



# THE CITY RECORD

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## THE CITY RECORD

MICHAEL R. BLOOMBERG, Mayor

EDNA WELLS HANDY, Commissioner, Department of Citywide Administrative Services.  
ELI BLACHMAN, Editor of The City Record.

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## PUBLIC HEARINGS AND MEETINGS

See Also: Procurement; Agency Rules

## CITY COUNCIL

### HEARINGS

#### HEARING BY THE COMMITTEE ON RULES, PRIVILEGES AND ELECTIONS

THE COMMITTEE ON RULES, PRIVILEGES AND ELECTIONS WILL HOLD A HEARING ON MONDAY, OCTOBER 17, 2011 AT 10:30 A.M. IN THE 16TH FLOOR COMMITTEE ROOM AT 250 BROADWAY, NEW YORK, NY 10007 ON THE FOLLOWING MATTERS:

#### Advice and Consent

- **M 646**, Communication from the Mayor submitting the name of Susan Klitzman for re-appointment as a member of the **New York City Board of Health** pursuant to §§ 31 and 553 of the *New York City Charter*. Should Ms. Klitzman receive the advice and consent of the Council, she will be eligible to serve the remainder of a six-year term that expires on May 31, 2014.
- **M 647**, Communication from the Mayor submitting the name of Dr. Sixto Caro for re-appointment as a member of the **New York City Board of Health** pursuant to §§ 31 and 553 of the *New York City Charter*. Should Dr. Caro receive the advice and consent of the Council, he will be eligible to serve the remainder of a six-year term that expires on May 31, 2016.
- **M 648**, Communication from the Mayor submitting the name of Elizabeth Knauer for appointment as a member of the **New York City Environmental Control Board** ("water pollution control representative") pursuant to §§ 31 and 1049-a of the *New York City Charter*. Should Ms. Knauer receive the advice and consent of the Council, she will be eligible to serve the remainder of a four-year term that expires on March 5, 2013.
- **Preconsidered M**, Communication from the Mayor submitting the name of Eric Goldstein for appointment as a member of the **New York City Waterfront Management Advisory Board** pursuant to §§ 31 and 1303 of the *New York City Charter*. Should Mr. Goldstein receive the advice and consent of the Council, he will be eligible to serve the remainder of a three-year term that expires on August 31, 2014.
- **Preconsidered M**, Communication from the Mayor submitting the name of Paula Berry for appointment as a member of the **New York City Waterfront Management Advisory Board**

pursuant to §§ 31 and 1303 of the *New York City Charter*. Should Ms. Berry receive the advice and consent of the Council, she will be eligible to serve the remainder of a one-year term that expires on August 31, 2012.

- **Preconsidered M**, Communication from the Mayor submitting the name of Henry Wan for appointment as a member of the **New York City Waterfront Management Advisory Board** pursuant to §§ 31 and 1303 of the *New York City Charter*. Should Mr. Wan receive the advice and consent of the Council, he will be eligible to serve the remainder of a one-year term that expires on August 31, 2012.
- **Preconsidered M**, Communication from the Mayor submitting the name of Michael Northrop for appointment as a member of the **New York City Waterfront Management Advisory Board** pursuant to §§ 31 and 1303 of the *New York City Charter*. Should Mr. Northrop receive the advice and consent of the Council, he will be eligible to serve the remainder of a two-year term that expires on August 31, 2013.

#### AND SUCH OTHER BUSINESS AS MAY BE NECESSARY

A Calendar of speakers will be established in advance. Persons interested in being heard should write to the Honorable Christine C. Quinn, Speaker of the City Council, City Hall, New York, New York 10007, setting forth their name, representation and viewpoints.

Michael M. McSweeney  
City Clerk, Clerk of the Council

o13-17

## 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, October 19, 2011 at 10:00 A.M.

#### BOROUGH OF MANHATTAN No. 1 THEATER SUBDISTRICT FUND PROPOSED RULE CHANGE

In accordance with Sections 192 and 1043 of the New York City Charter, and pursuant to Section 81-744(a)(5) of the New York City Zoning Resolution (the "Zoning Resolution"), the New York City Planning Commission ("City Planning Commission") proposes to amend Subchapter C of Chapter 3 of Title 62 of the Rules of the City of New York. This rule was not included in the agency's 2011-2012 regulatory agenda.

#### Instructions

- Any person in attendance at this hearing shall be given a reasonable opportunity to present oral or written statements and to submit other documents concerning the proposed changes.

- Each speaker shall be allotted a maximum of three (3) minutes.
- Persons who require that a sign language interpreter or other form of reasonable accommodation for a disability be provided at the hearing are asked to notify Wesley O'Brien by September 28th, 2011 at the following address: Office of the Counsel, New York City Department of City Planning, 22 Reade Street, New York, NY 10007.
- Prior to the hearing, you may submit written comments about the proposed rule to Wesley O'Brien by mail or electronically through NYC Rules at [www.nyc.gov/nycrules](http://www.nyc.gov/nycrules).
- Until November 2, 2011, written comments received and a recording 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 22 Reade Street, New York, NY 10007, by contacting the Records Access Officer at (212) 720-3208.

#### Statement of Basis and Purpose of Proposed Rule

#### Statutory Authority

This rule is promulgated pursuant to the authority of the City Planning Commission under Sections 192 and 1043 of the New York City Charter and pursuant to Section 81-744(a)(5) of the Zoning Resolution. Section 81-744 of the Zoning Resolution requires that every three to five years the City Planning Commission must review and adjust the contribution amount that is required in conjunction with transfers of development rights from listed theaters in the Theater Subdistrict. Such adjustment must specifically reflect the change in assessed value of all properties on zoning lots wholly within the Theater Subdistrict. This rule is exempt from Local Law 46 of 2010 pursuant to section 1043(d)(4)(iii) of the New York City Charter.

#### Statement of Purpose

In accordance with Section 81-744 of the Zoning Resolution, the City Planning Commission shall allow the transfer of development rights from listed theaters in the Theater Subdistrict by certification or authorization. Certification or authorization shall be granted, provided that, among other requirements, the appropriate legal documents are executed ensuring that a contribution in an amount, which is presently established to be \$14.91 per square foot of transferred floor area, is deposited in the Theater Subdistrict Fund. The City Planning Commission is required to periodically review the contribution amount and to adjust such amount to reflect any change in the assessed value of all properties on zoning lots situated entirely within the Theater Subdistrict.

Based on data provided by the New York City Department of Finance ("DOF"), it was determined that from 1998 to 2006 the assessed value of all properties situated entirely within the Theater Subdistrict increased 49.06% per square foot. Accordingly, a 2006 rule increased the required Theater Subdistrict Fund contribution from \$10.00 to \$14.91 per square foot of development rights transferred from designated theaters.

Based on DOF data, it has been determined that from 2006 to 2011 the assessed value of all properties situated entirely within the Theater Subdistrict has increased 18% per square foot. DOF data shows that in 2006, the total built floor area of the Theater Subdistrict was 81,642,687 square feet, the total assessed value of such properties was \$8,621,852,552, and therefore the total assessed value per square foot was \$105.60. DOF data also shows that in 2011, the total built floor area in the Theater Subdistrict was 95,701,919 square feet, the total assessed value of such properties was \$11,926,866,079, and therefore the total assessed value per square foot was \$124.63. Given that the assessed value of all properties has increased \$19.02 per square foot or 18% from 2006 to 2011, the proposed rule would correspondingly increase the required Theater Subdistrict Fund contribution by 18%, from \$14.91 to \$17.60 per square foot of development rights transferred from the listed theaters.

All DOF data referenced above is on file at the Department of City Planning and available for public inspection between the hours of 9:00 A.M. and 5:00 P.M. at 22 Reade Street, New York, NY 10007, by contacting the Records Access Officer at (212) 720-3208.

#### Summary of Provisions

The proposed rule amends Section 3-08 of Subchapter C of Chapter 3 of Title 62 of the Rules of the City of New York to provide that a contribution of \$17.60 per square foot must be made in conjunction with development rights transferred from the listed theaters.

Material to be deleted is enclosed in [brackets] and material to be added is underlined.

Section 1. Section 3-08 of Subchapter C of Chapter 3 of Title 62 of the Rules of the City of New York is amended to read as follows:

#### SUBCHAPTER C. CONTRIBUTIONS

§3-08. Contributions to Theater Subdistrict Fund Pursuant to Section 81-744 of the New York City Zoning Resolution.

Contributions to the Theater Subdistrict Fund pursuant to Section 81-744 of the New York City Zoning Resolution shall be made in an amount equal to \$[14.91]17.60 per square foot of floor area transferred.

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

o5-19

## CITY PLANNING

### NOTICE

#### NYC DEPARTMENT OF CITY PLANNING PROPOSED 2012 CONSOLIDATED PLAN ONE-YEAR ACTION PLAN 30 DAY PUBLIC COMMENT PERIOD AND PUBLIC HEARING

NYC Department of City Planning announces the PUBLIC COMMENT PERIOD and PUBLIC HEARING for the Proposed 2012 Consolidated Plan. The thirty-day PUBLIC COMMENT PERIOD will begin on OCTOBER 11, 2011, and will end NOVEMBER 9, 2011.

A PUBLIC HEARING will be held on THURSDAY, NOVEMBER 3, 2011, beginning at 2:30 P.M. at 22 Reade Street, Spector Hall, New York, N.Y. 10007. The Public Hearing will be followed by a question and answer session with City agency representatives in attendance.

The 2012 Proposed Consolidated Plan contains the City's annual application for four U.S. Department of Housing and Urban Development (HUD) Community Planning and Development programs: Community Development Block Grant (CDBG), HOME Investment Partnership (HOME), Emergency Shelter Grant (ESG), and Housing Opportunities for Persons with AIDS (HOPWA).

Proposed Funding allocations for 2012 are as follows: CDBG \$235.438 million; HOME \$110.538 million; ESG \$7.908 million; HOPWA \$55.968 million, totaling \$409.852 million.

The 2012 Proposed Consolidated Plan consists of three volumes: Volume 1. Contains an Executive Summary that provides an overview of the proposed use of entitlement grant dollars during the calendar year and the public's comments to the proposal and the Action Plan: One-Year Use of Funds; Volume 2. Contains the City's Supportive Housing Continuum of Care for the Homeless and Other Non-Homeless Special Needs Populations, and Other Actions, which are the statutory requirements of the Cranston-Gonzalez Housing Act's Comprehensive Housing Affordability Strategy; and Volume 3. Summary of Citizens' Comments, and Appendices.

To obtain a free copy of the 2012 Proposed Consolidated Plan, please visit the City Planning Bookstore, 22 Reade Street, New York, N.Y. (Monday 12:00 P.M. to 4:00 P.M., Tuesday thru Friday 10:00 A.M. to 1:00 P.M.).

Copies of the document can also be obtained at the following Department of City Planning Offices:

**BRONX OFFICE**  
 1 Fordham Plaza, 5th Fl., Bronx, New York 10458  
 (718) 220-8500

**BROOKLYN OFFICE**  
 16 Court Street, 7th Fl., Brooklyn, New York 11241  
 (718) 643-7550

**QUEENS OFFICE**  
 120-55 Queens Boulevard, Room 201, Queens, New York 11424 (718) 286-3170

**STATEN ISLAND OFFICE**  
 130 Stuyvesant Place, 6th Fl., Staten Island, New York 10301 (718) 556-7240

Also, the Proposed Plan will be made available for downloading through the internet via the Department's website at [www.nyc.gov/planning](http://www.nyc.gov/planning).

Furthermore, copies of the Proposed 2012 Consolidated Plan will be available for review at the main public library in each of the five boroughs. Please call (212) 720-3337 for information on the closest library.

Written comments may be sent by close of business, November 9, 2011 to: Charles V. Sorrentino, New York City Consolidated Plan Coordinator, Department of City Planning, 22 Reade Street, 4N New York, New York 10007 FAX: (212) 720-3495, email: 2012ProposedConPlan@planning.nyc.gov.

o4-18

## COMMUNITY BOARDS

### PUBLIC HEARINGS

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

#### BOROUGH OF BROOKLYN

COMMUNITY BOARD NO. 10 - Monday, October 17, 2011 at 7:15 P.M., Knights of Columbus, 1305 86th Street, Brooklyn, NY

Public Hearing on Capital and Expense Budget priorities for FY 2013.

o11-17

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

#### BOROUGH OF BROOKLYN

COMMUNITY BOARD NO 18 - Tuesday, October 18, 2011 at 8:00 P.M., Kings Plaza Community Room, Flatbush Avenue and Avenue V, Brooklyn, NY

The Capital and Expense Budget Submissions for Fiscal Year 2013; in preparation for the FY 2013 Capital and Expense Budget, civic associations, block associations and community residents are invited to submit budget requests for consideration by the Board for inclusion in the Board's Budget submissions for FY 13.

o12-18

## LANDMARKS PRESERVATION COMMISSION

### PUBLIC HEARINGS

#### TUESDAY, OCTOBER 25, 2011

NOTICE IS HEREBY GIVEN THAT PURSUANT to the provisions of 3020 of the New York City Charter and Chapter 3 of Title 24 of the Administrative Code of the City of New York (Sections 25-303 and 25-313) that on **Tuesday, October 25, 2011**, at the Landmarks Preservation Commission will conduct a *public hearing* in the Public Meeting Room of the Landmarks Preservation Commission, located at The Municipal Building, 1 Centre Street, 9th Floor North, City of New York with respect to the following proposed Landmarks, Landmark Sites, and Historic District. Any person requiring reasonable accommodation in order to participate in the hearing should call or write the Landmarks Preservation Commission, [Municipal Building, 1 Centre Street, 9th Floor North, New York, NY 10007, (212) 669-7700] no later than five (5) business days before the hearing. There will also be a public meeting on that day.

#### ITEMS TO BE HEARD

##### 9:30 A.M.

##### BOROUGH OF THE BRONX

LP-2479

*Public Hearing Continued from June 28, 2011*

**CAPTAIN JOHN H. STAFFORD HOUSE**, 95 Pell Street, Bronx  
*Landmark Site:* Borough of the Bronx Tax Map Block 5626, Lot 221

[Community Board No. 10]

##### 9:50 A.M.

##### BOROUGH OF STATEN ISLAND

LP-2228

**3833 AMBOY ROAD HOUSE**, 3833 Amboy Road, Staten Island.

*Landmark Site:* Borough of Staten Island Tax Map Block 4633, Lot 273

[Community Board No. 03]

##### 2:30 P.M.

##### BOROUGH OF MANHATTAN

LP-2464

**PROPOSED RIVERSIDE-WEST END HISTORIC DISTRICT EXTENSION II**, Manhattan.

#### Boundary Description

##### Section 1

Section 1 of the proposed Riverside-West End Historic District Extension II consists of the property bounded by a line beginning at the southeast corner of Riverside Drive and West 95th Street, extending northerly along the eastern curblineline of Riverside Drive, easterly along the southern curblineline of West 96th Street to a point on a line extending southerly from the western property line of 301 West 96th Street, northerly along said line and the western property lines of 301 West 96th Street through part of the western property line of 747-751 West End Avenue, westerly along the southern property lines of 306 through 308 West 97th Street, northerly along part of the western property line of 308 West 97th Street, westerly, southerly, westerly, northerly, and westerly along the southern property lines of 316 West 97th Street and 244 Riverside Drive (aka 318-324 West 97th Street), southerly along the eastern property line of 240-243 Riverside Drive to the northern curblineline of West 96th Street, westerly along the northern curblineline of West 96th Street, northerly along the eastern curblineline of Riverside Drive to a point on a line in the middle of West 105th Street, easterly along said line to a point on a line extending

northerly from the eastern property line of 327 Riverside Drive (aka 322-330 West 105th Street), southerly along said line and the eastern property line of 327 Riverside Drive and part of the eastern property line of 321-333 Riverside Drive (aka 323-325 West 104th Street), easterly along part of the northern property line of 321-333 Riverside Drive, the northern property lines of 321 through 305 West 104th Street, and part of the northern property line of 901-905 West End Avenue (aka 301-303 West 104th Street), northerly along the western property line of 911-919 West End Avenue (aka 300 West 105th Street), easterly along part of the northern property line of 911-919 West End Avenue to a point on a line in middle of West 105th Street, easterly along said line to a point on a line extending southerly from the western property line of 921-927 West End Avenue (aka 297-299 West 105th Street), northerly along said line and the western property line of 921-927 West End Avenue, westerly along part of the southern property line of 929-931 West End Avenue and the southern property lines of 302 through 320 West 106th Street, northerly along the western property line of 320 West 106th Street to a point on a line in the middle of West 106th Street, westerly along said line to the eastern curblineline of Riverside Drive, northerly along the eastern curblineline of Riverside Drive to a point on a line extending westerly from the northern property line of 360 Riverside Drive (aka 331-339 West 108th Street), easterly along said line and the northern property line of 360 Riverside Drive, northerly along part of the western property line of 327-329 West 108th Street, easterly along the northern property line of 327-329 West 108th Street, northerly along the western property line of 310 West 109th Street to the southern curblineline of West 109th Street, easterly along the southern curblineline of West 109th Street to a point on a line extending northerly from the eastern property line of 302 West 109th Street, southerly along said line and the eastern property lines of 302 West 109th Street through 303 West 107th Street to the southern curblineline of West 107th Street, southerly along the western curblineline of Broadway, westerly along the northern curblineline of West 105th Street to a point on a line extending northerly from the part of the eastern property line of 908-918 West End Avenue (aka 258-260 West 105th Street), southerly along said line and southerly, easterly, and southerly along part of the eastern property line of 908-918 West End Avenue, easterly along part of the northern property line of 902-906 West End Avenue (aka 251-259 West 104th Street) and the northern property line of 2721-2729 Broadway (aka 245-249 West 104th Street) to the western curblineline of Broadway, southerly along the western curblineline of Broadway to a point on a line extending easterly from the southern property line of 2637-2639 Broadway (aka 238-252 West 100th Street), westerly along said line and the southern property line of 2637-2639 Broadway, northerly along the western property line of 2637-2639 Broadway to the southern curblineline of West 100th Street, westerly along the southern curblineline of West 100th Street to a point on a line extending northerly from part of the eastern property line of 814-822 West End Avenue (aka 256-280 West 100th Street), southerly along said line and southerly, easterly, and southerly along the eastern property line of 814-822 West End Avenue, easterly along part of the northern property line of 806-810 West End Avenue (aka 259-269 West 99th Street) and the northern property lines of 257 through 249 West 99th Street, southerly along the eastern property line of 249 West 99th Street to the southern curblineline of West 99th Street, easterly along the southern curblineline of West 99th Street, southerly along the western curblineline of Broadway to a point on a line extending easterly from part of the southern property line of 2589-2599 Broadway (aka 241-249 West 97th Street and 240-252 West 98th Street), westerly along said line and part of the southern property line of 2589-2599 Broadway, southerly along part of the eastern property line of 2589-2599 Broadway to the northern curblineline of West 97th Street, westerly along the northern curblineline of West 97th Street to a point on a line extending northerly from the eastern property line of 256-258 West 97th Street, southerly along said line and the eastern property line of 256-258 West 97th Street, westerly along part of the southern property line of 256-258 West 97th Street, southerly along the eastern property line of 740-750 West End Avenue (aka 251 West 96th Street) to the southern curblineline of West 96th Street, westerly along the southern curblineline of West 96th Street to a point on a line extending northerly from the eastern property line of 736-738 West End Avenue (aka 272 West 96th Street), southerly along said line and the eastern property lines of 732 through 736-738 West End Avenue, easterly along part of the northern property line of 720-730 West End Avenue (aka 257-273 West 95th Street), southerly along part of the eastern property line of 720-730 West End Avenue, easterly along part of the northern property line of 720-730 West End Avenue and the northern property line of 253-255 West 95th Street, southerly along part of the eastern property line of 253-255 West 95th Street, easterly along the northern property line of 2541-2547 Broadway (aka 251 West 95th Street) to the western curblineline of Broadway, southerly along the western curblineline of Broadway, westerly along the northern curblineline of West 95th Street to a point on a line extending northerly from the eastern property line of Pomander Walk, southerly along said line and the eastern property line of Pomander Walk to the southern curblineline of West 94th Street, easterly along the southern curblineline of West 94th Street, southerly along the western curblineline of Broadway to a point on a line extending easterly from the southern property line of 2511-2519 Broadway (aka 250-270 West 94th Street), westerly along said line and the southern property line of 2511-2519 Broadway, northerly along the western property line of 2511-2519 Broadway to the southern curblineline of West 94th Street, westerly along the southern curblineline of West 94th Street to a point on a line extending northerly from the eastern property line of 306 West 94th Street, southerly along said line and the eastern property line of 306 West 94th Street, westerly along the southern property lines of 306 through 316 West 94th Street, northerly along the western property line of 316 West 94th Street to the southern curblineline of West 94th Street, westerly along the southern curblineline of West 94th Street to a point on a line extending southerly from the western property line of 321-

325 West 94th Street, northerly along said line and the western property line of 321-325 West 94th Street, westerly along part of the southern property line of 334-338 West 95th Street, northerly along the western property line of 334-338 West 95th Street to the southern curbline of West 95th Street, and westerly along the southern curbline of West 95th Street to the point of beginning.  
[Community Board No. 07]

**011-24**

NOTICE IS HEREBY GIVEN that pursuant to the provisions of Title 25, chapter 3 of the Administrative Code of the City of New York (Sections 25-307, 25-308, 25,309, 25-313, 25-318, 25-320) (formerly Chapter 8-A, Sections 207-6.0, 207-7.0, 207-12.0, 207-17.0, and 207-19.0), on Tuesday, October 18, 2011 at 9:30 A.M. in the morning of that day, a public hearing will be held in the Conference Room at 1 Centre Street, 9th Floor, Borough of Manhattan with respect to the following properties and then followed by a public meeting. Any person requiring reasonable accommodation in order to participate in the hearing or attend the meeting should call or write the Landmarks Commission no later than five (5) business days before the hearing or meeting.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF QUEENS 11-8708 - Block 1443, lot 53-34-39 82nd Street - Jackson Heights Historic District  
A neo-Georgian style apartment building designed by George H. Wells and built in 1915-6. Application is to install a fence. Community District 2.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF QUEENS 12-3474 - Block 8043, lot 44-125 Park Lane - Douglaston Historic District  
A Colonial Revival style house designed by Alfred Schaeffer and built in 1924. Application is to legalize the installation of windows without Landmarks Preservation Commission permit(s). Community District 11.

**BINDING REPORT**  
BOROUGH OF BRONX 12-2653 - Block 5900, lot 150-6000 Broadway - Van Cortlandt Manor - Interior Landmark, Individual Landmark  
A Georgian style manor house built in 1748-49. Application is to alter the finishes in the dining room. Community District 8,7,12.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF BROOKLYN 11-0997 - Block 200, lot 5  
8 Old Fulton Street - Fulton Ferry Historic District  
An Italianate style commercial office building designed by E.B. Jackson & Company and built in 1860-61. Application is to modify roof decks and install railings. Community District 2.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF BROOKLYN 12-3900 - Block 1980, lot 40-86 Cambridge Place - Clinton Hill Historic District  
An Italian Villa style free standing house built circa 1868. Application is to legalize the installation of siding in non-compliance with Permit for Minor Work 11-8877. Community District 2.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF BROOKLYN 12-4255 - Block 2102, lot 41-288 Carlton Avenue - Fort Greene Historic District  
A transitional Greek Revival/Italianate style rowhouse built in 1853-55. Application is to construct a rear yard addition. Zoned R6B. Community District 2.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF BROOKLYN 12-2396 - Block 323, lot 29-439-441 Henry Street - Cobble Hill Historic District  
Two Italianate style rowhouses built by 1848. Application is to construct a rear yard addition and modify existing rear yard and rooftop additions. Zoned R6 LH-1. Community District 6.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF BROOKLYN 12-0970 - Block 1080, lot 14-522 3rd Street - Park Slope Historic District  
A Tudor style rowhouse designed by Slee and Bryson and built in 1929. Application is to construct a rear yard addition. Zoned R6. Community District 6.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF BROOKLYN 12-2116 - Block 1063, lot 37-52 8th Avenue, aka 242-252 Berkeley Place - Park Slope Historic District  
A mansion designed by F. Carlos Merry and built in 1886. Application is to alter openings on the Berkeley Place facade. Community District 6.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF BROOKLYN 12-2638 - Block 1228, lot 34-834 St. Mark's Avenue - Crown Heights North Historic District  
A semi-attached Georgian style house designed by Slee & Bryson and built in 1919. Application is to install a barrier-free access lift and construct a rear addition. Zoned R6. Community District 8.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF BROOKLYN 12-1939 - Block 1214, lot 43-106 Brooklyn Avenue - Crown Heights North Historic District  
An attached house built in 1877 and altered prior to designation. Application is to legalize the installation of siding without Landmarks Preservation Commission permits. Community District 8.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 12-3430 - Block 46, lot 9-14 Wall Street - 14 Wall Street Building - Individual Landmark  
A Classical Revival style office building designed by Trowbridge & Livingstone, and built in 1910-12, with a 25-story Modern Classic style addition designed by Shreve, Lamb & Harmon and built in 1931-33. Application is to install expansion joints. Community District 1.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 11-4545 - Block 180, lot 29-7 Harrison Street - Tribeca West Historic District

A Renaissance Revival style store and loft building designed by William Schickel & Co. and built in 1893-94. Application is to install additional telecommunications antennas at the roof. Community District 1.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 11-4394 - Block 175, lot 8-88 Franklin Street - Tribeca East Historic District  
A neo-Grec style store and loft building designed by Issac W. How and William P. Draper, and built in 1881-83. Application is to construct a rooftop addition. Zoned C6-2A. Community District 1.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 12-3302 - Block 474, lot 1-46 Greene Street - SoHo-Cast Iron Historic District  
A store and loft building with neo-Grec style elements built in 1860. Application is to install signage. Zoned M1-5B. Community District 2.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 12-3192 - Block 511, lot 15-598 Broadway, aka 132 Crosby Street - SoHo-Cast Iron Historic District  
A mercantile building designed by Robert Maynicke and built in 1897-1898. Application is to install a painted wall sign. Zoned M1-5B. Community District 2.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 12-4153 - Block 475, lot 7510 - 60 Grand Street - SoHo-Cast Iron Historic District  
A neo-Classical style building designed by Cleverdon and Putzel and constructed in 1895-96. Application is to install new storefront infill. Community District 2.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 10-9120 - Block 514, lot 3-138 Wooster Street - SoHo-Cast Iron Historic District  
A commercial building built in 1857. Application is to construct rooftop and rear yard additions, remove the fire escape and replace storefront infill. Zoned M1-5A. Community District 2.

**MODIFICATION OF USE AND BULK**  
BOROUGH OF MANHATTAN 12-4727 - Block 514, lot 3-138 Wooster Street - SoHo-Cast Iron Historic District  
A commercial building built in 1857. Application is to request that the Landmarks Preservation Commission issue a report to the City Planning Commission relating to an application for a Modification of Use pursuant to Section 74-711 of the Zoning Resolution. Zoned M1-5A. Community District 2.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 12-4040 - Block 498, lot 1-92 Prince Street - SoHo-Cast Iron Historic District  
A contemporary building designed by Herbert Mandel and built in 1999. Application is to install signage and marquees. Community District 2.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 12-4152 - Block 497, lot 15-558 Broadway - SoHo-Cast Iron Historic District  
A commercial building built in 1860 and altered in 1920. Application is to install a flagpole. Community District 2.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 10-5277 - Block 529, lot 26-33 Bond Street - NoHo Historic District  
An Italianate store and loft building built in 1830-31 and later altered in 1911 by Cleverdon & Putzel. Application is to construct rooftop and rear yard additions. Zoned M1-5B. Community District 2.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 12-4007 - Block 628, lot 1-2-8 9th Avenue - Gansevoort Market Historic District  
A neo-Grec style store and loft building designed by Peter J. Zabriskie and built in 1887. Application is to install storefront infill and signage and modify the existing metal canopy. Community District 2.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 12-0780 - Block 573, lot 75-61 West 9th Street - Greenwich Village Historic District  
A Tudor Gothic style apartment house designed by Sugarman & Berger and built in 1925. Application is to establish a Master Plan governing the future installation of windows and through-window air conditioner units. Community District 2.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 12-3482 - Block 618, lot 62-245 West 13th Street - Greenwich Village Historic District  
An Italianate style town house built in 1854. Application is to legalize a stoop gate installed without Landmarks Preservation Commission permit(s). Community District 2.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 12-3173 - Block 618, lot 63-247 West 13th Street - Greenwich Village Historic District  
An Italianate town house built in 1854. Application is to legalize a stoop gate installed without Landmarks Preservation Commission permit(s). Community District 2.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 11-8762 - Block 592, lot 58-148-150 Waverly Place - Greenwich Village Historic District  
A Greek Revival style house built in 1839. Application is to legalize a stoop gate installed without Landmarks Preservation Commission permit(s). Community District 2.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 11-8118 - Block 610, lot 23-180 Waverly Place - Greenwich Village Historic District  
A Greek Revival style house built in 1839. Application is to legalize a stoop gate installed without Landmarks Preservation Commission permit(s). Community District 2.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 11-8722 - Block 592, lot 57-

152 Waverly Place - Greenwich Village Historic District  
A Greek Revival style house built in 1839. Application is to legalize a stoop gate installed without Landmarks Preservation Commission permit(s). Community District 2.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 11-7938 - Block 592, lot 54-158 Waverly Place - Greenwich Village Historic District  
A Greek Revival style house built in 1839. Application is to legalize a stoop gate installed without Landmarks Preservation Commission permit(s). Community District 2.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 10-6811 - Block 621, lot 18-380 Bleecker Street - Greenwich Village Historic District  
A simplified Italianate style building built in 1852-53. Application is to construct a rear yard addition and excavate the rear yard. Zoned C1-6/R7. Community District 2.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 12-3517 - Block 568, lot 9-12 East 11th Street - Greenwich Village Historic District  
An Italianate style rowhouse built in 1852. Application is to construct a rear yard addition and install lot line windows. Zoned R7-2. Community District 2.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 12-2266 - Block 633, lot 37-703-707 Washington Street, aka 145 Perry Street - Greenwich Village Historic District  
A two-story stucco clad building used as a freight loading station since 1938. Application is to demolish the building and construct four new buildings. Zoned C1-6A. Community District 2.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 11-3874 - Block 589, lot 29-12 Cornelia Street - Greenwich Village Historic District  
Extension II  
An altered Vernacular style dwelling designed by Edward H. Kendall, and built in 1881-82. Application is to install storefront infill. Community District 2.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 12-3607 - Block 527, lot 89-23 Downing Street - Greenwich Village Historic District  
Extension II  
An altered Renaissance Revival style rowhouse built in 1826. Application is to construct rooftop and rear yard additions, reconstruct portions of the building, and excavate the rear yard. Zoned R6. Community District 2.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 12-2080 - Block 824, lot 47-14 West 23rd Street - Ladies' Mile Historic District  
A building built in 1857 and altered in the late 19th century Commercial style in 1892 by George H. Budlong. Application is to install signage. Community District 5.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 12-3797 - Block 1284, lot 2-597 Fifth Avenue - Charles Scribner's Sons Building - Individual Landmark and Interior Landmark  
A Beaux Arts style building designed by Ernest Flagg and built in 1912-13. Application is to create new openings in the interior walls at the upper and lower mezzanine. Community District 5.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 12-2627 - Block 996, lot 21-123 West 43rd Street - Town Hall - Individual Landmark  
A Colonial Revival style theater building and auditorium designed by McKim, Mead and White and built in 1919-21. Application is to install wall signs and poster boxes on the secondary facade. Community District 5.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 12-0128 - Block 857, lot 6-1 East 27th Street - Madison Square North Historic District  
An altered Italianate style club house building designed by Robert H. Robertson and built in 1890-91. Application is to install new storefront infill and signage and construct a rear yard addition. Zoned C5-2. Community District 5.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 12-2247 - Block 876, lot 21-36 Gramercy Park East - Gramercy Park Historic District  
A neo-Gothic style apartment building designed by J. Riely Gordon and built in 1908-1910. Application is to establish a master plan governing the future installation of mechanical equipment. Community District 6.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 12-4278 - Block 1120, lot 38-12 West 68th Street - Upper West Side/Central Park West Historic District  
A Queen Anne style house designed by Louis Thouvard and built in 1895, with an attached studio building designed by Edwin C. Georgi and built in 1925. Application is to demolish a 1-story rooftop addition constructed without Landmarks Preservation Commission permits, and alter the facade and construct a new rooftop addition. Zoned R8 and R10A. Community District 7.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 12-3185 - Block 1170, lot 142-220 West 79th Street - Upper West Side/Central Park West Historic District  
A Renaissance Revival style rowhouse designed by Thom and Wilson and built in 1894. Application is to construct a rear yard addition. Zoned R10A. Community District 7.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 12-2553 - Block 1244, lot 33-80 Riverside Drive - Riverside Drive- West 80th-81st Street Historic District  
A neo-Classical style apartment building designed by Maurice Deutsch and built in 1926-1927. Application is to



construct a barrier-free access ramp and alter the facade. Community District 7.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 11-9003 - Block 1399, lot 20-851 Lexington Avenue - Upper East Side Historic District Extension  
An altered neo-Grec style rowhouse designed by Robert H. Coburn, and built in 1880-81. Application is to modify storefront infill installed without Landmarks Preservation Commission permits. Community District 8.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 12-1527 - Block 1380, lot 39-630 Park Avenue - Upper East Side Historic District  
A neo-Renaissance style apartment building designed by J.E.R. Carpenter and built in 1916. Application is to modify and enlarge the penthouse. Zoned R10/PI. Community District 8.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 12-4140 - Block 1389, lot 21-933-943 Madison Avenue, 31-33 East 74th Street - Upper East Side Historic District  
A row of five neo-Grec style rowhouses and one altered rowhouse designed by S. M. Styles and built in 1876, a rowhouse built in 1876 and redesigned in the neo-Renaissance style by Alexander M. Welch, and a neo-Georgian style residence designed by Grosvenor Atterbury and built in 1901. Application is to demolish the altered rowhouse on Madison Avenue and the rear extension of another rowhouse, and to construct additions. Zoned C5-1, R8B. Community District 8.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 11-6509 - Block 1504, lot 59-20 East 93rd Street - Carnegie Hill Historic District  
A Romanesque Revival style rowhouse, designed by Walter Reid, Jr., and built in 1892-93, altered by Joseph Schusheim in 1949. Application is to reconstruct the stoop, install new entrance doors, and construct a rear yard addition. Zoned R8B/R10. Community District 8.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 12-3489 - Block 1523, lot 8-121 East 94th Street - Carnegie Hill Historic District  
A neo-Grec style rowhouse designed by F. S. Barus and built in 1878-79. Application is to alter the front facade, construct a rear yard addition, and enlarge the areaway. Zoned R8B. Community District 8.

**CERTIFICATE OF APPROPRIATENESS**  
BOROUGH OF MANHATTAN 11-6140 - Block 2082, lot 28-1818 Amsterdam Avenue - Joseph Loth and Company Silk Ribbon Mill - Individual Landmark  
A Rundbogenstil style mill building designed by Hugo Kafka and built in 1885, with a neo-Classical front entrance portico designed by Buchman and Fox and built in 1905. Application is to install storefront infill. Community District 9.

o4-18

## TRANSPORTATION

### ■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN, pursuant to law, that the following proposed revocable consents, have been scheduled for a public hearing by the New York City Department of Transportation. The hearing will be held at 55 Water Street, 9th Floor, Room 945 commencing at 2:00 P.M. on Wednesday, November 2, 2011. Interested parties can obtain copies of proposed agreements or request sign-language interpreters (with at least seven days prior notice) at 55 Water Street, 9th Floor SW, New York, NY 10041, or by calling (212) 839-6550.

**#1** In the matter of a proposed revocable consent authorizing 17 Bank Street LLC to construct, maintain and use a fenced-in area on the north sidewalk of Bank Street, west of Greenwich Avenue, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the date of approval by the Mayor to June 30, 2022 and provides among other terms and conditions for compensation payable to the City according to the following schedule:

From the Approval Date to June 30, 2022-\$25/annum

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

**#2** In the matter of a modification of revocable consent authorizing 777 Washington LLC to construct, maintain and use a snowmelt system in the south sidewalk of Jane Street, east of Washington Street, and east sidewalk of Washington Street, south of Jane Street, in the Borough of Manhattan. The proposed modified revocable consent is for a term of eight years from the date of approval by the Mayor to June 30, 2019 and provides among other terms and conditions for compensation payable to the City according to the following schedule:

From the date of approval to June 30, 2012 - \$9,422/annum

For the period July 1, 2012 to June 30, 2013 - \$ 9,696  
For the period July 1, 2013 to June 30, 2014 - \$ 9,970  
For the period July 1, 2014 to June 30, 2015 - \$10,244  
For the period July 1, 2015 to June 30, 2016 - \$10,518  
For the period July 1, 2016 to June 30, 2017 - \$10,792  
For the period July 1, 2017 to June 30, 2018 - \$11,066  
For the period July 1, 2018 to June 30, 2019 - \$11,340

the maintenance of a security deposit in the sum of \$11,400 and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

**#3** In the matter of a proposed revocable consent authorizing Atlantic Henry Condominium to construct, maintain and use

a fenced-in area on the west sidewalk of Henry Street, north of Atlantic Avenue, in the Borough of Brooklyn. The proposed revocable consent is for a term of ten years from the date of approval by the Mayor to June 30, 2022 and provides among other terms and conditions for compensation payable to the city according to the following schedule:

From the Approval Date to June 30, 2022 - \$25/annum

the maintenance of a security deposit in the sum of \$66,300 and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000

**#4** In the matter of a proposed revocable consent authorizing George Fondoulis to construct, maintain and use a fenced-in area on the south sidewalk of West 69th Street, west of Central Park West, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the date of approval by the Mayor to June 30, 2022 and provides among other terms and condition for compensation payable to the city according to the following schedule:

From the Approval Date to June 30, 2012 - S2,831/annum

For the period July 1, 2012 to June 30, 2013 - \$2,913  
For the period July 1, 2013 to June 30, 2014 - \$2,995  
For the period July 1, 2014 to June 30, 2015 - \$3,077  
For the period July 1, 2015 to June 30, 2016 - \$3,159  
For the period July 1, 2016 to June 30, 2017 - \$3,241  
For the period July 1, 2017 to June 30, 2018 - \$3,323  
For the period July 1, 2018 to June 30, 2019 - \$3,405  
For the period July 1, 2019 to June 30, 2020 - \$3,487  
For the period July 1, 2020 to June 30, 2021 - \$2,569  
For the period July 1, 2021 to June 30, 2022 - \$3,651

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

**#5** In the matter of a modification of revocable consent authorizing New York University to construct, maintain and use additional conduits under and across Washington Place and under and across Waverly Place, west of Greene Street, and under and across Greene Street, at West 4th Street, in the Borough of Manhattan. The proposed modified revocable consent is for a term of one year from the date of approval by the Mayor to June 30, 2012, and provides among other terms and conditions for compensation payable to the City according to the following schedule:

For the period July 1, 2011 to June 30, 2012 - \$21,706 + \$3,000/annum  
(prorated from the date of Approval by the Mayor)

the maintenance of a security deposit in the sum of \$5,200 and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000

**#6** In the matter of a proposed revocable consent authorizing Stroock & Stroock & Lavan LLP to maintain and use a conduit under and across Pine Street, west of South Street, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the date of approval by the Mayor to June 30, 2019, and provides among other terms and condition for compensation payable to the city according to the following schedule:

For the period July 1, 2009 to June 30, 2010 - \$1,885  
For the period July 1, 2010 to June 30, 2011 - \$1,943  
For the period July 1, 2011 to June 30, 2012 - \$2,000  
For the period July 1, 2012 to June 30, 2013 - \$2,057  
For the period July 1, 2013 to June 30, 2014 - \$2,114  
For the period July 1, 2014 to June 30, 2015 - \$2,171  
For the period July 1, 2015 to June 30, 2016 - \$2,228  
For the period July 1, 2016 to June 30, 2017 - \$2,285  
For the period July 1, 2017 to June 30, 2018 - \$2,342  
For the period July 1, 2018 to June 30, 2019 - \$2,399

the maintenance of a security deposit in the sum of \$3,500 and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

o13-n2

## PROPERTY DISPOSITION

### CITYWIDE ADMINISTRATIVE SERVICES

#### MUNICIPAL SUPPLY SERVICES

##### ■ SALE BY SEALED BID

#### SALE OF: SALVAGED ARCHITECTURAL ELEMENTS.

S.P.#: 12007

DUE: October 24, 2011

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.

o4-24

#### SALE OF: 3 LOTS OF MISCELLANEOUS EQUIPMENT, USED/UNUSED.

S.P.#: 12006

DUE: October 25, 2011

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.

o12-25

#### SALE OF: 12 LOTS OF MISCELLANEOUS EQUIPMENT, USED/UNUSED.

S.P.#: 12004

DUE: October 18, 2011

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.

o4-18

## 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.”*

### ADMINISTRATION FOR CHILDREN’S SERVICES

#### ■ SOLICITATIONS

Goods & Services

**ELECTRICAL REPAIR/REPLACEMENT** – Competitive Sealed Bids – DUE 11-15-11 AT 3:00 P.M. – PIN# 068-10-B0014 - Manhattan/Queens  
PIN# 068-10B0015 - Bronx  
This procurement is subject to participation goals for MBEs and/or WBEs as required by Local Law 129 of 2005.

OPTIONAL PRE-BID DATE: Friday, October 28, 2011 at 10:00 A.M.

Bid forms and specifications may be obtained, free of charge, from the ACS website, any time before the bid date (recommended method). Copy the link into your browser to go to the appropriate page  
<http://www.nyc.gov/html/acs/html/acs/html/business/business.shtml>.

In the event that you are unable to download this bid, a bid package may be requested via e-mail. Send all e-mail requests to Roberta.Smiley@dfa.state.ny.us and rpauley@acs.nyc.gov. Please type the PIN above the type of service into the subject line. Also, type the name of the company, complete address, contact name, phone and fax numbers into the body of the e-mail. If all else fails, you may call (212) 341-3460 to make arrangements to pick up a bid package in person. All vendors will need to provide the following information when picking up bids. Company name, company mailing address, company primary contact person, e-mail address of primary contact person, phone number of primary contact person.

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

Administration for Children's Services, 150 William Street, 9th Floor, New York, NY 10038.  
Roberta Smiley (212) 341-3460; Fax: (212) 341-9830;  
Roberta.Smiley@dfa.state.ny.us

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## Human/Client Services

**NON-SECURE DETENTION GROUP HOMES** – Negotiated Acquisition – Judgment required in evaluating proposals - PIN# 06811N0004 – DUE 05-31-13 AT 2:00 P.M. – The Administration for Children's Services, Division of Youth and Family Justice is soliciting applications from organizations interested in operating non-secure detention group homes in New York City. This is an open-ended solicitation; applications will be accepted on a rolling basis until 2:00 P.M. on 5/31/13.

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.

Administration for Children's Services, 150 William Street, 9th Floor, New York, NY 10038.  
Patricia Chabla (212) 341-3505; Fax: (212) 341-3625;  
patricia.chabla@dfa.state.ny.us

j1-n14

## CITYWIDE ADMINISTRATIVE SERVICES

## MUNICIPAL SUPPLY SERVICES

## SOLICITATIONS

## Goods

**HIGH DENSITY MOBILE FILING SYSTEM FOR HRA** – Competitive Sealed Bids – PIN# 8571200091 – DUE 10-31-11 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, 18th Floor, New York, NY 10007.  
Anna Wong (212) 669-8610; Fax: (212) 669-7603;  
dcasdmssbids@dcas.nyc.gov

o14

## VENDOR LISTS

## Goods

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

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

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

j5-d31

## HEALTH AND HOSPITALS CORPORATION

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

j1-d31

## SOLICITATIONS

## Goods &amp; Services

**PREVENTIVE MAINTENANCE SERVICES FOR REFRIGERATION, ICE MACHINES AND AIR CONDITIONING AT NORTH CENTRAL BRONX HOSPITAL** – Competitive Sealed Bids – PIN# 21-12-022 – DUE 11-02-11 AT 3:00 P.M. – Mandatory pre-bid meeting scheduled for October 24 and 25, 2011 at 10:00 A.M. at North Central Bronx Hospital, 3424 Kossuth Avenue, Bronx, NY 10467.

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.

Jacobi Medical Center, Purchasing Department, Building #4, Room 7 South, 1400 Pelham Parkway, Bronx, NY 10461.  
Karyn Hill (718) 918-3149; Fax: (718) 918-7823;  
karyn.hill@nbhn.net

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**PREVENTIVE MAINTENANCE AIR COMPRESSOR QUINCY, HANKINSON, AIRTECH AIRSTAR, ARROW, INGERSOLL AT NORTH CENTRAL BRONX HOSPITAL** – Competitive Sealed Bids – PIN# 21-12-030 – DUE 11-02-11 AT 2:00 P.M. – Mandatory walk thru scheduled 10/24/11 and 10/25/11 at 11:00 A.M. both days at North Central Bronx Hospital, 3424 Kossuth Avenue, Bronx, NY 10467.

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.

Jacobi Medical Center, Purchasing Department, Building #4, Room 7 South, 1400 Pelham Parkway, Bronx, NY 10461.  
Karyn Hill (718) 918-3149; Fax: (718) 918-7823;  
karyn.hill@nbhn.net

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## Construction Related Services

**GENERAL CONSTRUCTION REQUIREMENT CONTRACT** – Competitive Sealed Bids – PIN# 21-12-033 – DUE 11-10-11 AT 11:00 A.M. – A voluntary pre-bid meeting scheduled for October 28, 2011 at 11:00 A.M. at Jacobi Medical Center, Planning Department, Conference Room 11S-16, 1400 Pelham Parkway, Bronx, NY 10461.

Bid documents can be picked up for a fee of \$35.00 payable to Jacobi Medical Center.

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.

Jacobi Medical Center, Purchasing Department, Building #4, Room 7S13, 1400 Pelham Parkway, Bronx, NY 10461.  
Bob Gopalan (718) 918-3991; Fax: (718) 918-7823;  
bob.gopalan@nbhn.net

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## HEALTH AND MENTAL HYGIENE

## AGENCY CHIEF CONTRACTING OFFICER

## SOLICITATIONS

## Human/Client Services

**NEW YORK/NY III SUPPORTED HOUSING CONGREGATE** – Competitive Sealed Proposals – Judgment required in evaluating proposals -

PIN# 81608PO076300R0X00-R – DUE 09-18-12 AT 4:00 P.M. – The Department is issuing a RFP to establish 3,000 units of citywide supportive housing in newly constructed or rehabilitated single-site buildings for various homeless populations pursuant to the New York III Supported Housing agreement. The subject RFP will be open-ended and proposals will be accepted on an on-going basis. The RFP is available on-line at <http://www.nyc.gov/html/doh/html/acco/acco-rfp-nynycongregate-20070117-form.shtml>. A pre-proposal conference was held on March 6, 2007 at 2:00 P.M. at 125 Worth Street, 2nd Floor Auditorium, New York, N.Y. Any questions regarding this RFP must be sent in writing in advance to Contracting Officer at the above address or e-mailed to the above address. All proposals must be hand delivered at the Agency Chief Contracting Officer, Gotham Center, CN#30A, 42-09 28th Street, 17th Floor, Queens, NY 11101-4132, no later than September 18, 2012.

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

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

Health and Mental Hygiene, ACCO, Gotham Center, CN#30A, 42-09 28th Street, 17th Floor, Queens, NY 11101-4132.  
Huguette Beauport (347) 396-6633; hbeaupor@health.nyc.gov

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## HOUSING AUTHORITY

## SOLICITATIONS

## Construction/Construction Services

**ROOFING REPLACEMENT AND RELATED WORK AT POMONOK HOUSES** – Competitive Sealed Bids – PIN# RF1123088 – DUE 11-03-11 AT 10:00 A.M. – Bid documents are available for a \$25.00 fee in the form of a money order or certified check made payable to NYCHA. Documents can also be obtained by registering with I-supplier and downloading documents.

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

Housing Authority, 90 Church Street, 11th Floor, New York, NY 10007. Gloria Guillo, MPA, CPPO, (212) 306-3121;  
Fax: (212) 306-5151; gloria.guillo@nycha.nyc.gov

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## Construction Related Services

**GSD JOB ORDER CONTRACT FOR GENERAL CONSTRUCTION RENOVATION WORK** – Competitive Sealed Bids – DUE 11-09-11 –

PIN# 28859 - Queens Due at 10:00 A.M.  
PIN# 28860 - Staten Island Due at 10:05 A.M.  
● **GSD JOB ORDER CONTRACT FOR GENERAL CONSTRUCTION RENOVATION WORK** – Competitive Sealed Bids – DUE 11-15-11.  
PIN# 28861 - Various Brooklyn Developments Due at 10:00 A.M.  
PIN# 28862 - Various Bronx Developments Due at 10:05 A.M.  
PIN# 28863 - Various Manhattan Developments Due at 10:10 A.M.

Job Order Contract (JOC) for General Construction Renovation Work. The New York City Housing Authority (NYCHA) seeks proposals from firms qualified to perform construction services for general construction work related to renovation projects. Firms will be expected to provide services on an as-needed basis in accordance with the terms and conditions of a Job Order Contract. A Job Order Contract (JOC) is an indefinite quantity contract pursuant to which the Contractor will perform a variety of projects, consisting of specified construction tasks, at various locations. NYCHA plans to award up to five (5), two-year JOC contracts, with potential maximum contract values ranging from \$1M - \$3M, under the Technical Services Department's JOC Unit Program. Bid Security in the amount of five (5) percent and Performance/Payment Bonds in an amount equal to one hundred (100) percent of the contract prices is required. A mandatory pre-bid conference will be held on Wednesday, October 26, 2011 at 10:00 A.M. at 23-02 49th Avenue, Long Island City, NY 11101, 5th Floor Conference Room, Technical Services Department. Please ensure that bid response includes documentation as required and attached/included in electronic bid proposal submittal. Failure to comply will result in your bid being deemed non-responsive.

A mandatory pre-bid conference will be held on Wednesday, October 26, 2011 at 10:00 A.M. at 23-02 49th Avenue, Long Island City, NY 11101, 5th Floor Conference Room, Technical Services Department. Copies of the Bidding and Contract Documents including the Construction Task Catalog and Task Specifications on CD-Rom, may be obtained from NYCHA's Procurement Section, General Services Department, 12th Floor Reception Desk, 90 Church Street, New York, New York 10007, between 10:00 A.M. and 4:00 P.M. or from NYCHA's website ([www.nyc.gov/nycha](http://www.nyc.gov/nycha)) under Doing Business with NYCHA.

Interested firms may obtain a copy and submit it on NYCHA's website: <http://www.nyc.gov/html/nycha/html/business/business.shtml>. Vendors are instructed to access "Doing Business with NYCHA;" then click - "Selling Goods and Services to NYCHA" link; then click on "Getting Started" to access and create a log-in. Upon access, reference applicable RFQ number per solicitation. ID" using the link under "Existing Vendor." Upon access, reference applicable RFQ number per solicitation.

Vendors electing to submit a non-electronic bid (paper document) will be subject to a \$25.00 non-refundable fee; payable to NYCHA by USPS - Money order/Certified check only for each set of RFQ documents requested. Remit payment to NYCHA Finance Department at 90 Church Street, 6th Floor; obtain receipt and present it to 12th Floor, General Services Procurement Group, A bid package will be generated at time of request.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
Housing Authority, 90 Church Street, 12th Floor, New York, NY 10007. Sabrina Steverson (212) 306-6771,  
sabrina.steverson@nycha.nyc.gov

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## HUMAN RESOURCES ADMINISTRATION

## AGENCY CHIEF CONTRACTING OFFICER

## AWARDS

## Human/Client Services

**CORNELL UNIVERSITY NUTRITION EDUCATION-EAT SMART** – Required/Authorized Source – Judgment required in evaluating proposals - PIN# 06911H077501 – AMT: \$3,416,380.87 – TO: Cornell University, 341 Pine Tree Road, Ithaca, NY 14850. Term: 10/1/2010 - 9/30/2011. E-PIN: 09610R0010CNVR001

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## PARKS AND RECREATION

## CONTRACT ADMINISTRATION

## SOLICITATIONS

## Construction/Construction Services

**RECONSTRUCTION OF DETERIORATED PLUMBING SYSTEM FOR VARIOUS PARKS AND RECREATION POOL FACILITIES, CITYWIDE** – Competitive Sealed Bids – PIN# 8462011C000C13 – DUE 11-09-11 AT 10:30 A.M. – Known as Contract #CNYG-1711M. E-PIN 84611B0249.

● **RECONSTRUCTION OF DETERIORATED ELECTRICAL SYSTEM FOR VARIOUS PARKS AND RECREATION POOL FACILITIES, CITYWIDE** – Competitive Sealed Bids – PIN# 8462011C000C12 – DUE 11-09-11 AT 10:30 A.M. - Known as Contract #CNYG-1611M. E-PIN 84611B0248.

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

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
Parks and Recreation, Olmsted Center, Room 64, Flushing Meadows Corona Park, Flushing, NY 11368.  
Juan Alban (718) 760-6771, Juan.Alban@parks.nyc.gov

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## PURCHASING AND ACCOUNTING

## AWARDS

## Goods &amp; Services

**PUBLICATION OF NEW YORK WILDLIFE VIEWING GUIDE** – Sole Source – Available only from a single source - PIN# 80389846 – AMT: \$7,475.00 – TO: Watchable Wildlife, Inc., P.O. Box 319, Marine On Saint Croix, MN 55047. The Department of Parks and Recreation intends to enter into sole source negotiations with Watchable Wildlife, Inc., located at P.O. Box 319, Marine On Saint Croix, MN 55047. To publish copies of the New York Wildlife Viewing Guide, Citywide. Any firm that would like to express their interest in providing services for similar projects in the future may do so by joining the City Bidders List by filling out the NYC-FMS Vendor Enrollment Application available online at [www.nyc.gov/selltonyc/html/new\\_vendors.shtml](http://www.nyc.gov/selltonyc/html/new_vendors.shtml), and in hard copy by calling the Vendor Enrollment Center at (212) 857-1680.

o12-18

## AGENCY RULES

## PARKS AND RECREATION

## NOTICE

## NOTICE OF PUBLIC HEARING

**Subject:** Opportunity to comment on proposed changes to Parks Department rules governing the marina, boat basin and piers.

**Date / Time:** November 16, 2011 at 11:00 A.M.

**Location:** Chelsea Recreation Center, 430 West 25th Street, New York, NY 10010

**Contact:** Associate Counsel  
Laura LaVelle  
Department of Parks and Recreation  
The Arsenal, Central Park,  
830 Fifth Avenue  
New York, NY 10065

Matter underlined is new.

You may send written comments regarding the proposed rule by mail to the contact above or electronically through NYC RULES at [www.nyc.gov/nycrules](http://www.nyc.gov/nycrules).

If you want to testify please notify Associate Counsel Laura LaVelle at (212) 360-1335 or email at [laura.lavelle@parks.nyc.gov](mailto:laura.lavelle@parks.nyc.gov).

If you need a sign language interpreter or other reasonable accommodation at the hearing, please notify Laura LaVelle at (212) 360-1335 or email at [laura.lavelle@parks.nyc.gov](mailto:laura.lavelle@parks.nyc.gov) by November 4, 1022.

Written comments and a tape recording of oral comments received at the hearing will be available for public inspection, as soon as practicable, between 9:00 a.m. and 5:00 p.m. at the Arsenal, Room 313, telephone number (212) 360-1313.

**Statement of Basis and Purpose**

The purpose of this proposed rule is to:

- more clearly establish the City and State rules relating to clean and safe boating practices at Parks locations including :
  - 1) the handling of vessel waste, and,
  - 2) the observation of the Environmental Protection Agency designated No Discharge Areas (NDAs) in New York Harbor and its associated estuaries;
- clarify vessel insurance requirements and the rules relating to vessel abandonments on City property,
- codify policies and procedures that will aid the Department in managing these facilities in a safe, secure, efficient and professional manner.

The proposed rule also increases certain fees in high demand service areas to help pay for the costs of operating the marinas, including structural repairs and maintenance.

These additions and revisions are essential to ensure the continued usage and enjoyment of park facilities by the public.

These rules are promulgated pursuant to the authority of the Commissioner of the Department of Parks and Recreation (the "Commissioner") under section 389, 533(a)(9) and 1043 of the New York City Charter. The Commissioner is authorized to establish and enforce rules for the use, government, and protection of public parks and of all property under the charge or control of the Department of Parks and Recreation.

Matter underlined is new.

**REVISIONS TO SECTIONS 3 AND 4 OF TITLE 56 OF THE OFFICIAL COMPILATION OF THE RULES OF THE CITY OF NEW YORK**

Section 1. Section 3-01 of Chapter 3 of Title 56 of the Official Compilation of the Rules of the City of New York is amended

to read as follows:

§ 3-01 Application.

These rules apply to the permissible use of the West 79th Street Boat Basin which is located in Riverside Park on the east bank of the Hudson River at West 79th Street in Manhattan. They also govern the Sheepshead Bay Piers adjacent to Emmons Avenue in Brooklyn, the World's Fair Marina in Flushing Bay which is located in Flushing Meadows Corona Park, Queens and any other marina acquired by the [department] Department and which is not covered by a concession agreement with the [department] Department. These special rules supplement the general rules which govern the use of [city] City parkland set forth in chapters one and two of this title. To the extent that they are not inconsistent herewith, the rules set forth in chapters one and two of this title apply to the use of the marina, piers and boat basin.

§ 2. Section 3-02 of Chapter 3 of Title 56 of the Official Compilation of the Rules of the City of New York is amended to read as follows:

§ 3-02. Definitions.

["Boat Basin." - The] Boat Basin. "Boat Basin" means the West 79th Street Boat Basin located in Riverside Park on the east bank of the Hudson River at West 79th Street in Manhattan.

["Boat Launch." - Any] Boat Launch. "Boat Launch" means any location designated by the [commissioner] Commissioner for the launching of vessels of any kind via the use of an automobile or other motorized vehicle down a fixed ramp.

["Chief Dockmaster." -] Chief of the Department of Parks & Recreation Marine Division. The] Chief Dockmaster. "Chief Dockmaster" means the person appointed by the [commissioner] Commissioner that is responsible for the overall administration of the marina division facilities and enforcement of [department] Department policies and rules under the direction of the marina manager or administrator.

["Commercial Permit." - A] Commercial Permit. "Commercial Permit" means a permit to store, dock or launch a vessel used for commercial operations.

["Commissioner ." - The commissioner of Parks and Recreation] Commissioner. "Commissioner" means the Commissioner of the Department of Parks and Recreation or the chief executive officer of any successor agency.

["Department." - The department of Parks and Recreation] Department. "Department" refers to the Department of Parks and Recreation of the City of New York or any successor agency.

["Dinghy." - A tender] Dinghy. "Dinghy" means a vessel with a total length of [twelve] fourteen feet or less.

["Dockmaster." - The] Dockmaster. "Dockmaster" refers to the person who administers, manages or maintains the marina, piers and boat basin at the direction of the supervisory or chief dockmaster

["Emergency." - Any] Emergency. "Emergency" means any situation which the dockmaster determines threatens imminent personal injury, property damage or environmental damage.

["Facility." - Any] Facility. "Facility" means any or all of the boat basin, marina, and piers.

["Garage." - The] Garage. "Garage" means the underground parking garage at the rotunda in the boat basin.

["Guest." - A] Guest. "Guest" means a person who enters the marina, piers or boat basin at the invitation of a permittee to board the permittee's vessel.

["Houseboat." - Any] Houseboat. "Houseboat" means any vessel which [is regularly used as a dwelling place and is] has been designed primarily for use as a dwelling place as opposed to active recreational use, including but not limited to boats unable to operate in open water when subject to moderate winds and strong currents and boats designed with a rectangular main deck and full or square-shaped underwater hull as opposed to the tapered bow of a conventional recreational vessel.

["Marina." - The] Marina. "Marina" means the World's Fair Marina in Flushing Bay, located in Flushing Meadows Corona Park, Queens.

["Marine Division." - Department of Parks and Recreation] Marina Division. "Marina Division" means the Department's division responsible for managing, operating and maintaining recreational and commercial vessel usage at, but not limited, to the division facilities and mooring fields.

Marina Manager or Marina Administrator. "Marina Manager" or "Marina Administrator" means the manager or administrator of the Department's Marina Division. The person appointed by the Commissioner that is responsible for the overall administration of the marina division facilities and enforcement of Department policies and rules.

["Parking Permit." - Dated] Parking Permit. "Parking Permit" means a dated written permission to park at the marina parking lot or boat basin garage.

["Permit." - A] Permit. "Permit" means a permit to store, dock, moor or launch a vessel at the marina, piers or boat basin. Such term includes, but is not limited to, seasonal dockage permits issued for the 6 month summer season or 12 month terms, transient dockage permits issued on a daily

basis, permits to launch kayaks or canoes at the marina, piers or boat basin, permits for commercial vessel operations and special permits for educational research events and special events, including filming. Such term does not include parking permits.

["Permittee." - The] Permittee. "Permittee" means the person whose name appears on a permit.

["Permittee Family." - Members] Permittee Family. "Permittee Family" means the members of a permittee's immediate family, which is restricted to husband, wife, son, daughter or domestic partner, listed on the front page of the permit application. Permittee family members are not designated as guests and do not have any interest in the permit, except for spouses or domestic partners who jointly hold permits.

["Personal Watercraft." - Any mechanically propelled vessel which carries one or more individuals.] Personal Watercraft. "Personal Watercraft" or "PWC" or "Jet Ski" means any small power-driven vessel where by design the operator and passengers stand or sit astride the watercraft as opposed to sitting within the hull of a conventional boat. Personal Watercraft traditionally are gasoline-powered and can be propeller-driven or propelled by water jet.

["Piers." - The] Piers. "Piers" means the piers located on the northern side of Sheepshead Bay, adjacent to Emmons Avenue in Brooklyn.

["Supervisory Dockmaster." - Deputy Chief of the NYC Department of Parks & Recreation Marine Division. Responsible] Supervisory Dockmaster. "Supervisory Dockmaster" means the individual responsible for the administration of the [marine] marina division facilities and enforcement of [department] Department policies and rules under the direction of the chief dockmaster.

["Vessel." - A] Vessel. "Vessel" means a floating craft of any kind, including but not limited to a boat, sailboat, motorboat, dinghies, canoe and kayak.

["Waiting list." - A] Waiting list. "Waiting list" means a list maintained by the [department] Department of persons interested in obtaining seasonal dockage permits and mooring permits at the boat basin. This list is the sole method of obtaining a dockage or mooring permit at the boat basin.

§ 3. Section 3-03 of Chapter 3 of Title 56 of the Official Compilation of the Rules of the City of New York is amended to read as follows:

§ 3-03. Access.

(a) The marina, piers and boat basin are open to permittees, a permittee's family, their guests, contractors and other persons who have obtained the permission of the dockmaster or [department] Department to enter. All private contractors must be properly licensed and insured, proof of which shall be registered with the [marine] marina division. In addition, the dockmaster shall establish and post regular hours during which the public shall have access to specified portions of the marina and boat basin.

(b) Keys are issued to the marina and boat basin piers each year for permittees. To receive a key, permittees must have paid for the full seasonal dockage or mooring and have no other outstanding charges, and must sign an agreement regarding the Department's key policy. Permittees must also have completed a dockage or mooring permit application and provided all required vessel insurance and registration as required by section 3-06 (d) and (q).

§ 4. Section 3-05 of Chapter 3 of Title 56 of the Official Compilation of the Rules of the City of New York is amended to read as follows:

§ 3-05 Inspections.

All vessels in the marina, piers and boat basin may be boarded by authorized officers and employees of the [department] Department or other City, State and [Federal] federal agencies if necessary to respond to an emergency or urgent health or safety hazard, as part of the general health or safety inspection or as otherwise permitted by applicable law. It shall be a violation of these rules for a permittee to refuse to allow, prevent or interfere with such boarding.

§ 5. Section 3-06 of Chapter 3 of Title 56 of the Official Compilation of the Rules of the City of New York is amended to read as follows:

§ 3-06. Permits.

(a) No person shall dock, store or launch a vessel at a facility without an appropriate permit from the [department] Department and without payment of all required fees.

(b) All payments must be in the form of money order, credit card, or check in a form acceptable to the Department.

(c) All recreational vessels must be personally owned and such ownership reflected on registration or U.S. Coast Guard documentation. Permits for recreational vessels shall be issued to a natural person and not to a business or corporate entity.

(d) For security and emergency purposes, permittees must provide State or federal issued photo identification to the marina division for photocopying and retention in the customer folder in the marina or boat basin office.

(b) (e) A permit shall not be issued for a vessel which is unsafe or likely to cause injury to people or damage to property as determined by the dockmaster.

[(c)(i)] (f)(1) Dockage permits shall only be issued for vessels that the chief dockmaster determines are capable of operating in open water. All vessels (transient, seasonal, mooring or year round) must be and remain in safe operational condition. Any existing permittee with an operational and seaworthy vessel must continuously maintain an operational and seaworthy vessel. All vessels that are brought to any [department] Department facility must be seaworthy and must meet operational requirements to the original manufacturer's specifications. The chief dockmaster shall require a demonstration of a vessel's seaworthiness and compliance with the manufacturer's specifications, and shall require that any modifications to the vessel be approved by a certified naval architect to ensure compliance with original manufacturers' specifications. Before issuing a permit and otherwise upon reasonable notice, the chief dockmaster may inspect a vessel and/or require a demonstration of the vessel's operational capability in open water.

[(ii)] Paragraph (i) of this subdivision shall not apply to the renewal of 12 month dockage permits for vessels that were docked in the boat basin prior to May 1, 1997, unless they are sold or otherwise transferred. However, if a vessel that is covered by this exemption leaves the boat basin for any reason, then it will lose this exemption and it must return capable of operating to the original manufacturer's operating standards. Vessels that lose this exemption must be maintained as an operating vessel for the term of any permit. In addition, on and after May 1, 2009, no exemptions will apply to any vessels, year round or otherwise, at the boat basin and all vessels must be and remain operational for the life of the permit.]

[(iii)] (2) For the boat basin only, the [department] Department may offer up to 52 winter season permits at any time (less any existing winter permits) first, to existing summer season permit holders in seniority order and second, to individuals on the waiting list in list order, creating 12 month or year-round dockage permits. The location of winter season slips will be determined by the chief dockmaster and allocated by seniority order. However, the chief dockmaster may change the location and/or number of these slips as necessary to ensure the safety of vessels and the boat basin. [Except for vessels covered by the temporary exemption in paragraph (i) of this subdivision, no permit, summer or winter, shall be issued to a houseboat.]

(3) Except for vessels permitted to dock at the boat basin prior to November 1, 2010, no permit, summer or winter, shall be issued to a houseboat.

[(d)] (g) Dockage permits shall not be issued unless the applicant presents evidence of hull and liability insurance, either New York State registration or documentation by the U.S. Coast Guard and successful completion of a U.S. Coast Guard boating safety course or sufficient nautical experience as determined by the dockmaster. In addition, the vessel for which the permit is to be issued must be well maintained and seaworthy.

[(e)] (h) A permit shall be issued to the named permittee for a particular vessel and is not transferable. A permit can be held jointly by spouses or domestic partners. If a permittee replaces a vessel, the dockmaster may only approve the new vessel after a suitable slip has been found before it may be docked pursuant to the permit. The dockmaster shall reject a replacement vessel which is not capable of operating in open water, not properly insured or which is neither New York State registered nor documented by the U.S. Coast Guard. The dockmaster may inspect and/or require a demonstration of the replacement vessel's operational capability in open water.

[(f)] (i) All completed permit applications shall be submitted to the [department] Department. All outstanding fees, charges, fines or civil penalties must be paid before a renewal application will be considered.

[(g)] (j) The supervisory dockmaster may revoke, terminate or refuse to renew any permit issued pursuant to this section:

[(i)] (k) where the permittee or applicant for the renewal has been found liable in a proceeding before the [environmental control board] Environmental Control Board of the City of New York (ECB) or in a court of three or more violations of these rules set forth in chapters [one] 1 and [two] 2 of this title;

[(ii)] (2) where the applicant for renewal or permittee has failed to pay any outstanding fees, charges, fines or civil penalties within 15 days of the date of mailing of a written notice of such outstanding amount;

[(iii)] (3) where the permittee or applicant for renewal has been found liable in a proceeding before the [environmental control board] ECB or in a court of engaging in disorderly behavior as defined in §1-04(i), paragraphs (6), (7), and (9) of chapter [one] 1 of this title; or

[(iv)] (4) as provided in subdivision [i] o of this section, in accordance with the needs or requirements of the [department] Department or the interests of the [city] City as determined by the supervisory dockmaster.

(l) The supervisory dockmaster shall mail or hand deliver notice of the intention to revoke, refuse to renew or terminate a permit and the reasons therefor. In the event that a mailing address is unknown or mail is returned undelivered, such notice may, in lieu of mailing or hand delivery, be posted in a conspicuous place on the vessel.

[(h)(i)] (m)(1) A permittee or applicant for renewal may file written objections with the chief dockmaster within 10 days from the date of such mailing, delivery or posting. The objections must set forth the reasons why the permit should not be terminated or revoked or should be renewed, and include any evidence supporting the objection. The filing of

objections will not prevent the chief dockmaster from barring the permittee from the facility if the chief dockmaster specifically finds that it is in the public interest to do so. After considering any objections raised by the applicant or permittee, the chief dockmaster shall make a determination whether to revoke, refuse to renew or terminate the permit and shall provide notice of such determination to the permittee or applicant for renewal in the above manner.

[(ii)] (2) A permittee or applicant for renewal may file written objections with the [commissioner] Commissioner within 10 days from the date of the written decision of the chief dockmaster. The objections must set forth the reasons why the permit should not be terminated or revoked or should be renewed, and include any evidence supporting the objection. After considering any objections raised by the applicant or permittee, the [commissioner] Commissioner shall make a final determination whether to affirm or reverse the chief dockmaster determination to revoke, refuse to renew or terminate the permit and shall provide notice of such determination to the permittee or applicant for renewal in the above manner.

[(i)] (n) Nothing in this chapter shall be construed to create a property right in any permit. All permits issued by the [department] Department are by their nature terminable at will by the [commissioner] Commissioner in accordance with the needs or the requirements of the [department] Department or in the interest of the [city] City as determined by the [commissioner] Commissioner.

[(j)] (o) An applicant for renewal or a former permittee who has been found liable in a proceeding before the Environmental Control Board or in a court violating any provisions of these rules or the rules set forth in chapters [one] 1 and [two] 2 of this title or who has delinquent payment record may be required to provide current credit card information and/or make a security deposit before a renewal application will be considered. Such permittee's credit card shall be charged for any balances accrued by the permittee that remain unpaid after 45 days of mailing of such outstanding charges. Any security deposit received from the permittee will be returned to the permittee without interest upon departure from the marina, piers, or boat basin, provided the permittee has settled all outstanding charges.

[(k)] (p) All permittees must maintain hull and liability insurance policies naming the City as an additional insured on the policy for docked vessels and provide the dockmaster with a copy of the insurance certificate. Proof of such insurance must be submitted to the dockmaster by May 1 of each year. The insurance must be valid for the length of the permit and any lapse in coverage will be considered automatic grounds for termination of the permit.

[(l)] (q) The dockmaster may impose other reasonable conditions on the issuance or renewal of a permit to protect public safety or to safeguard the interests of the [city] City.

[(m)(i)] (r)(1) Where a permit expires or is revoked, terminated or not renewed, the vessel must be removed from the facility within 10 days after written notice by the supervisory dockmaster to remove it is mailed or hand-delivered to the applicant or permittee. In the event that a mailing address is unknown or mail is returned undelivered, such notice may in lieu of such mailing be posted in a conspicuous place on the vessel. Where the vessel is not removed within 10 days, the [department] Department may remove the vessel or cause the vessel to be removed from the facility. Except where a vessel enters the facility due to an emergency, the dockmaster may immediately and without notice remove any vessel which enters or remains in the facility without an appropriate permit.

[(ii)] (2) The permittee or owner shall be liable for the costs of removal and storage of the vessel, payable prior to release of the vessel. Any vessel removed from the facility which is not claimed within 30 days shall be deemed to be abandoned and shall be treated in accordance with applicable law.

[(n)] (s) Every applicant and permittee must provide the dockmaster with [an] a day and evening telephone number as well as an e-mail and/or mailing address in writing at which he or she may receive notice required by these rules or other applicable law. Any change in telephone number, e-mail, or mailing address must be reported in writing to the dockmaster within 10 days.

[(o)] (t) A permittee may choose to postpone keeping a vessel at the boat basin for any particular season only once in the life of the permit. Permittees must submit a letter to the chief dockmaster at least 90 days prior to the start of the season in question stating that they will be opting to keep the vessel out of the boat basin.

[(p)] (u) Permits will be immediately revoked for any of the following reasons:

[(i)] (1) Conduct endangering the safety of any person.

[(ii)] (2) Fire aboard a vessel that is determined to be caused by improper upkeep of the vessel.

[(iii)] (3) The improper use of heating equipment, including the storing of kerosene, installation or repair of electrical equipment by other than a qualified electrician.

[(iv)] (4) A violation of §3-13.

[(v)] (5) Trespassing aboard another vessel docked or moored at a [marine] marina division facility.

[(vi)] (6) Violation of this subdivision by guests or immediate family members of a permit holder.

[(vii)] (7) Renting or subletting of permits.

[(viii)] (8) Any other action which interferes with the safe operation of division facilities, including but not limited to

violations of §3-08.

[(q)] (v) Any person who docks or abandons a vessel at the boat basin, marina or piers without authorization and who refuses to remove the vessel immediately upon written notice, will not be eligible to request or receive a permit or berth of any type for any facility for a minimum of 24 months. Objections to of the denial of permit eligibility shall be available under subdivision [h] n of § 3-06 of this chapter.

§ 6. Section 3-07 of Chapter 3 of Title 56 of the Official Compilation of the Rules of the City of New York is amended to read as follows:

§ 3-07 Waiting List.

[The department] The Department shall maintain and utilize a waiting list for the issuance of Boat Basin seasonal dockage permits and mooring permits, which shall be available upon request from the [department] Department. Applications for the waiting list must be mailed to the Department of Parks & Recreation, Legal Office, The Arsenal, 830 5th Avenue, NY, NY [10021] 10065 att: Boat Basin Waiting List via return receipt U.S. mail on forms supplied by the [department] Department and accompanied by a processing fee of [\$25] \$75. Only natural persons shall be eligible for Boat Basin permits. No person already holding a permit may apply for a Boat Basin permit.

§ 7. Section 3-08 of Chapter 3 of Title 56 of the Official Compilation of the Rules of the City of New York is amended to read as follows:

§3-08 Conduct and Clean Boating.

(a) No person shall urinate or defecate into the water or along the docks and walkways of the facility. No person shall use a toilet in the facility which discharges into the water without marine sanitation devices approved by the New York State Department of Environmental Conservation.

(b) Composting toilet systems are not permitted.

(c) All vessels with waste holding tanks must discharge waste through the pump out station or by other methods approved by the New York State Department of Environmental Conservation.

[(b)(d)] No person shall discharge into the water or on the docks and walkways any oil, spirits, drift, debris, inflammable liquids, rubbish or refuse.

[(c)] (e) No person shall bring or park a motor vehicle on the promenade or docks without the prior written approval of the dockmaster.

[(d)] (f) No person shall make or cause or allow to be made unreasonable noise in the facility so as to cause public inconvenience, annoyance, or harm. Unreasonable noise means any excessive or unusually loud sound that disturbs the peace, comfort, or repose of a reasonable person of normal sensitivity or injures or endangers the health or safety of a reasonable person of normal sensitivity. The dockmaster may restrict the outdoor use of radios, record players, compact disc players, television receivers, tape recorders, digital music players and other sound reproduction devices after 10:00 P.M. Sunday through Thursday and after midnight on Friday and Saturday.

[(e)] (g) Garbage shall be placed in plastic bags and deposited in designated receptacles.

[(f)] (h) No person shall make an open flame or operate a barbecue grill in the facility, on the docks or walkways or on any vessel.

[(g)] (i) No person shall store or use any machinery or equipment for welding or burning where such storage or use is prohibited by the fire code or other law or rule.

[(h)] (j) No person shall ride or store a bicycle or other vehicle on the walkways and docks.

[(i)] Any person who engages in disorderly behavior as defined in section 1-04(i), paragraphs (6), (7) and (9) of chapter 1 of this title may, in addition to any other applicable penalties, be expelled immediately from the marina facility.]

[(j)] (k) No person shall run [running] or skate [skating] on the dock.

(l) No person shall swim, dive, or fish from vessels, docks, or finger piers, except in areas specifically designed for such purposes.

(m) No person shall leave any entrance gate to the marina or boat basin open or unlocked.

(n) No person shall admit someone unfamiliar to themselves into the marina or boat basin. Any unfamiliar person is to be directed to the marina or boat basin office.

[(k)] (o) No person shall advertise [No advertising] from [the] a vessel while docked or moored at a [division] Department facility.

(p) The New York waters of the Hudson River are an Environmental Protection Agency (EPA) designated "No Discharge Area" (NDA). No person shall discharge any boat sewage from a holding tank or portable toilet or use a direct discharge toilet anywhere in the river, from the Battery to Troy Dam. All sewage must be emptied at a pumpout station.



(q) On water bodies that are not designated NDA, boaters must discharge treated sewage from a Type I or Type II United States Coast Guard certified Marine Sanitation Device (MSD) unless at least three nautical miles or more from shore.

(r) No person shall transport cans of fuel on marina, piers, or boat basin docks or piers unless authorized by the dockmaster. Vessels must fuel at gas docks.

(s) As per New York State Department of Environmental Conservation regulations, vessel owners must receive pre-approval from the dockmaster before applying anti-fouling paint to their vessel. Paint scrapping must be disposed of in designated areas. Containment systems must be used and boat maintenance may not be performed near water or sewer drains.

(t) Hoses and water lines must be turned to the closed position upon completion of use. Water lines must never be left running unattended or for extended periods of time.

(u) Any person who engages in disorderly behavior as defined in section 1-04(i) of chapter 1 of this title may, in addition to any other applicable penalties, be expelled immediately from the marina, piers, or boat basin.

(l) (v) No person may offer or provide any form of tip, money, gift or any other gratuity to any City employee at any facility. No person may procure any services from [department] Department staff except as specifically allowed under these rules. Violations of this provision will result in termination of any permit and will bar the violator from any [department] Department facility for a minimum of 24 months. Objections to termination of a permit or denial of permit eligibility shall be available under subdivision [h] n of [this section] § 3-06 of this chapter.

§ 8. Subdivision a of section 3-09 of Chapter 3 of Title 56 of the Official Compilation of the Rules of the City of New York is amended to read as follows:

(a) Vessels must be docked at slips designated by the dockmaster. Slips will be assigned using an appropriate ration of slip length, width, depth of water and strength of docks to a vessel's length, beam, draft and tonnage. If two vessels of equal characteristics are vying for the same slip, seniority will be the determining factor. Seniority is established by holding a valid permit and being in good standing for the longest period of time. Good standing means that all accounts with the [department] Department are paid in full and dockage/moorage application and valid insurance and registration are on file. Slips may not be changed or exchanged without the prior written approval of the dockmaster. Inoperable vessels will not be assigned to slips that are designated by the Department for running vessels.

§ 9. Subdivision d of section 3-09 of Chapter 3 of Title 56 of the Official Compilation of the Rules of the City of New York is amended to read as follows:

(d) Vessels which are improperly secured in an unassigned slip or area may be towed to the assigned slip by the [Dockmaster] dockmaster or [Marine Division] marina division staff, and the appropriate Labor Rate shall be charged to the owner of such vessel.

§10. Subdivision b of section 3-10 of Chapter 3 of Title 56 of the Official Compilation of the Rules of the City of New York is amended to read as follows:

(b) No structural modifications may be made to the superstructure of a vessel docked at the facility and/or permitted to use the facility without the express written consent of the dockmaster. Prior to any modification, the Department may require an evaluation from an experienced certified marine surveyor in good standing with a national recognized marine surveying society or association, or from a New York State licensed naval architectural engineer. Such evaluation shall be performed at the permittee's expense and a detailed report of such evaluation shall be provided to the Department. No modifications shall be made which will in any way limit the movement of the vessel, change the center of gravity to the extent that the vessel is unseaworthy, restrict the navigation by removal of the helm station, inhibit the line of sight forward from the helm, increase the height of the vessel or extend the vessel over water beyond the existing hull, or increase the load beyond the manufacturer's hull design capacity.

§ 11. Section 3-10 of Chapter 3 of Title 56 of the Official Compilation of the Rules of the City of New York is amended to add a new subdivision c to read as follows:

c) The dockmaster may refuse dockage of any vessel that does not meet the above requirements.

§ 12. Section 3-11 of Chapter 3 of Title 56 of the Official Compilation of the Rules of the City of New York is amended to read as follows:

§ 3-11. Operation of Vessels.

(a) All vessels entering, leaving or moving within the facility shall be operated under mechanical power, not sail, except in an emergency. All vessels in the facility shall be operated at speeds so as not to create a wake.

(b) When a vessel enters the marina or boat basin, it shall be berthed or moored only where ordered and maneuvered as directed by Department staff.

(c) Vessels entering the marina, piers, or boat basin under

emergency conditions shall promptly be reported by their owners to Department staff.

(b) (d) A permittee holding a seasonal dockage permit must notify the dockmaster in writing prior to removing a vessel from the facility for more than 48 hours. In order to maximize access to the marina or boat basin, the dockmaster may issue a transient dockage permit for the permittee's assigned slip during such absence. A permittee who fails to notify the dockmaster of his or her scheduled return time or who returns before his or her scheduled return time may be required to remain outside the marina or boat basin until a vacant slip is available.

(e) In the event of an emergency, including unsafe condition on a ship, mooring, or vessel, the Department may order a permittee to take specific remedial measures within a reasonable period of time, as determined by the dockmaster. A permittee who fails to take such measures within the specified time period shall be subject to the penalties set forth herein.

§ 13. Subdivision c of section 3-13 of Chapter 3 of Title 56 of the Official Compilation of the Rules of the City of New York is amended to read as follows:

(c) At those times when the [department] Department does not supply fresh water to vessels docked at the marina or boat basin, permittees may fill on-board tanks from a water line at the head of the dock. Hoses shall not be rigged or positioned so as to obstruct walkways and docks, or to cause leakage or ice accumulation.

§ 14. Section 3-15 of Chapter 3 of Title 56 of the Official Compilation of the Rules of the City of New York is amended to read as follows:

§3-15 [Removal of] Sunken [Vessel], Abandoned or Delinquent Vessels, Dinghies and Trailers; Trailer Storage.

(a) The dockmaster may require that any vessel or dinghy which sinks be removed from the facility until appropriate repairs are made. A sunken vessel or dinghy shall be removed from the facility within 48 hours after oral or written notice by the dockmaster to remove the vessel or dinghy. Upon request of the permittee or owner, the dockmaster may in writing extend the time for removal of the vessel or dinghy. If the vessel or dinghy is not removed within the allowed time, the dockmaster may remove the vessel or dinghy or cause it to be removed and may recover the cost of the removal and storage or disposal of the vessel or dinghy from the permittee or owner of the vessel or dinghy. If the dockmaster determines that a sunken vessel or dinghy is discharging pollutants into the water or causing any other kind of emergency, the [department] Department may take action to stop the cause of pollution and may remove or cause the vessel or dinghy to be removed, without prior notice to the permittee or owner of the vessel, and recover all costs associated with removal and storage or disposal of the vessel or dinghy from the permittee or owner of the vessel or dinghy.

(b) In the event that the permittee or vessel owner fails to pay for a permit or the repair and service of such vessel and equipment, the Department may detain the vessel until such sum is paid. In the event that such outstanding sum is not paid in full within 90 days, the Department may secure such vessel with chains and/or locks, or cause such vessel and equipment to be moved to a non-active slip or pier, be disposed of as abandoned property, or be sold at auction. The permittee will be responsible for all costs related to storage of the vessel, disposal, and all outstanding obligations.

(c) The marina will assess a fee for vessels or dinghies that remain in the marina boat yard for a duration longer than the published winter season or after work on such vessel or dinghy has been completed. This fee shall be determined by the daily transient dockage rate in effect at the marina at the time of yard storage.

(d) Vessel or dinghy trailers may be used for delivery and removal of owner's vessel or dinghy from the marina and/or storage of the vessel at the marina during the winter season only. All trailers brought to the marina must be identified by the owner to marina office staff. Empty trailers may not be stored at the marina and must be removed within 24 hours of launch of vessel. The yard manager will coordinate with owners of vessels or dinghies that are to be hauled out and placed on trailer. Any empty trailer remaining at the marina for more than 24 hours will be disposed of as abandoned property, salvaged as scrap metal, or sold at auction. The permittee will be responsible for all costs related to the removal, disposal and/or sale of the trailer.

(e) The Department may designate a limited number of storage spaces for trailers belonging to marina permittees. Such storage shall be offered via waitlist, first to customers receiving winter land storage and then to customers receiving winter water storage. The marina accepts no responsibility for the security or condition of trailers stored on marina property. Permittees must secure their own trailers with a lock. Trailers must have valid Department of Motor Vehicles registration and must be clearly labeled with vessel registration number printed on the trailer to be considered for storage. The Department reserves the right to cancel this arrangement for operational or safety needs at any time.

§ 15. Section 3-16 of Chapter 3 of Title 56 of the Official Compilation of the Rules of the City of New York is amended to read as follows:

§ 3-16 Dinghies, Kayaks and Canoes.

(a) [(i)] (1) Any dinghy over 14 feet in length must be stored on the vessel with a valid permit from the [department] Department. Any dinghy over 14 feet in length and stored in water will be considered a separate vessel and require an independent transient permit. Any dinghy 14 feet or less must be stored on the vessel or in a designated dinghy area as determined by the [department] Department. Only one dinghy shall be permitted per vessel.

[(ii)] (2) All dinghies stored in the water or at dinghy docks must be identified with the registration number of corresponding vessel.

[(ii)] (3) Kayaks and canoes may either be stored on the vessel with a valid permit from the [department] Department, or in the areas specifically designed by the [department] Department for such storage.

(b) Boat Launches: A [department] Department permit is required to launch a vessel operated by a motor at a [department] Department managed boat launch. The [department] Department will set and post specific rules at each agency managed boat launch. Failure to comply with posted rules will result in loss of access to the launch.

(c) Boating or use of a personal watercraft adjacent to any authorized bathing beach is prohibited. Use of personal watercraft is prohibited upon any waters under the jurisdiction of the [department] Department, unless the [commissioner] Commissioner specifically authorizes use of personal watercraft in such area.

§ 16. Section 3-17 of Chapter 3 of Title 56 of the Official Compilation of the Rules of the City of New York is amended to read as follows:

§ 3-17. Parking of Motor Vehicles.

(a) No person shall park at the garage at the boat basin or the marina parking lot without a parking permit issued by the [dockmaster] Department. [Parking permits shall be issued to permittees who hold dockage, mooring or kayak permits for vessels and shall expire at the same time as the permit.] The Department shall seek to accommodate year-round and seasonal permittees first in providing parking at the facilities. At the boat basin, spaces will be assigned first to permittees seeking year-round parking, followed by those seeking seasonal parking, then by permittees who hold kayak permits. Non-permittees shall be eligible for parking spaces on a month to month basis, subject to availability. If there are more permittees than available spaces, the [department] Department shall maintain a waiting list of the permittees eligible for parking permits, which shall be available upon request. Parking permits are issued to the person named on the permits and are valid only for the registered vehicle or vehicles identified on the permit. Parking permits are not transferable. Any assignment or attempted assignment of a garage parking permit shall result in the cancellation of such permit.

(b) No person shall remain overnight in the garage or parking lot or in a vehicle parked in the garage or parking lot. The [department] Department may remove or cause to be removed any vehicle which is parked in the garage or parking lot without a current parking permit or without payment of all required fees. The cost of towing and storage of the vehicle shall be charged to the permittee or owner of the vehicle and shall be payable prior to release of the vehicle. Any vehicle which is unclaimed after thirty days shall be deemed to be an abandoned vehicle and shall be disposed of pursuant to the procedures set in §1224 of the Vehicle and Traffic Law.

§ 17. Subdivision a of section 3-18 of Chapter 3 of Title 56 of the Official Compilation of the Rules of the City of New York is amended to read as follows:

(a) It is a violation of these rules to keep an animal as a pet at the facility where the keeping of such animal is prohibited by the [New York] City Health Code or any other City, State or federal law or rule.

§ 18. Section 3-19 of Chapter 3 of Title 56 of the Official Compilation of the Rules of the City of New York is amended to read as follows:

§ 3-19 Orders.

In addition to the orders specifically referred to in these rules, the [department] Department may issue any other orders which may be necessary or appropriate to enforce compliance with these rules set forth in chapters [one] 1 and [two] 2 of this title or to safeguard persons or property at the facility. It shall be a violation of these rules to fail or refuse to comply with such orders.

§ 19. Section 3-21 of Chapter 3 of Title 56 of the Official Compilation of the Rules of the City of New York is amended to read as follows:

§ 3-21 [Penalties] Liability.

[In addition to any penalties provided for in this chapter, violations of these rules shall be punishable as provided in § 1-07 of chapter one of this title.]

(a) Permittee agrees to maintain current vessel insurance, including hull and liability insurance, collision and fire, and extended coverage insurance. Insurance policies must name the City of New York as an additional insured. Each insurer shall waive subrogation. Each permittee will be held responsible for damage he or she causes to other boats in the marina, piers or boat basin or to the structure of facilities



(b) Permittee acknowledges that the Department makes no representation regarding the adequacy of water levels for egress and ingress. The Department is not responsible for damages resulting directly or indirectly from low water levels.

(c) The Department assumes no responsibility for the safety of any vessel at the marina, piers or boat basin and shall not be responsible for loss or damage or injury to persons or property due to wind, waves, theft, collision, chafing, vandalism, fire, low water levels, or any other cause except for the negligence of Department employees acting in the performance of their duties. The Department shall not be liable for any damage to the vessel occurring before, during, or after a severe storm, hurricane, or other emergency, for services performed, or for the failure to provide services. Permittee shall pay for all services performed, and for all goods or materials used in all work performed, in a reasonable effort to protect and safeguard the vessel, regardless of the success of such efforts.

(d) Permittee waives all claims against the City, its agents and employees for any damage to a vessel and its contents arising out of the removal, relocation, storage and/or disposal of a vessel by the Department pursuant to sections 3-06(o), 3-09(c) and 3-15, except for gross negligence or willful misconduct by the Department. In accordance with such rules, permittee shall be responsible for all costs incurred by the Department associated with such removal, relocating, storage and/or disposal.

(e) Department permits are for dockage or moorage only, and no injury, loss or damage to the permittee's vessel, or to the permittee, members of his or her family, guests, employees or agents is assumed by the Department, nor will the Department be held liable for any loss or damage caused by weather, acts of god, or other incidents beyond the control of the Department.

(f) Unless the marina or boat basin receives a specific written work order to do so and suitable charge is applied and paid for, the Department does not guarantee inspection of vessel(s) or equipment during any storage period and is not responsible for any damage an inspection may have prevented.

(g) The Department and its staff assumes no responsibility for delays in hauling, repairing, cleaning or launching of vessels at the marina.

§ 20. Section 3-22 of Chapter 3 of Title 56 of the Official Compilation of the Rules of the City of New York is amended to read as follows:

§ 3-22 Commercial Permits.

Commercial permits may be issued at the boat basin and marina to operators of commercial vessels upon terms to be determined by the [department] Department. The [chief] dockmaster is authorized to exempt holders of these commercial permits from certain rules set forth in this chapter 3.

Vessels docked under non-commercial permits may not engage in commercial activity without the express written approval of the [department] Department. This approval must be attained on an annual basis. Complete commercial plans must be provided to the [department] Department and no advertising may take place at the marina or boat basin. The Department may refuse such permission or terminate any authorization previously granted if it determines that such use may interfere with the public use or the operation of the facility or will not be in the best interest of the City. Approval will not be granted unless the permittee presents a valid United States Coast Guard Captain's license and evidence of insurance coverage for liability and property damage, which must be deemed sufficient by the dockmaster. Commercial trips must involve 6 passengers or less and must pay the commercial pickup fee (6 passengers or less) for each trip in addition to regular dockage. Any vessel planning commercial trips involving more than 6 passengers must apply for a commercial permit and may not operate under a non-commercial permit. Operators must comply with all other [department rules and regulations] Department rules and other applicable rules and regulations for such vessels.

The Sheepshead Bay Piers are managed for recreational charter boat and related purposes. Only commercial vessels involved in recreational charter boating, entertainment cruising, recreational fishing, or related recreational services will be offered dockage permits.

§ 21. Section 3-23 of Chapter 3 of Title 56 of the Official Compilation of the Rules of the City of New York is amended to include the following definitions and revisions:

§ 3-23 Fees.

Permit fees are strictly in accordance with published schedules. Permit fees at the World's Fair Marina and 79th Street Boat Basin shall be paid in advance to cover the full boating season. Yearly dockage at the Sheepshead Bay Piers shall be billed in 12 monthly installments with dockage paid in advance of each month. All services must be paid in advance except for electric and emergency repairs. No refunds shall be made in any instance.

Charges for all services, which will be sent in writing to the address of the owner on file, shall be paid within 15 days of receipt of billing or a 2% late fee will be assessed each month. If the permittee fails to pay for the rental of space or the repair and service of their boat and equipment, the agency may detain the boat until such sum is paid. If the

outstanding sum, is not paid in full within 90 days, the Department may move the boat and equipment to a non-active slip or pier, disposed of it as abandoned property, or sell it at auction. The permittee will be responsible for all costs related to storage of the boat, disposal, and all outstanding charges.

No cash will be accepted for transactions. All boat basin transactions must take place in the marina office. All marina transactions must take place in the marina office, with the exception of event dockage. No financial transaction may take place aboard a private boat.

Depending on available space, summer seasonal customers at the marina and boat basin may be allowed to arrive prior to May 1 and/or depart after October 31. In such instances, a half-month pro-rate, based on the associated six-month summer permit, will be applied from April 15 to April 30 and/or from November 1 to November 15. Any seasonal permittee arriving prior to April 15 and/or departing after November 15 will be billed the daily transient rate for the period of time at the marina or boat basin prior to April 15 and/or after November 15. Extensions are solely at the discretion of the dockmaster, marina manager or marina administrator.

Depending on available space, winter seasonal customers at the marina may be allowed to arrive prior to November 1 and/or depart after April 30. In such instances, a half-month pro-rate, based on the associated six-month winter permit, will be applied from October 15 to October 31 and/or from May 1 to May 15. Any winter permittees arriving prior to October 15 and/or departing after May 15 will be billed the daily transient rate for the period of time at the marina prior to October 15 and/or after May 15. Extensions are solely at the discretion of the dockmaster, marina manager or marina administrator.

Pro-rated monthly dockage, moorage or storage services of three months or more may be authorized by the dockmaster, marina manager or marina administrator. All requests for pro-rated services are subject to Department approval. Prorated rates will not be applied for any services with a waiting list.

The Department may, at its sole discretion, retain a vessel from being removed or released from the marina, piers or boat basin where there is an outstanding fee or fees owed to the Department associated with vessel storage, labor, and/or other services. Such notice of non-release will be provided in writing to the permittee.

In addition to any penalties provided for in the chapter, violations of these rules shall be punishable as provided in §1-07 of chapter one of this title.

(a) West 79th Street Boat Basin\* (May [2008] 2012 and [thereafter] subsequent years)

Seasonal Dockage** (Sizable waiting list, as of [May 2008] 2012)	Summer (May 1 to October 31)	\$[108]120 / linear foot or \$[2700]3000, whichever shall be greater
	Winter (November 1 to April 30) - Current Winter permittees only	\$[88]105 / linear foot or \$[2200]2,625, whichever shall be greater
Transient Dockage (Non-commercial boats only)		\$2.75 / linear foot / day (24 hours)
Passenger Pickup/Drop off (Non-commercial boats only)	[50]40 feet or less [Over 50 feet] 41 feet or more	\$[10]25 \$[25]40
Dinghy Landing Only (Non-permit holders, non-transient dockage)	14 feet or less	\$26 / day
Dock & Dine (4 hour maximum)	[25 feet or less] [26 feet or more]	\$[25]1.25 / linear foot [\$32]
Commercial Landing Fee	30 minutes for loading and 30 minutes for unloading maximum	\$4 / linear foot
Commercial Pickup (Non-commercial boats only)	6 passengers or less	\$32 / trip
Mooring (Moorings available, as of [May 2008] 2012)	Daily Weekly Entire Season (May 1 to Oct 31)	\$30 \$180 \$1550
Electricity	For permit holders only	For permit holders only \$[0.20]0.25 / kilowatt hour
Transient Electricity	30 amp 50 amp 100 amp	\$10 / day \$20 / day \$35 / day
Labor Rate		\$75 / hour
Sanitation Waste System Pump Out	Commercial vessels only	\$80 plus labor
Water Pump Out	Per pump provided	\$65 plus labor
Towing Outside Marina	Non commercial boats only	\$150 / hour
Kayak / Canoe Storage (Storage available, as of [May 2008] 2012)	Yearly, per vessel (May 1 to April 30)	\$350
Team Canoe Storage (Storage available, as of [May 2008] 2012)	Summer only, competition canoes, per vessel	\$750
Dinghy / Motor Storage (November 1 to April 30 only)	No auxiliary fuel tanks allowed	\$175 / winter
Key Deposit or Replacement		\$10
Slip Dockage Waiting List	Application	\$75
Parking Pass	Daily	\$10
Parking ([Limited parking available] Waitlist for parking, as of [May 2008] 2012)	Rotunda parking garage; permit holders only	\$[250]275 / month

[\*No cash will be accepted for transactions. All boat basin transactions must take place in the marina dockhouse. No financial transaction may take place on the piers or in a private boat. \*\*Depending on weather, summer dockage customers may be allowed, at their request, to extend their stay into November or to arrive early in April. Extensions will be approved and billed on a weekly basis and the pro-rated bill will be based on the summer dockage six-month permit. Extensions are solely at the discretion of the department.]

(b) World's Fair Marina\* (May [2008] 2012 and thereafter)

Summer Dockage** (Limited dockage available, as of [May 2008] 2012)	20 feet or less 21 to 26 feet 27 to 35 feet 36 to 45 feet 46 to 65 feet 66 feet or greater	\$1325 \$70 / linear foot \$73 / linear foot \$78 / linear foot \$95 / linear foot \$118 / linear foot
Commercial Charter Boat (Limited dockage available, as of [May 2008] 2012)	May 1 to October 31 November 1 to April 30	\$135 / linear foot \$52 / linear foot
Winter Storage Water storage available	Water Land ([Spots to be determined by seniority] Waitlist, as of 2012)	\$35 / linear foot or \$700, whichever shall be greater \$[46]50 / linear foot or \$[920]1,000, whichever shall be greater
Transient Dockage	Non-commercial boats only Sporting events / concerts in the park (event duration only) / dock & dine Commercial vessels (does not include passenger loading/unloading fee)	\$2 / linear foot / day (24 hours) \$1 / linear foot \$2.50 / linear foot / day (24 hours)
Passenger Pickup / Drop off (Non-commercial boats only)	[25 feet or less] [26 to 50] 40 feet or less [51]41 feet or more	[\$5] \$[10]20 \$[25]30
[Dock & Dine (4 hour maximum)]	[25 feet or less] [26 feet or more]	[\$20] [\$25]
Dinghy Landing Only (Non-permit holders, non-transient dockage)	14 feet or less	\$22 / day
Commercial Landing Fee	30 minutes [maximum] for loading and 30 minutes for unloading maximum	\$3 / linear foot
Commercial Pickup (Non-commercial boats only)	6 passengers or less	\$28 / trip
Electricity	For permit holders only	\$[0.20]0.25 / kilowatt hour
Transient Electricity	30 amp 50 amp 100 amp	\$7 / day \$12 / day \$40 / day
Team Canoe Storage (Storage available, as of [May 2008] 2012)	Summer Winter	\$500 / boat \$250 / boat
Hydrohoist Wet Storage (No vessel)	Winter	\$500
Vessel or Dinghy Trailer Storage (Limited space via waitlist, winter permittees only)	Summer	\$400
Key Deposit or Replacement		\$10

WORLD'S FAIR LABOR RATES

A fifty percent deposit must be pre-paid for any work order estimated by the dockmaster or yard manager to be greater than \$400. In addition, the following fees must be paid in full in advance of services being rendered: Haul Out, Launch, Move One Way, Block, Load on Trailer, Pressure Wash Bottom, Step or Unstep Mast.

Labor Rate		\$75 / hour
Parts (Parts sold over-the-counter in the marina must be paid for in full prior to receipt)	Boat repair, maintenance	Sold at Manufacturer Suggested Retail Price (MSRP)
Sanitation System Pump Out	Commercial vessels only	\$80 plus labor
Water Pump Out	Per pump provided	\$45 plus labor
Crane Service		\$100 / hour
Travel Lift		\$100 / hour
Forklift		\$90 / hour
Haul Out		\$2.50 / linear foot
Launch	Using travel lift	\$2.50 / linear foot
Move One [Away] Way		\$2.50 / linear foot
Block		\$2.50 / linear foot
Load On Trailer	Using travel lift	\$2.50 / linear foot
Pressure Wash Bottom		\$2.50 / linear foot
Step or Unstep Mast		\$5 / linear foot
Towing Inside Marina		\$75.00 / hour
Towing Outside Marina		\$150.00 / hour
Bottom Painting	30 feet or less 31 feet or more	\$13.75 / linear foot \$14.75 / linear foot

[\*No cash will be accepted for transactions. \*\*Depending on weather, summer dockage customers may be allowed, at their request, to extend their stay into November. Extensions will be approved and billed on a weekly basis and the pro-rated bill will be based on the summer dockage six-month permit. Extensions are solely at the discretion of the department.]

(c) Sheepshead Bay Piers\* (May [2008] 2012 and [thereafter] subsequent years)

Yearly Dockage		\$125.00 / linear foot
Transient Dockage	Non-commercial boats only Up to 24 hours	\$2 [per foot per day] [linear foot/day]
Commercial Vessels	Loading and Unloading	\$3 [per] / foot / 30 minutes [maximum] loading and unloading maximum \$3 [per] / foot [for each] / hour beyond 30 minutes loading/unloading
Dock & Dine	Non-commercial vessels only [up] Up to 4 hours	\$[20]1 / linear foot

[\*There will be no cash transactions.]

§ 22. Chapter 3 of Title 56 of the Official Compilation of the Rules of the City of New York is amended by adding a new section 3-25 to read as follows:

§ 3-25 Special Events and Filming

Special events and filming at the marina, piers, and boat basin must be pre-approved by the marina manager or marina administrator, and will be considered on a case-by-case basis. Those wishing to host an event or film at the marina, piers, or boat basin must adhere to the terms and fees set forth by the Department's Special Events office. Hourly labor rate shall apply for any services required of marina staff. Associated permits from the Mayor's Office of Film, Theatre and Broadcasting may be required.

§ 23. Section 4-01 of Chapter 4 of Title 56 of the Official Compilation of the Rules of the City of New York is amended to read as follows:

§ 4-01 Application.

These rules apply to the permissible use of mooring fields in Sheepshead Bay, Great Kills Harbor and adjacent to the West 79th Street Boat Basin that are under jurisdiction of the [department] Department. These rules supplement the general rules which govern the use of [city] City park land set forth in chapters one and two of this title. To the extent that they are not inconsistent herewith, the rules set forth in chapters one, two and three of this title apply to the use of the mooring fields.

§ 24. Section 4-02 of Chapter 3 of Title 56 of the Official Compilation of the Rules of the City of New York is amended to read as follows:

§ 4-02 Definitions.

["Boat Basin." The] Boat Basin. "Boat Basin" means the West 79th Street Boat Basin located in Riverside Park on the east bank of the Hudson River at West 79th Street in Manhattan.

["Chief Dockmaster." Chief of the NYC Department of Parks & Recreation Department's Marine Division. The] Chief Dockmaster. "Chief Dockmaster" means the person appointed by the [commissioner] Commissioner that is responsible for the overall administration of marina division facilities and enforcement of [department] Department policies and rules under the direction of the marina manager.

["Commercial Permit." A] Commercial Permit. "Commercial Permit" means a permit to store, dock or launch a vessel used for commercial operations.

["Commissioner." The] Commissioner. "Commissioner" means the Commissioner of the Department of Parks and Recreation or the chief executive officer of any successor agency.

["Department." The department of Parks and Recreation] Department. "Department" means the Department of Parks and Recreation of the City of New York or all successor agencies.

Dinghy. "Dinghy" means a vessel with a total length of fourteen feet or less.

["Dockmaster." The] Dockmaster. "Dockmaster" means the person who administers, manages or maintains the marina, piers and boat basin at the direction of the supervisory or chief dockmaster.

["Emergency." Any] Emergency. "Emergency" means any situation which the [department] Department determines threatens imminent personal injury or property damage.

["Marina." The] Marina. "Marina" means the World's Fair Marina in Flushing Bay, located in Flushing Meadows Corona Park, Queens.

["Marine Division." ] Marina Division. "Marina Division" refers to the Department of Parks and Recreation division responsible for managing, operating and maintaining recreational and commercial vessels usage at, but not limited, to division facilities and mooring fields.

Marina Manager or Marina Administrator. "Marina Manager" or "Marina Administrator" means the manager or administrator of the Department of Parks & Recreation Marina Division. The person appointed by the Commissioner that is responsible for the overall administration of marina division facilities and enforcement of Department policies and rules.

["Mooring fields." Areas] Mooring fields. "Mooring fields" means the areas that are designated by the United States Coast Guard as Special Anchorage Areas and are under the jurisdiction of the [department] Department in Sheepshead Bay and Great Kills Harbor and the mooring fields adjacent to the 79th Street Boat Basin.

["Permit." A] Permit. "Permit" means a permit to moor a vessel at a designated position in a mooring field.

["Permittee." The] Permittee. "Permittee" means the person whose name appears on a permit.

["Piers." The] Piers. "Piers" means the piers located on the northern side of Sheepshead Bay, adjacent to Emmons Avenue in Brooklyn.

["Supervisory Dockmaster." Deputy Chief of the NYC Department of Parks & Recreation Marine Division. Responsible] Supervisory Dockmaster. "Supervisory Dockmaster" means the person responsible for the administration of marina division facilities and enforcement of [department] Department policies and rules under the direction of the chief dockmaster.

["Vessel." A] Vessel. "Vessel" means a floating craft of any kind including but not limited to a boat, sailboat, motor boat, dinghy, canoe and kayak.

["Waiting list." A] Waiting list. "Waiting list" means a list of persons interested in obtaining permits, which shall be maintained by the [department] Department.

§ 25. Section 4-03 of Chapter 4 of Title 56 of the Official Compilation of the Rules of the City of New York is amended to read as follows:

§ 4-03 Inspections.

All vessels moored in the mooring field may be boarded by authorized officers of the [department] Department or of other [city] City, [state] State and federal agencies if necessary to respond to an emergency, or as otherwise permitted by applicable law. It shall be a violation of these rules for a permittee to refuse to allow, prevent or interfere with such boarding.

§ 26. Section 4-04 of Chapter 4 of Title 56 of the Official Compilation of the Rules of the City of New York is amended to read as follows:

§ 4-04 Permits.

(a) No person shall place a mooring or moor a vessel in a mooring field without a permit from the [department] Department.

(b) A permit shall authorize the use of a mooring that meets the requirements of subdivision (a) of section 4-07 of this chapter, the location of a mooring at a particular position in the mooring field, and the mooring of a particular vessel identified by size, type, [and] registration number and mooring designation.

(c) A permit shall be issued to the permittee named thereon and is not transferrable.

(d) A permit shall not be issued for a vessel which is likely to cause injury to people or damage to property as determined by the [department] Department or for a vessel which exceeds 65 feet in length. In any case, the vessel length shall be appropriate for the size of the associated mooring circle.

(e) A permit will not be issued to an applicant who has any outstanding fees, charges, fines or civil penalties due the [department] Department.

(f) The applicant for a permit must be the owner or lessee of the vessel. A permit shall not be issued unless the applicant presents evidence that the vessel is (1) registered with the New York State Department of Motor Vehicles, or (2) registered with the appropriate agency of another state or (3) documented by the U.S. Coast Guard, or (4) the applicant has established vessel ownership [and participation in the Boat Anti-Theft Program administered by the Police Department of the City of New York]. If the applicant is not the registered or documented owner of the vessel, the applicant must present evidence that he or she is the lessee of the vessel. If a permittee intends to replace a vessel, he or she must notify the [department] Department in advance so the [department] Department can determine whether the existing location and mooring are acceptable for the new vessel. The new vessel may not be moored until the [department] Department grants a new permit. The [department] Department shall reject a replacement vessel that is not registered with the Department of Motor Vehicles or registered with the appropriate agency of another state or documented by the U.S. Coast Guard, or where the applicant has not established vessel ownership [and participation in the Boat Anti-Theft Program of the Police Department of the City of New York]. In cases in which the vessel is not fitted with an engine and is not required by the New York State Department of Motor Vehicles to be registered, the boat owner shall provide a bill of sale as proof of legitimate ownership or evidence of a lease.

(g) An applicant who owns or leases more than one vessel may apply for more than one permit; applications for additional permits will be placed on the [department's] Department's waiting list until the [department] Department determines that the number of vacant mooring positions exceeds the number of applications.

(h) Notwithstanding the provisions of subdivisions (f) and (g) of this section, the [department] Department may reserve a limited number of permits for moorings and issue them to (i) persons for use in connection with special events or other activities that promote the enjoyment by the public of the water for educational, recreational, or entertainment purposes, or (ii) yacht clubs and marinas having water frontage in Sheepshead Bay or Great Kills Harbor for the accommodations of guest vessels of such yacht clubs and marinas, or (iii) other government entities as may be in the interest of the Department. No vessel shall be moored at such moorings for the accommodation of guest vessels of such yacht clubs or marinas for more than 15 consecutive days. Any such person, yacht club, [or] marina, or other government entity that is issued a permit pursuant to this subdivision shall be subject to the provisions of this chapter to the same extent and in the same manner as the owner or lessee of a vessel who is issued a permit pursuant to this chapter.

(i) The term of a permit issued for the Sheepshead Bay or Great Kills Harbor mooring fields is for one year commencing May 1. The term of a permit issued for the West 79th Street Boat Basin mooring fields is for six months commencing May 1. The [department] Department may also issue transient permits for a term [of one week or one day] to be determined by the Department on a case-by-case basis.

(j) Permittees must submit a written application for the renewal of permits issued for a term of one year no earlier

than 90 days and no later than 30 days prior to the expiration of an existing permit. If a permittee does not use the mooring for at least four of the months of May through October, he or she will not be given priority for a renewal unless written notification of extended absence is given to the [department] Department prior to July 1. All outstanding fees, charges, fines, and civil penalties due the [department] Department must be paid before a renewal application will be considered.

(k) The chief dockmaster may revoke, terminate, or refuse to renew any permit issued pursuant to this chapter (1) where the applicant for renewal or permittee has been found liable in a proceeding before the Environmental Control Board or in a court of violating any provisions of these rules or the rules set forth in chapters one and two and, in the case of vessels moored adjacent to the boat basin and piers, chapter three of this title, (2) where the applicant for renewal or permittee has failed to pay any fees, charges, fines or civil penalties within ten days of receipt of written notice from the [department] Department or (3) as provided in subdivision 1 of this section, in accordance with the needs or requirements of the [department] Department or the interests of the [city] City as determined by the Commissioner. The [department] Department shall send by certified mail notice of the intention to revoke, terminate, or refuse to renew a permit and the reasons [therefore] therefor. In the event that a mailing address is unknown or mail is returned undelivered, such notice may, in lieu of mailing, be posted in a conspicuous place on the vessel. A permittee or applicant for renewal may file written objections with the [commissioner] Commissioner within 15 days from the date of such mailing or posting, whichever is later. After considering any objections raised by the applicant or permittee, the [commissioner] Commissioner shall make a final determination whether to affirm or reverse the chief dockmaster's determination to revoke, terminate or refuse to renew the permit and shall provide notice of such determination to the permittee or applicant in the manner provided herein.

(l) Nothing in this chapter shall be construed to create a property right in any permit. All permits issued by the [department] Department are by their nature terminable at will by the [commissioner] Commissioner in accordance with the needs or requirements of the [department] Department or in the interests of the [city] City as determined by the [commissioner] Commissioner.

(m) The [department] Department may impose reasonable conditions on the issuance of a permit to protect public safety and to safeguard the interests of the [city] City, including but not limited to a requirement that the permittee or applicant have his or her mooring inspected or obtain appropriate insurance and submit satisfactory evidence of having complied with such conditions.

(n) Where a permit is revoked, terminated or not renewed, the vessel and all parts of the mooring, including anchors, chains and buoys, must be removed from the mooring field within 30 days after notice by the [department] Department to remove the same is sent by certified mail to the applicant or permittee. In the event that a mailing address is unknown or mail is returned undelivered, such notice may, in lieu of such mailing or hand delivery, be posted in a conspicuous place on the vessel. Where the vessel and mooring are not removed within 30 days after the mailing or posting of such notice, whichever is later, the [department] Department may remove the vessel and mooring or cause the same to be removed from the mooring field. The permittee or owner shall be liable for the costs of removal and storage of the vessel and mooring, payable prior to release of the same. Any vessel or mooring removed from the mooring field that is not claimed within 30 days may be deemed to be abandoned and [may be turned over to the police property clerk for disposal] shall be treated in accordance with applicable law.

(o) Every applicant and permittee must provide the [department] Department with a day and evening telephone number as well as an e-mail and/or mailing [an] address in writing at which he or she may receive notice required by these rules or other applicable law. Any changes in telephone number, e-mail, or mailing address must be reported in writing to the [department] Department within 10 days.

§ 27. Section 4-05 of Chapter 4 of Title 56 of the Official Compilation of the Rules of the City of New York is amended to read as follows:

§ 4-05 Waiting List.

The [department] Department shall maintain a waiting list for the issuance of permits, which shall be available upon request from the [department] Department.

§ 28. Section 4-06 of Chapter 4 of Title 56 of the Official Compilation of the Rules of the City of New York is amended to read as follows:

§ 4-06 Conduct and Clean Boating.

(a) No person at [the Sheepshead Bay or Great Kills Harbor] any mooring [fields] field shall urinate or defecate into the water. No person shall use a toilet that discharges into the water without marine sanitation devices approved by the New York State Department of Environmental Conservation. [No person at the boat basin mooring fields shall use a toilet that discharges into the water].

(b) [Use of composting] Composting toilet systems are not permitted [in the mooring fields].

(c) All vessels [at the boat basin must have] with waste holding tanks [and] must discharge waste through the pump out station or by other methods approved by the New York State Department of Environmental Conservation.

[(b)](d) No person shall discharge into the water or on the

docks and walkways any oil, spirits, drift, debris, inflammable liquids, rubbish or refuse (or untreated human waste).

(c) Any person who engages in disorderly behavior as defined in paragraph 6, 7 or 9 of subdivision 1 of section 1-04 of chapter 1 of this title may, in addition to any other applicable penalties, be expelled from the mooring fields.]

(e) No person shall bring or park a motor vehicle on the promenade or docks without the prior written approval of the dockmaster.

(d) (f) No person shall make or cause or allow to be made unreasonable noise in the mooring field so as to cause public inconvenience, annoyance or harm. Unreasonable noise means any excessive or unusually loud sound that disturbs the peace, comfort or repose of a reasonable person of normal sensitivity or injures or endangers the health or safety of a reasonable person of normal sensitivity. The [department] Department may restrict the outdoor use of radios, record players, compact disc players, television receivers, tape recorders, digital music players and other sound reproduction devices after 11:00 P.M. Sunday through Thursday and after 12:00 P.M. on Friday and Saturday.

(e) (g) No person shall make an open fire on any vessel while alongside any dock or within the confines of the [boat basin] mooring fields. [Vessels that are fitted with a device specifically designated for use on a vessel may be used in accordance with the manufacturer's instructions for cooking on deck but only in the mooring field.

(f) No advertising shall be displayed from the vessel in the mooring field.]

(h) Garbage shall be placed in plastic bags and deposited in designated receptacles.

(i) No person shall store or use any machinery or equipment for welding or burning where such storage or use is prohibited by the fire code or other law or rule.

(j) No person shall ride or store a bicycle or other vehicle on the walkways and docks.

(k) Any person who engages in disorderly behavior as defined in section 1-04(i), paragraphs (6), (7) and (9) of chapter 1 of this title may, in addition to any other applicable penalties, be expelled immediately from the marina facility.

(l) No person shall run or skate on the dock.

(m) No person shall swim, dive, or fish from vessels, docks, or finger piers, except in areas specifically designed for such purposes.

(n) No person shall leave any entrance gate to the marina or boat basin open or unlocked.

(o) No person shall admit someone unfamiliar to themselves into the marina or boat basin. Any unfamiliar person is to be directed to the marina or boat basin office.

(p) No person shall advertise from a vessel while docked or moored at a Department facility.

(q) The New York waters of the Hudson River are an Environmental Protection Agency (EPA) designated "No Discharge Area" (NDA). No person shall discharge any boat sewage from a holding tank or portable toilet or use a direct discharge toilet anywhere in the river, from the Battery to Troy Dam. All sewage must be emptied at a pumpout station.

(r) On water bodies that are not designated NDA, boaters must discharge treated sewage from a Type I or Type II United States Coast Guard certified Marine Sanitation Device (MSD) unless at least three nautical miles or more from shore.

(s) No person shall transport cans of fuel on marina, piers, or boat basin docks or piers unless authorized by the dockmaster. Vessels must fuel at gas docks.

(t) As per New York State Department of Environmental Conservation regulations, vessel owners must receive pre-approval from the dockmaster before applying anti-fouling paint to their vessel. Paint scrapping must be disposed of in designated areas. Containment systems must be used and boat maintenance may not be performed near water or sewer drains.

(u) Hoses and water lines must be turned to the closed position upon completion of use. Water lines must never be left running unattended or for extended periods of time.

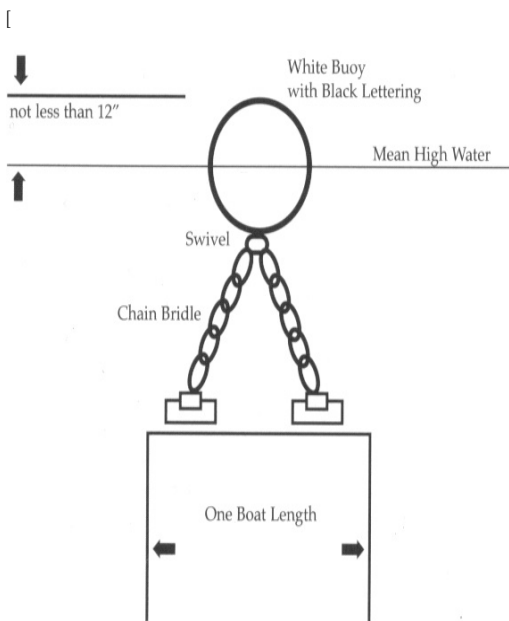
(v) No person may offer or provide any form of tip, money, gift or any other gratuity to any City employee at any facility. No person may procure any services from Department staff except as specifically allowed under these rules. Violations of this provision will result in termination of any permit and will bar the violator from any Department facility for a minimum of 24 months. Objections to termination of a permit or denial of permit eligibility shall be available under subdivision n of § 3-06 of chapter 3 of this title.

§ 29. The initial paragraph of subdivision a of section 4-07 of Chapter 4 of Title 56 of the Official Compilation of the Rules of the City of New York is amended to read as follows:

(a) All vessels moored at the boat basin shall be secured to the mooring provided by not less than two mooring bridles. The boat basin provides mooring lines at the beginning of the summer season. The permittee is expected to maintain or replace lines as needed throughout the season. All vessels at the Sheepshead Bay or Great Kills Harbor mooring fields shall be secured by moorings meeting the following requirements:

§ 30. Paragraph 2 of subdivision a of section 4-07 of Chapter 4 of Title 56 of the Official Compilation of the Rules of the City of New York is amended to read as follows:

(2) Moorings in the special anchorage area in Sheepshead Bay shall be secured by two anchors [which shall be placed as indicated in figure 1]. Moorings in all other mooring fields shall be secured by one anchor, provided, however, that the [department] Department may require the use of two anchors in any mooring field in order to provide additional positions at which moorings may be located or to enhance the safety of existing mooring locations.



§ 31. Paragraph 3 of subdivision a of section 4-07 of Chapter 4 of Title 56 of the Official Compilation of the Rules of the City of New York is amended to read as follows:

(3) [Mooring buoys shall be of a buoyant material sufficient to make at least one foot of the buoy visible above the water line.] Mooring buoys shall be spherical, made of a hard plastic outer shell and filled with foam. Mooring buoys shall be capable of transmitting the strain exerted on the road through its center. The buoys shall be of a size that, given the weight of chain to be suspended and the strain expected to be exerted on the rode, there shall be at least 12 inches of the buoy exposed above the surface of the water.

§ 32. Subdivision b of section 4-07 of Chapter 4 of Title 56 of the Official Compilation of the Rules of the City of New York is amended to read as follows:

(b) Vessels must be moored at locations designated by the [department] Department. The location assigned to the permittee shall be determined by the [department] Department based on vessel size, type, water depth and safety considerations. No vessel shall be moored in such a manner as to interfere with the use of a duly authorized mooring location or regular traffic channel. Mooring locations may not be changed or exchanged without the prior written approval of the [department] Department.

§ 33. Subdivision c of section 4-07 of Chapter 4 of Title 56 of the Official Compilation of the Rules of the City of New York is amended to read as follows:

(c) All vessels shall be adequately tied to their moorings and shall have sufficient lines to secure the vessel in all wind and weather conditions. The [department] Department may affix additional lines as necessary to assure the safety of people or property.

§ 34. Subdivision e of section 4-07 of Chapter 4 of Title 56 of the Official Compilation of the Rules of the City of New York is amended to read as follows:

(e) Moorings shall be inspected for deterioration at least every two years and repaired or replaced if necessary. The [department] Department may require, as a condition of renewing a permit, evidence that an inspection has been made, including a description by the person who made the inspection of the condition of the mooring and the qualifications of such person to make such inspection.

§ 35. Subdivision f of section 4-07 of Chapter 4 of Title 56 of the Official Compilation of the Rules of the City of New York is amended to read as follows:

(f) Vessels and moorings may be temporarily relocated in an emergency or to accommodate dredging or other work in the mooring field. When a vessel or mooring must be removed to accommodate such work, the [department] Department will give the permittee or owner 45 days written notice to remove the vessel or mooring. If the vessel or mooring is not removed within 45 days, the [department] Department may remove the vessel and mooring, or cause the vessel or mooring to be removed and recover all costs associated with moving and storage from the permittee or owner.

§ 36. Subdivision g of section 4-07 of Chapter 4 of Title 56 of the Official Compilation of the Rules of the City of New York is amended to read as follows:

(g) Vessels which are improperly secured to the wrong mooring or area may be towed to the assigned mooring by the Dockmaster or [Marine Division] marina division staff and the appropriate Labor Rate shall be charged to the owner of such vessel.

§ 37. Section 4-09 of Chapter 4 of Title 56 of the Official Compilation of the Rules of the City of New York is amended to read as follows:

§ 4-09 Operation of Vessels.

No vessel within a mooring field may be navigated at a speed in excess of 5 miles per hour. Any person operating a vessel in a mooring field shall comply with all federal, state and local laws, rules and regulations concerning the safe operation of vessels, including the Inland Navigational Rules (33 U.S.C. §2000 et seq.). No vessel may pull up to or depart a mooring or transit through a mooring field using sail as the sole source of motive power.

§ 38. Section 4-11 of Chapter 4 of Title 56 of the Official Compilation of the Rules of the City of New York is amended to read as follows:

§ 4-11 [Removal of] Sunken [Vessels], Abandoned or Delinquent Vessels and Dinghies.

(a) The dockmaster may require that any vessel or dingy which sinks be removed from the facility until appropriate repairs are made. A sunken vessel or dingy shall be removed from the mooring fields within 48 hours after oral or written notice by the [department] Department to remove the vessel or dingy. Upon request of the permittee or the owner of the vessel or dingy, the [department] Department may, in writing, extend the time for removal of the vessel or dingy. If the vessel or dingy is not removed within the allowed time, the [department] Department may remove the vessel or dingy or cause it to be removed and may recover the cost associated with removal and of storage or disposal of the vessel or dingy from the permittee or owner of the vessel or dingy. If the [department] Department determines that a sunken vessel or dingy is discharging pollutants into the water or causing any other kind of an emergency, the [department] Department may take action to stop the cause of pollution and may remove or cause the vessel or dingy to be removed, without prior notice to the permittee or owner of the vessel or dingy, and recover all costs associated with removal and storage or disposal of the vessel or dingy from the permittee or owner of the vessel or dingy.

(b) In the event that the permittee or vessel owner fails to pay for a permit or the repair and service of such vessel and equipment, the Department may detain the vessel until such sum is paid. In the event that such outstanding sum is not paid in full within 90 days, the Department may secure such vessel with chains and/or locks, or cause such vessel and equipment to be moved to a non-active slip or pier, be disposed of as abandoned property, or be sold at auction. The permittee will be responsible for all costs related to storage of the vessel, disposal, and all outstanding obligations.

§ 39. Section 4-13 of Chapter 4 of Title 56 of the Official Compilation of the Rules of the City of New York is amended to read as follows:

The [department] Department may issue any orders which may be necessary or appropriate to enforce compliance with these rules or the rules set forth in chapters one and two and, in the case of vessels moored adjacent to the marina, piers or boat basin, chapter three of this title. It shall be a violation of these rules to fail or refuse to comply with such orders.

§ 40. Section 4-15 of Chapter 4 of Title 56 of the Official Compilation of the Rules of the City of New York is amended to read as follows:

In addition to any penalties provided for in this chapter, violations of these rules shall be punishable as provided in section 1-07 of chapter [one] 1 of this title.

§ 41. Subdivision a of section 4-16 of Chapter 4 of Title 56 of the Official Compilation of the Rules of the City of New York is amended to read as follows:

(a) [Commercial Mooring Permits.] Commercial mooring permits may be issued at the boat basin to operators of commercial vessels upon terms to be determined by the [commissioner] Commissioner. The [commissioner] Commissioner is authorized to exempt holders of these commercial permits from the rules set forth in chapter 3 and chapter 4.

§ 42. Subdivision b of section 4-16 of Chapter 4 of Title 56 of the Official Compilation of the Rules of the City of New York is amended to read as follows:

(b) [Fees.] Permit fees are strictly in accordance with published schedules. Permit fees at the 79th Street Boat Basin shall be paid in advance to cover the full boating season. No refunds shall be made in any instance.

Charges for all services shall be paid within 15 days of receipt of billing or a 2% late fee shall be assessed each month.

No cash will be accepted for transactions. All boat basin transactions must take place in the marina office.

Depending on available space, summer seasonal customers at the boat basin may be allowed to arrive prior to May 1 and/or depart after October 31. In such instances, a half-month pro-rated charge, based on the associated six-month summer permit, will be applied from April 15 to April 30 and/or from November 1 to November 15. Any seasonal permittee arriving prior to April 15 and/or departing after November 15 will be billed the daily transient rate for the period of time at the boat basin prior to April 15 and/or after November 15. Extensions are solely at the discretion of the dockmaster, marina manager or marina administrator.

Pro-rated charges for monthly moorage services of three months or more may be authorized by the dockmaster, marina manager or marina administrator. All requests for pro-rated charges for services are subject to Department approval. Pro-rated charges will not be applied for any services with a waiting list.



Permitted seasonal mooring customers moored to a painted transient mooring buoy without prior authorization from the dockmaster, marina manager or marina administrator will be billed at the transient mooring rate for each day they are on a transient mooring.

Mooring at West 79th Street Boat Basin  
 ([effective as of] May [2007] 2012 and subsequent years)  
 \$30 / day      \$180 / week      \$1,550 / season

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

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

**RULE TITLE: Amendment of Marina Rules**

**REFERENCE NUMBER: 2011 RG 070**

**RULEMAKING AGENCY: Department of Parks and Recreation**

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

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

/s/ STEVEN GOULDEN      Date: September 15, 2011  
 Acting Corporation Counsel

**NEW YORK CITY MAYOR'S OFFICE OF OPERATIONS  
 253 BROADWAY, 10th FLOOR  
 NEW YORK, NY 10007  
 212-788-1526**

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

**RULE TITLE: Amendment of Marina Rules**

**REFERENCE NUMBER: DPR-2**

**RULEMAKING AGENCY: DPR**

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

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

/s/ Francisco Navarro      September 19, 2011  
 Mayor's Office of Operations      Date

**TAXI AND LIMOUSINE COMMISSION**

**NOTICE**

**Notice of Public Hearing and Opportunity to Comment on Proposed Rules**

**What are we proposing?** The Taxi and Limousine Commission is considering changing its rules. The change would amend the for-hire vehicle rules to permit vehicles altered after manufacture to be used as for-hire vehicles.

**When and where is the Hearing?** The Commission will hold a public hearing on the proposed rule. The public hearing will take place at 10:00 A.M. on Thursday, November 17, 2011. The hearing will be in the Commission hearing room at 33 Beaver Street, New York, New York, on the 19th Floor.

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

- **Mail.** You can mail written comments to the Taxi and Limousine Commission, Office of Legal Affairs, 33 Beaver Street - 22nd Floor, New York, New York 10014.
- **Fax.** You can fax written comments to the Taxi and Limousine Commission, Office of Legal Affairs, at 212-676-1102.
- **Email.** You can email written comments to [tlcrules@tlc.nyc.gov](mailto:tlcrules@tlc.nyc.gov).

- **Website.** You can submit comments to the Taxi and Limousine Commission through the NYC rules Web site at [www.nyc.gov/nycrules](http://www.nyc.gov/nycrules).
- **By Speaking at the Hearing.** Anyone who wants to comment on the proposed rule at the public hearing must sign up to speak. You can sign up before the hearing by calling 212-676-1135. You can also sign up in the hearing room before the hearing begins on November 17, 2011. You can speak for up to three minutes.

**Is there a deadline to submit written comments?** Yes, you must submit written comments by November 14, 2011.

**Do you need assistance to participate in the Hearing?** You must tell the Office of Legal Affairs if you need a reasonable accommodation of a disability at the Hearing. You must tell us if you need a sign language interpreter. You can tell us by mail at the address given above. You may also tell us by telephone at 212-676-1135. You must tell us by Thursday, November 10, 2011.

**Can I review the comments made on the proposed rules?** A few days after the hearing, a transcript of the hearing and copies of the written comments will be available to the public at the Office of Legal Affairs.

**What authorizes the Commission to make this rule?** Sections 1043 and 2303 of the City Charter and section 19-503 of the City Administrative Code authorize the Commission to make this proposed rule. This proposed rule was not included in the Commission's regulatory agenda for this Fiscal Year because it was not contemplated when the Commission published the agenda.

**Where can I find the Commission's rules?** The Commission's rules are in title 35 of the Rules of the City of New York.

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

**Statement of Basis and Purpose of Proposed Rule**

The purpose of this rule is to accommodate the growing number of requests for licenses for for-hire vehicles that have been modified while ensuring the safety of the riding public. Recently the New York State Department of Transportation (NYS DOT) began inspecting more vehicles, including certain stretched or modified vehicles. The Commission believes that modified vehicles are safe for operation for hire if they meet the requirements of these proposed rules, including that of passing inspection by either the NYS DOT or the TLC.

Currently the TLC does not license a vehicle as a for-hire vehicle if:

1. The vehicle is changed to make it longer, wider or have more seats or
  2. The vehicle's chassis and/or body design is changed.
- The TLC does license these vehicles if the modifications were made under a program approved by the original vehicle manufacturer (OVM).

Under the proposed rule, the TLC would license as for-hire vehicles altered vehicles not modified under a program approved by the original vehicle manufacturer if:

- the vehicle, after modification, meets all federal and state law requirements
- the vehicle is properly registered with the NYS Department of Motor Vehicles
- the modifier is licensed by the state in which the modifier does business to perform such modifications
- the modifier provides a minimum three year warranty that covers all parts and workmanship
- the modifier carries at least \$5,000,000 in general liability insurance.

The proposed rule includes specific requirements for four categories of modified vehicles based on whether they are exempt from NYS DOT requirements and the amount of seating.

**1. Vehicles NOT Exempt from NYS DOT Requirements and Seating Ten or More People**

A modified vehicle seating ten or more people (which includes the driver) that is not exempt from NYS Department of Transportation requirements would also be required:

- To be inspected twice a year by the NYS Department of Transportation
- To carry more insurance coverage than is required by TLC Rules for an unmodified vehicle or a vehicle modified under a manufacturer approved program
  - A vehicle carrying 9-15 passengers, not including the driver, must carry \$5 million per occurrence.
  - A vehicle carrying 16-20 passengers must carry \$10 million per occurrence
- To be properly registered with the NYS DMV
- To carry a current and valid operating authority license issued by the NYS Department of Transportation and display all decals and markings required by the NYS Department of Transportation.

A driver of a modified vehicle that is not exempt from NYS Department of Transportation inspection and authorization requirements would also be required to be authorized to drive in compliance with Article 19-A of the NYS Vehicle and Traffic Law.

**2. Vehicles Exempt from NYS DOT Requirements and Seating Ten or More People**

A modified vehicle seating ten or more people (which includes the driver) that is exempt from NYS Department of Transportation inspection and authorization requirements would be required:

- To be inspected three times a year by a NYS DMV approved inspector and inspected by the TLC in accordance with all TLC Rules and Regulations
- To carry more insurance coverage than is required by TLC Rules for an unmodified vehicle or a vehicle modified under a manufacturer approved program
  - A vehicle carrying 9-15 passengers, not including the driver, must carry \$10 million per occurrence.
  - A vehicle carrying 16-20 passengers must carry \$15 million per occurrence
- To present a valid exemption letter from the NYS Department of Transportation.

**3. Vehicles NOT Exempt from NYS DOT Requirements and Seating Nine or Fewer People**

A modified vehicle seating nine or fewer people (which includes the driver) that is NOT exempt from NYS Department of Transportation inspection and authorization requirements would be required:

- To be inspected twice a year by the NYS Department of Transportation
- To carry more insurance coverage than is required by TLC Rules for an unmodified vehicle or a vehicle modified under a manufacturer approved program
  - A livery or black car vehicle must carry minimum insurance of \$500,000 per person, \$1 million per occurrence
  - A luxury limousine vehicle must carry minimum insurance of \$1.5 million per occurrence
- To be properly registered with the NYS DMV
- To carry a current and valid operating authority license issued by the NYS Department of Transportation and display all decals and markings required by the NYS Department of Transportation.

A driver of a modified vehicle that is not exempt from NYS Department of Transportation inspection and authorization requirements would also be required to be authorized to drive in compliance with Article 19-A of the NYS Vehicle and Traffic Law.

**4. Vehicles Exempt from NYS DOT Requirements and Seating Nine or Fewer People**

A modified vehicle seating nine or fewer people (which includes the driver) that is exempt from NYS Department of Transportation inspection and authorization requirements would be required:

- To be inspected three times a year by a NYS DMV approved inspector and inspected by the TLC in accordance with all TLC Rules and Regulations
- To carry more insurance coverage than is required by TLC Rules for an unmodified vehicle or a vehicle modified under a manufacturer approved program
  - A livery or black vehicle carrying 8 or fewer passengers, not including the driver, must carry \$1.5 million per occurrence
  - A luxury limousine vehicle must carry \$5 million per occurrence
- To present a valid exemption letter from the NYS Department of Transportation.

A modified vehicle modified through a manufacturer approved program would not be required to meet the additional insurance requirements.

The changes contained in this rule are summarized for convenience below:

**Ten or more passengers (including the driver):**

The chart below outlines the recommended process for issuing a TLC license for a stretched vehicle that seats ten or more passengers (including the driver). The chart below describes the expected requirements for for-hire vehicle base owners that choose to stretch a vehicle with an Original Vehicle Manufacturer (OVM) certified coachbuilder versus a non-OVM certified coachbuilder.

OVM	Without an OVM
Eligible Manufacturers: GM and Ford No new requirements on OVM-certified coachbuilders	Eligible Manufacturers: All • Non-certified coachbuilders must be licensed by the state where they are located; ○ carry a \$5,000,000 general liability insurance policy; and ○ provide a minimum three-year warranty on all parts and workmanship.
NYS DMV registration • NYS DOT Operating Authority License required if the vehicle(s) are not exempt from NYS DOT inspection requirements • If NOT exempt from NYS DOT inspection NYS DOT vehicle inspection done twice a year • If exempt from NYS DOT inspection:	NYS DMV registration • NYS DOT Operating Authority License required if the vehicle(s) are not exempt from NYS DOT inspection requirements • If NOT exempt from NYS DOT inspection NYS DOT vehicle inspection done twice a year • If exempt from NYS DOT inspection:
1. Required to conduct NYS DMV inspection three times a year, including a two-year renewal inspection at TLC, and	1. Required to conduct NYS DMV inspection three times a year, including a two-year renewal inspection at TLC, and
2. Must present valid exemption letter from NYS DOT if exempt from NYS DOT inspection and Operating Authority requirements.	2. Must present valid exemption letter from NYS DOT if exempt from NYS DOT inspection and Operating Authority requirements.
Other TLC requirements • No additional insurance requirements • Display all decals and markings required by NYS DOT • If a NYS DOT Operating Authority License is required all Drivers must have and maintain a current and valid 19A endorsement on their DMV license.	Other TLC requirements • Insurance (if NOT exempted from NYS DOT inspection): \$5 million per occurrence for vehicles that carry 10-15 passengers; \$10 million per occurrence for vehicles that carry 16-20 passengers. • Insurance (if exempted from NYS DOT inspection): \$10 million per occurrence for vehicles that carry 10-15 passengers; \$15 million per occurrence for vehicles that carry 16-20 passengers. • Display all decals and markings required by NYS DOT • If a NYS DOT Operating Authority License is required all Drivers must have and maintain a current and valid 19A endorsement on their DMV license.
Issuance of TLC license	Issuance of TLC license

**Nine or fewer passengers (including the driver):**  
 The chart below outlines the recommended process for issuing a TLC license for stretched limousines that seats nine or fewer ps (including the driver). The chart below describes the expected requirements for for-hire vehicle base owners that choose to stretch a vehicle with an OVM certified coachbuilder versus a non-OVM certified coachbuilder.

With an OVM	Without an OVM
<p>Eligible Manufacturers: GM and Ford</p> <p>No new requirements on OVM-certified coachbuilders</p>	<p>Eligible Manufacturers: All</p> <ul style="list-style-type: none"> <li>Non-certified coachbuilders must be licensed by state where they are located,                             <ul style="list-style-type: none"> <li>carry a \$5,000,000 general liability insurance policy, and</li> <li>provide a minimum three-year warranty on all parts and workmanship.</li> </ul> </li> </ul>
<p>NYS DMV registration</p> <ul style="list-style-type: none"> <li>NYS DOT Operating Authority License required if the vehicle(s) are not exempt from NYSDOT inspection requirements</li> <li>NYS DOT vehicle inspection done twice a year (if not exempt from NYSDOT inspection)</li> <li>If exempt from NYSDOT inspection:                             <ol style="list-style-type: none"> <li>Required to conduct NYSDMV inspection three times a year, including a two-year renewal inspection at TLC.</li> <li>Must present valid exemption letter from NYSDOT if exempt from NYSDOT inspection and Operating Authority requirements.</li> </ol> </li> </ul>	<p>NYS DMV registration</p> <ul style="list-style-type: none"> <li>NYS DOT Operating Authority License required if the vehicle(s) are not exempt from NYSDOT inspection requirements</li> <li>NYS DOT vehicle inspection done twice a year (if not exempt from NYSDOT inspection)</li> <li>If exempt from NYSDOT inspection:                             <ol style="list-style-type: none"> <li>Required to conduct NYSDMV inspection three times a year, including a two-year renewal inspection at TLC.</li> <li>Must present valid exemption letter from NYSDOT if exempt from NYSDOT inspection and Operating Authority requirements.</li> </ol> </li> </ul>
<p>Other TLC requirements</p> <ul style="list-style-type: none"> <li>No additional insurance requirements</li> </ul>	<p>Other TLC requirements</p> <ul style="list-style-type: none"> <li>Insurance (if NOT exempted from NYSDOT inspection): \$500,000 per person, \$1 million per occurrence for livery and black car vehicles that carry 8 or less passengers; luxury limousines must carry \$1.5 million per occurrence.</li> <li>Insurance (if exempted from NYSDOT inspection): \$1.5 million per occurrence for livery and black car vehicles that carry 8 or less passengers; luxury limousine must carry \$5 million per occurrence.</li> <li>Display all decals and markings required by NYSDOT</li> <li>If a NYS DOT Operating Authority License is required all Drivers must have and maintain a current and valid 19A endorsement on their DMV license.</li> </ul>
<p>Issuance of TLC license</p>	<p>Issuance of TLC license</p>

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

Section 1. Section 55-11(b) of Title 35 of the Rules of the City of New York is amended to read as follows:

(b) Driver Must Have a Valid Chauffeur's License.

(1) A Driver must not operate a For-Hire Vehicle without a valid Chauffeur's License.

(2) A Driver of a For-Hire Vehicle which is not exempt from NYS Department of Transportation authorization and inspection requirements must be in compliance with Article 19-A of the New York State Vehicle and Traffic Law. Driving a non-exempt vehicle if not in compliance with Article 19-A is the same as if the individual were driving a For-Hire Vehicle without a Valid License.

§55-11(b)(1)-(2) Fine: \$400 and Summary Suspension until compliance  
Points: 2 Appearance NOT REQUIRED

([2]3) A Driver will immediately surrender his or her For-Hire Driver's License to the Commission upon the restriction, suspension or revocation of his Chauffeur's License.

§55-11(b)([2]3) Fine: 100 Appearance NOT REQUIRED

Section 2. Section 59A-04(e) of Title 35 of the Rules of the City of New York is amended by adding a new paragraph (8) to read as follows:

(8) If the vehicle was altered after manufacture and seats 10 or more passengers (including the driver) and is not exempt from inspection by the NYS Department of Transportation, the vehicle must pass an inspection by the NYS Department of Transportation. The vehicle must also pass a visual inspection by the Commission.

Section 3. Section 59A-04(f) of Title 35 of the Rules of the City of New York is amended by adding a new paragraph (7) to read as follows:

(7) If the vehicle was altered after manufacture and seats 10 or more passengers (including the driver) and is not exempt from inspection by the NYS Department of Transportation, the vehicle must pass an inspection by the NYS Department of Transportation. The vehicle must also pass a visual inspection by the Commission.

Section 4. Section 59A-04 of Title 35 of the Rules of the City of New York is amended by adding new subdivisions (p) through (t) to read as follows:

(p) Registration. An Applicant for a new or renewal For-Hire Vehicle License must demonstrate that the vehicle has been properly registered. For a vehicle that has been modified after manufacture, this means the Applicant must show that the vehicle was properly re-registered with NYS after modification.

(q) Operating Authority. An Applicant for a new or renewal For-Hire Vehicle License must show that the vehicle possesses a current and Valid operating authority license from NYS and a current and Valid MC-300 Vehicle inspection form if the vehicle is not exempt from NYS DOT inspection and operating authority requirements and either of the following are true.

(1) The vehicle seats 10 or more passengers (including the driver) or

(2) The vehicle is a modified vehicle.

(r) Exempt Vehicles. An Applicant for a new or renewal For-Hire Vehicle License for a vehicle which has been modified and IS exempt from NYS Department of Transportation inspection and operating authority requirements must show an exemption letter from the NYS Department of Transportation.

(s) Warranty. An Applicant for a new For-Hire Vehicle License for a vehicle which has been modified after manufacture (except in a program supported by the original

vehicle manufacturer) must provide evidence of warranty from the vehicle modifier that the vehicle will be free from defects in material and workmanship, including that the chassis and frame will be free from defects for a period of 3 years or 60,000 miles, whichever comes first.

(t) Modifier Insurance Coverage. An Applicant for a new or renewal For-Hire Vehicle License for a vehicle which has been modified after manufacture (except in a program supported by the original vehicle manufacturer) must provide evidence that the modifier maintains a General Liability Insurance Policy in a minimum amount of \$5,000,000

Section 5. Section 59A-11 of Title 35 of the Rules of the City of New York is amended by adding a new subdivision (g) to read as follows

(g) NYS DOT Authority. A For-Hire Vehicle License for a vehicle which either

(1) seats 10 or more passengers and is NOT exempt from NYS Department of Transportation operating authority and inspection requirements, OR

(2) has been modified after manufacture and is NOT exempt from NYS Department of Transportation operating authority and inspection requirements will be Valid only while the NYS Department of Transportation operating authority required for the Vehicle remains Valid.

§59A-11(g) Fine: Summary Suspension until Valid NYS DOT operating authority obtained Appearance REQUIRED

Section 6. Section 59A-12(c) of Title 35 of the Rules of the City of New York is amended by adding a new paragraph (5) to read as follows:

(5) Coverage for Modified Vehicles. A For-Hire Vehicle which has been altered after manufacture must maintain insurance coverage in amounts as follows:

(i) If the modification was approved by the original vehicle manufacturer as provided in Section 59A-28(a)(2) of these rules, coverage as provided in section (1) through (4) above.

(ii) If the modification meets the standard set forth in Section 59A-28(a)(3) and the vehicle is NOT exempt from NYS Department of Transportation operating authority and inspection requirements, coverage on the vehicle must be not less than the following:

A. \$200,000 per person, payable for those expenses specified in paragraphs 1, 2 and 3 of subdivision a of section 5102 of the New York State Insurance Law.

B. Minimum liability for bodily injury and death, as those terms are described and defined in section 370(1) of the Vehicle and Traffic Law of

1. \$5,000,000 per occurrence for vehicles which carry 9 to 15 passengers (not including the driver).

2. \$10,000,000 per occurrence for vehicles which carry 16 to 20 passengers (not including the driver).

(iii) If the modification meets the standard set forth in Section 59A-28(a)(4) and the vehicle IS exempt from NYS Department of Transportation operating authority and inspection requirements, coverage on the vehicle must be not less than the following:

A. \$200,000 per person, payable for those expenses specified in paragraphs 1, 2 and 3 of subdivision a of section 5102 of the New York State Insurance Law.

B. Minimum liability for bodily injury and death, as those terms are described and defined in section 370(1) of the Vehicle and Traffic Law of

1. \$10,000,000 per occurrence for vehicles which carry 9 to 15 passengers (not including the driver).

2. \$15,000,000 per occurrence for vehicles which carry 16 to 20 passengers (not including the driver).

(iv) If the modification meets the standard set forth in Section 59A-28(a)(5) and the vehicle IS exempt from NYS Department of Transportation operating authority and inspection requirements, coverage on the vehicle must be not less than the following:

A. \$200,000 per person, payable for those expenses specified in paragraphs 1, 2 and 3 of subdivision a of section 5102 of the New York State Insurance Law.

B. Minimum liability for bodily injury and death, as those terms are described and defined in section 370(1) of the Vehicle and Traffic Law of

1. \$1,500,000 per occurrence for livery and black car vehicles which carry 8 or fewer passengers (not including the driver).

2. \$5,000,000 per occurrence for luxury limousine vehicles which carry 8 or fewer passengers (not including the driver).

(v) If the modification meets the standard set forth in Section 59A-28(a)(6) and the vehicle is NOT exempt from NYS Department of Transportation operating authority and inspection requirements, coverage on the vehicle must be not less than the following:

A. \$200,000 per person, payable for those expenses specified in paragraphs 1, 2 and 3 of subdivision a of section 5102 of the New York State Insurance Law.

B. Minimum liability for bodily injury and death, as those terms are described and defined in section 370(1) of the Vehicle and Traffic Law of

1. \$500,000 minimum liability and \$1,000,000 per occurrence for livery and black car vehicles which carry 8 or fewer passengers (not including the driver).

2. \$1,500,000 per occurrence for luxury limousine vehicles which carry 8 or fewer passengers (not including the driver).

§59A-12(c)(5) Fine: \$350 and suspension until compliance Appearance REQUIRED

Section 7. Section 59A-26(a) of Title 35 of the Rules of the City of New York is amended to read as follows:

Tri-Annual Inspections.

(1) For-Hire Vehicles must be regularly inspected three times every year, including at least once every four months. Section 59A-04(e)(1) and (f)(1) specifies that inspections required for new and renewal applications must be done at the Commission's Safety and Emissions Division facility, except as specifically set forth in Section 59A-04(e) and (f); the other required inspections can be done at any DMV registered facility.

(2) Exception for vehicles seating 10 or more passengers (including the driver) and stretched vehicles. A Vehicle which either:

(i) seats 10 or more passengers and is not exempt from NYS Department of Transportation operating authority and inspection requirements, or

(ii) has been modified after manufacture and which is not exempt from NYS Department of Transportation operating authority and inspection requirements must be inspected two times a year by the NYS Department of Transportation. Each Inspection will be performed as required by the NYS Department of Transportation and its regulations.

§59A-26(a) Fine: \$100 and suspension of the Vehicle Owner License until any defect found is corrected or until the vehicle passes inspection, including any applicable inspection by the NYS DOT. Appearance REQUIRED

Section 8. Section 59A-28(a) of Title 35 of the Rules of the City of New York is amended to read as follows:

(a) Post-Manufacture Alteration.

(1) No For-Hire Vehicle can be altered after manufacture:

(i) To increase its length, width, weight or seating capacity, or  
(ii) To modify its chassis and/or body design.

(2) Exception for all types of Vehicles: A For-Hire Vehicle can also be altered, after manufacture, [if the modification] provided that the Vehicle, as modified, meets all of the following:

(i) [H]The modification has been made under a program approved in advance by the original vehicle manufacturer, and

(ii) The alteration has been performed by an entity approved and certified by the vehicle manufacturer to perform such alterations.

[(3) (iii) An original, unaltered, approved vehicle modifier's certification sticker must be affixed to the Vehicle [at a location to be determined by the Commission] on the left center post or hinge post.

(3) Exception for Vehicles seating 10 or more passengers (including the driver) and NOT exempt from NYS DOT Requirements:

A For-Hire Vehicle can be altered, after manufacture, provided that the Vehicle, as modified, meets all of the following:

(i) The Vehicle, as modified, has been approved by the NYS Commissioner of Motor Vehicles under Section 401(1)(b) of the NYS Vehicle and Traffic Law.

(ii) The Vehicle has passed inspection by the NYS Department of Transportation under 17 NYCRR §720.

(iii) For such modified For-Hire Vehicles, the inspections required by Section 59A-04(e) and (f) and Section 59A-26(a) of this Chapter and the requirement to meet safety standards set forth in Section 59A-27 of this Chapter, will be inspections of, and determinations by, the NYS Department of Transportation.

(iv) A modified For-Hire Vehicle must still pass a visual inspection at the Commission's Safety and Emissions Division at application and renewal as required by section 59A-04(e) and (f) of this Chapter.

(v) A modified For-Hire Vehicle must carry the insurance required by Section 59A-12 of these Rules for a vehicle of its size as modified (that is, \$ 5 million per occurrence if the vehicle carries 9-15 passengers, not including the driver, or \$10 million per occurrence if the vehicle carries 16-20 passengers).

(vi) The For-Hire Vehicle must be properly registered with the NYS Department of Motor Vehicles and must have been re-registered after completion of the modification.

(vii) The Vehicle must carry the modifier's sticker certifying that the modification was conducted in accordance with

Federal Motor Vehicle Safety Standards.

(viii) The modifier of the Vehicle must certify that it is registered with the National Highway Traffic Safety Administration.

(ix) The modifier of the Vehicle must provide a warranty that the vehicle will be free from defects in material and workmanship, including that the chassis and frame will be free from defects for a period of 3 years or 60,000 miles, whichever comes first.

(x) The modifier of the Vehicle must maintain a General Liability Insurance Policy in a minimum amount of \$5,000,000.

(4) Exception for Vehicles seating 10 or more passengers (including the driver) and exempt from NYS DOT Requirements:

A For-Hire Vehicle can be altered, after manufacture, provided that the Vehicle, as modified, meets all of the following:

(i) A modified For-Hire Vehicle must carry the insurance coverage required by Section 59A-12 of these Rules for a vehicle of its size as modified (that is, \$ 10 million per occurrence if the vehicle carries 9-15 passengers, not including the driver, or \$15 million per occurrence if the vehicle carries 16-20 passengers).

(ii) The For-Hire Vehicle must be properly registered with the NYS Department of Motor Vehicles and must have been re-registered after completion of the modification.

(iii) The Vehicle must carry the modifier's sticker certifying that the modification was conducted in accordance with Federal Motor Vehicle Safety Standards.

(iv) The modifier of the Vehicle must certify that it is registered with the National Highway Traffic Safety Administration.

(v) The modifier of the Vehicle must provide a warranty that the vehicle will be free from defects in material and workmanship, including that the chassis and frame will be free from defects for a period of 3 years or 60,000 miles, whichever comes first.

(vi) The modifier of the Vehicle must maintain a General Liability Insurance Policy in a minimum amount of \$5,000,000.

(5) Exception for modified Vehicles seating 9 or fewer and exempt from NYS DOT inspection and operating authority requirements:

A For-Hire Vehicle can be altered, after manufacture, even if the original vehicle manufacturer has not approved the program, provided that the Vehicle, as modified, meets all of the following:

(i) A modified For-Hire Vehicle must carry the insurance coverage required by Section 59A-12 of these Rules for a vehicle of its type and its size as modified, that is:

A. Liveries and Black Cars must carry insurance coverage of \$1.5 million per occurrence.

B. Luxury Limousines must carry insurance coverage of \$5 million per occurrence.

(ii) The For-Hire Vehicle must be properly registered with the NYS Department of Motor Vehicles and must have been re-registered after completion of the modification.

(iii) The Vehicle must carry the modifier's sticker certifying that the modification was conducted in accordance with Federal Motor Vehicle Safety Standards.

(iv) The modifier of the Vehicle must certify that it is registered with the National Highway Traffic Safety Administration.

(v) The modifier of the Vehicle must provide a warranty that the vehicle will be free from defects in material and workmanship, including that the chassis and frame will be free from defects for a period of 3 years or 60,000 miles, whichever comes first.

(vi) The modifier of the Vehicle must maintain a General Liability Insurance Policy in a minimum amount of \$5,000,000.

(6) Exception for modified Vehicles seating 9 or fewer and NOT exempt from NYS DOT inspection and operating authority requirements:

A For-Hire Vehicle can be altered, after manufacture, even if the original vehicle manufacturer has not approved the program, provided that the Vehicle, as modified, meets all of the following:

(i) The Vehicle, as modified, has been approved by the NYS Commissioner of Motor Vehicles under Section 401(1)(b) of the NYS Vehicle and Traffic Law.

(ii) The Vehicle has passed inspection by the NYS Department of Transportation under 17 NYCRR §720.

(iii) For such modified For-Hire Vehicles, the inspections required by Section 59A-04(e) and (f) and Section 59A-26(a) of this Chapter and the requirement to meet safety standards set forth in Section 59A-27 of this Chapter, will be inspections of, and determinations by, the NYS Department of Transportation.

(iv) A modified For-Hire Vehicle must still pass a visual inspection at the Commission's Safety and Emissions Division at application and renewal as required by section 59A-04(e) and (f) of this Chapter.

(v) A modified For-Hire Vehicle must carry the insurance

coverage required by Section 59A-12 of these Rules for a vehicle of its type and its size as modified, that is:

A. Liveries and Black Cars must carry insurance coverage of \$500,000 per person and \$1 million per occurrence.

B. Luxury Limousines must carry insurance coverage of \$1.5 million per occurrence.

(vi) The For-Hire Vehicle must be properly registered with the NYS Department of Motor Vehicles and must have been re-registered after completion of the modification.

(vii) The Vehicle must carry the modifier's sticker certifying that the modification was conducted in accordance with Federal Motor Vehicle Safety Standards.

(viii) The modifier of the Vehicle must certify that it is registered with the National Highway Traffic Safety Administration.

(ix) The modifier of the Vehicle must provide a warranty that the vehicle will be free from defects in material and workmanship, including that the chassis and frame will be free from defects for a period of 3 years or 60,000 miles, whichever comes first.

(x) The modifier of the Vehicle must maintain a General Liability Insurance Policy in a minimum amount of \$5,000,000.

§59A-28(a) Vehicle Owner Fine: \$10,000 and Appearance License suspension until compliance REQUIRED if alteration is not approved or revocation if the vehicle is not brought into compliance within 30 days[ \$10,000 and License revocation if certification sticker is altered. ]

Section 9. Section 59A-30(a) of Title 35 of the Rules of the City of New York is amended by adding a new paragraph (5) to read as follows:

(5) Modified Vehicles. If the Vehicle has been modified after manufacture and IS exempt from NYS Department of Transportation inspection and authorization requirements, a copy of the valid exemption letter from the NYS Department of Transportation must be kept in the Vehicle at all times.

§59A-30(a)(5) Fine: \$100. Appearance NOT REQUIRED

Section 10. Section 59B-28 (a) of Title 35 of the Rules of the City of New York is amended to read as follows:

(a) Post-Manufacture Alteration.

(1) No For-Hire Vehicle can be altered after manufacture:

(i) To increase its length, width, weight or seating capacity, or  
(ii) To modify its chassis and/or body design.

(2) Exception for all types of Vehicles: A For-Hire Vehicle can also be altered, after manufacture, [if the modification] provided that the Vehicle, as modified, meets all of the following:

(i) [H] The modification has been made under a program approved in advance by the original vehicle manufacturer, and

(ii) The alteration has been performed by an entity approved and certified by the vehicle manufacturer to perform such alterations.

[(3)] (iii) An original, unaltered, approved vehicle modifier's certification sticker must be affixed to the Vehicle [at a location to be determined by the Commission] attached to the left center post or hinge post.

(3) Exception for Vehicles seating 10 or more passengers and NOT exempt from NYS DOT Requirements:

A For-Hire Vehicle can be altered, after manufacture, provided that the Vehicle, as modified, meets all of the following:

(i) The Vehicle, as modified, has been approved by the NYS Commissioner of Motor Vehicles under Section 401(1)(b) of the NYS Vehicle and Traffic Law.

(ii) The Vehicle has passed inspection by the NYS Department of Transportation under 17 NYCRR §720.

(iii) For such modified For-Hire Vehicles, the inspections required by Section 59A-04(e) and (f) and Section 59A-26(a) of this Chapter and the requirement to meet safety standards set forth in Section 59A-27 of this Chapter, will be inspections of, and determinations by, the NYS Department of Transportation.

(iv) A modified For-Hire Vehicle must still pass a visual inspection at the Commission's Safety and Emissions Division at application and renewal as required by section 59A-04(e) and (f) of this Chapter.

(v) A modified For-Hire Vehicle must carry the insurance required by Section 59A-12 of these Rules for a vehicle of its size as modified (that is, \$ 5 million per occurrence if the vehicle carries 9-15 passengers, not including the driver, or \$10 million per occurrence if the vehicle carries 16-20 passengers).

(vi) The For-Hire Vehicle must be properly registered with the NYS Department of Motor Vehicles and must have been re-registered after completion of the modification.

(vii) The Vehicle must carry the modifier's sticker certifying that the modification was conducted in accordance with Federal Motor Vehicle Safety Standards.

(viii) The modifier of the Vehicle must certify that it is registered with the National Highway Traffic Safety Administration.

(ix) The modifier of the Vehicle must provide a warranty that the vehicle will be free from defects in material and workmanship, including that the chassis and frame will be free from defects for a period of 3 years or 60,000 miles, whichever comes first.

(x) The modifier of the Vehicle must maintain a General Liability Insurance Policy in a minimum amount of \$5,000,000.

(4) Exception for Vehicles seating 10 or more passengers (including the driver) and exempt from NYS DOT Requirements:

A For-Hire Vehicle can be altered, after manufacture, provided that the Vehicle, as modified, meets all of the following:

(i) A modified For-Hire Vehicle must carry the insurance coverage required by Section 59A-12 of these Rules for a vehicle of its size as modified (that is, \$ 10 million per occurrence if the vehicle carries 9-15 passengers, not including the driver, or \$15 million per occurrence if the vehicle carries 16-20 passengers).

(ii) The For-Hire Vehicle must be properly registered with the NYS Department of Motor Vehicles and must have been re-registered after completion of the modification.

(iii) The Vehicle must carry the modifier's sticker certifying that the modification was conducted in accordance with Federal Motor Vehicle Safety Standards.

(iv) The modifier of the Vehicle must certify that it is registered with the National Highway Traffic Safety Administration.

(v) The modifier of the Vehicle must provide a warranty that the vehicle will be free from defects in material and workmanship, including that the chassis and frame will be free from defects for a period of 3 years or 60,000 miles, whichever comes first.

(vi) The modifier of the Vehicle must maintain a General Liability Insurance Policy in a minimum amount of \$5,000,000.

(5) Exception for modified Vehicles seating 9 or fewer and exempt from NYS DOT inspection and operating authority requirements:

A For-Hire Vehicle can be altered, after manufacture, even if the original vehicle manufacturer has not approved the program, provided that the Vehicle, as modified, meets all of the following:

(i) A modified For-Hire Vehicle must carry the insurance coverage required by Section 59A-12 of these Rules for a vehicle of its type and its size as modified, that is:

A. Liveries and Black Cars must carry insurance coverage of \$1.5 million per occurrence.

B. Luxury Limousines must carry insurance coverage of \$5 million per occurrence.

(ii) The For-Hire Vehicle must be properly registered with the NYS Department of Motor Vehicles and must have been re-registered after completion of the modification.

(iii) The Vehicle must carry the modifier's sticker certifying that the modification was conducted in accordance with Federal Motor Vehicle Safety Standards.

(iv) The modifier of the Vehicle must certify that it is registered with the National Highway Traffic Safety Administration.

(v) The modifier of the Vehicle must provide a warranty that the vehicle will be free from defects in material and workmanship, including that the chassis and frame will be free from defects for a period of 3 years or 60,000 miles, whichever comes first.

(vi) The modifier of the Vehicle must maintain a General Liability Insurance Policy in a minimum amount of \$5,000,000.

(6) Exception for modified Vehicles seating 9 or fewer and NOT exempt from NYS DOT inspection and operating authority requirements:

A For-Hire Vehicle can be altered, after manufacture, even if the original vehicle manufacturer has not approved the program, provided that the Vehicle, as modified, meets all of the following:

(i) The Vehicle, as modified, has been approved by the NYS Commissioner of Motor Vehicles under Section 401(1)(b) of the NYS Vehicle and Traffic Law.

(ii) The Vehicle has passed inspection by the NYS Department of Transportation under 17 NYCRR §720.

(iii) For such modified For-Hire Vehicles, the inspections required by Section 59A-04(e) and (f) and Section 59A-26(a) of this Chapter and the requirement to meet safety standards set forth in Section 59A-27 of this Chapter, will be inspections of, and determinations by, the NYS Department of Transportation.

(iv) A modified For-Hire Vehicle must still pass a visual inspection at the Commission's Safety and Emissions Division at application and renewal as required by section 59A-04(e) and (f) of this Chapter.

(v) A modified For-Hire Vehicle must carry the insurance



coverage required by Section 59A-12 of these Rules for a vehicle of its type and its size as modified, that is:

A. Liveries and Black Cars must carry insurance coverage of \$500,000 per person and \$1 million per occurrence.

B. Luxury Limousines must carry insurance coverage of \$1.5 million per occurrence.

(vi) The For-Hire Vehicle must be properly registered with the NYS Department of Motor Vehicles and must have been re-registered after completion of the modification.

(vii) The Vehicle must carry the modifier's sticker certifying that the modification was conducted in accordance with Federal Motor Vehicle Safety Standards.

(viii) The modifier of the Vehicle must certify that it is registered with the National Highway Traffic Safety Administration.

(ix) The modifier of the Vehicle must provide a warranty that the vehicle will be free from defects in material and workmanship, including that the chassis and frame will be free from defects for a period of 3 years or 60,000 miles, whichever comes first.

(x) The modifier of the Vehicle must maintain a General Liability Insurance Policy in a minimum amount of \$5,000,000.

§59B-28(a) Base Owner Fine: \$1,000 Appearance REQUIRED

Section 11. Section 59B-30(a) of Title 35 of the Rules of the City of New York is amended by adding a new paragraph (4) to read as follows:

(4) Modified Vehicles. If the Vehicle has been modified after manufacture and IS exempt from NYS Department of Transportation inspection and authorization requirements, a copy of the valid exemption letter from the NYS Department of Transportation must be kept in the Vehicle at all times.

§59B-30(a)(4) Fine: \$100 Appearance NOT REQUIRED

**NEW YORK CITY MAYOR'S OFFICE OF OPERATIONS  
253 BROADWAY, 10th FLOOR  
NEW YORK, NY 10007  
212-788-1526**

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

**RULE TITLE: Requirements for Modified For-Hire Vehicles**

**REFERENCE NUMBER: TLC-15**

**RULEMAKING AGENCY: TLC**

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

- (i) Is understandable and written in plain language for the discrete regulated community or communities;
- (ii) Minimizes compliance costs for the discrete regulated community or communities consistent with achieving the stated purpose of the rule; and
- (iii) Does not provide a cure period because a cure period would run counter to the proposed rule's goal of preventing risks to public safety.

/s/ Francisco Navarro October 12, 2011  
Mayor's Office of Operations Date

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

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

**RULE TITLE: Requirements for Modified For-Hire Vehicles**

**REFERENCE NUMBER: 2011 RG 089**

**RULEMAKING AGENCY: Taxi and Limousine Commission**

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

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

/s/ STEVEN GOULDEN Date: October 12, 2011  
Acting Corporation Counsel

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**TRANSPORTATION**

**NOTICE**

**NOTICE OF ADOPTION** on amendments to the rules relating to construction activity, underground street access

covers, transformer vault covers and gratings, and excavation and restoration requirements.

**NOTICE IS HEREBY GIVEN PURSUANT TO THE AUTHORITY VESTED IN THE** Commissioner of the Department of Transportation by subdivision (b) of Section 2903 of the New York City Charter, and Title 19 of the New York City Administrative Code, and in accordance with the requirements of Section 1043 of the New York City Charter, that the Department of Transportation hereby adopts amendments to sections 2-05, 2-07, and 2-11 of Chapter 2 of Title 34 of the Official Compilation of the Rules of the City of New York, the Highway Rules. These rules were first published on the City Record on December 27, 2010 and a public hearing was held on January 27, 2011 and continued on February 10, 2011. These rules shall take effect 30 days from the date hereof.

Matter underlined is new; matter in [brackets] is deleted.

Section 1. Paragraphs (3) and (8) of subdivision (d) of section 2-05 of Title 34 of the Rules of the City of New York are amended to read as follows:

**(d) Conditions for the placement or storage of construction material and equipment (other than cranes) on the street.**

(3) The name, address and telephone number of the owner shall be printed on two sides of each container used for construction debris. This requirement does not apply to convex containers (commonly referred to as shipping or cargo containers), which are not permitted on City streets unless otherwise authorized by the Commissioner.

(8) Construction material or equipment shall not be stored or placed within:

- (i) five feet of railroad tracks;
- (ii) three feet of any city-owned electrical systems equipment including, but not limited to, signal and lamp posts, ITS systems, cameras, panel and/or junction boxes, provided that access to the equipment is maintained at all times;
- (iii) fifteen feet of hydrants or water sampling stations;
- (iv) the area created by extending the building line to the curb (the "corner") or within the area from ten feet of either side of the corner (the "corner quadrant");
- (v) any "No Standing" zone; or

(vi) \_\_\_\_\_ stored at a height greater than five (5) feet, unless such construction material or equipment is a nondivisible load which exceeds five (5) feet in height, or unless otherwise authorized by the Commissioner.

§ 2. Paragraph (5) of subdivision (a) of section 2-07 of Title 34 of the Rules of the City of New York is amended to read as follows:

**(a) General conditions.**

(5) A permit is required to store material or equipment on the street during non-working hours whether or not the cover or grating opening is in a critical roadway. No such permit shall be required to store tool carts on the sidewalk. No tool cart shall be stored on a sidewalk unless a minimum passage of five feet is maintained on the sidewalk for pedestrians. No tool cart stored on a sidewalk or roadway shall obstruct any hydrant, water sampling station, bus stop or driveway. A permit is required to store tool carts on the roadway. All tool carts shall display the name, address and telephone number of the entity that placed them on the sidewalk or roadway.

§ 3. Paragraph (1) of subdivision (a) of § 2-11 of Chapter 2 of Title 34 of the Rules of the City of New York is amended to read as follows:

**(a) Permit Required.**

(1) No excavations shall be made in any street unless a Street Opening Permit is obtained.

- (i) For plumbing work requiring a street opening or excavation, a Street Opening Permit will only be issued to [a licensed master plumber as defined in section 26-141 of the Administrative Code.] a business or businesses set forth on the plate issued to licensed master plumbers pursuant to 28-401.3 of the Administrative Code.

(A) The licensed master plumber shall be required to provide a valid New York City [licensed master plumber's certificate] plate issued by the New York City Department of Buildings indicating the master plumber business or businesses under which the licensed master plumber practices his or her trade, or a valid copy of the same. The licensed master plumber shall also present a copy of any documentation issued by the New York City Department of Environmental Protection regarding the plumbing work that is to be conducted. These items must be submitted to the Department before the Department approves the Street Opening Permit.

§5. Paragraph (7) of subdivision (e) of section 2-11 of Title 34 of the Rules of the City of New York is amended to read as

follows:

**(e) Excavation and Restoration Requirements.**

(7) Storage of Materials

- (i) A street opening permit includes permission to store construction materials in a designated area adjacent to the permitted worksite only during permitted hours. Storing materials after permitted hours shall require a separate permit.

§ 6. Subparagraph (vii) of paragraph (8) of subdivision (e) of section 2-11 of Title 34 of the Rules of the City of New York is amended to read as follows:

**(e) Excavation and Restoration Requirements.**

(8) Backfill and Compaction

- (vii) The permittee shall be required to [furnish the Department with] supply a tester certified by a professional engineer, or certified by other methods as authorized by the Commissioner, on all street openings to perform compaction tests. The permittee shall also be required to maintain copies of all in-process compaction reports certified by a Professional Engineer as to the compliance with [the requirement of] the aforementioned backfill requirements set forth within this section. [This] The certified compaction report shall be [submitted along with the cutform for every tenth street opening permit issued to the permittee or as directed by the Commissioner.] maintained for every street opening and shall be available upon request by the Commissioner for the duration of the guarantee period.

§ 7. Subparagraph (vi) of paragraph (10) of subdivision (e) of Section 2-11 of Title 34 of the Rules of the City of New York is amended and new subparagraph (vii) is added, to read as follows:

**(e) Excavation and Restoration Requirements.**

(10) Plating and Decking

- (vi) All plating and decking shall have a skid-resistant surface equal to or greater than the adjacent existing street or roadway surface [, but in no event less than a New York State skid resistance number of 0.36].

(vii) All plating and decking must be removed from the roadway and/or sidewalk after completion of the final restoration or prior to the expiration of the permit.

§ 8. Subparagraph (vi) of paragraph (11) of subdivision (e) of Section 2-11 of Title 34 of the Rules of the City of New York are amended and a new subparagraph (viii) is added, to read as follows:

**(e) Excavation and Restoration Requirements.**

(11) Base

- (vi) At no time will asphalt other than binder be permitted as a base course, unless otherwise authorized by the Commissioner. Binder shall be installed and compacted in a maximum of four (4") inch lifts.

(viii) All hot asphalt binder based restorations or any form of temporary restoration must be flush with the surrounding pavement until the wearing course is installed. Binder based restorations must be removed to a depth of two (2") inches prior to installing the wearing course.

§ 9. Subparagraphs (x) and (xi) of paragraph (12) of subdivision (e) of section 2-11 of Title 34 of the Rules of the City of New York are amended to read as follows:

**(e) Excavation and Restoration Requirements.**

(12) Wearing Course

- (x) Final (permanent) restorations shall be completed [within ten (10) working days of the] prior to the expiration of the permit. During winter months, temporary asphalt and pavement markings shall be placed at the expiration of the permit and maintained until such time as the final restoration may be completed.

(xi) For trenches on protected streets, six inches (6") of base and six inches (6") of the wearing course shall be cut back on both sides of the trench. For trenches on non-protected streets, six (6") inches of the wearing course shall be cut back on [both] all sides of the trench, provided, however, [that] the total cut [is] must be a minimum of eighteen inches (18") wide.

§ 10. Paragraph (13) of subdivision (e) of section 2-11 of Title 34 of the Rules of the City of New York is amended by adding a new subparagraph (vi), to read as follows:

**(e) Excavation and Restoration Requirements.**

(13) Concrete Pavements

- (vi) All restorations shall conform with the latest version of Department standard details 1042A, 1042B or 1042C, as determined by the Department.

§ 11. Paragraph (4) of subdivision (f) of section 2-11 of Title

34 of the Rules of the City of New York is amended to read as follows:

(f) Excavations And Street Openings In Protected Streets. No street opening activity shall be allowed, except for emergency work or as authorized by the Commissioner, in a protected street for a period of five years from the completion of the street improvement. In addition to this subdivision (f), all provisions of § 2-11 shall apply to protected streets.

(4) Restorations

(i) No backfill of any opening or excavation on a protected street shall be performed unless the permittee notifies the Department at least two hours prior to the scheduled start time for the backfill except as otherwise authorized by the Commissioner. All notifications for any restoration phase on protected streets must be made through the Department's web site (www.nyc.gov/dot). Such notifications will result in the generation of a confirmation number, which is required for every protected street opening permit obtained. In no case shall the permittee commence the backfill prior to the scheduled start time. For the base and wearing course, the permittee shall fax its daily paving schedule to the Department prior to commencing work. In addition, during the backfill and compaction phase of the work, permittees must provide, on site, a certified compaction tester from an approved laboratory or a licensed certified tester to test that the compaction of the backfill is in accordance with the Department's rules and specifications.

(ii) The Department may inspect any phase of the work, including but not limited to, initial excavation, backfill and compaction, performance of required cut backs, and final restoration.

(iii) A certification issued by a New York State licensed professional engineer shall be provided to the Department within thirty days of completion of work on protected streets. The certification shall state that the type of work performed was as described in the permit application, and that all phases of the restoration were performed in accordance with Department rules and specifications. Upon demand by the Department or as directed by the Commissioner, the permittee shall furnish copies of in-process compaction reports certified by a Professional Engineer as to the compliance with the backfill requirements set forth within this section. All records must be kept by the permittee and made available to the Department for the duration of the guarantee period.

(iv) Permittees shall be responsible for the proper repair of the street opening or excavation for a period of three years from the date of completion or for the duration of the protected street guarantee period, whichever is longer.

(v) All restorations shall conform with the latest version of Department standard details 1042A [and], 1042B or 1042C, as determined by the Department.

(vi) Where street openings cannot be confined to within 8 feet of the curb line, including the required cut back, and/ or within the sidewalk area, full curb to curb roadway restoration shall be required where protected street status has been in effect for 18 months or less, unless otherwise directed by the Commissioner.

(vii) The permanent restoration shall be flushed with the surrounding pavement on all sides of the restoration. In the event a permanent restoration pavement installed in violation of the provisions of subparagraph (i) of this paragraph (4) settles more than two inches (2") below the surrounding existing surface during the life of the guarantee period, this shall be deemed a failure of the backfill compaction, in which case, the permittee shall remove all of the failed backfill, down to the subsurface facility, and install new, properly compacted backfill.

STATEMENT OF BASIS AND PURPOSE OF RULES

The Commissioner of Transportation is authorized to promulgate rules regarding streets and highways in the City pursuant to § 2903 of the New York City Charter and Title 19 of the New York City Administrative Code. These rules are being amended to achieve several purposes: to enhance and clarify existing rules; to enhance vehicular and pedestrian safety, and to provide methods of enforcement for the rules. Finally, these amendments will better protect the City's investment in miles of roadways throughout the five boroughs.

Subdivision (d) of § 2-05 is being amended to add that permittees are prohibited from placing convex containers on the street. Subdivision (d) is also being amended to state that construction materials or equipment cannot be placed within fifteen feet of water sampling stations of the Department of Environmental Protection, and cannot be stored higher than five feet unless such construction material or equipment is a nondivisible load, or unless authorized by the Commissioner. This will prevent these items from blocking water sampling stations and from blocking vehicular traffic from the view of drivers.

§ 2-07 is being amended to prohibit storage of tool carts on the sidewalk and the roadway, and to prohibit tool carts from blocking water sampling stations.

Paragraph (1) of subdivision (a) of § 2-11 is being amended to

bring the Department's rules in compliance with changes to the New York City Administrative Code. Section 26-241 of the Administrative Code, which previously defined a licensed master plumber as a partnership, corporation, or other business association, was repealed. It was replaced with section 28-401.3, which defines a licensed master plumber as an individual. The Department prefers to continue the current method of issuing street opening permits to plumbing businesses and not individuals. Thus, the Department is revising this rule in order to remain in compliance with the Administrative Code and to ensure the continuation of current permitting practices.

Paragraph (7) of subdivision (e) of § 2-11 is being amended to clarify that contractors must secure a separate permit in order to store construction materials at the work site at any time other than during the working hours stated on the permit.

Paragraph (8) of subdivision (e) of § 2-11 is being amended to reflect the restoration requirements on all roadways, to ensure that compaction is performed as per Department requirements, to clarify that permittees must generate compaction reports for each street opening, and to require permittees to keep such reports for the life of the guarantee period.

Paragraph (10) of subdivision (e) of § 2-11 is being amended to require the removal of plating and decking after completion of the final restoration or prior to the expiration of the permit,

and to remove the skid resistant coefficient of .36.

Paragraph (11) of subdivision (e) of § 2-11 is being amended to ensure that restorations result in a smooth and level roadway surface for motorists, pedestrians and bicyclist so as to minimize trip hazards.

Paragraph (12) of subdivision (e) of § 2-11 is being amended to minimize confusion generated by prior requirements permitting contractors to complete work within ten days of permit expiration. During the ten-day period, the original permit and all associated stipulations are void, allowing contractors to perform paving work at any day, time and location and providing the Department with no enforceable restrictions against such work. The amendment will prevent contractors from performing restorations at a day or time that would likely result in traffic delays.

Paragraph (13) of subdivision (e) of § 2-11 is being amended to standardize restoration requirements on concrete pavement or reconstructed roadways.

Subdivision (f) of § 2-11 is being amended to assist permittees in obtaining protected street confirmation numbers in an expedited manner, to require that permittees maintain compaction reports throughout the guarantee period, and to require a flush surface for all phases of the restoration on protected streets.

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SPECIAL MATERIALS

CITYWIDE ADMINISTRATIVE SERVICES

MUNICIPAL SUPPLY SERVICES

NOTICE

OFFICIAL FUEL PRICE SCHEDULE NO. 6765 FUEL OIL AND KEROSENE

Table with 6 columns: CONTRACT NO., ITEM NO., FUEL/OIL TYPE, VENDOR, CHANGE, PRICE EFF. 10/10/2011. Lists fuel prices for various contract numbers and item types.

OFFICIAL FUEL PRICE SCHEDULE NO. 6766 FUEL OIL, PRIME AND START

Table with 6 columns: CONTRACT NO., ITEM NO., FUEL/OIL TYPE, VENDOR, CHANGE, PRICE EFF. 10/10/2011. Lists fuel prices for various contract numbers and item types.

OFFICIAL FUEL PRICE SCHEDULE NO. 6767 FUEL OIL AND REPAIRS

Table with 6 columns: CONTRACT NO., ITEM NO., FUEL/OIL TYPE, VENDOR, CHANGE, PRICE EFF. 10/10/2011. Lists fuel prices for various contract numbers and item types.

OFFICIAL FUEL PRICE SCHEDULE NO. 6768 GASOLINE

Table with 6 columns: CONTRACT NO., ITEM NO., FUEL/OIL TYPE, VENDOR, CHANGE, PRICE EFF. 10/10/2011. Lists fuel prices for various contract numbers and item types.

o14

HOUSING PRESERVATION & DEVELOPMENT

NOTICE

REQUEST FOR COMMENT REGARDING AN APPLICATION FOR A CERTIFICATION OF NO HARASSMENT

Notice Date: October 12, 2011

To: Occupants, Former Occupants, and Other Interested Parties

Table with columns: Property, Address, Application #, Inquiry Period. Lists addresses from 378 West End Avenue to 793 Quincy Street.

Authority: SRO, Administrative Code §27-2093. Before the Department of Buildings can issue a permit for the alteration or demolition of a single room occupancy multiple dwelling...

illegally locking out building residents, starting frivolous lawsuits, and using threats or physical force.

The owner of the building identified above has applied for a Certification of No Harassment. If you have any comments or evidence of harassment at this building, please notify HPD at CONH Unit, 100 Gold Street, 3rd Floor, New York, NY 10038...

o11-18

TRANSPORTATION

NOTICE

PUBLIC NOTICE OF A CONCESSION OPPORTUNITY FOR THE OPERATION, MANAGEMENT AND MAINTENANCE OF PEDESTRIAN PLAZAS LOCATED AT ANCHORAGE PLACE, PEARL STREET AND WATER STREET, BOROUGH OF BROOKLYN

Pursuant to the Concession Rules of the City of New York, the Department of Transportation ("DOT") intends to enter into a concession for the operation, management, and maintenance of pedestrian plazas located at Anchorage Place, Pearl Street and Water Street, in Brooklyn ("Licensed Plaza")...

Subconcessions would be awarded based on solicitations issued by the concessionaire in the basic form of Request for Proposals or Request for Bids, subject to DOT's prior written approval of both solicitation and award.

The concession agreement will provide for one (1) five-year term, with four (4) one-year renewal options. The renewal options shall be exercisable at DOT's sole discretion.

DOT has identified DUMBO District Management Association, Inc. as a potential concessionaire, but DOT will consider additional expressions of interest from other potential not-for-profit concessionaires for the operation, management, and maintenance of the Licensed Plaza.

Not for profit organizations may express interest in the proposed concession by contacting Andrew Wiley-Schwartz, Assistant Commissioner for Public Spaces, by email at awileyschwartz@dot.nyc.gov or in writing at 55 Water Street, 9th Floor, New York, NY 10041 by November 7, 2011.

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

o14-n7

CHANGES IN PERSONNEL

Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for Community College (Bronx) for period ending 09/02/11.

Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for Community College (Queensboro) for period ending 09/02/11.

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for Community College (Kingsboro) for period ending 09/02/11.

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for Community College (Manhattan) for period ending 09/02/11.

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF DATE. Lists personnel changes for Community College (Manhattan) for period ending 09/02/11.



JEAN	KILLICK	04841	\$23968.0000	INCREASE	NO	08/28/11
JEANPIERRE	NATALIE D	10102	\$10.1600	RESIGNED	YES	08/26/11
JEANPIERRE	NATALIE D	10102	\$10.5700	RESIGNED	YES	08/26/11
JENNER	SHU-HUEY Y	04090	\$49267.0000	APPOINTED	YES	08/25/11
JT	JIANGUO	04108	\$88418.0000	INCREASE	YES	08/25/11
KARRASS	MARGARET	04096	\$65545.0000	INCREASE	YES	08/25/11
KEE	LORI ANN	04090	\$45138.0000	APPOINTED	YES	08/25/11
KHAN	TUHIN	04841	\$23968.0000	INCREASE	NO	08/28/11
LALLOO	PARBATTI	10102	\$9.8500	APPOINTED	YES	08/01/11
LAMA	SHRISTIK	10102	\$9.8500	APPOINTED	YES	08/01/11
LIGAN	GHISLAIN	10102	\$9.8500	APPOINTED	YES	08/01/11
MARCUS	PETER G	04096	\$66067.0000	DECREASE	YES	08/25/11
MARTINEZ-LOPEZ	CARMEN L	04108	\$88418.0000	INCREASE	YES	08/25/11
MASSARA	MARCELLE	04008	\$46302.0000	APPOINTED	YES	08/25/11
MCNAIR	ROSELIE	04096	\$49686.0000	APPOINTED	YES	08/25/11
MENDOZA	JOSEF	04090	\$45138.0000	APPOINTED	YES	08/25/11
MESSITT	HOLLY A	04024	\$76689.0000	INCREASE	YES	08/25/11
MLANGENI HILL	NOMANCUB B	10102	\$9.8500	APPOINTED	YES	08/01/11
MORGULIS	ALLA M	04024	\$76689.0000	INCREASE	YES	08/25/11
NAIR	CLIVE	04090	\$45138.0000	APPOINTED	YES	08/25/11
ORJI	LINDA	10102	\$9.8500	APPOINTED	YES	08/01/11
PACHECO	JOSHUA	10102	\$9.8500	APPOINTED	YES	08/15/11
PADUA	JASMINE E	10102	\$9.8500	APPOINTED	YES	08/29/11
PADULA	MARY S	04606	\$133.4100	INCREASE	YES	07/31/11
PAIGE	NICOLE J	10102	\$10.6500	RESIGNED	YES	05/28/11
PAIGE	NICOLE J	10102	\$9.8500	RESIGNED	YES	04/30/11
PAMPLIN	M. CLAIR	04024	\$76689.0000	INCREASE	YES	08/25/11
PLAISIR	JEAN	04024	\$76689.0000	INCREASE	YES	08/25/11
POST	CHARLES	04108	\$85356.0000	INCREASE	YES	08/25/11
POWELL	BENJAMIN D	04008	\$61903.0000	APPOINTED	YES	08/25/11
RAHMAN	OMARI-KH R	10102	\$9.8500	APPOINTED	YES	08/01/11
RAJA	MARYA	10102	\$9.8500	APPOINTED	YES	08/03/11
RAY	CHARLES	04090	\$45130.0000	APPOINTED	YES	08/25/11
RICHARD	JEAN	04024	\$74133.0000	INCREASE	YES	08/25/11
RODGERS	KELLY A	04008	\$64956.0000	APPOINTED	YES	08/25/11
RODRIGUEZ	FANNY M	04090	\$42541.0000	APPOINTED	YES	08/25/11
ROMERO VALENCIA	CAROLINA	10102	\$9.8500	APPOINTED	YES	08/01/11
RUSSO	RUTHANN	04008	\$81645.0000	APPOINTED	YES	08/25/11
STIEFEL	SNEZANA	04090	\$45138.0000	APPOINTED	YES	08/25/11
TASSY	STAEI	04841	\$23968.0000	INCREASE	NO	08/28/11
TELPHA	CAROL	04096	\$42541.0000	APPOINTED	YES	08/25/11
TEZAPSIDIS	JANE M	04024	\$76689.0000	INCREASE	YES	08/25/11
THOMPSON	CHRISTOP B	04024	\$57581.0000	INCREASE	YES	08/25/11
THOMPSON	CODY	10102	\$9.8500	APPOINTED	YES	08/22/11
TOLAN	JAMES E	04024	\$76689.0000	INCREASE	YES	08/25/11
TOLAN	JAMES E	04607	\$238.6200	INCREASE	YES	07/17/11
TOURNAS	IOANNIS	04024	\$79242.0000	INCREASE	YES	08/25/11
TOWNSEND	ROSE	10102	\$9.8500	APPOINTED	YES	08/01/11
TSIKLAURI	SHALVA	04008	\$53032.0000	INCREASE	YES	08/25/11
TULLY	TRACY A	04090	\$47434.0000	APPOINTED	YES	08/25/11
VAUGHN	EDWARD J	04008	\$46302.0000	APPOINTED	YES	08/25/11
WASHINGTON	WENDY A	04090	\$45138.0000	APPOINTED	YES	08/25/11
WILSON	ONEIL	10102	\$9.8500	APPOINTED	YES	08/01/11
WINDSOR	PARIS	10102	\$12.0000	APPOINTED	YES	08/22/11
WU	ZHIFANG	04058	\$36795.0000	APPOINTED	YES	08/25/11
YANG	DONGHYUC	10102	\$9.8500	APPOINTED	YES	08/01/11
YAU	EUGENIA O	04108	\$88418.0000	INCREASE	YES	08/25/11
ZAITSEV	IGOR	04024	\$74133.0000	INCREASE	YES	08/25/11
ZHAO	LIXIN	10102	\$9.4700	RESIGNED	YES	09/01/05
ZYMAN	MARCOS	04024	\$74133.0000	INCREASE	YES	08/25/11

COMMUNITY COLLEGE (HOSTOS)  
FOR PERIOD ENDING 09/02/11

NAME	NUM	SALARY	ACTION	PROV	EFF DATE	
AMADIZ	RUFINA A	04802	\$33036.0000	INCREASE	NO	07/05/11
AMADOR	ARMANDO A	04090	\$42541.0000	APPOINTED	YES	08/25/11
ARCILA	GABRIELA D	04689	\$38.9100	APPOINTED	YES	03/26/11
BERNAL-CARLO	AMANDA	04685	\$52.7600	APPOINTED	YES	04/01/11
CASTELLANOS	SANDRA	04008	\$68024.0000	INCREASE	YES	08/25/11
FREEMAN	DEIDRE	04625	\$37.7500	APPOINTED	YES	08/01/11
KANE	KATHLEEN	04024	\$90756.0000	RESIGNED	YES	08/31/11
KIMBALL	ELIZABETH	04008	\$59608.0000	APPOINTED	YES	08/25/11
LANG	DAMARIS-	04008	\$51195.0000	INCREASE	YES	08/25/11
LUKES	MARGUERI M	04008	\$81645.0000	APPOINTED	YES	08/25/11
MALDONADO	SONIA E	04008	\$71073.0000	DECREASE	YES	08/25/11
MENCHER	THOMAS	04625	\$33.1800	APPOINTED	YES	07/27/11
NEDDO	PETER M	04888	\$22.4200	APPOINTED	YES	08/15/11
PEREZ	KATRINA I	10102	\$10.0000	APPOINTED	YES	08/17/11
POWELL	JOHANNA	04844	\$36249.0000	RESIGNED	NO	08/26/11
SHAKYA	SHARMILA	04090	\$49267.0000	APPOINTED	YES	08/25/11
SHARMA	MAYA	04024	\$82299.0000	INCREASE	YES	09/01/11
SINGH	AMRIT T	04090	\$42541.0000	APPOINTED	YES	08/25/11
STEIN	MADELEIN M	04090	\$47434.0000	APPOINTED	YES	08/25/11
TYNER	ALIA R	04008	\$68024.0000	APPOINTED	YES	08/25/11
WOHLBERG	STEPHEN I	04008	\$64956.0000	RESIGNED	YES	08/31/11
WRIGHT	VINCENT L	04625	\$33.1800	APPOINTED	YES	08/02/11

COMMUNITY COLLEGE (LAGUARDIA)  
FOR PERIOD ENDING 09/02/11

NAME	NUM	SALARY	ACTION	PROV	EFF DATE	
AARONS	LESLIE A	04008	\$71073.0000	APPOINTED	YES	09/01/11
AIT EL MOUDEN	ABDELLAH	04601	\$26.6000	APPOINTED	YES	07/05/11
BARSKI	LAURA A	04688	\$38.9100	APPOINTED	YES	08/15/11
KAUR	KARAMVIR	04017	\$38407.0000	APPOINTED	YES	08/14/11
MELLON	LINDA M	04097	\$94606.0000	APPOINTED	YES	08/14/11
REID	CATHERIN E	04024	\$82299.0000	APPOINTED	YES	09/01/11
SAAD	RANDALL	04090	\$53705.0000	APPOINTED	YES	09/01/11
SCHWARTZ	JOAN M	04008	\$61903.0000	APPOINTED	YES	09/01/11
SELIM	AHMED Y	04973	\$90000.0000	RESIGNED	YES	08/14/11
STEVENS	NATHAN	04625	\$37.7500	APPOINTED	YES	08/12/11
TANAKA-KUWASHIM	FLORENCE M	04293	\$73.5300	APPOINTED	YES	06/27/11
THOMAS-CONNOR	IONA M	04024	\$88418.0000	RESIGNED	YES	09/01/11
TORRES	FERNANDO	10102	\$12.0000	APPOINTED	YES	07/01/11
WALLACE	SHAUNEE L	04008	\$61903.0000	APPOINTED	YES	09/01/11
WIDJIONO	CAROL B	04294	\$64.8400	APPOINTED	YES	08/22/11
ZAPATA	JUAN	10102	\$12.0000	APPOINTED	YES	07/01/11

HUNTER COLLEGE HIGH SCHOOL  
FOR PERIOD ENDING 09/02/11

NAME	NUM	SALARY	ACTION	PROV	EFF DATE	
ALBANO	LUIGI A	04135	\$54234.0000	APPOINTED	YES	09/01/11
SOCOL-KREGSMAN	CAREY A	04084	\$80045.0000	RESIGNED	YES	08/31/11

BROOKLYN COMMUNITY BOARD #3  
FOR PERIOD ENDING 09/02/11

NAME	NUM	SALARY	ACTION	PROV	EFF DATE	
MCLEAN	SHAUN C	52406	\$24756.0000	APPOINTED	YES	07/31/11

BROOKLYN COMMUNITY BOARD #14  
FOR PERIOD ENDING 09/02/11

NAME	NUM	SALARY	ACTION	PROV	EFF DATE	
CAMPBELL	SHAWN A	56086	\$70000.0000	APPOINTED	YES	08/14/11

BROOKLYN COMMUNITY BOARD #17  
FOR PERIOD ENDING 09/02/11

NAME	NUM	SALARY	ACTION	PROV	EFF DATE	
FRASER	SHERIF A	56086	\$73326.0000	INCREASE	YES	07/01/11

DEPARTMENT OF EDUCATION ADMIN  
FOR PERIOD ENDING 09/02/11

NAME	NUM	SALARY	ACTION	PROV	EFF DATE	
ADAMS	TASHA M	54503	\$25653.0000	APPOINTED	YES	06/19/11
ATKINS	ASYA	10062	\$85000.0000	APPOINTED	YES	08/07/11
AYZIN	ROBERT A	10031	\$75000.0000	INCREASE	YES	07/14/11
BARON	JAIME	54483	\$42383.0000	RESIGNED	NO	07/31/11
BASKETT	JEREMY J	60910	\$44048.0000	APPOINTED	YES	08/07/11
BEIDLEMAN	GARY II L	10062	\$143780.0000	APPOINTED	YES	07/31/11
BERGER	ERIC	13642	\$105000.0000	APPOINTED	YES	08/21/11
BRACK	RYAN	10062	\$112828.0000	RESIGNED	YES	08/18/11
BUSH	MARC	10026	\$95000.0000	APPOINTED	YES	08/07/11
CALERO	EDWARD	56056	\$32500.0000	DECREASE	YES	08/09/11
CAMACHO	NAOMI	56058	\$60123.0000	APPOINTED	YES	07/01/11
CAMPBELL	JAMILA A	60888	\$27349.0000	APPOINTED	NO	08/21/11
CASTRO	INDHIRA M	56057	\$39000.0000	RESIGNED	YES	08/13/11
CASTRO ORTIZ	ADYLIA	56058	\$52322.0000	INCREASE	YES	08/14/11
CLINES	PETER J	80087	\$85000.0000	APPOINTED	YES	08/21/11
COVEL	SHANA R	10062	\$115566.0000	APPOINTED	YES	07/22/11
CRISTY	SAMUEL G	56057	\$39000.0000	RESIGNED	YES	08/15/11
DALY	BETTY J	10124	\$49912.0000	RETIRED	NO	11/01/10
DASGUPTA	PRIYANKA	56058	\$52322.0000	RESIGNED	YES	08/15/11
DE LEON	ANA	56057	\$46305.0000	RETIRED	YES	06/30/11
DEBLASIE	SUZANNE	56057	\$32237.0000	RESIGNED	YES	08/09/11
DIMITRI	RALPH J	60888	\$34017.0000	APPOINTED	NO	08/21/11
DINUBILA	VIVIAN	54506	\$38122.0000	RETIRED	YES	08/19/11
ELIZEE	JANET	10251	\$35402.0000	RETIRED	NO	06/15/11
FAN	LYDIA	56057	\$37072.0000	APPOINTED	YES	08/17/11
FANIZZI	THOMAS	31121	\$48858.0000	RESIGNED	YES	08/14/11
FISCHER	DAVID JA	10026	\$95680.0000	APPOINTED	YES	08/18/11
FROHNHOEFER	SARAH B	10031	\$95000.0000	RESIGNED	YES	08/12/11
GEORGIS	CONSTANT	60910	\$54000.0000	APPOINTED	YES	08/14/11
GEWIRTZ	MIRIAM	06217	\$60731.0000	INCREASE	YES	06/07/11
GREEN	ALBERTHA	56057	\$37072.0000	RESIGNED	YES	08/11/11
HEEGE	CARMEN	54503	\$25808.0000	RETIRED	YES	08/18/11
HENDERSON	CHELSEA	56057	\$45000.0000	APPOINTED	YES	08/14/11
HERNANDEZ	CARLOS W	10026	\$100000.0000	RESIGNED	YES	08/16/11
HERTZOG	LISA A	10062	\$110000.0000	INCREASE	YES	07/01/11
HUANG	ANDREW	06217	\$60731.0000	INCREASE	YES	03/18/11
JAN CHIOU	PAMELA F	56057	\$19341.0000	RESIGNED	YES	06/29/11
JO YEN KIAM	ROCHELLE	10031	\$118000.0000	APPOINTED	YES	08/21/11
JONES	AMY K	10062	\$132453.0000	INCREASE	YES	07/11/10
KEITA	ABRAHAM	56056	\$33000.0000	APPOINTED	YES	08/14/11
LABEACH	BYRON A	60888	\$27349.0000	APPOINTED	NO	08/21/11
LESEUR	JOYCE	10251	\$36457.0000	RETIRED	NO	08/20/11
LI	YIZHONG	06745	\$50548.0000	APPOINTED	YES	07/10/11
LUGO	DENNIS	06786	\$34563.0000	RESIGNED	YES	08/16/11
MARSHALL	KATHLEEN	54503	\$29927.0000	RETIRED	YES	08/15/11
MCBRIDE	SHIRVY J	56057	\$32237.0000	RESIGNED	YES	08/14/11
MCCOY	SARAH K	12627	\$68466.0000	RESIGNED	YES	08/14/11
MIKRUT	EVA A	06219	\$60731.0000	INCREASE	YES	01/21/11
MILLER	HANNAH	06745	\$60000.0000	APPOINTED	YES	07/31/11
NEUHAUS	BRITT A	12634	\$67856.0000	APPOINTED	YES	08/07/11
OCAMPO	DAVID	06786	\$34563.0000	APPOINTED	YES	08/21/11
ODEKHIRAN	GODWIN	91717	\$343.0000	RETIRED	NO	08/03/11
OLSZEWSKI	PHILIP	90733				

DEPARTMENT OF BUILDINGS  
FOR PERIOD ENDING 09/02/11

Table with columns: NAME, EYAL, NUM, SALARY, ACTION, PROV, EFF\_DATE. Lists employees like AMOS, CHEN, DERR, EGNATIOS-BEENE, etc.

DEPT OF HEALTH/MENTAL HYGIENE  
FOR PERIOD ENDING 09/02/11

Table with columns: NAME, MOHAMMED, NUM, SALARY, ACTION, PROV, EFF\_DATE. Lists employees like ABDULRAHMAN, APPARICIO, ARCURI, etc.

ADMIN TRIALS AND HEARINGS  
FOR PERIOD ENDING 09/02/11

Table with columns: NAME, MELVIN, NUM, SALARY, ACTION, PROV, EFF\_DATE. Lists employees like ALVAREZ, CASTRO-ARCE, MARGOLIS, etc.

DEPT OF ENVIRONMENT PROTECTION  
FOR PERIOD ENDING 09/02/11

Table with columns: NAME, ANTHONY, NUM, SALARY, ACTION, PROV, EFF\_DATE. Lists employees like ANNARUMA, BALEM, BARILLA, etc.

Table with columns: MCNAIR, PAUL, NUM, SALARY, ACTION, PROV, EFF\_DATE. Lists employees like MILIC, MITCHELL, MULLGRAV, etc.

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LATE NOTICES

o14-18

COMMUNITY BOARDS

PUBLIC HEARINGS

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

BOROUGH OF QUEENS

COMMUNITY BOARD NO 01 - Tuesday, October 18, 2011, 7:00 P.M., Astoria World Manor, 25-22 Astoria Boulevard, Astoria, NY

#N 110030ECQ

IN THE MATTER OF an application from the Emel Soan Corp., doing business as Athen's Café, for review, pursuant to Section 366-a(c) of the New York City Charter, of the grant of a renewal of a revocable consent to operate an enclosed sidewalk café with 16 tables and 46 seats at 32-07 30th Avenue.

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ECONOMIC DEVELOPMENT CORPORATION

CONTRACTS

SOLICITATIONS

Goods & Services

BUSH TERMINAL PIERS OPEN SPACE CONSTRUCTION SERVICES IFB - Public Bid - PIN# 4380014 - DUE 11-30-11 AT 11:00 A.M. - The Bush Terminal Piers Open Space Project is located within Bush Terminal, along First Avenue and largely between 43rd and 51st Streets on the Sunset Park waterfront. The project includes a comfort station, new multi-purpose fields, decorative pavements, plantings, lighting, and related improvements. Detailed submission guidelines are outlined in the Bid package. The cost of the Bid package is \$150.00. The only form of payment accepted will be exact cash, certified check or money order payable to NYCEDC.

This project is being funded with Federal Highway Administration funds through the New York State Department of Transportation. Therefore, this project has Disadvantaged Business Enterprise ("DBE") participation goals and all respondents will be required to submit a DBE Utilization Plan with their response. Minority and Women Owned Business Enterprises ("M/WBE") are also encouraged to apply. A list of companies who have been certified as DBE can be found at http://biznet.nysucp.net/

An optional site visit is scheduled for Tuesday, October 25, 2011 at 1:00 P.M. Attendees are requested to meet at the Bush Terminal Administration Building, 3rd Floor, Brooklyn, NY 11232.

Respondents may submit questions and/or request clarifications, with regards to the subject matter of the project, from NYCEDC no later than Wednesday, October 26, 2011 at 4:00 P.M. These questions should be directed to bushterminalpark@nycedc.com. Any questions or requests for clarifications received after this date will not be answered. Answers to all questions will be posted Friday, November 4, 2011 to www.nycedc.com/RFP, so as to be available to all respondents, if NYCEDC determines that such answers provide material clarification to the Bid. For all other questions that do not pertain to the subject matter of the project, such as directions to NYCEDC, etc. please contact the hotline at (212) 312-3969.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above. Economic Development Corp., 110 William Street, 6th Floor, New York, NY 10038. Maryann Catalano (212) 312-3969; Fax: (212) 312-3918; bushterminalpark@nycedc.com

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HOUSING AUTHORITY

PURCHASING

SOLICITATIONS

Goods

SCO-BAG, RECYCLING CLEAR - Competitive Sealed Bids - SCO# 28781 GV - DUE 10-20-11 - This is a RFQ for a 1 year blanket order agreement. The awarded bidder/ vendor agrees to have the recycling bags readily available for delivery within 15 days after receipt of order on an "as needed basis" during the duration of the contract period. The quantities provided are estimates based on current usage and the New York City Housing Authority may order less or more depending on our needs. All price adjustable RFQ's are fixed for one year after award date. One price adjustment per year will be allowed with mfg. supporting documentation only. Please note: NYCHA reserves the right to make award by line or by class as indicated. Samples may be required to be provided within 10 days of request. Failure to do will result in bid being considered non-responsive.

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, 23-02 49th Avenue, 5th Floor, Long Island City, NY 11101. Gerard Valerio (718) 707-5929.

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## READER'S GUIDE

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

### NOTICE TO ALL NEW YORK CITY CONTRACTORS

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

### CONSTRUCTION/CONSTRUCTION SERVICES OR CONSTRUCTION-RELATED SERVICES

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

### VENDOR ENROLLMENT APPLICATION

New York City procures approximately \$17 billion worth of goods, services, construction and construction-related services every year. The NYC Procurement Policy Board Rules require that agencies primarily solicit from established mailing lists called bidder/proposer lists. Registration for these lists is free of charge. To register for these lists, prospective suppliers should fill out and submit the NYC-FMS Vendor Enrollment application, which can be found online at [www.nyc.gov/selltonyc](http://www.nyc.gov/selltonyc). To request a paper copy of the application, or if you are uncertain whether you have already submitted an application, call the Vendor Enrollment Center at (212) 857-1680.

### SELLING TO GOVERNMENT TRAINING WORKSHOP

New and experienced vendors are encouraged to register for a free training course on how to do business with New York City. "Selling to Government" workshops are conducted by the Department of Small Business Services at 110 William Street, New York, NY 10038. Sessions are convened on the second Tuesday of each month from 10:00 A.M. to 12:00 P.M. For more information, and to register, call (212) 618-8845 or visit [www.nyc.gov/html/sbs/nycbiz](http://www.nyc.gov/html/sbs/nycbiz) and click on Summary of Services, followed by Selling to Government.

### PRE-QUALIFIED LISTS

New York City procurement policy permits agencies to develop and solicit from pre-qualified lists of vendors, under prescribed circumstances. When an agency decides to develop a pre-qualified list, criteria for pre-qualification must be clearly explained in the solicitation and notice of the opportunity to pre-qualify for that solicitation must be published in at least five issues of the CR. Information and qualification questionnaires for inclusion on such lists may be obtained directly from the Agency Chief Contracting Officer at each agency (see Vendor Information Manual). A completed qualification questionnaire may be submitted to an Agency Chief Contracting Officer at any time, unless otherwise indicated, and action (approval or denial) shall be taken by the agency within 90 days from the date of submission. Any denial or revocation of pre-qualified status can be appealed to the Office of Administrative Trials and Hearings (OATH). Section 3-10 of the Procurement Policy Board Rules describes the criteria for the general use of pre-qualified lists. For information regarding specific pre-qualified lists, please visit [www.nyc.gov/selltonyc](http://www.nyc.gov/selltonyc).

### NON-MAYORAL ENTITIES

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

### PUBLIC ACCESS CENTER

The Public Access Center is available to suppliers and the public as a central source for supplier-related information through on-line computer access. The Center is located at 253 Broadway, 9th floor, in lower Manhattan, and is open Monday through Friday from 9:30 A.M. to 5:00 P.M., except on legal holidays. For more information, contact the Mayor's Office of Contract Services at (212) 341-0933 or visit [www.nyc.gov/mocs](http://www.nyc.gov/mocs).

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

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

### PROMPT PAYMENT

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

### PROCUREMENT POLICY BOARD RULES

The Rules may also be accessed on the City's website at [www.nyc.gov/selltonyc](http://www.nyc.gov/selltonyc)

### COMMON ABBREVIATIONS USED IN THE CR

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

ACCO	Agency Chief Contracting Officer
AMT	Amount of Contract
CSB	Competitive Sealed Bid including multi-step
CSP	Competitive Sealed Proposal including multi-step
CR	The City Record newspaper
DP	Demonstration Project
DUE	Bid/Proposal due date; bid opening date
EM	Emergency Procurement
FCRC	Franchise and Concession Review Committee
IFB	Invitation to Bid
IG	Intergovernmental Purchasing
LBE	Locally Based Business Enterprise
M/WBE	Minority/Women's Business Enterprise
NA	Negotiated Acquisition
OLB	Award to Other Than Lowest Responsive Bidder/Proposer
PIN	Procurement Identification Number
PPB	Procurement Policy Board
PQL	Pre-qualified Vendors List
RFEI	Request for Expressions of Interest
RFI	Request for Information
RFP	Request for Proposals
RFQ	Request for Qualifications
SS	Sole Source Procurement
ST/FED	Subject to State and/or Federal requirements

### KEY TO METHODS OF SOURCE SELECTION

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

CSB	Competitive Sealed Bidding including multi-step <i>Special Case Solicitations/Summary of Circumstances:</i>
CSP	Competitive Sealed Proposal including multi-step
CP/1	Specifications not sufficiently definite
CP/2	Judgement required in best interest of City
CP/3	Testing required to evaluate
CB/PQ/4	
CP/PQ/4	CSB or CSP 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 <i>For ongoing construction project only:</i>
NA/8	Compelling programmatic needs
NA/9	New contractor needed for changed/additional work
NA/10	Change in scope, essential to solicit one or limited number of contractors

NA/11	Immediate successor contractor required due to termination/default <i>For Legal services only:</i>
NA/12	Specialized legal devices needed; CSP not advantageous
WA	Solicitation Based on Waiver/Summary of Circumstances ( <i>Client Services/CSB or CSP only</i> )
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 <i>Award to Other Than Lowest Responsible &amp; Responsive Bidder or Proposer/Reason (award only)</i>
OLB/a	anti-apartheid preference
OLB/b	local vendor preference
OLB/c	recycled preference
OLB/d	other: (specify)

### HOW TO READ CR PROCUREMENT NOTICES

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

Notices of Public Hearings on Contract Awards appear at the end of the Procurement Section.

At the end of each Agency (or Division) listing is a paragraph giving the specific address to contact to secure, examine and/or to submit bid or proposal documents, forms, plans, specifications, and other information, as well as where bids will be publicly opened and read. This address should be used for the purpose specified unless a different one is given in the individual notice. In that event, the directions in the individual notice should be followed.

The following is a SAMPLE notice and an explanation of the notice format used by the CR.

## SAMPLE NOTICE:

### POLICE

#### DEPARTMENT OF YOUTH SERVICES

#### ■ SOLICITATIONS

*Services (Other Than Human Services)*

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

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

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

☛ m27-30

ITEM	EXPLANATION
POLICE DEPARTMENT	Name of contracting agency
DEPARTMENT OF YOUTH SERVICES	Name of contracting division
■ SOLICITATIONS	Type of Procurement action
<i>Services (Other Than Human Services)</i>	Category of procurement
BUS SERVICES FOR CITY YOUTH PROGRAM	Short Title
CSB	Method of source selection
PIN # 056020000293	Procurement identification number
DUE 04-21-03 AT 11:00 am	Bid submission due 4-21-03 by 11:00 am; bid opening date/time is the same.
<i>Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents; etc.</i>	Paragraph at the end of Agency Division listing providing Agency contact information
	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 The City Record