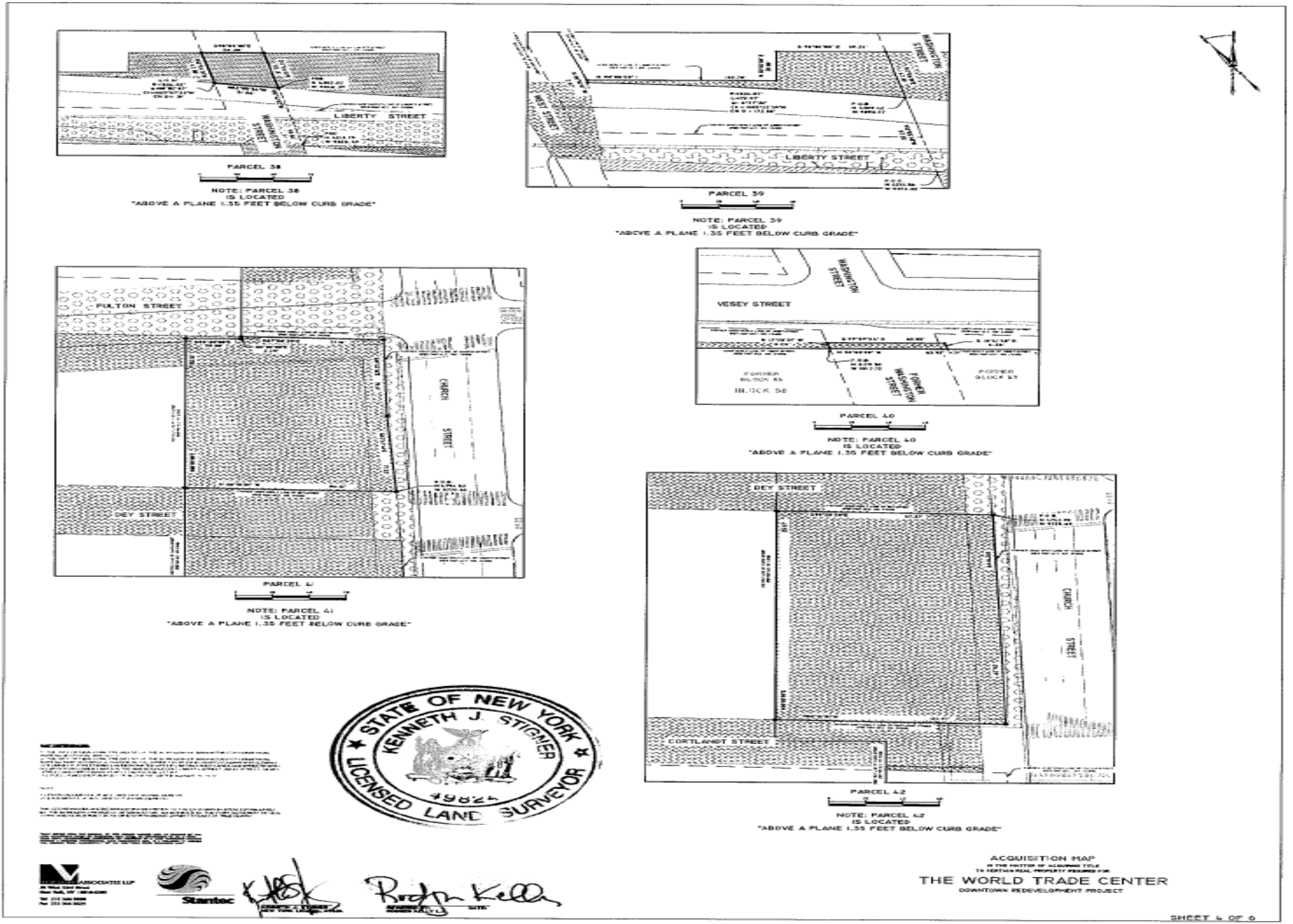
COURT NOTICE MAPS FOR WORLD TRADE CENTER



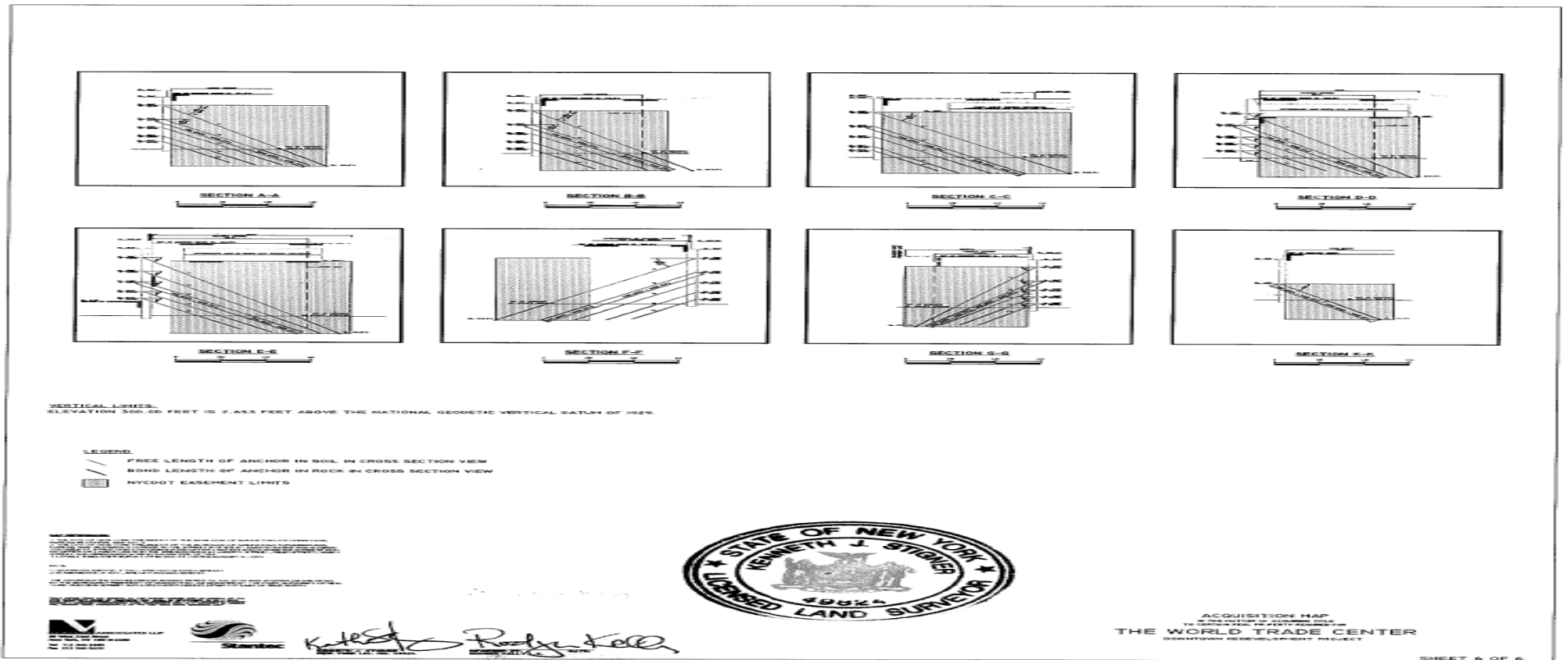
COURT NOTICE MAPS FOR WORLD TRADE CENTER



COURT NOTICE MAPS FOR WORLD TRADE CENTER



COURT NOTICE MAPS FOR WORLD TRADE CENTER



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

PRE-QUALIFIED LIST

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

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

NON-MAYORAL ENTITIES

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

PUBLIC ACCESS CENTER

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

ATTENTION: NEW YORK CITY MINORITY AND WOMEN OWNED BUSINESS ENTERPRISES

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

PROMPT PAYMENT

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

PROCUREMENT POLICY BOARD RULES

The Rules may also be accessed on the City Website, <http://NYC.GOV.Selltonyc>

COMMON ABBREVIATIONS USED IN THE CR

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

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

KEY TO METHODS OF SOURCE SELECTION

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

- CSB **Competitive Sealed Bidding** (including multi-step)
Special Case Solicitations / Summary of Circumstances:
- CP **Competitive Sealed Proposal** (including multi-step)
- CP/1 Specifications not sufficiently definite
- CP/2 Judgement required in best interest of City
- CP/3 Testing required to evaluate
- CP/PQ/4 **CB or CP from Pre-qualified Vendor List/** Advance qualification screening needed
- DP Demonstration Project
- SS **Sole Source Procurement**/only one source
- RS Procurement from a Required Source/ST/FED
- NA Negotiated Acquisition
For ongoing construction project only:
- NA/8 Compelling programmatic needs
- NA/9 New contractor needed for changed/additional work
- NA/10 Change in scope, essential to solicit one or limited number of contractors
- NA/11 Immediate successor contractor required due to termination/default
For Legal services only:
- NA/12 Specialized legal devices needed; CP not advantageous

- WA **Solicitation Based on Waiver/Summary of Circumstances** (Client Services/BSB or CP only)
- WA1 Prevent loss of sudden outside funding
- WA2 Existing contractor unavailable/immediate need
- WA3 Unsuccessful efforts to contract/need continues
- IG **Intergovernmental Purchasing** (award only)
- IG/F Federal
- IG/S State
- IG/O Other
- EM **Emergency Procurement** (award only) An unforeseen danger to:
 - EM/A Life
 - EM/B Safety
 - EM/C Property
 - EM/D A necessary service
- AC **Accelerated Procurement**/markets with significant short-term price fluctuations
- SCE **Service Contract Extension**/insufficient time; necessary service; fair price
Award to Other Than Lowest Responsible & Responsive Bidder or Proposer/Reason (award only)
- OLB/a anti-apartheid preference
- OLB/b local vendor preference
- OLB/c recycled preference
- OLB/d other: (specify)

HOW TO READ CR PROCUREMENT NOTICES

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

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

SAMPLE NOTICE:

POLICE

DEPARTMENT OF YOUTH SERVICES

SOLICITATIONS

Services (Other Than Human Services)

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

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

NYPD, Contract Administration Unit, 51 Chambers Street, Room 310, New York, NY 10007. Manuel Cruz (646) 610-5225.

m27-30

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

NUMBERED NOTES

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