



# THE CITY RECORD

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## THE CITY RECORD

**BILL DE BLASIO**

Mayor

**LISETTE CAMILO**

Commissioner, Department of Citywide  
Administrative Services

**JANAE C. FERREIRA**

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## PUBLIC HEARINGS AND MEETINGS

See Also: *Procurement; Agency Rules*

## BOROUGH PRESIDENT - BROOKLYN

### ■ PUBLIC HEARINGS

**NOTICE IS HEREBY GIVEN** that, pursuant to Section 201 of the New York City Charter, the Brooklyn borough president will hold a remote ULURP public hearing on the following matters, commencing at 6:00 P.M., on Monday, September 27, 2021.

The hearing will be conducted via the Webex video conferencing system.

Members of the public may join and testify using the following information:

**Event Address:**  
<https://nycbp.webex.com/nycbp/onstage/g.php?MTID=e50040b09ee5560a092673f73fa0f3e7a>

**Event Number:** 179 298 3276

**Event Password:** ulurp

Those wishing to call in without video may do so using the following information:

**Audio Conference:** +1-408-418-9388

**Access Code:** 179 298 3276

### 1) One Wythe Avenue Industrial Business Incentive Area (IBIA) Special Permit (210272 ZSK)

An application submitted by One Wythe LLC, pursuant to Sections 197-c and 201 of the New York City Charter, for the grant of a special permit pursuant to Section 74-96\* of the New York City Zoning Resolution (ZR) to allow an increase in the maximum permitted floor area ratio in accordance with ZR Section 74-963 (Permitted floor area increase) and, in conjunction therewith, to waive the off-street parking requirements of ZR Section 44-20 (REQUIRED ACCESSORY OFF-STREET PARKING SPACES FOR MANUFACTURING, COMMERCIAL OR COMMUNITY FACILITY USES), and to modify the quantity and size of the loading berth requirements of Section 44-50 (GENERAL PURPOSES), in connection with a proposed eight-story commercial and industrial building within an IBIA, specified on the Maps in Section 74-968 (Maps of IBIA), on property located at 1 Wythe Avenue (Block 2641, Lots 1, 3 and 4), in a M1-2 District, Borough of Brooklyn, Community District 1 (CD 1). \*Note: Section 74-96 is proposed to be changed under a concurrent related application (N 210273 ZRK) for a zoning text change.

### 2) 79 Quay Street Rezoning (210166 ZMK, 210167 ZRK)

Applications submitted by Quay Plaza LLC, pursuant to Sections 197-c and 201 of the New York City Charter, for an amendment of the Zoning Map, Section No. 12c, by changing from an M1-2/R6A District to an M1-4/R7D District for an area fronting the north side of Quay Street

and east side of West Street to within 100 feet of Franklin Street, subject to the conditions of New York City Environmental Quality Review (CEQR) Declaration E-622. The proposed zoning text amendment would designate a Mandatory Inclusionary Housing (MIH) area coterminous with the project area. The requested actions are intended to facilitate a nine-story building, with approximately 10,585 square feet (sq. ft.) of commercial (retail) floor area with a floor area ratio (FAR) of 0.64 and approximately 81,570 sq. ft. of residential floor area (4.94 FAR) with 83 dwelling units in CD 1. Approximately 22 units would be affordable to households earning an average 60 percent of Area Median Income (AMI), pursuant to MIH Option 1, or 26 units would be affordable to households earning an average 80 percent of AMI, pursuant to MIH Option 2.

**3) River Ring (210425 MMK, 220061 MLK, 220062 ZMK, 220063 ZRK, 220064 ZSK, 220070 ZSK)**

Applications for property in Community District 1, Borough of Brooklyn, submitted by River Street Partners LLC, pursuant to Sections 197-c, 199 and 201 of the New York City Charter, and Section 5-430 et seq. of the New York City Administrative Code for the following:

- An amendment to the City Map involving:
  - The elimination, discontinuance and closing of Metropolitan Avenue between River Street and the United States Pierhead Line (USPL)
  - The elimination, discontinuance, and closing of a portion of North First Street from a point 200 feet west of River Street and the USPL
  - The adjustment of grades and block dimensions necessitated thereby; including authorization for any acquisition or disposition of real property related thereto, in accordance with Map No. Y-2760 dated August 16, 2021, and signed by the Brooklyn borough president
- To facilitate a landfill of approximately 6,230 sq. ft. located in the East River, in connection with a proposed mixed-use development, within a large-scale general development (LSGD), on property generally bounded by North Third Street, River Street, North First Street, a line 200 feet northwesterly of River Street, Grand Ferry Park, and the USPL (Block 2355, Lots 1 and 20; Block 2361, Lots 1, 20, and 21, and Block 2376, Lot 50; and the above reference intended demapped portions of Metropolitan Avenue and North First Street), in a proposed C6-2 District.
- An amendment of the Zoning Map changing from an M3-1 District to a C6-2 District property bounded by North Third Street, River Street, North First Street, a line 200 feet northwesterly of River Street, a northeasterly boundary line of Grand Ferry Park, and the USPL, and changing from an M3-1 District to an M1-4 District property bounded by North Third Street, Kent Avenue, North First Street, and River Street, and subject to the conditions of CEQR Declaration E-636. The proposed zoning text amendment would designate an MIH area coterminous with the area proposed to be designated as a C6-2A zoning district.
- An application in connection with a proposed mixed-use development, within a LSGD, on property generally bounded by North Third Street, River Street, North First Street, a line 200 feet northwesterly of River Street, Grand Ferry Park, and the US Pierhead Line (Block 2355, Lots 1 and 20; Block 2361, Lots 1, 20 and 21, Block 2376, Lot 50, and the demapped portions of Metropolitan Avenue and North First Street), in a C6-2 District, for the grant of special permits pursuant to the following Sections of the ZR:
  - ZR Section 74-743(a)(2):
    - To modify the height and setback, floor area distribution, maximum residential tower size, and maximum width of building walls facing a shoreline per requirements of ZR Section 62-341 (Developments on land and platforms)
  - Section 74-743(a)(13):
    - To allow existing land projecting seaward of the bulkhead line to be replaced or reconstructed with new platforms and such platform be included as part of the upland lot
    - To allow such new piers and platforms to be considered lot area for the purposes of determining allowable floor area, dwelling units, and other bulk regulations of ZR Section 62-31(b) & (c) (Bulk Computations on Waterfront Zoning Lots)
  - To waive the requirements of ZR Sections 62-242 (Uses on new piers and platforms), 62-54 (Requirements for Public Access on Piers), and ZR Section 62-63 (Design Requirements for Public Access on Piers and Floating Structures)
- An application for the grant of a special permit pursuant to Section 74-533 of the ZR to reduce the number of required accessory off-street parking spaces from 40 percent to 20 percent, for dwelling units in a development within a Transit Zone, which includes at least 20 percent of all dwelling units as income-restricted housing units, in connection with a proposed mixed-use development, within a LSGD, on property generally bounded by

North Third Street, River Street, North First Street, a line 200 feet northwesterly of River Street, Grand Ferry Park, and the USPL (Block 2355, Lots 1 and 20; Block 2361, Lots 1, 20 and 21; Block 2376, Lot 50, and the intended to be demapped portions of Metropolitan Avenue and North First Street), in a C6-2 District

The requested actions are intended to facilitate two mixed-use towers, one at 49 stories and an approximately 560'-tall tower (600', including bulkhead) and the second being 64 stories and an approximately 710'-tall tower (750' including bulkhead). In total the proposed development is intended to be approximately 1,158,800 sq. ft. (6.17 FAR), with approximately 1,050 dwelling units, a 30,000 sq. ft. community center, 79,000 sq. ft. of commercial space, including office space and local retail, approximately 250 accessory attended parking spaces for at least 20 percent of market-rate dwelling units, 538 required bicycle parking spaces, and approximately 2.9 acres of new public open space comprised of approximately 2.32 acres of accessible in-river space and 0.86 acres of intertidal area. Approximately 263 units (25 percent of residential floor area) would be affordable to households earning an average 60 percent of AMI. Local retail uses on the ground floor of both buildings would activate street frontages along North First and Third streets, and River Street, as well as along the adjacent publicly-accessible open space. No loading docks are required, and none will be provided. A landfill action would add approximately 6,319 sq. ft. of landfill as part of the waterfront public open space plan.

This hearing will be recorded for public transparency and made available on Borough President Adams' YouTube channel, One Brooklyn.

Accessibility questions: Nathan Sherfinski, (718) 802-3857, nathan.sherfinski@brooklynbp.nyc.gov, by: Monday, September 20, 2021, 5:00 P.M.



s14-27

## BOROUGH PRESIDENT - QUEENS

### ■ PUBLIC HEARINGS

**NOTICE IS HEREBY GIVEN** that a Virtual Public Hearing will be held by the Borough President of Queens, Donovan Richards, on **Thursday, September 23, 2021**, starting at 9:30 A.M. The public hearing will be streamed live at [www.queensbp.org](http://www.queensbp.org).

Those who wish to testify may preregister for virtual speaking time by visiting [www.queensbp.org/landuse](http://www.queensbp.org/landuse) and submitting their contact information through the preregistration link. After preregistering, the speaker will receive a confirmation email with instructions on how to participate in the virtual public hearing. Preregistration for speaking time can also be arranged by calling (718) 286-3000 between 9:00 A.M. to 5:00 P.M. prior to the date of the hearing.

Written testimony is welcome from those who are unable to testify virtually. All written testimony must be received by 5:00 P.M. on Thursday, September 23, 2021, and may be submitted by email to [planning@queensbp.org](mailto:planning@queensbp.org), or by conventional mail sent, to the Office of the Queens Borough President, at 120-55 Queens Boulevard - Room 226, Kew Gardens, NY 11424.

**CD Q14 - ULURP #200299 ZMQ - IN THE MATTER OF** an application submitted by 79 Arverne Development LLC, pursuant to Sections 197-c and 201 of the New York City Charter, for an amendment of the Zoning Map, Section No. 30c, by changing from an M1-1 District to an M1-2 District property bounded by the U.S. Pierhead and Bulkhead Line, a line 80 feet westerly of Beach 77th Street, Rockaway Freeway, and a line 200 feet easterly of Beach 80th Street, Borough of Queens, Community District 14, as shown on a diagram (for illustrative purposes only) dated June 7, 2021, and subject to the conditions of CEQR Declaration E-624.

**CD Q04 - ULURP #210041 ZMQ - IN THE MATTER OF** an application submitted by Sunshine Elmhurst LLC, pursuant to Sections 197-c and 201 of the New York City Charter, for an amendment of the Zoning Map, Section No. 9d, changing from an M1-1 to an R7A District property bounded by the southeasterly street line of 47th Avenue and its northeasterly prolongation, 83rd Street and its southeasterly prolongation, the northerly boundary line of the Long Island Railroad (Northside Division), and a line passing through a point along the southeasterly street line of 47th Avenue 149 feet southwesterly (as measured along the street line) from the point of intersection of the southeasterly street line of 47th Avenue and the easterly street line of 82nd Street and proceeding southeasterly at an angle 48 degrees to the southeasterly street line of 47th Avenue, Borough of Queens, Community District 4, as shown on a diagram (for illustrative purposes only) dated July 26, 2021, and subject to the conditions of CEQR Declaration of E-630. (Related ULURP #210042 ZRQ).

**CD Q04 - ULURP #N210042 ZRQ - IN THE MATTER OF** an application submitted by Sunshine Elmhurst LLC, pursuant to Section 201 of the New York City Charter, for an amendment of the NYC

Zoning Resolution modifying Appendix F to establish and designate the proposed rezoning area as a Mandatory Inclusionary Housing ("MIH") area, Borough of Queens, Community District 4. (Related ULURP #210041 ZMQ).

**CD Q12 - ULURP #N210148 ZMQ - IN THE MATTER OF** an application submitted by Archer 1 LLC, pursuant to Section 201 of the New York City Charter, for an amendment of the NYC Zoning Resolution, for the establishment of an authorization and concurrent use of the authorization to facilitate a curb cut and permitted loading berth as part of an otherwise as-of-right building under construction.

**CD Q10 - ULURP #210164 ZMQ - IN THE MATTER OF** an application submitted by 10316 Van Wyck Exp LLC, pursuant to Sections 197-c and 201 of the New York City Charter, for an amendment of the Zoning Map, Section No. 18c:

1. changing from an R3A District to an R6B District property bounded by a line 100 feet southeasterly of Liberty Avenue, the northeasterly service road of Van Wyck Expressway, a line 195 feet northwesterly of 105th Avenue and its northeasterly prolongation, and a line midway between 135th Street and Van Wyck Expressway; and
2. establishing within a proposed R6B District a C2-3 District bounded by a line 100 feet southeasterly of Liberty Avenue, Van Wyck Expressway, a line 195 feet northwesterly of 105th Avenue, and a line midway between 135th Street and Van Wyck Expressway;

Borough of Queens, Community District 10, as shown on a diagram (for illustrative purposes only) dated July 26, 2021. (Related ULURP #210165 ZRQ).

**CD Q10 - ULURP #N210165 ZRQ - IN THE MATTER OF** an application submitted by 10316 Van Wyck Exp LLC, pursuant to Section 201 of the New York City Charter, for an amendment of the NYC Zoning Resolution modifying Appendix F to establish and designate the proposed rezoning area as a Mandatory Inclusionary Housing ("MIH") area, Borough of Queens, Community District 10. (Related ULURP #210164 ZMQ).

**CD Q01 - ULURP #210200 ZMQ - IN THE MATTER OF** an application submitted by MDM Development Group LLC, 2441 Astoria Associates, LLC, and 31 Neptune LLC, pursuant to Sections 197-c and 201 of the New York City Charter, for an amendment of the Zoning Map, Section No. 9a:

1. Changing from an R5B District to a C4-4 District property bounded by a line 130 feet southwesterly of 24th Avenue, a line 90 feet southeasterly of 31st Street, a line 200 feet northeasterly of 24th Road, and a line 80 feet southeasterly of 31st Street;
2. Changing from a C4-3 District to a C4-4 District property bounded by a line 200 feet northeasterly of 24th Avenue, a line 90 feet southeasterly of 31st Street, a line 130 feet southwesterly of 24th Avenue, a line 80 feet southeasterly of 31st Street, a line 200 feet northeasterly of 24th Road, and 31st Street;
3. changing from an R5B District to a C4-5X District property bounded by a line 200 feet northeasterly of 24th Road, a line 90 feet southeasterly of 31st Street, 24th Road, 32nd Street, Astoria Boulevard North, and a line 80 feet southeasterly of 31st Street; and
4. changing from a C4-3 District to a C4-5X District property bounded by a line 200 feet northeasterly of 24th Road, a line 80 feet southeasterly of 31st Street, Astoria Boulevard North, and 31st Street.

Borough of Queens, Community District 1, as shown on a diagram (for illustrative purposes only), dated June 21, 2021, and subject to the conditions of CEQR Declaration E-623. (Related ULURP #N210201)

**CD Q01 - ULURP #210201 ZRQ - IN THE MATTER OF** an application submitted by MDM Development Group LLC, 2441 Astoria Associates, LLC, and 31 Neptune LLC, pursuant to Section 201 of the New York City Charter, for an amendment of the NYC Zoning Resolution modifying Appendix F to establish and designate the proposed rezoning area as a Mandatory Inclusionary Housing ("MIH") area, Borough of Queens, Community District. (Related ULURP #210200 ZMQ)

**CITYWIDE - ULURP #N210434 ZRY - IN THE MATTER OF** an application filed by the NYC Department of City Planning and NYC Department of Transportation, pursuant to Section 201 of the NYC Charter, for a zoning text amendment to facilitate a component of the permanent citywide Open Restaurants program.

NOTE: Individuals requesting Sign Language Interpreters should contact the Borough President's Office, (718) 286-2860, or email [planning@queensbp.org](mailto:planning@queensbp.org), no later than **FIVE BUSINESS DAYS PRIOR TO THE PUBLIC HEARING**.

• s17-23

## CITY PLANNING COMMISSION

### ■ PUBLIC HEARINGS

In support of the City's efforts to contain the spread of COVID-19, the City Planning Commission will hold a remote public hearing, via the teleconferencing application Zoom, at 10:00 A.M. Eastern Daylight Time, on Wednesday, September 22, 2021, regarding the calendar items listed below.

The meeting will be live streamed through Department of City Planning's (DCP's) website and accessible from the following webpage, which contains specific instructions on how to observe and participate, as well as materials relating to the meeting: <https://www1.nyc.gov/site/nycengage/events/city-planning-commission-public-meeting/287262/1>

Members of the public should observe the meeting through DCP's website.

Testimony can be provided verbally by joining the meeting using either Zoom or by calling the following number and entering the information listed below:

877 853 5247 US Toll-free

888 788 0099 US Toll-free

253 215 8782 US Toll Number

213 338 8477 US Toll Number

Meeting ID: **618 237 7396**

[Press # to skip the Participation ID]

Password: 1

To provide verbal testimony via Zoom please follow the instructions available through the above webpage (link above).

Written comments will also be accepted until 11:59 P.M., one week before the date of vote. Please use the CPC Comments form that is accessible through the above webpage.

Please inform the Department of City Planning if you need a reasonable accommodation, such as a sign language interpreter, in order to participate in the meeting. The submission of testimony, verbal or written, in a language other than English, will be accepted, and real time interpretation services will be provided based on available resources. Requests for a reasonable accommodation or foreign language assistance during the meeting should be emailed to [AccessibilityInfo@planning.nyc.gov](mailto:AccessibilityInfo@planning.nyc.gov) or made by calling [212-720-3508](tel:212-720-3508). Requests must be submitted, at least five business days before the meeting.

### CITYWIDE

#### No. 1

### HEALTH AND FITNESS CITYWIDE TEXT AMENDMENT

#### CITYWIDE

#### N 210382 ZRY

**IN THE MATTER OF** an application submitted by New York City Department of City Planning, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, to allow gymnasiums, spas, and other health- and fitness-related uses as-of-right.

Matter underlined is new, to be added;

Matter ~~struck out~~ is to be deleted;

Matter within # # is defined in Section 12-10;

\*\*\* indicates where unchanged text appears in the Zoning Resolution.

### ARTICLE I

### GENERAL PROVISIONS

#### Chapter 2

#### Construction of Language and Definitions

\*\*\*

#### 12-10

#### DEFINITIONS

Words in the text or tables of this Resolution which are italicized shall be interpreted in accordance with the provisions set forth in this Section.

\*\*\*

[Note: This definition is being replaced by the definition #Unlicensed physical treatment establishment#]

Adult physical culture establishments

An "adult physical culture establishment," is any establishment, club or business by whatever name designated which offers or advertises or is equipped or arranged so as, to provide as part of its services,

massages, body rubs, alcohol rubs, baths or other similar treatment, by members of the opposite sex, except for activities which are excluded below or defined under #physical culture or health establishment# in Section 12-10 and which are, therefore, not included within the definition of an #adult physical culture establishment#:

- (1) treatment by a licensed physician, a licensed chiropractor, a licensed osteopath, a New York licensed masseur or masseuse, a licensed practical nurse or a registered professional nurse;
- (2) electrolysis treatment by a licensed operator of electrolysis equipment;
- (3) hospitals, #long-term care facilities#, or ambulatory diagnostic or treatment health care facilities listed in Use Group 4;
- (4) barbershops or beauty parlors which offer massage, to the scalp, the face, the neck or shoulders only; and
- (5) athletic facilities of an educational institution including an alumni club, or of a philanthropic or charitable institution.

#Adult physical culture establishments# are not permitted in any District.

Advertising sign — see Sign, advertising

\* \* \*

#### Health and fitness establishments

A “health and fitness establishment” is any establishment that is equipped and arranged, to provide instruction, services, or activities which improve or affect a person’s physical condition by physical exercise or provide relaxation services.

#Health and fitness establishments# include, but are not limited to, the following:

- (a) establishments containing high-intensity #uses#, including:
  - (1) gymnasiums where the predominant use of floor space involves the use of exercise equipment or weights; or
  - (2) gymnasiums and other indoor recreation establishments used for activities, including basketball, martial arts for adults, handball, paddleball, racquetball, squash, tennis, rock climbing, soccer, or volleyball;
  - (b) other establishments used for exercises including aerobics, exercise dance, youth martial arts, Pilates, or yoga studios; and
  - (c) therapeutic or relaxation service establishments including tanning salons, spas, bathhouses, isolation flotation tanks, or meditation facilities.

Establishments containing high-intensity #uses# listed above are subject to the supplemental #use# regulations of Sections 32-413 and 123-33, as applicable.

For “physical culture or health establishments” existing on [date of adoption] that were allowed, pursuant to special permit by the Board of Standards and Appeals, such establishments may continue under the terms and conditions established, at approval and may continue after the expiration of such special permit, provided that such establishment is not #enlarged#, #expanded#, or otherwise changed in a manner that deviates from the approved establishment.

As an alternative, a “physical culture or health establishment” existing on [date of adoption] may continue pursuant, to the applicable provisions for #health and fitness establishments#, and may #enlarge#, #expand#, or change the range of activities therein, in accordance with the District regulations, provided that any applicable supplemental #use# regulations are met.

Height factor

\* \* \*

Outer court recess — see Court recess, outer-

#### Physical culture or health establishments

A “physical culture or health establishment” is any establishment or facility, including #commercial# and non-#commercial# clubs, which is equipped and arranged, to provide instruction, services, or activities which improve or affect a person’s physical condition by physical exercise or by massage. Physical exercise programs include aerobics, martial arts or the use of exercise equipment.

Therapeutic or relaxation services, such as sun tanning, baths, showers, tubs, jacuzzis, whirlpools, saunas, steam rooms, isolation flotation tanks and meditation facilities may be provided only as #accessory#, to the physical exercise program or massage facility. Except as specifically provided in Special Purpose Districts, #physical culture or health establishments# are only permitted pursuant, to the provisions of Section 73-36. No license or permit shall be issued by the New York City Department of Health in conjunction with any health-related facility/services, pursuant to this Section until a certificate of occupancy has been issued by the Department of Buildings establishing the #use# of the premises as a #physical culture or health

establishment#.

Plaza

\* \* \*

#### Unlicensed physical treatment establishment

An #unlicensed physical treatment establishment# is any establishment that includes as part of its services, whether as a principal #use# or as an #accessory use#, massages, body rubs, alcohol rubs, baths or other similar treatment administered by a person that is not a healthcare professional licensed by the State of New York, or under the supervision of such licensee. However, #unlicensed physical treatment establishments# shall not include barbershops or beauty parlors that offer massage, to the scalp, the face, the neck or shoulders only.

#Unlicensed physical treatment establishments# shall not be permitted in any District.

Urban plaza — see Plaza, urban

\* \* \*

## ARTICLE II RESIDENCE DISTRICT REGULATIONS

### Chapter 2 Use Regulations

\* \* \*

#### 22-10 USES PERMITTED AS-OF-RIGHT

\* \* \*

#### 22-14 Use Group 4 R1 R2 R3 R4 R5 R6 R7 R8 R9 R10

Use Group 4 consists primarily of community facilities that:

- (1) may appropriately be located in #residential# areas, to provide recreational, religious, health and other essential services for the residents; or
- (2) can perform their activities more effectively in a #residential# environment, unaffected by objectionable influences from adjacent medium and heavy industrial #uses#; and
- (3) do not create significant objectionable influences in #residential# areas.

Those open #uses# of land which are compatible with a #residential# environment are also included.

#### A. #Community facilities#

Ambulatory diagnostic or treatment health care facilities<sup>1</sup>, limited to public, private, for-profit or not-for-profit medical, health and mental health care facilities licensed by the State of New York, or a facility in which patients are diagnosed or treated by health care professionals, licensed by the State of New York or by persons under the supervision of such licensee for medical, health or mental health conditions, and where such patients are ambulatory rather than admitted. Such facilities shall not include the practice of veterinary medicine, #physical culture or health establishments#, or ophthalmic dispensing. In #buildings# containing #residences#, such facilities shall be limited to locations below the level of the first #story# ceiling, except that such facilities may be located on a second #story# provided there is separate access from the outside or directly from a portion of such facility located on the ground floor.

Clubs<sup>2</sup>, except:

- (a) clubs, the chief activity of which is a service predominantly carried on as a business;
- (b) non-commercial outdoor swimming pool clubs; or
- (c) any other non-commercial clubs with outdoor swimming pools located less than 500 feet from any #lot line#; or
- (d) any activity or #use# listed within the definitions of either #adult physical culture establishments# or #physical culture or health establishments# in Section 12-10

\* \* \*

#### 22-20 USES PERMITTED BY SPECIAL PERMIT

#### 22-21 By the Board of Standards and Appeals

In the districts indicated, the following #uses# are permitted by special permit of the Board of Standards and Appeals, in accordance with standards set forth in Article VII, Chapter 3.

\* \* \*

R1 R2  
Clubs, except:



- (a) clubs, the chief activity of which is a service predominantly carried on as a business;
- (b) non-commercial outdoor swimming pool clubs; or
- (c) any other non-commercial clubs with outdoor swimming pools located less than 500 feet from any #lot line#; or
- (d) ~~any activities or #uses# listed within the definitions of either #adult physical culture establishments# or #physical culture or health establishments# in Section 12-10~~

\* \* \*

## ARTICLE III COMMERCIAL DISTRICT REGULATIONS

### Chapter 2 Use Regulations

\* \* \*

#### 32-10 USES PERMITTED AS-OF-RIGHT

\* \* \*

#### 32-15 Use Group 6 C1 C2 C4 C5 C6 C8

Use Group 6 consists primarily of retail stores and personal service establishments which:

- (1) provide for a wide variety of local consumer needs; and
- (2) have a small service area and are, therefore, distributed widely throughout the City.

Public service establishments serving small areas are also included. Retail and service establishments are listed in two subgroups, both of which are permitted in all C1 Districts.

\* \* \*

#### C. Retail or Service Establishments

\* \* \*

Gift shops [PRC-B]

#Health and fitness establishments#, open or enclosed, limited to 10,000 square feet of #floor area# per establishment [PRC-B]

Interior decorating establishments, provided that #floor area# used for processing, servicing or repairs shall be limited to 750 square feet per establishment [PRC-B]

\* \* \*

#### E. Clubs

Non-commercial clubs, without restrictions on activities or facilities ~~except for any activity or #use# listed within the definitions of either #adult physical culture establishments# or #physical culture or health establishments# in Section 12-10 [PRC-D]~~

\* \* \*

#### 32-18 Use Group 9 C2 C4 C5 C6 C8

Use Group 9 consists primarily of business and other services which:

- (1) serve a large area and are, therefore, appropriate in secondary, major or central commercial shopping areas, and
- (2) are also appropriate in local service districts, since these are typically located on the periphery of major or secondary centers.

#### A. Retail or Service Establishments

\* \* \*

Docks for sightseeing, excursion or sport fishing vessels, other than #gambling vessels#, limited, to the following aggregate dock capacities per #zoning lot#:

200 in C2 Districts; 500 in C4-1, C4-2, C4-3, C4-4, C8-1, C8-2, C8-3 Districts; 2,500 in C4-4A, C4-5, C4-6, C4-7, C5, C6, C8-4 Districts.

“Dock capacity” is the U.S. Coast Guard-certified capacity of the largest vessel using a dock. “Aggregate dock capacity” is the sum of the dock capacities of all docks on the #zoning lot# [PRC-H]

\*Gymnasiums, used exclusively for basketball, handball, paddleball, racketball, squash and tennis. [PRC-B]

\*\*#Health and fitness establishments#, open or enclosed, with no limitation on #floor area# per establishment [PRC-B]

\*Medical or dental laboratories for research or testing, or the custom manufacture of artificial teeth, dentures or plates, not involving any danger of fire or explosion nor offensive noise, vibration, smoke or other particulate matter, odorous matter, heat, humidity, glare or other objectionable effects [PRC-B1]

\* \* \*

\* In C4 or C5 Districts, a #use# in Use Group 9, marked with an asterisk, shall not be located on the ground floor of a #building# unless such #use# is, at least 50 feet from the #street wall# of the #building# in which it is located, as provided in Section 32-423 (Limitation on ground floor location)

\*\* In C1-8 and C1-9 Districts, and in C1 Districts mapped within an R9 or an R10 District, #uses# marked with two asterisks shall be allowed as-of-right

\* \* \*

#### 32-23 Use Group 14 C2 C3 C7 C8

Use Group 14 consists of the special services and facilities required for boating and related activities.

#### A. Retail or Service

\* \* \*

Fishing tackle or equipment, rental or sales [PRC-B1]

#Health and fitness establishments#, open or enclosed, limited to 10,000 square feet of #floor area# per establishment [PRC-B]

Ice vending machines, coin-operated, including those machines that are self-contained, dealing directly with the ultimate consumer. Such self-contained machines shall be limited to 1,600 pounds capacity solely for the use of such self-contained machines

\* \* \*

#### B. Clubs

Non-commercial clubs, without restrictions on activities or facilities ~~except for any activity or #use# listed within the definitions of either #adult physical culture establishments# or #physical culture or health establishments# in Section 12-10 [PRC-D]~~

\* \* \*

#### 32-30 USES PERMITTED BY SPECIAL PERMIT

#### 32-31 By the Board of Standards and Appeals

In the districts indicated, the following #uses# are permitted by special permit of the Board of Standards and Appeals, in accordance with standards set forth in Article VII, Chapter 3

\* \* \*

#### C6

Newspaper publishing establishments

~~C1-8X C1-9 C2 C4 C5 C6 C8~~

~~#Physical culture or health establishments#, including gymnasiums- (not permitted under Use Group 9); massage establishments [PRC-B]~~

C1 C2 C3 C4 C5 C6 C7 C8

Public transit or railroad electric substations, limited in each case to a site of not more than 40,000 square feet

\* \* \*

#### 32-40 SUPPLEMENTARY USE REGULATIONS

#### 32-41 Enclosure Within Buildings C1 C2 C3 C4 C5 C6 C8

In the districts indicated, except as otherwise specifically provided in the Use Groups permitted in such districts and in Sections 36-11 (General Provisions); and 36-61 (Permitted Accessory Off-street Loading Berths) ~~and 73-36 (Physical Culture or Health Establishments)~~, all permitted #uses# which are created by #development#, or which are #enlarged# or #extended#, or which result from a change of #use# shall be subject, to the provisions of this Section with respect to enclosure within #buildings#. With respect, to the #enlargement# or #extension# of an existing #use#, such provisions shall apply, to the #enlarged# or #extended# portion of such #use#.

\* \* \*

#### 32-413 Health and Fitness Establishments C1 C2 C3 C4 C5 C6

In the districts indicated, high-intensity #uses#, as listed in the definition of #health and fitness establishments#, shall be subject, to the following additional enclosure and environmental conditions:

(a) such high-intensity #uses# shall be located within #completely enclosed buildings#; and

(b) where such high-intensity #use# is located in a #building# containing any #residential#, #community facility#, or #commercial use#, an acoustical engineer shall verify to the Department of Buildings prior, to the issuance of a Certificate of Occupancy that such #use# is designed according to International Organization for Standardization (ISO) or American National Standards Institute

(ANSI) standards for noise control to meet the New York City Noise Code, administered by the Department of Environmental Protection.

Such high-intensity #uses# shall meet the following standards for noise and vibration:

(1) impact noise measurement shall comply with ISO 16283-2:2020, or subsequent versions; and

(2) vibration measurement shall comply with ISO 8041:2005 or ANSI/ASA S2.71, or subsequent versions, for on-site vibration measurement and analysis.

\* \* \*

#### ARTICLE IV MANUFACTURING DISTRICT REGULATIONS

\* \* \*

##### Chapter 2 Use Regulations

\* \* \*

##### 42-10 USES PERMITTED AS-OF-RIGHT

\* \* \*

##### 42-13 Use Groups 6C, 9A and 12B M2 M3

Use Groups 6C, 9A and 12B as set forth in Sections 32-15, 32-18, and 32-21. Use Group 6C shall be limited to antique stores; art galleries, commercial; artists' supply stores; automobile supply stores; banks; bicycle sales; candy or ice cream stores; cigar or tobacco stores; custom furrier shops; docks for ferries or water taxis; eating or drinking establishments with entertainment but not dancing, with a capacity of 200 persons or less; eating or drinking establishments with musical entertainment but not dancing, with a capacity of 200 persons or less; frozen food lockers; fishing tackle or equipment, rental or sales; #health and fitness establishments#; jewelry or art metal craft shops; locksmith shops; meeting halls; millinery shops; music stores; newsstands, open or closed; paint stores; picture framing shops; and watch or clock repair shops.

Use Group 9A shall be limited to blueprinting or photostatting establishments; business schools or colleges; #health and fitness establishments#; medical or dental laboratories; musical instrument repairs; printing establishments; public auction rooms; studios - art, music, dancing, or theatrical; trade or other schools for adults; typewriter or other small business machine sales, rental or repairs; and umbrella repairs.

Use Group 12B shall be limited to antique stores; art galleries, commercial; candy or ice cream stores; cigar or tobacco stores; delicatessen stores; jewelry or art metal craft shops; music stores; and newsstands.

\* \* \*

##### 42-14 Use Group 17 M1 M2 M3

[Note: This Section is also proposed to be amended as part of N 210423 ZRM: SoHo-NoHo Neighborhood Plan]

Use Group 17 consists primarily of #manufacturing uses# that:

- (1) can conform to high performance standards by controlling objectionable influences; and
- (2) in so doing, can limit their impact on adjacent residential areas; and
- (3) normally generate a great deal of traffic, both pedestrian and freight.

\* \* \*

D. Special #uses# in M1-5A and M1-5B Districts

M1-5A M1-5B

\* \* \*

(3) In addition, to the above restrictions, the following #uses# are not permitted as of right in any #building or other structure# or on any tract of land in M1-5A or M1-5B Districts:

\* \* \*

(e) Banquet halls, wedding chapels, and catering establishments, #physical culture or health establishments#, including gymnasiums, reducing salons, massage establishments or steam baths. However, this provision shall not apply to gymnasiums occupying not more than 10,000 square feet and used exclusively for the following sports facilities: basketball, handball, squash and tennis.

\* \* \*

##### 42-30 USES PERMITTED BY SPECIAL PERMIT

##### 42-31 By the Board of Standards and Appeals

In the districts indicated, the following #uses# are permitted by special permit of the Board of Standards and Appeals, in accordance with standards set forth in Article VII, Chapter 3.

\* \* \*

M1-5A M1-5B M1-5M M1-6M  
Eating or drinking establishments, with entertainment and a capacity of more than 200 persons or establishments of any capacity with dancing [PRC-D]

M1 M2 M3-  
#Physical culture or health establishments#, including gymnasiums (not permitted under Use Group 9); and massage establishments

M1 M2 M3  
Radio or television towers, non-#accessory#

\* \* \*

##### ARTICLE V NON-CONFORMING USES AND NON-COMPLYING BUILDINGS

##### Chapter 2 Non-Conforming Uses

\* \* \*

##### 52-70 TERMINATION OF CERTAIN NON-CONFORMING USES AFTER AMORTIZATION

\* \* \*

##### 52-76 Adult Physical Culture Establishments

In all districts, any #adult physical culture establishment#, unless subject to an earlier termination requirement contained in this Resolution, shall terminate not later than one year after November 16, 1978, and thereafter the space formerly occupied by such #use# shall be used only for a conforming #use#.

\* \* \*

##### ARTICLE VI SPECIAL REGULATIONS APPLICABLE TO CERTAIN AREAS

##### Chapter 2 Special Regulations Applying in the Waterfront Area

\* \* \*

##### 62-20 SPECIAL USE REGULATIONS

##### 62-21 Classification of Uses in the Waterfront Area

\* \* \*

##### 62-212 Waterfront-Enhancing (WE) uses

WE #uses# comprise a group of primarily recreational, cultural, entertainment or retail shopping #uses# that, when located, at the water's edge, add, to the public use and enjoyment of the waterfront. WE #uses# shall be limited, to the following:

\* \* \*

From Use Group 9:

\*Boat showrooms or sales establishments

Catering establishments (also listed in Use Group 13)

Gymnasiums used exclusively for basketball, handball, paddleball, racketball, squash and tennis

#Health and fitness establishments# with no limitation on #floor area# per establishment

Wedding chapels or banquet halls (also listed in Use Group 13)

\* \* \*

##### ARTICLE VII ADMINISTRATION

##### Chapter 3 Special Permits by the Board of Standards and Appeals

\* \* \*

##### 73-10 SPECIAL PERMIT USES

##### 73-11 General Provisions

Subject, to the general findings required by Section 73-03 and in accordance with the provisions contained in Sections 73-12 to 73-36.73-35, inclusive, the Board of Standards and Appeals shall have the power to permit special permit #uses#, and shall have the power to impose appropriate conditions and safeguards thereon.

\* \* \*

**73-36****Physical Culture or Health Establishments**

(a) In C1-8X, C1-9, C2, C4, C5, C6, C8, M1, M2 or M3 Districts, and in certain special districts as specified in the provisions of such special district, the Board of Standards and Appeals may permit ~~#physical culture or health establishments#~~ as defined in Section 12-10, including ~~gymnasiums~~ (not permitted under Use Group 9) or ~~massage establishments other than #adult physical culture establishments#~~, for a term not to exceed 10 years, provided the following findings are made:

- (1) that such ~~#use#~~ is so located as not to impair the essential character or the future use or development of the surrounding area; and
- (2) that such ~~#use#~~ contains:
  - (i) one or more of the following regulation size sports facilities: handball courts, basketball courts, squash courts, paddleball courts, racketball courts, tennis courts; or
  - (ii) a swimming pool of a minimum 1,500 square feet; or
  - (iii) facilities for classes, instruction and programs for physical improvement, body building, weight reduction, aerobics or martial arts; or
  - (iv) facilities for the practice of massage by New York State licensed masseurs or masseuses.

Therapeutic or relaxation services may be provided only as ~~#accessory#~~ to programmed facilities as described in paragraphs (a)(2)(i) through (a)(2)(iv) of this Section:

(b) In C4-7, C5-2, C5-3, C5-4, C5-5, C6-4, C6-5, C6-6, C6-7, C6-8 or C6-9 Districts, the Board may permit ~~#physical culture or health establishments#~~ located on the roof of a ~~#commercial building#~~ or the ~~#commercial#~~ portion of a ~~#mixed building#~~, provided the following additional findings are made:

- (1) that such ~~#use#~~ shall be an incidental part of a permitted ~~#physical culture or health establishment#~~ located within the same ~~#commercial#~~ or ~~#mixed building#~~;
- (2) that such ~~#use#~~ shall be open and unobstructed, to the sky;
- (3) that such ~~#use#~~ shall be located on a roof not less than 23 feet above ~~#curb level#~~;
- (4) that the application for such ~~#use#~~ shall be made jointly by the owner of the ~~#building#~~ and the operator of such ~~#physical culture or health establishment#~~; and
- (5) that the Board shall prescribe appropriate controls to minimize adverse impacts on the surrounding area, including but not limited to, requirements for the location, size and types of signs, limitations on the manner and/or hours of operation, shielding of floodlights, adequate screening, and the control of undue noise including the amplification of sound, music or voices.

(c) No special permit shall be issued, pursuant to this Section unless:

- (1) the Board shall have referred the application, to the Department of Investigation for a background check of the owner, operator and all principals having an interest in any application filed under a partnership or corporate name and shall have received a report from the Department of Investigation which the Board shall determine to be satisfactory; and
- (2) the Board, in any resolution granting a special permit, shall have specified how each of the findings required by this Section are made.

The Board shall retain the right to revoke the special permit, at any time, if it determines that the nature or manner of operation of the permitted ~~#use#~~ has been altered from that authorized.

The Board may prescribe appropriate conditions and safeguards including location of ~~#signs#~~ and limitations on the manner and/or hours of operation in order to minimize adverse effects on the character of the surrounding community.

**73-40****MODIFICATIONS OF USE OR PARKING REGULATIONS**

\* \* \*

**ARTICLE VII  
ADMINISTRATION****Chapter 4****Special Permits by the City Planning Commission**

\* \* \*

**74-74****Large-scale General Development**

\* \* \*

**74-744****Modification of use regulations**

(a) ~~#Use#~~ modifications

\* \* \*

(4) ~~#Physical culture or health establishments#~~

For a ~~#large-scale general development#~~ located within an ~~#MIH site#~~, in a C4 District within Queens Community District 14, ~~#physical culture or health establishments#~~ shall be permitted as of right. The special permit provisions of Section 73-36 (Physical Culture or Health Establishments) shall not apply.

\* \* \*

**ARTICLE VIII  
SPECIAL PURPOSE DISTRICTS****Chapter 1****Special Midtown District**

\* \* \*

**81-06****Applicability of Article VII Provisions****81-061****Applicability of Article VII, Chapter 3**

\* \* \*

Within the ~~#Special Midtown District#~~, the following provisions regarding special permits by the Board of Standards and Appeals shall only be applicable as modified below:

Section 73-16 (Public Transit, Railroad or Electrical Utility Substations) shall be applicable subject, to the provisions of the ~~#Special Midtown District#~~.

Section 73-28 (Newspaper Publishing) shall be applicable subject, to the provisions of the ~~#Special Midtown District#~~.

Section 73-36 (Physical Culture or Health Establishments) shall be applicable subject, to the locational restrictions of the ~~#Special Midtown District#~~.

Section 73-51 (Modification of Supplementary Use Regulations) shall be applicable subject, to the height and setback or alternate height and setback regulations of the ~~#Special Midtown District#~~.

Section 73-52 (Modifications for Zoning Lots Divided by District Boundaries) shall be applicable subject, to the height and setback or alternate height and setback regulations of the ~~#Special Midtown District#~~.

\* \* \*

**81-60****SPECIAL REGULATIONS FOR THE EAST MIDTOWN SUBDISTRICT**

\* \* \*

**81-62****Special Use Provisions**

\* \* \*

**81-622****Location of uses in mixed buildings**

For ~~#mixed buildings developed#~~ on ~~#qualifying sites#~~, the provisions of Section 32-422 (Location of floors occupied by commercial uses) are modified to permit the following ~~#uses#~~, subject, to the underlying zoning district regulations, on the same ~~#story#~~ as, or, at any ~~#story#~~ above, ~~#residential uses#~~, provided that no access exists between such ~~#uses#~~, at any level above the ground floor:

open or enclosed observation decks;

open or enclosed publicly accessible spaces;

eating or drinking establishments, as listed in Use Groups 6A, 6C, 10A and 12A;

bowling alleys, as listed in Use Group 8A and 12A;

theaters, as listed in Use Group 8A;

commercial art galleries, as listed in Use Group 6C;

~~gymnasiums, used exclusively for basketball, handball, paddleball, racquetball, squash and tennis, as listed in Use Group 9A;~~

~~#health and fitness establishments#, as listed in Use Groups 6C and 9A;~~

wedding chapels and banquet halls, as listed in Use Group 9A;

enclosed skating rinks, as listed in Use Group 12A;

swimming pools and gymnasium ~~#uses#~~ which are ~~#accessory#~~ to any other ~~#use#~~ located within the ~~#building#~~; and

~~#physical culture or health establishments#~~ permitted, pursuant to Section 73-36.

For such #uses#, the provisions of Section 32-41 (Enclosure Within Buildings) shall not apply.

\* \* \*

## 81-70 SPECIAL REGULATIONS FOR THEATER SUBDISTRICT

\* \* \*

## 81-72 Use Regulations Modified

\* \* \*

## 81-722 Use Group T

The following #uses# are subject, to the limitations on location and #floor area# of the underlying zoning district:

#Uses# marked with an asterisk (\*) are allowed only on #narrow street# frontages.

#Uses# marked with double asterisks (\*\*) are allowed only on floors other than the ground floor.

#Uses# marked thus (\*\*\*) qualify as #uses# satisfying the requirements of Section 81-724 (Requirements for entertainment-related uses).

#Use#

\* \* \*

Gift shops

\*Gymnasiums

Hair products for headwear

Hardware stores

#Health and fitness establishments#

Historical exhibits - not permitted in C5 Districts

\* \* \*

## ARTICLE VIII SPECIAL PURPOSE DISTRICTS

### Chapter 3 Special Limited Commercial District

## 83-00 GENERAL PURPOSES

### 83-03 Use Group "LC"

Use Group "LC" comprises #residential uses# listed in Use Groups 1 and 2, and a group of specially related #uses# selected from Use Groups 3, 4, 5, 6, 8 and 9, to provide for the special needs, comfort, convenience, enjoyment, education and recreation of the residents of the surrounding communities and of the many visitors who are, attracted to its activities.

\* \* \*

G. Retail or Service Establishments

\* \* \*

Gift shops

\*Gymnasiums, used exclusively for basketball, handball, squash and tennis

#Health and fitness establishments#

Interior decorating establishments, provided that #floor area# used for processing, servicing, or repairs shall be limited to 750 square feet per establishment

\* \* \*

Photographic studios

~~\*\*\*#Physical culture or health establishments#, including gymnasiums (not listed under Use Group 9), reducing salons, massage establishments or steam baths, but other than #adult physical culture establishments#~~

Picture framing shops

\* \* \*

\* In #Special Limited Commercial Districts#, a #use# marked with an asterisk (\*) shall not be located on the ground floor of a #building# unless such #use# is, at least 50 feet from the #street# wall of the #building# in which it is located

~~\*\*\* In #Special Limited Commercial Districts#, a #use# marked with a double asterisk (\*\*\*) shall be permitted only by special permit of the Board of Standard and Appeals, pursuant to Section 73-36 (Physical Culture or Health Establishments)~~

\* \* \*

## ARTICLE VIII SPECIAL PURPOSE DISTRICTS

### Chapter 4 Special Battery Park City District

\* \* \*

## 84-00 GENERAL PURPOSES

\* \* \*

### 84-03 Use Regulations (For Zone A and Zone C)

\* \* \*

### 84-031 Special permit uses

\* \* \*

The following #uses# are permitted only by special permit of the Board of Standards and Appeals:

Electrical or gas utility substations, open or enclosed, pursuant to Section 73-14

Public utility stations for oil or gas metering or regulating, pursuant to Section 73-15

Telephone exchanges or other communications equipment structures, pursuant to Section 73-14

~~In Zone A, #physical culture or health establishments# in subzone A-4 only, pursuant to Section 73-36. However, #physical culture or health establishments# located below the level of the first #story# ceiling shall not be permitted to front on the #Esplanade#.~~

\* \* \*

### 84-10 ZONE A GENERAL DISTRICT REGULATIONS

\* \* \*

### 84-12 Use Regulations

In the areas indicated as permitted #commercial# locations in Appendices 2.3 and 3.3, the #use# regulations applying in a C2 District shall apply, except as provided in Sections 84-031 (Special permit uses), 84-032 (Uses not permitted), 84-121 (Uses along Esplanade) and this Section.

In the case of a #mixed building# containing #residential# and #commercial uses#, #residential uses# are permitted on the same #story# as a #commercial use#, provided no access exists between such #uses#, at any level containing #residences# and provided any #commercial uses# are not located over any #residences#. However, such #commercial use# may be located over #residences# by authorization of the City Planning Commission upon finding that sufficient separation of #residences# from #commercial uses# exists within the #building#.

Notwithstanding any other provisions of this Resolution, the permitted #uses# listed in Use Groups 6, 7, 8, 9 or 14 and the additional #uses# permitted hereunder shall be limited, per establishment, to 10,000 square feet of #floor area# of any #story# and shall not be located above the first #story# ceiling, except that:

(a) in any #building# containing an #arcade# required in Section 84-134 (Mandatory arcades), any permitted #use# may be located above the first #story# ceiling and below the second #story# ceiling; and

(b) supermarkets are permitted with no limitation on #floor area#.

Notwithstanding any other provisions of this Resolution, the #zoning lot# south of First Place and east of Battery Place may contain #residential uses#, #transient hotel uses#, or both #residential# and hotel #uses#.

In the case of hotel #uses# on this #zoning lot#:

(1) a #physical culture or health establishment# #health and fitness establishment# may be permitted; and

(2) an eating and drinking establishment, as permitted in Section 32-15 (Use Group 6), and a ~~#physical culture and health establishment#~~ #health and fitness establishment# or a non-#residential accessory use#, may be located above a #story# containing #residential uses#.

\* \* \*

### 84-30 ZONE C

\* \* \*

## 84-32 Use Regulations

Use regulations applicable in C6-6 Districts shall apply subject, to the provisions of Sections 84-031 (Special permit uses) and 84-032 (Uses not permitted). In addition, the following #uses# shall be permitted:

Indoor interactive entertainment facilities, with eating and drinking, consisting of mechanical, electronic or computer supported games provided that a minimum of four square feet of waiting area within the #zoning lot# shall be provided for each person permitted under the occupant capacity as determined by the New York City Building Code. The required waiting area shall be in an enclosed lobby and shall not include space occupied by stairs, corridors or restrooms.

Parking facilities, public, subject to Section 84-341

~~#Physical culture or health establishments#~~

Sporting goods or equipment, sale or rental, including instruction in skiing, sailing or skin diving, as permitted in Use Group 14

\*\*\*

## ARTICLE IX SPECIAL PURPOSE DISTRICTS

### Chapter 4 Special Sheepshead Bay District

#### 94-00 GENERAL PURPOSES

\*\*\*

#### 94-06 Special Use Regulations

##### 94-061 Permitted residential, community facility and commercial uses

A. #Residential# and #community facility uses#

#Uses# listed in Use Groups 1, 2, 3 and 4 shall be allowed anywhere within the Special District, except as set forth in Section 94-065 (Restriction on ground floor use).

B. #Commercial uses#

In Areas A, B, C, D and E, as indicated in Appendix A (Special Sheepshead Bay District Map) of this Chapter, only those #commercial uses# listed in Section 94-062 (Use Group SB), those #uses# listed in Section 62-211 (Water-Dependent (WD) uses) from Use Groups 6, 7, 9 and 14, and those #uses# permitted, pursuant to Section 94-063 (Uses permitted by special permit), shall be allowed. In addition, in Area B, a food store, as listed in Section 32-15 (Use Group 6), shall also be allowed on a #zoning lot# existing on May 27, 2015, for a period of 10 years from such date. Such food store shall be limited to one such establishment per #zoning lot# and shall be limited to 15,000 square feet of #floor area# utilized for the sale of food and non-food grocery products, and further such establishment shall be limited to an additional 6,500 square feet of #floor area# for #accessory# office and storage space. There shall be no limitation on the amount of #floor area# utilized for eating or drinking places as listed in Use Group SB, pursuant to Section 94-062.

In Area F, only #commercial uses# listed in Use Group 6 and those listed in Section 62-211 from Use Groups 6, 7, 9 and 14 shall be allowed within the underlying #Commercial Districts#.

In Area G, only #commercial uses# listed in Use Groups 6, 7, 8 and 9 and those listed in Section 62-211 from Use Groups 6, 7, 9 and 14 shall be allowed within the underlying #Commercial Districts#.

In Area H, except for #uses# permitted, pursuant to Section 94-063, #commercial uses# shall be limited to those listed in Section 62-211 from Use Groups 6, 7, 9 and 14 and the following #uses#:

\*\*\*

Gift shops

~~Gymnasiums, used exclusively for basketball, handball, squash and tennis~~

~~#Health and fitness establishments#~~

Hardware stores, limited to marine supplies

\*\*\*

#### 94-062 Use Group SB

In Areas A, B, C, D and E, except as stated in this Section, all #commercial uses# permitted by Use Group SB shall be limited to a maximum #floor area# of 3,500 square feet per establishment and to a maximum frontage per establishment, at ground floor level of 35 feet when facing any plaza, Emmons Avenue, Sheepshead Bay Road, Ocean Avenue and Bedford Avenue. Any #use# marked with a single asterisk (\*) shall not be located on the ground floor of a #building#.

\*\*\*

C. Retail or service establishments

\*\*\*

Gift shop

~~\*Gymnasiums, used exclusively for basketball, handball, squash and tennis~~

~~#Health and fitness establishments#~~

Jewelry or art metal shops

\*\*\*

Photographic equipment or supply stores

~~\*\*#Physical culture or health establishments#, other than #adult physical culture establishments#, including gymnasiums, having a rated capacity of not more than 50 people~~

Picture framing shops

\*\*\*

~~\*\*#Uses# listed in Use Group SB, marked with a double asterisk, are permitted only by special permit of the Board of Standards and Appeals, pursuant, to the provisions of Section 73-36~~

\*\*\*

#### 94-064 Supplementary use regulations

The provisions of Article VII, Chapter 3 (Special Permits by the Board of Standards and Appeals), Sections 73-10 through 73-52, relating to modifications of #use#, shall not apply in the Special District, ~~except~~ that Section 73-36 (Physical Culture or Health Establishments) shall be applicable.

\*\*\*

## ARTICLE IX SPECIAL PURPOSE DISTRICTS

### Chapter 5 Special Transit Land Use District

#### 95-00 GENERAL PURPOSES

\*\*\*

#### 95-08 Special Use Regulations

\*\*\*

#### 95-081 Use Group T

Use Group T comprises a group of retail establishments selected to promote and strengthen retail business in the Special District. #Uses# marked with an asterisk (\*) shall not be located, at the subway mezzanine level or along the bounding walls of a transit easement volume.

\*\*\*

D. Retail or Service Establishments

\*\*\*

Gift shops

~~\*\*Gymnasiums, used exclusively for basketball, handball, squash and tennis~~

~~#Health and fitness establishments#~~

\*Ice cream stores

\*\*\*

Photographic studios

~~\*\*#Physical culture or health establishments#, including gymnasiums (not listed under Use Group 9), reducing salons, massage establishments or steam baths, but other than #adult physical culture establishments#~~

Picture framing shops

\*\*\*

~~\*\*#Uses# in Use Group T marked with a double asterisk are permitted only by special permit of the Board of Standards and Appeals, pursuant, to the provisions of Section 73-36~~

\*\*\*

## ARTICLE IX SPECIAL PURPOSE DISTRICTS

### Chapter 7 Special 125th Street District

\*\*\*

#### 97-20 LOCATION AND ACCESS REGULATIONS

\*\*\*

#### 97-21 Supplemental Use and Streetscape Regulations Along 125th Street

\* \* \*

**97-212****Uses not permitted on the ground floor of buildings**

The following #uses# are not permitted within #stories# that have a floor level within five feet of #curb level# in #buildings developed# after April 30, 2008, or within #stories# that have a floor level within five feet of #curb level# within portions of #buildings enlarged# after April 30, 2008, where such #building# or portion of a #building# fronts upon 125th Street, or is within 100 feet from 125th Street. Entranceways and lobby space for access to such #uses# shall be permitted, at the ground floor level, pursuant, to the provisions of Section 97-213 (Access to non-ground floor uses).

\* \* \*

From Use Groups 9A, 9B and 9C:

All #uses#, except for gymnasiums #health and fitness establishments#, public auction rooms, photographic developing or printing establishments for the consumer, or art, music, dancing or theatrical studios.

\* \* \*

**ARTICLE IX****SPECIAL PURPOSE DISTRICTS****Chapter 9****Special Madison Avenue Preservation District****99-00****GENERAL PURPOSES**

\* \* \*

**99-03****Special Use Regulations**

\* \* \*

**99-031****Use Group MP**

Use Group MP comprises a group of #commercial# establishments selected to promote and strengthen the existing #commercial# character of the Special District. The #commercial uses# listed in Table A of this Section are permitted in any portion of the Special District located within a C1 District. The #commercial uses# listed in Tables A and B of this Section are permitted in any portion of the Special District located within a C5 District.

**Table A**

\* \* \*

**B. Retail or Service Establishments**

\* \* \*

**Hardware stores**

#Health and fitness establishments#, open or enclosed, limited to 10,000 square feet of #floor area# per establishment

Interior decorating establishments, provided that #floor area# used for processing, servicing, or repairs shall be limited to 750 square feet per establishment

\* \* \*

**Table B****A. Retail or Service Establishments**

\* \* \*

Furniture stores, with no limitation on #floor area# per establishment

~~\*Gymnasiums, used exclusively for basketball, handball, squash and tennis~~

#Health and fitness establishments#, open or enclosed, with no limitation on #floor area# per establishment

\*Medical or dental laboratories for research or testing, or the custom manufacture of artificial teeth, dentures, or plates, not involving any danger of fire or explosion nor offensive noise, vibration, smoke or other particulate matter, odorous matter, heat, humidity, glare or other objectionable effects

\*Motion picture production studios

Musical instrument repair shops

Office or business machine stores, sales or rental (limited to 40 linear feet of #street# frontage)

~~\*\*\*#Physical culture or health establishments#, including gymnasiums (not listed under Use Group 9), reducing salons, massage establishments or steam baths, but other than #adult physical culture establishments#~~

Plumbing, heating, or ventilating equipment showrooms, without repair facilities (limited to 40 linear feet of #street# frontage)

\* \* \*

~~#Uses# in Use Group MP marked with a double asterisk (\*\*) are permitted only by special permit of the Board of Standards and Appeals, pursuant, to the provisions of Section 73-36~~

\* \* \*

**ARTICLE X****SPECIAL PURPOSE DISTRICTS****Chapter 4****Special Manhattanville Mixed Use District**

\* \* \*

**104-10****SPECIAL USE REGULATIONS**

\* \* \*

**104-16****Use Group MMU**

Use Group MMU comprises a group of #uses# selected from Use Groups 3, 4, 6, 7, 8, 9, 10, 12 and 17, as modified, including any of such #uses# that are #accessory# to a college or university and open, to the public.

\* \* \*

From Use Group 6C:

\* \* \*

Gift shops

#Health and fitness establishments#, open or enclosed, limited to 10,000 square feet of #floor area# per establishment

Interior decorating establishments, provided that #floor area# used for processing, servicing or repairs shall be limited to 750 square feet per establishment

\* \* \*

From Use Group 9A:

Automobile, motorcycle, #trailer# or boat showrooms or sales, with no repair services and with no preparation of vehicles or boats for delivery

Clothing or costume rental establishments

#Health and fitness establishments#, open or enclosed, with no limitation on #floor area# per establishment

Musical instrument repair shops

\* \* \*

#Accessory uses# to all the above #uses# are permitted.

~~#Physical culture or health establishments# are subject to a special permit, pursuant to Section 73-36.~~

\* \* \*

**ARTICLE XI****SPECIAL PURPOSE DISTRICTS****Chapter 5****Special Downtown Jamaica District**

\* \* \*

**115-10****SPECIAL USE REGULATIONS**

\* \* \*

**115-15****Modification of Use Regulations in M1-4 Districts**

The #use# regulations of the underlying M1-4 District shall apply, except as modified as follows:

\* \* \*

From Use Group 4A:

Ambulatory diagnostic or treatment health care facilities, limited to public, private, for-profit or not-for-profit medical, health and mental health care facilities in which patients are diagnosed or treated by health care professionals, licensed by the New York State Department of Education or successor agency, for medical, health or mental health conditions, and where such patients are ambulatory rather than admitted. Such facilities shall not include the practice of veterinary medicine; ~~#physical culture or health establishments#~~ or ophthalmic dispensing

Clubs, except:

(a) clubs, the chief activity of which is a service predominantly carried on as a business;

(b) non-commercial outdoor swimming pool clubs; or

(c) any other non-commercial clubs with outdoor swimming pools located less than 500 feet from any #lot line#; or

~~(d) any activity or #use# listed within the definitions of either #adult~~

physical culture establishments# or #physical culture or health establishments# in Section 12-10 (DEFINITIONS)

Community centers or settlement houses

\*\*\*

## ARTICLE XI SPECIAL PURPOSE DISTRICTS

### Chapter 6 Special Stapleton Waterfront District

\*\*\*

### 116-10 SPECIAL USE REGULATIONS FOR SUBAREAS A, B AND C, THE ESPLANADE, PIER PLACE AND THE COVE

\*\*\*

### 116-102 Special permit uses

#Physical culture or health establishments# shall be permitted in Subarea B2. The special permit provisions of Section 73-36 shall not apply.

### 116-103 Supplementary use regulations

The provisions of Section 32-41 (Enclosure Within Buildings) shall be modified as follows: In Subarea B3, a farmers' market may be unenclosed.

The provisions of Section 32-423 (Limitation on ground floor location) shall be modified as follows: In Subareas B1 and B2, the #uses# listed in Section 32-18 (Use Group 9) may be located on the ground floor and within 50 feet of any #street wall# of the #building# and with #show windows# facing on the #street#

\*\*\*

### 116-60 SPECIAL REGULATIONS IN SUBAREA E

\*\*\*

### 116-61 Special Use Regulations

The #use# regulations of Article VI, Chapter 2 (Special Regulations Applying in the Waterfront Area) shall apply, modified as follows:

(a) the provisions of Section 32-433 (Ground floor use in C1, C2 and C4 Districts in the Borough of Staten Island) shall not apply; and

(b) the provisions of Section 62-29 (Special Use Regulations for R6, R7, R8, R9 and R10 Districts) are modified to allow #uses# listed in Section 62-212 (Waterfront-Enhancing (WE) uses) to be located anywhere within a #building# existing prior to July 20, 2017, provided that no #commercial floor area# is located above a #dwelling unit#; and,

(c) #physical culture or health establishments# shall be permitted as-of-right. The special permit provisions of Section 73-36 shall not apply.

\*\*\*

## ARTICLE XII SPECIAL PURPOSE DISTRICTS

### Chapter 3 Special Mixed Use Districts

\*\*\*

### 123-30 SUPPLEMENTARY USE REGULATIONS

\*\*\*

### 123-33 Health and Fitness Establishments

In M1 Districts paired with a #Residence District#, high-intensity #uses#, as listed in the definition of #health and fitness establishments#, shall be subject, to the following additional enclosure and environmental conditions:

(a) such high-intensity #uses# shall be located within #completely enclosed buildings#; and

(b) where such high-intensity #use# is located in a #building# containing any #residential#, #community facility#, or #commercial use#, an acoustical engineer shall verify, to the Department of Buildings prior, to the issuance of a certificate of occupancy that such high-intensity #use# is designed according to International Organization for Standardization (ISO) or American National Standards Institute (ANSI) standards for noise control to meet the New York City Noise Code, administered by the Department of Environmental Protection.

Such high-intensity #uses# shall meet the following standards for noise and vibration:

(1) impact noise measurement shall comply with ISO 16283-2:2020, or subsequent versions; and

(2) vibration measurement shall comply with ISO 8041:2005 or ANSI/ASA S2.71, or subsequent versions, for on-site vibration measurement and analysis.

\*\*\*

## ARTICLE XII SPECIAL PURPOSE DISTRICTS

### Chapter 4 Special Willets Point District

\*\*\*

### 124-10 SPECIAL USE REGULATIONS

\*\*\*

### 124-12 Regulation of Commercial Uses in Area B

(a) Within Area B, as shown on Map 1 in the Appendix to this Chapter, #commercial# and special permit #uses# shall be limited to those #uses# permitted in a C1-4 District and #physical culture or health establishments#, pursuant to Section 73-36; provided that #commercial uses# shall be located no more than 100 feet from a #connector street#, the present or former 34th Avenue or Willets Point Boulevard, or Area A, as shown on Map 1 in the Appendix to this Chapter.

\*\*\*

### 124-13 Uses Permitted As-of-Right

The following special permits shall not apply. In lieu thereof, such #uses# shall be permitted as-of-right:

\*\*\*

In #buildings# with frontage on 126th Street, the following special permits shall not apply. In lieu thereof, such uses shall be permitted as-of-right:

Section 73-244 (In C2, C3, C4\*, C6-4\*\*, M1-5A, M1-5B, M1-5M and M1-6M Districts, the Special Hudson Square District and the Special Tribeca Mixed Use District) shall not apply for eating and drinking establishments with a capacity of more than 200 persons, which shall be permitted as-of-right within 100 feet of a #Residence District# boundary

Section 73-35 (Amusement Arcades)

Section 73-36 (Physical Culture or Health Establishments)

Section 74-46 (Indoor Interactive Entertainment Facilities)

Section 74-47 (Amusement Arcades)

\*\*\*

## ARTICLE XII SPECIAL PURPOSE DISTRICTS

### Chapter 7 Special Flushing Waterfront District

\*\*\*

### 126-10 SPECIAL USE REGULATIONS

\*\*\*

### 127-12 Physical Culture or Health Establishments

The provisions of Section 73-36 (Physical Culture or Health Establishments) shall not apply. In lieu thereof, #physical culture or health establishments# shall be permitted as-of-right. For the purposes of applying the underlying regulations to such #use#, a #physical culture or health establishment# shall be considered a Use Group 9 #use# and shall be within parking requirement category B:

### 127-13 Sign Regulations

For M1 Districts paired with a #Residence District#, the provisions regulating #signs# in C4 Districts, as set forth in Section 32-60 (SIGN REGULATIONS), inclusive, shall apply to any #signs#.

\*\*\*

## ARTICLE XIII SPECIAL PURPOSE DISTRICTS

### Chapter 1 Special Coney Island District

### 131-00 GENERAL PURPOSES

\*\*\*



## 131-04 Applicability

\* \* \*

## 131-044 Physical culture or health establishments

The provisions of Section 73-36 (Physical Culture or Health Establishments) shall not apply in the Coney East, Coney North or Coney West Subdistricts. In lieu thereof, #physical culture or health establishments# shall be allowed as-of-right.

## 131-045 131-044 Modification of use and bulk regulations

\* \* \*

## 131-10 SPECIAL USE REGULATIONS

\* \* \*

## 131-12 Use Groups A, B and C

Special Use Groups are established as set forth in this Section, to promote and strengthen the commercial and entertainment character of the Special District.

\* \* \*

## 131-123 Use Group C: Retail and service uses

Use Group C consists of a group of retail and service #uses#, selected from Use Groups 6, 7, 12 and 14, as modified in this Section:

\* \* \*

Gift shops

#Health and fitness establishments# limited to 10,000 square feet of #floor area# per establishment

Jewelry manufacturing from precious metals

\* \* \*

## 131-13 Special Use Regulations in Subdistricts

\* \* \*

## 131-132 Coney North and Coney West Subdistricts

In the Coney North and Coney West Subdistricts, #uses# allowed by the underlying district regulations shall apply, except as modified in this Section for #uses# fronting upon #streets# specified on Map 2 (Mandatory Ground Floor Use Requirements) in the Appendix to this Chapter. For the purposes of this Section, the "building line" shown on Parcel F on Map 2 shall be considered a #street line# of Ocean Way or Parachute Way, as applicable. Furthermore, an open or enclosed ice skating rink shall be a permitted #use# anywhere within Parcel F in the Coney West Subdistrict.

\* \* \*

(b) Prohibited ground floor level #uses# along #streets# other than Riegelmann Boardwalk

No #use# listed in this paragraph, (b), shall be permitted within 50 feet of a #street# specified on Map 2. Lobbies or entryways to non-ground floor level #uses# are permitted, provided the length of #street# frontage occupied by such lobbies or entryways does not exceed, in total, 60 feet.

\* \* \*

From Use Groups 9A, 9B and 9C:

All #uses#, except for gymnasiums #health and fitness establishments#, public auction rooms, photographic developing or printing establishments for the consumer, or art, music, dancing or theatrical studios

\* \* \*

## ARTICLE XIII SPECIAL PURPOSE DISTRICTS

### Chapter 4: Special Governors Island District

\* \* \*

## 134-10 SPECIAL USE REGULATIONS

## 134-11 Commercial Uses

The following #commercial uses# shall be allowed

\* \* \*

Any #commercial use# or #physical culture or health establishment# larger than 7,500 square feet in #floor area# shall be permitted provided that, prior to the establishment of such #use#, the applicant shall submit a written description of such #use#, to the local community board, together with information to demonstrate that such #use# will promote the goals of the #Special Governors Island

District#, complement existing #uses# within the special district, and be compatible with the nature, scale and character of other #uses# within the special district.

The local community board shall have the opportunity to respond to such submission with written comments within forty-five (45) days of receipt and the applicant shall thereafter provide the local community board with a written response to such comments, including a description of any modifications, to the proposal or, if a recommendation of the local community board has not been adopted, the reasons such modification has not been made.

No building permit shall be issued with respect to a #commercial use# or #physical culture or health establishment# larger than 7,500 square feet unless the Chairperson of the City Planning Commission shall have certified, to the Department of Buildings that the applicant has complied with the provisions of this Section.

The provisions of this Section shall not apply to #commercial uses# permitted, pursuant to Section 134-12 (Authorization for Certain Commercial Uses).

\* \* \*

## 134-13 Physical Culture or Health Establishments

#Physical culture or health establishments# shall be permitted in the #Special Governors Island District#, subject, to the requirements of Section 134-11. The special permit provisions of Section 73-36 shall not apply.

## 134-14 Signs

For #commercial uses# and #physical culture or health establishments#, the #sign# regulations of a C1 District mapped within an R3-2 District shall apply.

\* \* \*

## 134-20 SPECIAL BULK REGULATIONS

## 134-21 Special Regulations for Commercial Uses

For #commercial uses# and #physical culture or health establishments#, the #floor area# regulations of a C1 District mapped within an R3-2 District shall apply.

\* \* \*

## ARTICLE XIII SPECIAL PURPOSE DISTRICTS

### Chapter 5 Special Bay Street Corridor District

\* \* \*

## 135-10 SPECIAL USE REGULATIONS

\* \* \*

## 135-13 Physical Culture or Health Establishments

Within the #Special Bay Street Corridor District#, a #physical culture or health establishment# shall be permitted as-of-right in #Commercial Districts#. For the purposes of applying the underlying regulations to such #use#, a #physical culture or health establishment# shall be considered a Use Group 9 #use# and shall be within parking requirement category PRC-B.

## 135-14 Breweries

\* \* \*

## 135-15 135-14 Modification of Supplemental Use Provisions

\* \* \*

## ARTICLE XIII SPECIAL PURPOSE DISTRICTS

### Chapter 8 Special East Harlem Corridors District

\* \* \*

## 138-10 SPECIAL USE REGULATIONS

\* \* \*

## 138-13 Physical Culture or Health Establishments

Within the #Special East Harlem Corridors District#, the provisions of Section 73-36 (Physical Culture or Health Establishments) shall not apply. In lieu thereof, #physical culture or health establishments# shall be permitted as-of-right in C2-5, C4-6 and C6-4 Districts, and in M1 Districts paired with an R9 or R10 District.

# 138-14 Public Parking Garages

\* \* \*

## ARTICLE XIV SPECIAL PURPOSE DISTRICTS

### Chapter 1 Special Jerome Corridor District

\* \* \*

### 141-10 SPECIAL USE REGULATIONS

\* \* \*

### 141-12 Physical Culture or Health Establishments

~~#Physical culture or health establishments# shall be permitted as-of-right in C2 and C4 Districts. For the purposes of applying the underlying regulations to such #use#, a #physical culture or health establishment# shall be considered a Use Group 9 #use# and shall be within parking requirement category B.~~

### 141-13 Modification of Supplemental Use Provisions

\* \* \*

## ARTICLE XIV SPECIAL PURPOSE DISTRICTS

### Chapter 2 Special Inwood District

\* \* \*

### 142-10 SPECIAL USE REGULATIONS

\* \* \*

### 142-11 Permitted Uses

~~#Physical culture or health establishments# shall be permitted as-of-right in C2-4, C4, C6-2, M1-4 and M1-5 Districts. For the purposes of applying the underlying regulations to such #use#, a #physical culture or health establishment# shall be considered a Use Group 9 #use# and shall be within parking requirement category B.~~

In Subarea B1, as shown on Map 1 (Special Inwood District – Subdistricts and Subareas) in the Appendix to this Chapter, commercial or public utility vehicle storage, open or enclosed, including #accessory# motor fuel pumps, as listed in Use Group 16C, shall be a permitted #use#.

In Subareas B2 and B3, as shown on Map 1, all #uses# listed in Use Groups 3 and 4 shall be permitted #uses#, and Use Group 6A food stores, including supermarkets, grocery stores, or delicatessen stores, shall not be limited to #floor area# per establishment.

In Subdistrict D, as shown on Map 1, #self-service storage facilities# shall be permitted as-of-right in C6-2A Districts.

\* \* \*

## APPENDIX A Index of Uses

The following is a listing in alphabetical order of #uses# allowed in this Resolution either as #uses# permitted as-of-right, or as #uses# permitted by special permit, together with the Use Group in which each is listed, the parking requirement category of #commercial uses#, if applicable, and the district or districts in which it is permitted.

When a district associated with a given #use# is designated in the Index with an asterisk (\*), the #use# is permitted in such district only by special permit of the Board of Standards and Appeals, as set forth in the applicable portions of this Resolution.

When a district associated with a given #use# is designated in the Index with a double asterisk (\*\*), the #use# is permitted in such district only by special permit of the City Planning Commission, as set forth in the applicable portions of this Resolution.

#Uses# listed in Use Group 11A, 16, 17, or 18 as permitted #uses# in C8 or #Manufacturing Districts# must also meet the applicable performance standards for these districts.

#Uses# listed in Use Group 18 are permitted in M1 or M2 Districts if they can comply with the applicable performance standards for those districts.

This Index is established as a reference guide to this Resolution but is not an integral part thereof. Whenever there is any difference in meaning or implication between the provisions of this Resolution as set forth in Articles I through VII and the text of this Index, the text of the Resolution shall prevail.

#Use# regulations governing the several classes of districts are set forth in the following Chapters of this Resolution:

Residence Districts Article II, Chapter 2  
Commercial Districts Article III, Chapter 2  
Manufacturing Districts Article IV, Chapter 2

\* \* \*

Barber shops [PRC-B]	6	C1 C2 C4 C5 C6 C8 M1 M2 M3
Baths, steam (See <del>#Physical culture or health establishments#</del> <u>#Health and fitness establishments#</u> )		
Beaches, commercial [PRC-E]	13	C3* C7 C8 M1 <sup>3</sup> M2 M3

\* \* \*

Gun repairs [PRC-B1]	7	C2 C6 <sup>4</sup> C8 M1 M2 M3
Gymnasiums [PRC-B]: (See <u>#health and fitness establishments#</u> )		
Limited	9	<del>C2 C4 C5- C6 C8 M1</del>
Unlimited (See <del>#Physical culture or health establishments#</del> )		
Gypsum manufacture	18	M3

\* \* \*

Hat:		
Bodies manufacture	17	M1 M2 M3
Repair shops [PRC-B]	6	C1 C2 C4 C5 C6 C8 M1 M2 M3
<u>#Health and fitness establishments#</u>		
<u>Limited as to #floor area#</u>	6	<u>C1 C2 C4 C5 C6 C8 M1 M2 M3</u>
	14	<u>C2 C3 C7 C8</u>
<u>Unlimited</u>	9	<u>C1<sup>30</sup> C2 C4 C5 C6 C8 M1 M2 M3</u>
Health Centers	4	R1-R2 R3-R10 C1 C2 C3 C4 C5 C6 C8 M1**
Health services (see <del>#physical culture or health establishments#</del> <u>#health and fitness establishments#</u> )		

\* \* \*

Markets:		
Retail, including meat (See Food stores)		
Wholesale, produce or meat	17	M1 M2 M3
Masseurs Massage therapists [PRC-B] (See <u>Ambulatory diagnostic and treatment health care facilities</u> )		<del>C2* C4* C5* C6* C8* M1*<sup>2</sup> M2* M3*</del>
Matches manufacture	18	M3

\* \* \*

Photostating establishments [PRC-B1]	9	C2 C4 C5 C6 C8 M1 M2 M3
--------------------------------------	---	-------------------------------

#Physical culture or health establishments# [PRC=B]		C1 <sup>30*</sup> C2 <sup>*</sup> C4 <sup>*</sup> C5 <sup>*</sup> C6 <sup>*</sup> C8 <sup>*</sup> M1 <sup>*</sup> M2 <sup>*</sup> M3 <sup>*</sup>
Picture framing stores [PRC=B]	6	C1 C2 C4 C5 C6 C8 M1 M2 M3

\* \* \*

Rectories	4	R1-R2 R3-R10 C1 C2 C3 C4 C5 C6 C8 M1 <sup>**</sup>
Reducing salons (See #Physical culture or health establishments# #Health and fitness establishments#)		
Refreshment stands, drive-in [PRC=H]	7	C2 C6 <sup>4</sup> C8 M1 M2 M3
	13	C7 C8 M1 <sup>3</sup> M2 M3

\* \* \*

<sup>29</sup> Not permitted in C6-1, C6-2 and C6-3 Districts.

<sup>30</sup> Permitted only in C1-8 and C1-9 Districts and C1 Districts mapped within an R9 or R10 District.

<sup>31</sup> Permitted only in C6-5 and C6-7 Districts.

\* \* \*

## No. 2

## FRESH II ZONING TEXT AMENDMENT

**CITYWIDE** **N 210380 ZRY**  
IN THE MATTER OF an application submitted by the Department of City Planning, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, to modify Article VI, Chapter 3 (Special Regulations Applying to FRESH Food Stores) and related Sections, to expand areas in which the program is applicable and to update various requirements.

Matter underlined is new, to be added;

Matter ~~struck out~~ is to be deleted;

Matter within # # is defined in Section 12-10, 37-311, 63-01, 97-01, 108-01 or 116-01;

\* \* \* indicates where unchanged text appears in the Zoning Resolution

## ARTICLE II RESIDENCE DISTRICT REGULATIONS

### Chapter 3 Residential Bulk Regulations in Residence Districts

\* \* \*

#### 23-10 OPEN SPACE AND FLOOR REGULATIONS

\* \* \*

#### 23-15 Open Space and Floor Regulations in R6 Through R10 Districts

\* \* \*

#### 23-154 Inclusionary Housing

[text struck out in this Section is proposed to be relocated to Section 63-21]

\* \* \*

(b) #Inclusionary Housing designated areas#

The #residential floor area# of a #zoning lot# may not exceed the base #floor area ratio# set forth in the table in this paragraph (b), except that such #floor area# may be increased on a #compensated zoning lot# by 1.25 square feet for each square foot of #low income floor area# provided, up, to the maximum #floor area ratio# specified in the table, as applicable. However, the amount of #low income floor area# required to receive such #floor area compensation# need not exceed 20 percent of the total #floor area#, exclusive of ground floor non-#residential floor area#, or any #floor area# increase for the provision of a #FRESH food store#, on the #compensated zoning lot#.

\* \* \*

## ARTICLE IV MANUFACTURING DISTRICT REGULATIONS

### Chapter 2 Use Regulations

\* \* \*

#### 42-10 USES PERMITTED AS-OF-RIGHT

\* \* \*

#### 42-12

Use Groups 3A, 6A, 6B, 6D, 6F, 7B, 7C, 7D, 7E, 8, 9B, 9C, 10A, 10B, 10C, 11, 12A, 12C, 12D, 12E, 13, 14 and 16

M1 M2 M3

Use Group 3A shall be limited to museums that are ancillary to existing motion picture production studios or radio or television studios, provided they are located within 500 feet of such studios and do not exceed 75,000 square feet of #floor area#.

Use Groups 6A except that food stores, including supermarkets, grocery stores or delicatessen stores, shall be limited to 10,000 square feet of #floor area# per establishment, 6B, 6D, 6F, 7B, 7C, 7D, 7E, 8, 9B, 9C, 10A, 10B, 10C, 11, 12A, 12C, 12D, 12E, 13, 14 and 16 as set forth in Sections 32-15 to 32-23, inclusive, and Section 32-25. However, in Community District 1, in the Borough of the Bronx, in M1-4 Districts, food stores, including supermarkets, grocery stores or delicatessen stores, shall be limited to 30,000 square feet of #floor area# per establishment. In addition, the regulations of this Section are modified, where applicable, by the regulations of Section 63-11 (Special Use Regulations for FRESH Food Stores in M1 Districts).

\* \* \*

## ARTICLE VI SPECIAL REGULATIONS APPLICABLE TO CERTAIN AREAS

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

#### 63-00 GENERAL PURPOSES

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

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

#### 63-01 Definitions

FRESH food store

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

- at least 3,000 square feet or 50 percent of such retail space, whichever is greater, shall be utilized for the sale of a general line of food products intended for home preparation, consumption and utilization; and
- (b)(a) at least 2,000 square feet or 3025 percent of such retail space; whichever is greater, shall be utilized for allocated, to the sale of perishable goods that shall include dairy, fresh produce, frozen foods and fresh meats, of which, at least 500 square feet of such retail space shall be designated for the sale of fresh produce;
- at least 35 percent of such retail space shall be allocated, to the sale of non-perishable food; and
- at least 6,000 square feet of such retail space shall be located on one #story#.

A food store shall be certified as a #FRESH food store# by the Chairperson of the City Planning Commission, pursuant to Section 63-30 (CERTIFICATION FOR A FRESH FOOD STORE).

## 63-02

### Applicability

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

## 63-021

### Areas permitting FRESH food stores

- (a) The provisions of this Chapter shall apply to all #Commercial# and #Manufacturing Districts# in the following #FRESH food store# designated areas, except as provided in paragraph (b) of this Section Sections 63-022 (Special Purpose Districts where regulations for FRESH food stores are not applicable) and 63-023 (Limitation on location of FRESH food stores):
- (1) in the Borough of the Bronx, Community Districts 1, 2, 3, 4, 5, 6 and 7, except portions of Community District 7, as shown on Map 1 in Appendix A of this Chapter;
  - (2) in the Borough of Brooklyn, Community Districts 3, 4, 5, 8, 9, 16 and 17, except portions of Community District 8, as shown on Map 2 in Appendix A;
  - (3) in the Borough of Manhattan, Community Districts 9, 10, 11 and 12, except portions of Community District 9 and 12, as shown on Maps 3 and 4 in Appendix A; and
  - (4) in the Borough of Queens, the #Special Downtown Jamaica District#; portions of Community District 12 outside of the #Special Downtown Jamaica District#; except those portions shown on Maps 5 and 6 in Appendix A; and those portions in Community District 1 shown on Map 1 in Appendix B of this Chapter.

all of Manhattan Community District 10;

all of Bronx Community Districts 1, 4, 5, 6, 7 and 9; and

all of Brooklyn Community Districts 3, 4, 5, 9, 16 and 17.

Portions of other Community Districts in which FRESH food stores are permitted are shown on the maps in Appendix A of this Chapter.

## 63-022

### Special Purpose Districts where regulations for FRESH food stores are not applicable

(b) The provisions of this Chapter shall not apply, to the following Special Purpose Districts:

#Special Madison Avenue Preservation District#;

#Special Manhattanville Mixed Use District#; and

#Special Park Improvement District#; and,

#Special Hunts Point District#.

## 63-023

### Limitation on location of FRESH food stores

After [date of adoption], no certification shall be issued for increased #residential floor area# for a #FRESH food store# where the sum of the increased #residential floor area# generated, pursuant to Section 63-21 (Special Floor Area Regulations) by all #FRESH food stores# within a half-mile radius of the #zoning lot# would exceed 40,000 square feet.

Such calculation shall include increased #residential floor area# on all #zoning lots# containing #FRESH food stores# that have been certified by the Chairperson of the City Planning Commission, pursuant to Section 63-30 (CERTIFICATION FOR A FRESH FOOD STORE), including those issued prior to [date of adoption], provided that such certification has not expired, or has not been superseded by a certification, pursuant to Section 63-40 (CERTIFICATION FOR CHANGE OF USE OF A FRESH FOOD STORE) or an authorization, pursuant to Section 63-50 (AUTHORIZATION FOR BULK AND PARKING MODIFICATIONS).

## 63-10

### SPECIAL USE REGULATIONS

\* \* \*

## 63-20

### SPECIAL BULK AND PARKING REGULATIONS

## 63-21

### Special Floor Area Regulations

## 63-211

### For mixed buildings and zoning lots containing both residential and commercial or community facility uses in Commercial Districts with FRESH food stores

Where a #FRESH food store# is provided on a #zoning lot#, the maximum #residential floor area# permitted on the #zoning lot# shall be increased by one square foot for each square foot of #FRESH food store floor area# provided, up to 20,000 square feet, the provisions of Section 35-31 (Maximum Floor Area Ratio) relating, to the maximum permitted #floor area ratio# on a #zoning lot# for each permitted #use# shall apply as modified in this Section.

Where all non-#residential uses# on a #zoning lot# have a permitted #floor area ratio# equal to or less than that permitted for a #residential use# and for #zoning lots# containing #Quality Housing buildings#, the total #floor area# permitted for such #zoning lot# may be increased by one square foot of #residential floor area# for each square foot of #FRESH food store floor area#, up to 20,000 square feet.

However, for #zoning lots# that do not contain a #Quality Housing building#, where any non-#residential use# on such #zoning lot# has a permitted #floor area ratio# greater than that permitted for a #residential use#, the total #residential floor area# permitted for such #zoning lot# may be increased by one square foot for each square foot of #FRESH food store floor area#, up to 20,000 square feet, provided the total #floor area ratio# of the #building# does #zoning lot# shall not exceed the maximum permitted #floor area ratio# for a such non-#residential use#.

For #height factor# and #open space ratio# calculations, where applicable, the increased #residential floor area# generated, pursuant to this Section shall be exempt from such calculations.

For #compensated developments# or #MIH developments#, as defined in Section 23-911 (General definitions), the requirements of Section 23-154 (Inclusionary Housing) shall not apply to the increased #residential floor area# generated, pursuant to this Section.

[text struck out in the Section below is proposed to be included in revisions to Section 63-21 above]

## 63-212

### For mixed buildings and zoning lots containing both residential and commercial or community facility uses in Special Mixed Use Districts with FRESH food stores

Where a #FRESH food store# is provided on a #zoning lot#, the provisions of Section 123-64 (Maximum Floor Area Ratio and Lot Coverage Requirements for Zoning Lots Containing Mixed Use Buildings) relating, to the maximum permitted #floor area ratio# on a #zoning lot# for each permitted #use# shall apply, as modified in this Section.

Where all non-#residential uses# on a #zoning lot# have a permitted #floor area ratio# equal to or less than that permitted for a #residential use# and for #zoning lots# containing #Quality Housing buildings#, the total #floor area# permitted for such #zoning lot# may be increased by one square foot of #residential floor area# for each square foot of #FRESH food store floor area#, up to 20,000 square feet.

Where any non-#residential use# on such #zoning lot# has a permitted #floor area ratio# greater than that permitted for a #residential use#, the total #residential floor area# permitted for such #zoning lot# may be increased by one square foot for each square foot of #FRESH food store floor area#, up to 20,000 square feet, provided the total #floor area# of the #building# does not exceed the maximum permitted #floor area# for a non-#residential use#.

\* \* \*

## 63-22

### Authorization to Modify Maximum Building Height

For #zoning lots# #buildings# containing a #FRESH food store# and #residences#, the City Planning Commission may authorize modifications to Sections 35-65 (Height and Setback Requirements for Quality Housing Buildings), and 123-66 (Height and Setback Regulations) or, to the height and setback regulations of any Special Purpose District where maximum height limits apply, to allow the applicable maximum #building# height to be increased by up to 15 feet, provided that the first #story# occupied by a #FRESH food store# has a minimum finished floor to finished ceiling height of 14 feet, and provided that such finished ceiling height is, at least 14 feet above the #base plane# or #curb level#, as applicable.

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

- (a) such modifications are necessary to accommodate a first #story# utilized as a #FRESH food store#;

- (b) the proposed modifications shall not adversely affect the essential scale and character of the adjacent #buildings# and any adjacent historic resources; and
- (c) the proposed modifications will not unduly obstruct access to light and air of adjacent properties.

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

### 63-23 Special Transparency Requirements

For all #developments# containing #FRESH food stores#, or #ground floor level enlargements# containing #FRESH food stores#, the following provisions shall apply. For the portion of the #building# containing a #FRESH food store#, the ground floor level of the #street wall# fronting upon a #primary street frontage#, as defined in Section 37-311, shall be glazed in accordance with the provisions of Section 37-34 (Minimum Transparency Requirements).

Furthermore, for #buildings# #FRESH food stores# with frontage on two or more #streets#, the Chairperson of the City Planning Commission may certify that the glazing requirements of this Section shall only be applicable, to the #street wall# fronting upon the principal #street#, as determined by the Chairperson.

In addition, the Chairperson may, by certification, allow a reduction in the glazing requirements of this Section, provided that the Chairperson finds that such #mixed building#, or #mixed-use building#, as defined in Section 123-11; #building# is a recipient of #public funding# as defined in Section 23-911 (General definitions). For the purposes of this Section, defined terms shall include those in Sections 12-10, 23-911 and 37-311.

### 63-24 Required Accessory Off-street Parking Spaces in Certain Districts

For #FRESH food stores# provided as part of a #development# or #enlargement#, for any portion of such #FRESH food store# subsequently changed to any other #use#, pursuant to Section 63-40 (CERTIFICATION FOR CHANGE OF USE OF A FRESH FOOD STORE) or Section 63-50 (AUTHORIZATION FOR BULK AND PARKING MODIFICATIONS), if such change of #use# occurs less than 25 years after the initial issuance of a certificate of occupancy for such #FRESH food store#, #accessory# off-street parking regulations shall apply to such changed #use# as if the #use# is, at that time occurring as part of a #development# or #enlargement#. Application may be made for an authorization, pursuant to Section 63-50.

- (a) In C1-1, C1-2, C1-3, C2-1, C2-2, C2-3 Districts mapped within R6, R7, R8, R9 and R10 Districts and in C4-2 and C4-3 Districts, the #accessory# off-street parking regulations in Section 36-20 (REQUIRED ACCESSORY OFF-STREET PARKING SPACES FOR COMMERCIAL OR COMMUNITY FACILITY USES) applicable to a C1-4 District shall apply to any #FRESH food store# a #FRESH food store# shall provide one parking space per 1,000 square feet of #floor area# or #cellar# space utilized for retailing. The provisions of Section 36-23 (Waiver of Requirements for Spaces Below Minimum Number) shall not apply to #FRESH food stores#. In lieu thereof, no #accessory# off-street parking spaces shall be required for the #FRESH food store# if the #floor area# of such #use# is less than 40,000 square feet. In cases where there is more than one #commercial use# or #community facility use# on the #zoning lot#, the total number of #accessory# off-street parking spaces required pursuant, to the provisions of Section 36-23 shall not include off-street parking spaces #accessory# to #FRESH food stores#.
- (b) In C1-1, C1-2, C1-3, C2-1, C2-2, C2-3 Districts mapped within R3, R4 and R5 Districts and in C4-1 Districts, a #FRESH food store# shall provide one parking space per 400 square feet of #floor area# or #cellar# space utilized for retailing. The provisions of Section 36-23 shall not apply to #FRESH food stores#. In lieu thereof, no #accessory# off-street parking spaces shall be required for the #FRESH food store# if the #floor area# of such #use# is less than 10,000 square feet. In cases where there is more than one #commercial use# or #community facility use# on the #zoning lot#, the total number of #accessory# off-street parking spaces required pursuant, to the provisions of Section 36-23 shall not include off-street parking spaces #accessory# to #FRESH food stores#.

- (b) In the Borough of Brooklyn, in those portions of Community District 5 located south of Flatlands Avenue and east of the centerline prolongation of Schenck Avenue, and in the Borough of Queens, where applicable in Community District 12 outside of the #Special Downtown Jamaica District#, a #FRESH food store# shall provide #accessory# off-street parking spaces as required for #uses# in parking requirement category B in the applicable #Commercial# and #Manufacturing Districts#.
- (c) In C8-1, C8-2, M1-1, M1-2 and M1-3 Districts, a #FRESH food store# shall provide one parking space per 1,000 square feet of #floor area# or #cellar# space utilized for retailing, up to a maximum of 15,000 square feet. The underlying off-street parking regulations in Sections 36-20 or 44-20 shall apply, to the #floor area# or #cellar# space, in excess of 15,000 square feet, utilized for retailing in such #FRESH food store#.
- (d) The provisions of this Section shall not apply to:
  - (1) in the Borough of the Bronx, portions of Community District 7 and in the Borough of Manhattan, portions of Community District 12, as shown on Map 1 in Appendix C of this Chapter;
  - (2)(1) in the Borough of Brooklyn, to M1 Districts in portions of Community Districts 5, 16 and 17, as shown on Maps 1 and 2 in Appendix C-Appendix B of this Chapter; and
  - (3) in the Borough of Brooklyn, portions of Community Districts 16 and 17, as shown on Map 3 in Appendix C; and
  - (4)(2) in the Borough of Queens, to the #Special Downtown Jamaica District#.

### 63-30 CERTIFICATION FOR A FRESH FOOD STORE

Upon application, the Chairperson of the City Planning Commission shall certify that a food store #use# is a #FRESH food store#, provided that:

- (a) drawings have been submitted, to the Chairperson that clearly specify:
  - (1) all #floor area# or #cellar# space utilized as a #FRESH food store#, showing in the form of an illustrative layout that such designated space is designed and arranged to meet the requirements for perishable and non-perishable food and non-food grocery products, pursuant to Section 63-01;
  - (2) all #floor area# that will result from any permitted increase in #floor area#, pursuant to Section 63-21, including the location of such #floor area#;
  - (3) the size, format and location of the required #sign#, pursuant to Section 63-12, including detailed information about dimensions of the #sign#, lettering, color and materials; and
  - (4) the location of the ground floor level #street wall# fronting upon a principal #street# #primary street frontage#, pursuant to Section 63-23;
- (b) a signed lease or written commitment from the prospective operator of the #FRESH food store# has been provided in a form acceptable, to the Chairperson for utilization of such #floor area# or #cellar# space and its operation as a #FRESH food store#; and
- (c) for #zoning lots# containing increased #residential floor area# generated, pursuant to Section 63-21 (Special Floor Area Regulations), a legal commitment, in the form of a declaration of restrictions has been executed, in a form acceptable, to the Department of City Planning, binding upon the owner and its successor and assigns, and providing for continued utilization of all #floor area# or #cellar# space as a #FRESH food store#, the operation of which shall commence within a reasonable period following the issuance of a temporary certificate of occupancy for the #floor area# or #cellar# space to be utilized by the #FRESH food store#.

Such declaration of restrictions shall provide that the legal commitment for continued occupancy of the #floor area# or #cellar space# as a #FRESH food store# shall not apply during any:

  - (1) six (6) month period from the date such #floor area# or #cellar# space is vacated by the operator, provided that the owner timely notifies the Department of City Planning of such vacancy in accordance with the requirements of the restrictive declaration; or

- (2) event of force majeure, as determined by the Chairperson.

The filing and recordation of the declaration of restrictions in the Office of the City Register of the City of New York against all tax lots comprising the #FRESH food store#, and receipt of proof of recordation of such declaration in a form acceptable, to the Department, shall be a precondition to certification by the Chairperson the issuance of any building permit, including any foundation or alteration permit, for any #development# or #enlargement# under this Chapter.

Certification by the Chairperson shall be a precondition, to the issuance of any building permit, including any foundation or alteration permit, for any #development#, #enlargement# or change of #use# under this Chapter.

In granting the certification, the Chairperson may specify that minor changes in store layout consistent with the definition of a #FRESH food store# shall not warrant further certification, pursuant to this Section.

Changes to the store layout of a #FRESH food store# that has been constructed, pursuant to a previous certification under this Section, where such changes result in a #FRESH food store# that continues to comply with the requirements of this Chapter, shall not require subsequent certification by the Chairperson under this Section. #FRESH food stores# certified prior to [date of adoption] that do not comply with paragraph (c) of the definition of #FRESH food store# may change the floor layout provided that there is no increase in the degree of non-compliance with such requirement.

No later than the date on which an application for certification is first submitted, a copy of the drawings submitted, pursuant to paragraph (a) of this Section shall be submitted by the applicant, to the affected Community Board, which shall have 45 days to review said application. The Chairperson shall not issue a certification for an application during the Community Board review period, unless the Community Board has submitted, to the Chairperson comments regarding such proposal or informed the Chairperson that the Community Board has no comments.

A copy of an application for certification, pursuant to this Section shall be sent by the Department of City Planning, to the affected Community Board, which may review such proposal and submit comments, to the Chairperson. If the Community Board elects to comment on such application, it must be done within 45 days of receipt of such application. The Chairperson will not act on such application until the Community Board's comments have been received, or the 45-day comment period has expired, whichever is earlier.

For #zoning lots# containing increased #residential floor area# generated, pursuant to Section 63-21 (Special Floor Area Regulations), if a #development# or horizontal #enlargement# fails to comply with the provisions of Section 11-331 (Right to construct if foundations completed) with respect to completion of foundations within four years of the date of certification, pursuant to this Section, such building permit shall lapse, and any new building permit will require a new certification, pursuant to this Section.

### 63-31 Requirements for Certificate of Occupancy

No certificate of occupancy shall be issued for any portion of the #development# or #enlargement# identified in the drawings submitted, pursuant to paragraph (a)(2) of Section 63-30 until a temporary certificate of occupancy has been issued for the #FRESH food store# space. No final certificate of occupancy shall be issued for any such portion of the #development# or #enlargement# identified in such drawings until the #FRESH food store# space has been completed in accordance with the drawings submitted, pursuant to paragraph (a)(1) of Section 63-30 and a final certificate of occupancy has been issued for the #FRESH food store# space. The declaration of restrictions, where required, pursuant to paragraph (c) of Section 63-30, shall be noted on any temporary or final certificate of occupancy for the #building#.

### 63-40 CERTIFICATION FOR CHANGE OF USE OF A FRESH FOOD STORE

A #FRESH food store# for which a certification has been issued, pursuant to Section 63-30 may be changed to any #use# permitted by the underlying district upon certification by the Chairperson of the City Planning Commission that such change of #use# would not create a new #non-compliance#, increase the degree of #non-compliance# of #buildings# on the #zoning lot#, or result in reduction in the number of required fewer #accessory# off-street parking spaces than required by the new #use#, pursuant to Section 63-24 (Required Accessory Off-street Parking Spaces in Certain Districts) under the applicable district regulations.

If a certification, pursuant to this Section is granted, a notice of cancellation, in a form acceptable, to the Department of City Planning, of the declaration of restrictions recorded, pursuant to Section 63-30 shall be executed and recorded in the Office of the City Register of the City

of New York against all tax lots comprising the former #FRESH food store#.

### 63-50 AUTHORIZATION FOR BULK AND PARKING MODIFICATIONS

The City Planning Commission may, by authorization, permit modifications, to the #bulk# and #accessory# off-street parking requirements of the applicable zoning districts when a change of #use# of a #FRESH food store# for which a certification has been issued, pursuant to Section 63-30, would create a new #non-compliance#, increase the degree of #non-compliance# of #buildings# on the #zoning lot#, or result in a reduction in the number of required fewer #accessory# off-street parking spaces than required by the new #use#, pursuant to Section 63-24 (Required Accessory Off-street Parking Spaces in Certain Districts) under the applicable district regulations, provided that such #use# is permitted by the underlying districts.

\* \* \*

### 63-60 COMPLIANCE

No later than June 30th of the year, beginning in the first second calendar year following the calendar year in which certification was made, and, at three-year intervals thereafter, the Chairperson of the City Planning Commission shall be provided with an affidavit, in a form acceptable, to the Department of City Planning, regarding compliance with the requirements of the declaration of restrictions and the regulations of this Chapter, as of a date of inspection which shall be no earlier than June 1st of the year in which the affidavit is filed. Such affidavit shall be provided by the owner(s) of the tax lot(s) on which the #FRESH food store# is located. Such affidavit shall include, without limitation:

\* \* \*

### Appendix A

#### FRESH Food Store Designated Areas: Excluded Portions

The #FRESH food store# designated areas are; listed by community-district and borough in Section 63-02 (Applicability). Excluded portions of community districts are shown on the following maps:

all of Manhattan Community District 10;

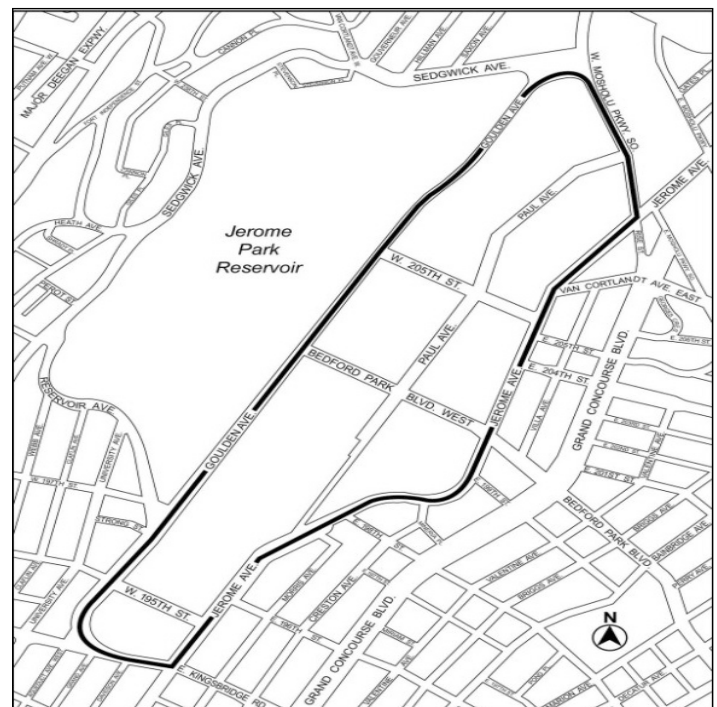
all of Bronx Community Districts 1, 4, 5, 6, 7 and 9; and

all of Brooklyn Community Districts 3, 4, 5, 9, 16 and 17.

Portions of other Community Districts are shown on Maps 1 through 16 in this Appendix A.

[EXISTING MAPS – TO BE DELETED]

Map 1. Excluded portions of Community District 7, the Bronx





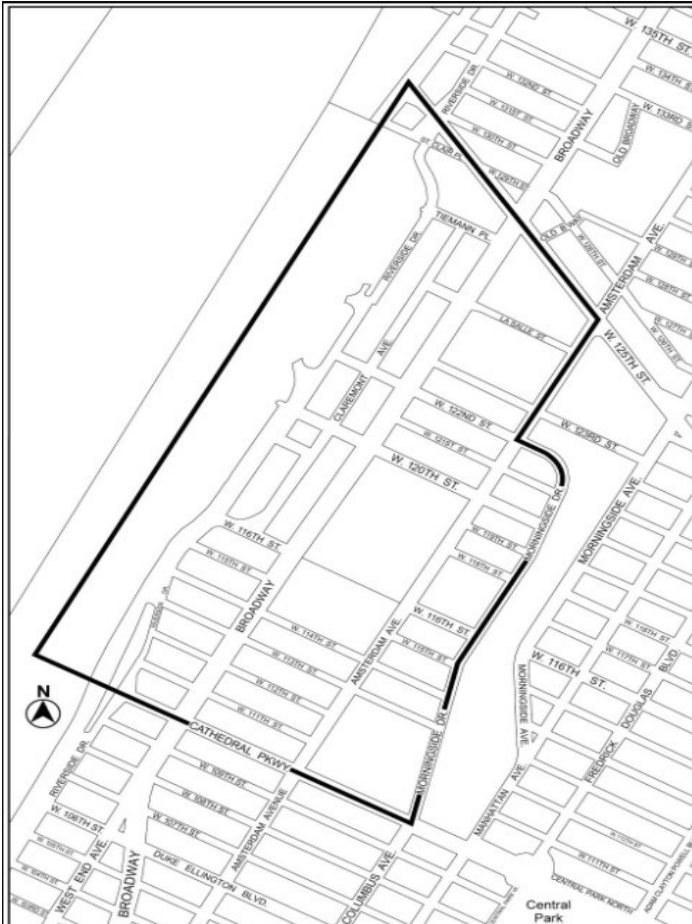
Map 2. Excluded portions of Community District 8, Brooklyn



Map 4. Excluded portions of Community District 12, Manhattan



Map 3. Excluded portions of Community District 9, Manhattan



Map 5. Excluded portions of Community District 12, Queens

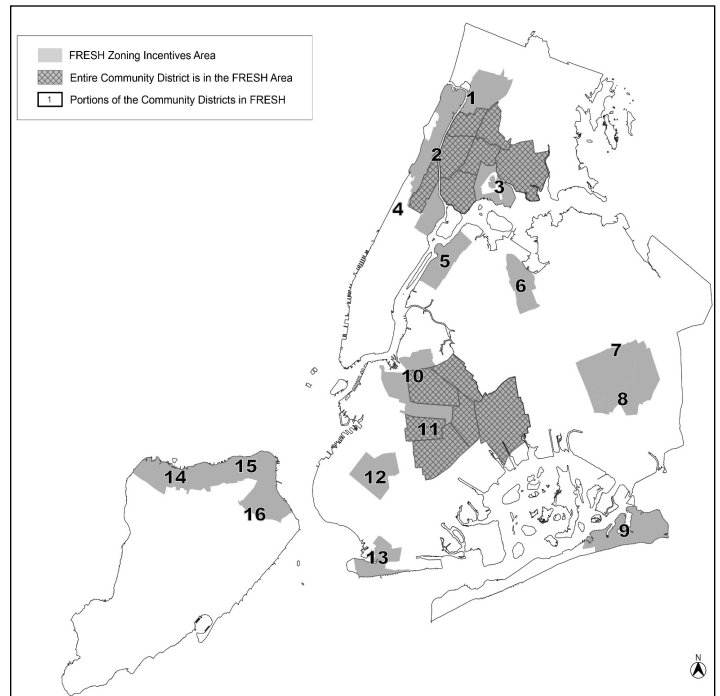




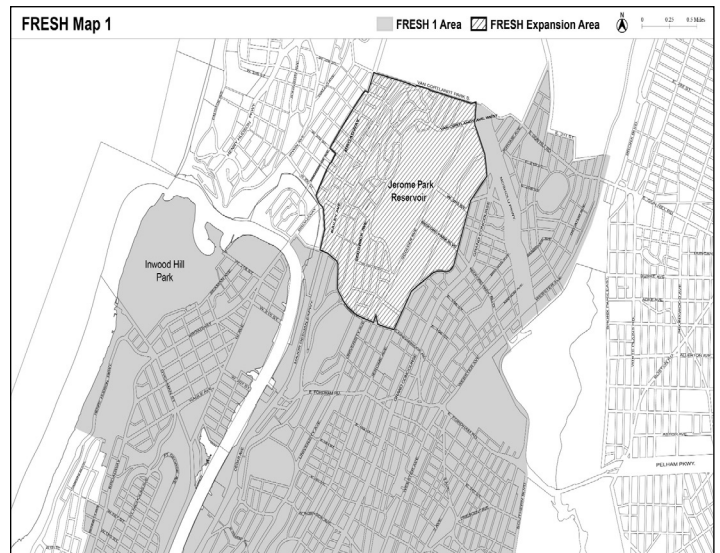
Map 6. Excluded portions of Community District 12, Queens



[PROPOSED MAPS]



FRESH Map 1



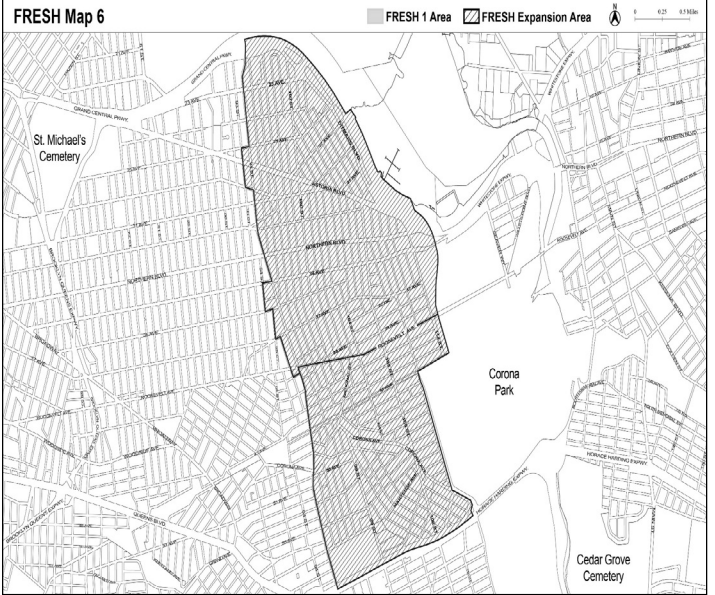
FRESH Map 2



FRESH Map 3



FRESH Map 6



FRESH Map 4



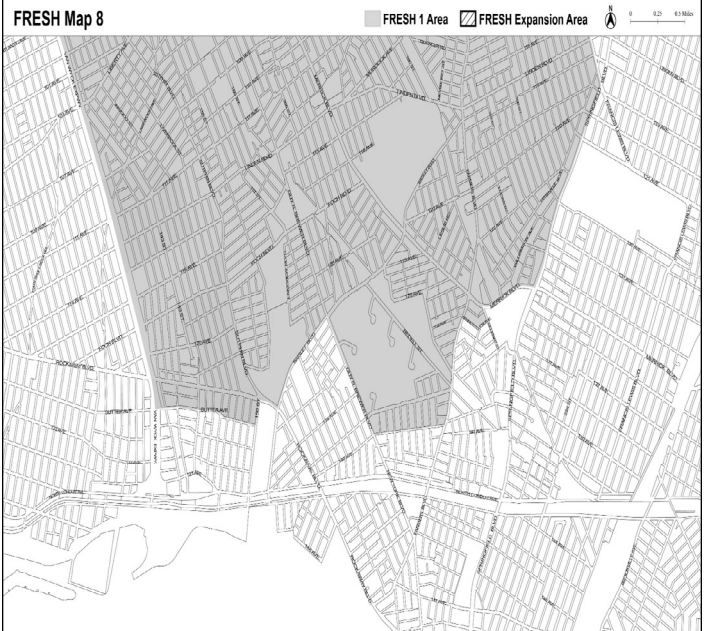
FRESH Map 7

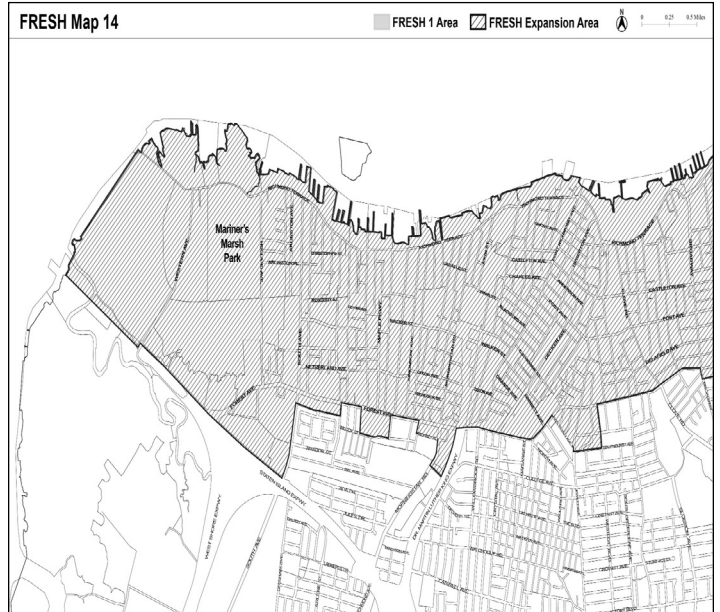
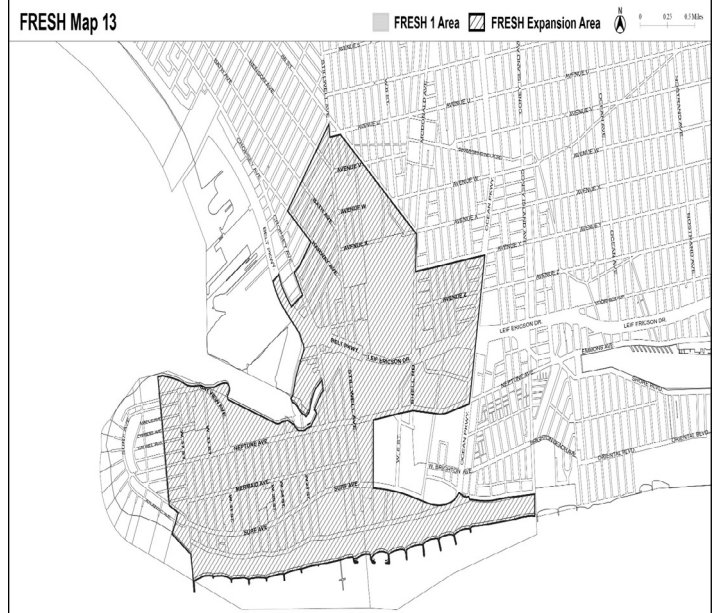


FRESH Map 5



FRESH Map 8









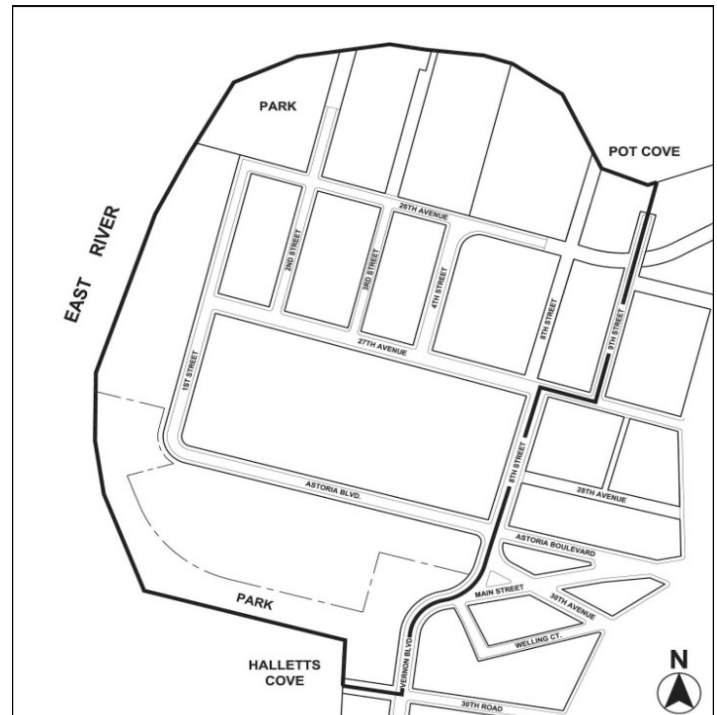
## Appendix B

### FRESH Food Store Designated Areas: Included Portions

The FRESH food store designated areas are listed by community district and borough in Section 63-02 (Applicability). When a FRESH food store designated area occupies only a portion of a community district, the included portions of such community districts are shown on the following maps:

Map 1. Included portions of Community District 1, Queens

[EXISTING MAP – TO BE DELETED]

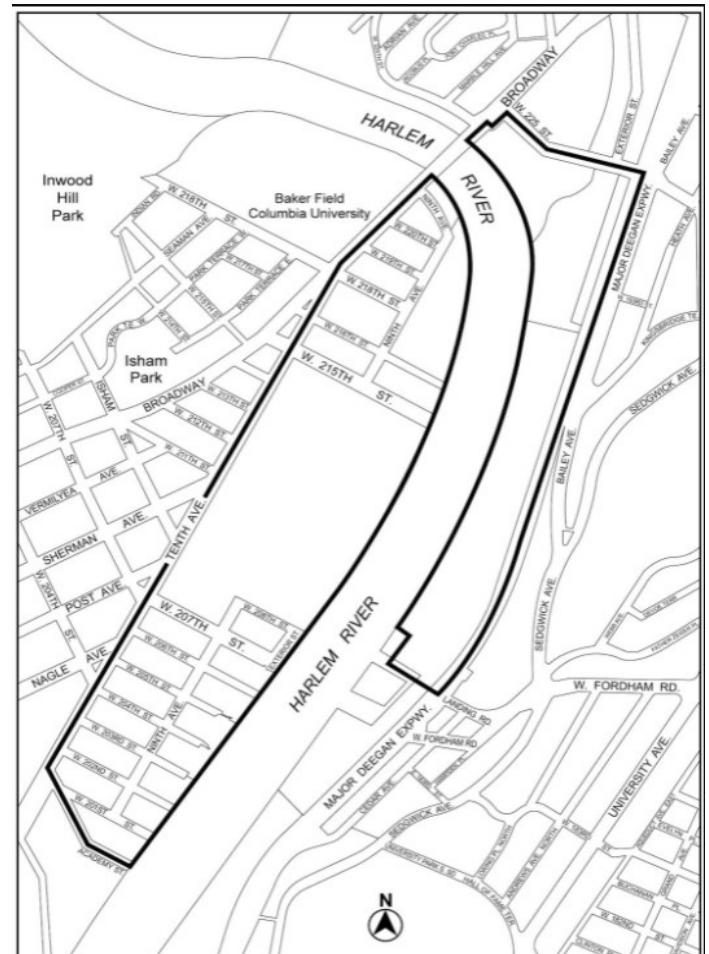


## Appendix C Appendix B

### Required Off-Street Accessory Parking Exceptions

Map 1. Excluded portions of Community District 12, Manhattan and a portion of Community District 7, the Bronx

[EXISTING MAP 1 – TO BE DELETED]



**Map 2: Map 1.** Excluded portions of Community District 5, Brooklyn**Map 3: Map 2.** Excluded portions of Community District 16 and 17, Brooklyn

\* \* \*

## ARTICLE IX SPECIAL PURPOSE DISTRICTS

### Chapter 7 Special 125th Street District

\* \* \*

### 97-40 SPECIAL BULK REGULATIONS

\* \* \*

### 97-41 Special Floor Area Regulations

\* \* \*

### 97-412 Maximum floor area ratio in the Park Avenue Hub Subdistrict

Within the Park Avenue Hub Subdistrict, as shown on Map 1 in

Appendix A of this Chapter, the maximum #floor area ratio# for #zoning lots# is set forth in paragraph (a) of this Section, and is modified for certain #zoning lots# in accordance with paragraph (b) of this Section.

#### (a) Maximum #floor area ratio#

The maximum #floor area ratio# shall be 12.0. Where a #development# or #enlargement# contains #residential floor area#, such #zoning lot# shall satisfy the provisions of either:

- (1) a minimum non-#residential floor area ratio# of 2.0 shall be provided on such #zoning lot#. Such #floor area# shall not include any #floor area# containing a #transient hotel# pursuant to the provisions of Section 97-14 (Transient Hotels Within the Park Avenue Hub Subdistrict); or
- (2) a minimum #floor area ratio# of 0.5, or a minimum amount of floor space equivalent to such 0.5 #floor area ratio#, shall be provided on such #zoning lot#. Such #floor area# or equivalent floor space shall be exclusively used for those visual or performing arts #uses#, designated in paragraph (b) of Section 97-11 (Special Arts and Entertainment Uses), and shall be certified by the Chairperson of the City Planning Commission, to the Commissioner of Buildings that the conditions set forth in Section 97-423 (Certification for floor area bonus for visual or performing arts uses) have been met.

Where the provisions of Article VI, Chapter 3 (Special Regulations Applying to FRESH Food Stores) apply, the total #floor area# permitted for such #zoning lot# may be increased by one square foot of #residential floor area# for each square foot of #floor area# of a #FRESH food store#, as defined by Article VI, Chapter 3, up to 20,000 square feet.

#### (b) Modified maximum #floor area ratio# for certain #zoning lots#

For #zoning lots# existing on or before November 30, 2017, with a #lot area# of less than 5,000 square feet, or for #zoning lots# subject, to the provisions of paragraph (d)(4) of Section 23-154 (Inclusionary Housing), the maximum #floor area ratios# set forth in paragraph (a) of this Section shall be modified, as follows:

- (1) the minimum non-#residential floor area# requirements set forth in paragraph (a) of this Section shall be optional for #zoning lots# existing on or before November 30, 2017, with a #lot area# of less than 5,000 square feet. For #zoning lots# utilizing the provisions of this paragraph, the minimum non-#residential floor area# or visual or performing arts space requirements set forth in paragraph (a) of this Section shall not apply;
- (2) for #zoning lots#, subject, to the provisions of paragraphs (d)(4)(i) or (d)(4)(iii) of Section 23-154, the maximum #residential floor area# provision of the underlying district as specified in Section 23-153 (For Quality Housing buildings) shall apply; and
- (3) for #zoning lots# utilizing the provisions of paragraph (b)(1) or (b)(2) of this Section, the maximum overall #floor area ratio# shall be 10.0, except that such maximum #floor area ratio# may be increased pursuant, to the provisions of paragraph (b) of Section 97-422 (Floor area bonus for visual or performing arts uses). For #zoning lots# utilizing the provisions of paragraph (b)(2) of this Section, such maximum #floor area ratio# may also be increased pursuant, to the provisions of Article VI, Chapter 3.

\* \* \*

## ARTICLE X SPECIAL PURPOSE DISTRICTS

### Chapter 8 Special Hunts Point District

\* \* \*

### 108-01 General Provisions

In harmony with the general purposes and content of this Resolution and the general purposes of the #Special Hunts Point District#, the provisions of this Chapter shall apply to all #developments# and #enlargements# within the #Special Hunts Point District#. The regulations of all other Chapters of this Resolution are applicable except as modified, supplemented or superseded by the provisions of

this Chapter. In the event of a conflict between the provisions of this Chapter and other regulations of this Resolution, the provisions of this Chapter shall control. However, in #flood zones#, in the event of a conflict between the provisions of this Chapter and the provisions of Article VI, Chapter 4 (Special Regulations Applying in Flood Hazard Areas), the provisions of Article VI, Chapter 4, shall control.

The provisions of Article VI, Chapter 3 (Special Regulations Applying to FRESH Food Stores) shall apply in the Residential Buffer Subdistrict, and shall not apply in the Food Industry Subdistrict. For any food store subject, to the provisions of Article VI, Chapter 3, the parking regulations of Section 63-24 (Required Accessory Off-street Parking Spaces in Certain Districts) shall supersede the provisions of Section 108-20 (MODIFICATION OF PARKING REQUIREMENTS IN THE RESIDENTIAL BUFFER SUBDISTRICT).

\* \* \*

## ARTICLE XI SPECIAL PURPOSE DISTRICTS

### Chapter 6 Special Stapleton Waterfront District

\* \* \*

### 116-20 SPECIAL BULK REGULATIONS FOR SUBAREAS A, B, AND C, THE ESPLANADE, PIER PLACE AND THE COVE

\* \* \*

### 116-22 Maximum Floor Area Ratio

\* \* \*

### 116-221 Special floor area regulations for mixed buildings

For #buildings# containing #residences#, the area in such #buildings# occupied by non-#residential uses# on the ground floor, or within two feet of the as-built level of the adjoining sidewalk, shall be excluded from the calculation of permitted #floor area# in the #building#. However, the area occupied by non-#residential uses# on the ground floor shall be included as #floor area# for other purposes including calculating:

- (a) requirements for #accessory# off-street parking spaces;
- (b) #accessory# off-street loading berths; and
- (c) limitations on #floor area# occupied by certain #uses#; and
- (d) satisfying requirements for #FRESH food stores# as defined in Article VI, Chapter 3, and the special #floor area# regulations of that Chapter.

In #flood zones#, the #floor area# exclusion permitted by this Section shall also apply, to the area occupied by non-#residential uses# on the #lowest occupiable floor#, as defined in Section 64-11.

\* \* \*

## No. 3 CAPA FRESH RULE CHANGE

### CITYWIDE

**(Proposed modification of Title 62 of the Rules of the City of New York, pursuant to Sections 1043 and 191(b)(2) and ZR Section 63-00, *et seq.* (as amended by proposed N 210380 ZRY) of the City Charter to facilitate the implementation of the Food Retail Expansion to Support Health Program (FRESH) program as well as to correct aspects of the fee structure for certain applications.**

PLEASE TAKE NOTICE that in accordance with Sections 1043 and 191(b)(2) of the New York City Charter, the New York City Department of City Planning ("City Planning"), proposes to amend rules within Chapter 3 and establish new Chapter 12 of Title 62 of the Rules of the City of New York.

This proposed rule was not included in the Department of City Planning's regulatory agenda for this Fiscal Year because it was not contemplated when the Department of City Planning published the agenda.

The time and place of the hearing have been scheduled as follows:

DATE: September 22, 2021

TIME: 10:00 A.M.

LOCATION: Remote

In support of the City's efforts to contain the spread of COVID-19, the City Planning Commission will hold this public hearing remotely. To join the meeting and comment, please visit NYC Engage at <https://www1.nyc.gov/site/nycengage/events/city-planning-commission-public-meeting/287262/1> or dial 877-853-5247 (US Toll-free), 888-788-0099 (US Toll-free), (253) 215-8782 (Toll number) or (213) 338-8477 (Toll number). If calling into the meeting, please use the following Meeting

ID 618 237 7396, and when prompted for a participation code, please enter "#" followed by the password "1" when prompted. Instructions on how to participate, as well as materials relating, to the meeting, will be posted on NYC Engage in advance of the meeting. To help the meeting host effectively manage the meeting, those who do not intend to actively participate are invited to watch the meeting through the livestream/LINK provided on NYC Engage or the recording that will be posted after the meeting on DCP's website.

Any person in, attendance, at this hearing (remotely or in person) 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 Dominick Answini, at the address set forth below, or by telephone, at (212) 720-3676, by September 8, 2021. In addition, written statements may be submitted to City Planning, at the address stated below, provided the comments are received by 5:00 P.M. on September 22, 2021:

New York City Department of City Planning  
Office of the Counsel  
120 Broadway, 31<sup>st</sup> Floor  
New York, NY 10271  
Attention: Dominick Answini

Written comments received and a tape 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 the Freedom of Information Law Desk, 120 Broadway, 31<sup>st</sup> Floor, telephone number (212) 720-3454.

### The purpose of the hearing is, to provide the public with an opportunity to comment on the proposed rule set forth herein.

Title 62 of the Rules of the City of New York is amended to read as follows:

### Chapter 3: Fees and Contributions

\* \* \*

#### § 3-07 Schedule of Charges

\* \* \*

- (e) Applications for zoning certifications and zoning authorizations:
  - (1) For certification for public school space, pursuant to § 107 – 121 [123] of Article X, Chapter 7 (Special South Richmond Development District) of the Zoning Resolution, the fee shall be \$160.

\* \* \*

- (g) Supplemental Fee for Large Projects. In addition to all applicable fees as set forth above, a supplemental fee shall be required for the following applications:

Applications that may result in the development of 500,000 to 999,999 square feet of floor area	\$80,000
Applications that may result in the development of 1,000,000 to 2,499,000 square feet of floor area	\$120,000
Applications that may result in the development of, at least 2,500,000 square feet of floor area	\$160,000

\* \* \*

### Chapter 12: Rules for the Processing of Applications for FRESH Certifications, pursuant to Section 63-30 of the Zoning Resolution of the City of New York

#### § 12-01 Scope

This chapter governs the queuing of applications for the Food Retail Expansion to Support Health Program ("FRESH"), pursuant to section 63-00 *et seq.* of the Zoning Resolution as well as the effect such queuing has on closed projects, terminated applications, and lapsed certifications related to such program.

#### § 12-02 Definitions

For the purposes of this chapter:

Application. The term "Application" means materials filed with the Department, pursuant to section 10-09 of these rules to obtain a Certification in connection with a project.

Certification. The term "Certification" means a Certification by the Chair of the Commission, pursuant to section 63-30 of the Zoning Resolution for a FRESH food store.

Commission. The term "Commission" means the City Planning Commission.

Department. The term "Department" means the Department of City Planning.

**FRESH.** The term “FRESH” means the Food Retail Expansion to Support Health Program, pursuant to section 63-00 *et seq.* of the Zoning Resolution.

**FRESH Application Statement (“FAS”).** The term “FRESH Application Statement” or “FAS” means a PAS in accordance with section 10-04 of this title or, if the Department determines that such statement is not necessary, a draft land use application in accordance with section 10-07 of this title, both of which are submitted in connection with a prospective Application.

**FRESH Food Store.** The term “Fresh Food Store” shall have the same meaning as that term is defined in section 63-01 of the Zoning Resolution.

**FRESH Residential Floor Area.** The term “FRESH Residential Floor Area” means the additional residential floor area permitted in accordance with this chapter and section 63-21 of the Zoning Resolution as a result of the provision of “FRESH Food Store Floor Area,” as that term is defined in section 63-01 of the Zoning Resolution.

**Pre-Application Statement (“PAS”).** The term “Pre-Application Statement” or “PAS” means the Pre-Application Statement described in section 10-04 of this title.

**Queue.** The term “Queue” means a list of projects ranked relative to each other in the order in which the Department received the FAS for each such project, subject, to the provisions of this chapter.

**Radius.** The term “Radius” means a half-mile radius measured from zoning lots of the proposed FRESH Food Store where the total FRESH Residential Floor Area for all FRESH Food Stores within such radius may not exceed more than 40,000 sq ft. A FRESH Food Store with FRESH Residential Floor Area will be deemed to be included in such radius if any portion of such store’s zoning lot is located within such radius.

### § 12-03 Review and Queuing of Applications

(a) The Department shall queue all projects in the order that their respective FAS was received by the Department, provided that, with respect to an FAS that is a PAS, such PAS has been determined by the Department to be complete in accordance with section 10-04(b) of this title.

(b) When two or more projects, including the proposed project, are located within a Radius and the total of FRESH Residential Floor Area among them exceeds 40,000 sq ft, the project for which an FAS was first received and is deemed in compliance with this title shall have priority to obtain all of its requested FRESH Residential Floor Area. The project that is next in the Queue shall then have priority to obtain all the remaining FRESH Residential Floor Area within such Radius which has not been claimed by a project earlier in the Queue. The use of remaining FRESH Residential Floor Area unclaimed by projects earlier in the Queue shall continue in this manner for subsequent projects until there is no additional unclaimed FRESH Residential Floor Area within the Radius.

(c) After a project has been added, to the Queue, if there is no response from the project sponsor within two (2) months after the interdivisional meeting, held in accordance with section 10-05 of this title, or the last communication of instructions from the Department, whichever is later, the Department will notify the project sponsor that its project will be placed on hold if it does not respond within a specified period of time from such notice. If the project sponsor responds within the specified timeframe but does not provide the requested materials, if any, within thirty (30) days of such response, the project will be placed on hold. If a project is on hold for twelve (12) months, the project record will be closed or the corresponding Application terminated, whichever is applicable, and the project will be removed from the Queue. The previously claimed FRESH Residential Floor Area corresponding to the removed project will now be available to projects remaining in the Queue. For terminated Applications, if the Department permits the applicant to proceed directly to filing a new Application, the Department shall place such Application in the Queue in accordance with subdivision (a) of this section as if such Application were a new FAS.

### § 12-04 Effect of Lapse of Certification

If a Certification lapses, pursuant to section 63-30 of the Zoning Resolution, the amount of FRESH Residential Floor Area permitted by such Certification shall become available for other projects within the same Radius as the project with the lapsed building permit. The project sponsor may reapply for FRESH Residential Floor Area but must submit a new FAS Queued in accordance with section 12-03 of this chapter.

**Resolution for adoption scheduling September 22, 2021 for a public hearing.**

**BOROUGH OF THE BRONX**  
Nos. 4 & 5  
**WIN POWERS**  
No. 4

**CD 1**  
**IN THE MATTER OF** an application submitted by the NYC Department of Housing Preservation and Development, pursuant to

**C 210398 ZSX**

Sections 197-c and 201 of the New York City Charter for the grant of a special permit, pursuant to Section 74-903 of the Zoning Resolution to modify the requirements of ZR 24-111 (Maximum Floor Area Ratio for Certain Community Facility Uses) to permit the allowable community facility floor area ratio of Section 24-11 (Maximum Floor Area Ratio and Percentage of Lot Coverage) to apply to a non-profit institution with sleeping accommodations, in connection with the development of two community facility buildings, on property, located, at 346 Powers Avenue (Block 2572, Lot 6) in an R6 District.

Plans for this proposal are on file with the City Planning Commission and may be seen, at 120 Broadway, 31<sup>st</sup> Floor, New York, NY 10271.

### No. 5

**CD 1**  
**IN THE MATTER OF** an application submitted by the NYC Department of Housing Preservation and Development (HPD)

**C 210399 HAX**

1. pursuant to Article 16 of the General Municipal Law of New York State for:
  - a. the designation of property, located, at 346 Powers Avenue (Block 2572, Lot 6), as an Urban Development Action Area; and
  - b. an Urban Development Action Area Project for such area; and
2. pursuant to Section 197-c of the New York City Charter for the disposition of such property to a developer to be selected by HPD;

to facilitate the development of two new buildings containing approximately 221 supportive housing units, 95 shelter units, and community facility space.

### No. 6

#### CB 8 OFFICE SPACE

**CD 8**  
**IN THE MATTER OF** a Notice of Intent to acquire office space submitted by the Department of Citywide Administrative Services, pursuant to Section 195 of the New York City Charter for use of property, located, at 185 West 231<sup>st</sup> Street (Block 3267, Lot 76) (Bronx Community Board 8 Office).

**N 220033 PXX**

### BOROUGH OF BROOKLYN

Nos. 7 & 8  
**506 THIRD AVENUE**  
No. 7

**CD 6**  
**IN THE MATTER OF** an application submitted by PAB 3<sup>rd</sup> Avenue Holdings LLC, pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 16d, by changing from an existing M2-1 District to a C4-4A District property, bounded by 11<sup>th</sup> Street, 3<sup>rd</sup> Avenue, 13<sup>th</sup> Street, and a line 100 feet northwesterly of 3<sup>rd</sup> Avenue, as shown on a diagram (for illustrative purposes only) dated May 17, 2021, and subject, to the conditions of CEQR Declaration E-617.

**C 210119 ZMK**

### No. 8

**CD 6**  
**IN THE MATTER OF** an application submitted by PAB 3<sup>rd</sup> Avenue Holdings LLC, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York, modifying APPENDIX F for the purpose of establishing a Mandatory Inclusionary Housing area.

**N 210120 ZRK**

Matter underlined is new, to be added;  
Matter struck out is to be deleted;  
Matter within # # is defined in Section 12-10;  
\*\*\* indicates where unchanged text appears in the Zoning Resolution

101  
\*\*\*

### APPENDIX F Inclusionary Housing Designated Areas and Mandatory Inclusionary Housing Areas

\*\*\*

#### BROOKLYN

\*\*\*

#### Brooklyn Community District 6

\*\*\*

Map 3– [date of adoption]

102

Portion of Community District 6, Brooklyn

\*\*\*

### BOROUGH OF MANHATTAN

Nos. 9 & 10  
**STARRETT-LEHIGH + TERMINAL WAREHOUSE REZONING**  
No. 9

**CD 4**  
**IN THE MATTER OF** an application submitted by Terminal Fee Owner LP and RXR SL Owner LLC, pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 8b:

**C 210408 ZMM**



1. changing from an M2-3 District to an M2-4 District property, bounded by West 28<sup>th</sup> Street, Eleventh Avenue, West 26<sup>th</sup> Street, and Twelfth Avenue; and
  2. establishing a Special West Chelsea District (WCh), bounded by West 28<sup>th</sup> Street, Eleventh Avenue, West 26<sup>th</sup> Street, and Twelfth Avenue;
- as shown on a diagram (for illustrative purposes only) dated June 21, 2021, and subject, to the conditions of CEQR Declaration E-625.

**No. 10****CD 4 N 210409 ZRM**

**IN THE MATTER OF** an application submitted by Terminal Fee Owner LP and RXR SL Owner LLC, pursuant to Section 201 of the New York City Charter, for an amendment of the Zoning Resolution of the City of New York establishing Subarea K within the Special West Chelsea District (Article IX, Chapter 8), and modifying other related Sections.

Matter underlined is new, to be added;

Matter ~~struck out~~ is to be deleted;

Matter within # # is defined in Section 12-10;

\*\*\* indicates where unchanged text appears in the Zoning Resolution.

**ARTICLE I – GENERAL PROVISIONS****Chapter 4 – Sidewalk Cafe Regulations**

\* \* \*

**14-44****Special Zoning Districts Where Certain Sidewalk Cafes Are Permitted**

#Enclosed# or #unenclosed sidewalk cafes# shall be permitted, as indicated, in the following special zoning districts, where allowed by the underlying zoning. #Small sidewalk cafes# however, may be located on #streets# or portions of #streets# within special zoning districts pursuant, to the provisions of Section 14-43 (Locations Where Only Small Sidewalk Cafes Are Permitted).

Manhattan	#Enclosed Sidewalk Cafe#	#Unenclosed Sidewalk Cafe#
* * *	* * *	* * *
West Chelsea District	No	Yes <sup>5</sup>

\* \* \*

- <sup>5</sup> #Unenclosed sidewalk cafes# are allowed only on #wide streets# except they are not allowed on the west side of Ninth Avenue between West 15th Street and West 16th Street. #Unenclosed sidewalk cafes# shall also be allowed on West 27th Street between Eleventh Avenue and Joe DiMaggio Highway.

\* \* \*

**ARTICLE IX – SPECIAL PURPOSE DISTRICTS****Chapter 8 – Special West Chelsea District****98-00****GENERAL PURPOSES**

\* \* \*

**98-04****Subareas and High Line Transfer Corridor**

In order to carry out the provisions of this Chapter, Subareas A through J and a #High Line Transfer Corridor# are established within the #Special West Chelsea District#.

\* \* \*

**98-10****SPECIAL USE AND PARKING REGULATIONS WITHIN THE SPECIAL WEST CHELSEA DISTRICT**

\* \* \*

**98-12****Modification of Use Regulations**

The #use# regulations of the underlying districts are modified by the provisions of this Section, inclusive.

\* \* \*

**98-122****Location within buildings****In Subarea K**

[Relocated to Section 98-124 below]

In any C6 District in the #Special West Chelsea District#, the provisions of Section 32-422 (Location of floors occupied by commercial uses) are modified to permit #commercial uses# on the same #story# as a #residential use# or on a #story# higher than that occupied by #residential uses#, provided that the #commercial uses#:

- (a) are located in a portion of the #building# that has separate direct access, to the #street# with no access, to the #residential# portion of the #building# at any #story#; and
  - (b) are not located directly over any portion of a #building# containing #dwelling units#, except this limitation shall not preclude the location of:
    - (1) #residential# lobby space below or on the same #story# as #commercial uses#; or
    - (2) a #commercial use# that fronts on the #High Line# and is located within five feet of the level of the #High Line bed#.
- In Subarea K, the provisions of Section 42-10 (USES PERMITTED AS-OF-RIGHT), inclusive, shall be modified as follows:
- (a) The following additional #uses# shall be permitted, provided that the floor space allocated to such #uses# does not exceed 25 percent of the total #floor area# of the #building#:
    - (1) from Use Groups 3 and 4, all #uses#, not otherwise permitted by the underlying regulations, other than those with sleeping accommodations;
    - (2) from Use Group 6A, food stores, including supermarkets, grocery stores or delicatessen stores, larger than 10,000 square feet;
    - (3) from Use Groups 6C, 9A, and 12B, all #uses# not otherwise permitted by the underlying regulations; or
    - (4) from Use Group 10A, all #uses#, not otherwise permitted by the underlying regulations, provided that the floor space allocated to such #uses# does not exceed 15 percent of the total #floor area# of the #building#.

**98-123****Adult establishments**

\* \* \*

**98-124****Location within buildings**

[Relocated from Section 98-122 above]

In any C6 District the #Special West Chelsea District#, the provisions of Section 32-422 (Location of floors occupied by commercial uses) are modified to permit #commercial uses# on the same #story# as a #residential use# or on a #story# higher than that occupied by #residential uses#, provided that the #commercial uses#:

- (a) are located in a portion of the #building# that has separate direct access, to the #street# with no access, to the #residential# portion of the #building#, at any #story#; and
- (b) are not located directly over any portion of a #building# containing #dwelling units#, except this limitation shall not preclude the location of:
  - (1) #residential# lobby space below or on the same #story# as #commercial uses#; or
  - (2) a #commercial use# that fronts on the #High Line# and is located within five feet of the level of the #High Line bed#.

\* \* \*

**98-15****Signs**

\* \* \*

**98-151****Modification of sign regulations in Subarea K**

Within Subarea K, the #sign# regulations of the underlying district shall apply. However, within 15 feet of the intersection of two #streets#, the provisions of Section 42-562 (Restriction on angle and height above curb level) shall not apply.

\* \* \*

**98-17****Modification of Parking and Loading Regulations in Subareas H**

[Relocated to Section 98-171 below]

#Accessory# off-street parking spaces for existing or new governmental offices may be located on a #zoning lot# other than the same #zoning lot# as the #use# to which such spaces are #accessory#, provided that:

- (a) such spaces are located within Subarea H and in a facility; or portion thereof, that is entirely below #curb level#;
- (b) the portion of such facility beneath the required public plaza area shown on Diagram 3 in Appendix A of this Chapter is sufficiently below #curb level# so that trees may be planted, at #curb level# within such public plaza but is in no case less than four feet below #curb level#; and

- (c) no more than 377 spaces are provided within such facility. For purposes of this Section, the governmental offices on #Block# 688, Lots 1001-1002, as of June 23, 2005, may have up to 377 #accessory# off-street parking spaces in such facility.

The underlying provisions of Article III, Chapter 6 and Article IV, Chapter 4 (Accessory Off-street Parking and Loading Regulations) shall apply within the #Special West Chelsea District#, subject to modification by the regulations of this Section, inclusive.

#### 98-171

#### Parking regulations in Subarea H

[Relocated from Section 98-17 above]

#Accessory# off-street parking spaces for existing or new governmental offices may be located on a #zoning lot# other than the same #zoning lot# as the #use# to which such spaces are #accessory#, provided that:

- (a) such spaces are located within Subarea H and in a facility, or portion thereof, that is entirely below #curb level#;
- (b) the portion of such facility beneath the required public plaza area shown on Diagram 3 in Appendix A of this Chapter is sufficiently below #curb level# so that trees may be planted, at #curb level# within such public plaza but is in no case less than four feet below #curb level#; and
- (c) no more than 377 spaces are provided within such facility.

For purposes of this Section, the governmental offices on #Block# 688, Lots 1001-1002, as of June 23, 2005, may have up to 377 #accessory# off-street parking spaces in such facility.

#### 98-172

#### Waiver of accessory off-street loading berths in Subarea K

In Subarea K, the provisions of Section 44-52 (Required Accessory Off-street Loading Berths) shall not apply to changes of #use#.

\* \* \*

#### 98-20

#### FLOOR AREA AND LOT COVERAGE REGULATIONS

\* \* \*

#### 98-22

#### Maximum Floor Area Ratio and Lot Coverage in Subareas

For all #zoning lots#, or portions thereof, located in Subareas A through J K, the maximum #floor area ratios#, #open space ratios# and #lot coverages# of the applicable underlying district shall not apply. In lieu thereof, the maximum #floor area ratio# permitted for #commercial#, #community facility# and #residential uses#, separately or in combination, shall be as specified in the table in this Section. For #residential use#, the maximum #lot coverage# shall be 70 percent for #interior# or #through lots# and no maximum #lot coverage# shall apply to any #corner lot#. For the #conversion# to #dwelling units# of non-#residential floor area# where the total #residential floor area# on the #zoning lot# will exceed the applicable basic maximum #floor area ratio# specified in the table in this Section, such excess #residential floor area# shall only be permitted, pursuant to Section 98-26 (Modifications of Inclusionary Housing Program).

Sub-area	Basic #floor area ratio# (max)	Increase in FAR from #High Line Transfer Corridor# (98-30)	Increase in FAR with #High Line# Improvement Bonuses (98-25)	Inclusionary Housing		Permitted #floor area ratio# (maximum)
				FAR required to be transferred <sup>1</sup> (minimum)	Increase in FAR for Inclusionary Housing Program (98-26)	
A	6.5	2.65	— <sup>2</sup>	2.65	2.85	12.0
B	5.0	2.5	— <sup>2</sup>	1.25	1.25	7.5
C	5.0	2.5	NA	1.25	1.25	7.5
D <sup>5</sup>	5.0	2.5 <sup>3</sup>	2.5 <sup>3</sup>	1.25	1.25	7.5
E	5.0	1.0 <sup>3</sup>	1.0 <sup>2,3</sup>	NA	NA	6.0
F	5.0	NA	NA	NA	NA	5.0
G	5.0	1.0 <sup>3</sup>	1.0 <sup>3</sup>	NA	NA	6.0
H	7.5	NA	2.5	NA	NA	10.0
I	5.0	2.5	NA	1.25	1.25	7.5
I <sup>4</sup>	5.0	NA	2.5	NA	NA	7.5
J <sup>6</sup>	5.0	NA	2.5	NA	NA	7.5
K	5.0	NA	NA	NA	NA	5.0

<sup>1</sup> Minimum #floor area ratios# required to be transferred, pursuant to Section 98-30 (HIGH LINE TRANSFER CORRIDOR), inclusive, before Inclusionary Housing #floor area# bonus can be utilized

- <sup>2</sup> In Subareas A, B, and E, the applicable maximum basic #floor area ratio# of that portion of the #zoning lot# that is within the #High Line Transfer Corridor# may be increased up to a maximum of 1.0, and the applicable maximum permitted #floor area ratio# increased accordingly, by certification of the Chairperson of the City Planning Commission, pursuant to Section 98-35 (High Line Transfer Corridor Bonus)
- <sup>3</sup> For certain zoning lots located in Subareas D, E and G, the provisions of Section 98-25 (High Line Improvement Bonus) may apply in lieu of the provisions of Section 98-30, subject, to the provisions of Section 98-241 (In Subareas D, E and G)
- <sup>4</sup> For #zoning lots# over which the #High Line# passes
- <sup>5</sup> For #zoning lots# between West 22nd Street and West 24th Street, the #floor area ratios# shall be 7.5, and no #floor area# increases shall be permitted
- <sup>6</sup> Bonus contribution subject to provisions of Section 98-25 governing first contribution to Affordable Housing Fund

\* \* \*

#### 98-40

#### SPECIAL YARD, HEIGHT AND SETBACK, AND MINIMUM DISTANCE BETWEEN BUILDINGS REGULATIONS

\* \* \*

#### 98-42

#### Special Height and Setback Regulations

\* \* \*

#### 98-423

#### Street wall location, minimum and maximum base heights and maximum building heights

The provisions set forth in paragraph (a) of this Section shall apply to all #buildings or other structures#. Such provisions are modified for certain subareas as set forth in paragraphs (b) through (g) (h) of this Section.

\* \* \*

- (g) Subarea J

The provisions set forth in paragraph (a) of this Section shall not apply to any #development# or #enlargement# that utilizes the provisions of Section 98-25. In lieu thereof, the provisions of this paragraph (g) shall apply.

\* \* \*

- (3) Tenth Avenue Zone

The Tenth Avenue Zone shall be that portion of a #zoning lot# within 200 feet of the Tenth Avenue #street line#. Within the Tenth Avenue Zone, any portion of a #building# shall have a maximum #street wall# height of 185 feet before setback and a maximum #building# height of 230 feet, provided that any portion of a #building# located above a height of 90 feet shall be set back not less than 15 feet from the Tenth Avenue #street line#. Any portion of a #building# located above a height of 185 feet shall be set back, at least 10 feet from the West 15th and West 16th Street #street lines#, and, at least 25 feet from the Tenth Avenue #street line#. Any portion of a #building# above a height of 200 feet shall be set back, at least 25 feet from the West 15th and West 16th Street #street lines#, and, at least 35 feet from the Tenth Avenue #street lines#, and any portion of a building located above a height of 215 feet shall be set back, at least 75 feet from the Tenth Avenue #street line#. Permitted obstructions allowed, pursuant to Section 33-42 shall be permitted.

- (h) Subarea K

The provisions set forth in paragraph (a) of this Section shall not apply. In lieu thereof, the provisions of the underlying zoning districts shall apply.

**MINIMUM AND MAXIMUM BASE HEIGHT AND MAXIMUM  
BUILDING HEIGHT  
BY DISTRICT OR SUBAREA**

District or Subarea		Minimum Base Height (in feet)	Maximum Base Height (in feet)	Maximum #Building# Height (in feet)
M1-5		50	95	135
Subarea A	within 50 feet of a #wide street#	60	85	— <sup>1</sup>
	between 50 and 100 feet of a #wide street#	15	85	— <sup>1</sup>
	for #zoning lots# with only #narrow street# frontage	40	60	— <sup>1</sup>
Subarea B		60	95	135
Subarea C	for #zoning lots# with only #narrow street# frontage	60	110	110
	for #zoning lots# with Tenth Avenue frontage	105 <sup>2</sup>	125 <sup>2</sup>	125 <sup>2</sup>
	for #zoning lots# with Eleventh Avenue frontage	125 <sup>2</sup>	145 <sup>2</sup>	145 <sup>2</sup>
Subarea D		60	90	250 <sup>1</sup>
Subarea E		60	105 <sup>3</sup>	120 <sup>3</sup>
Subarea F		60 <sup>2</sup>	80 <sup>2</sup>	80 <sup>2</sup>
Subarea G	for #zoning lots# with only #narrow street# frontage	60	95	95
	for #zoning lots# with #wide street# frontage	105 <sup>2</sup>	120 <sup>2</sup>	120 <sup>2</sup>
Subarea H		60 <sup>4</sup>	85 <sup>4</sup>	— <sup>4</sup>
Subarea I	within 300 feet of Tenth Avenue between W. 16th St. & W. 17th St.	60	85	120 <sup>5</sup>
	all other areas	60	105	135
Subarea J	Midblock Zone	NA	110 <sup>6</sup>	130 <sup>6</sup>
	Ninth Avenue Zone	NA	130 <sup>6</sup>	135 <sup>6</sup>
	Tenth Avenue Zone	NA	185 <sup>6</sup>	230 <sup>6</sup>
Subarea K		NA <sup>7</sup>	NA <sup>7</sup>	NA <sup>7</sup>

<sup>1</sup> See Section 98-423, paragraph (b)

<sup>2</sup> See Section 98-423, paragraph (c)

<sup>3</sup> See Section 98-423, paragraph (d)

<sup>4</sup> See Section 98-423, paragraph (e)

<sup>5</sup> See Section 98-423, paragraph (f)

<sup>6</sup> See Section 98-423, paragraph (g)

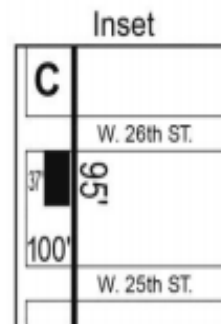
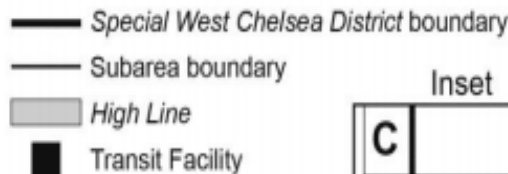
<sup>7</sup> See Section 98-423, paragraph (h)

\* \* \*

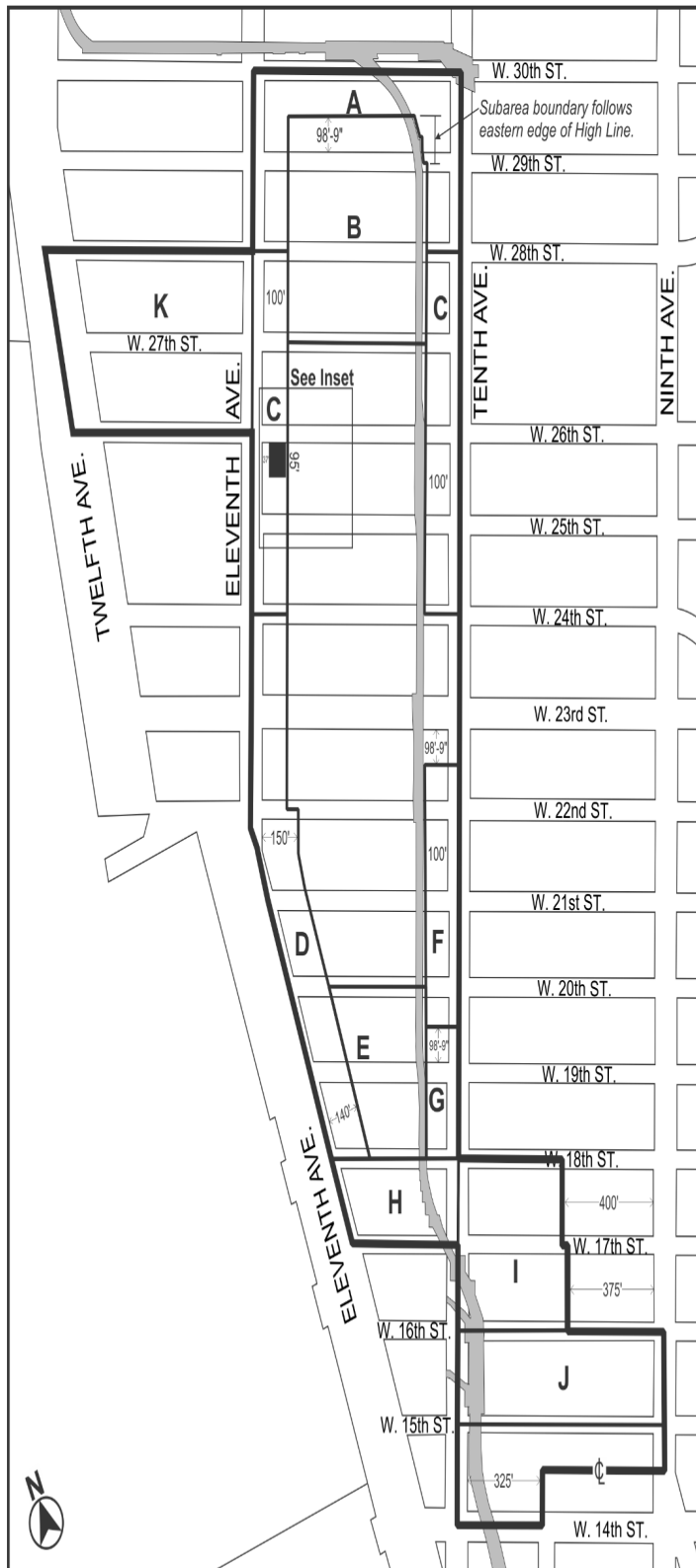
**Appendix A**

**Special West Chelsea District and Subareas**

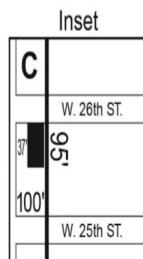
**[EXISTING MAP]**



[PROPOSED MAP]

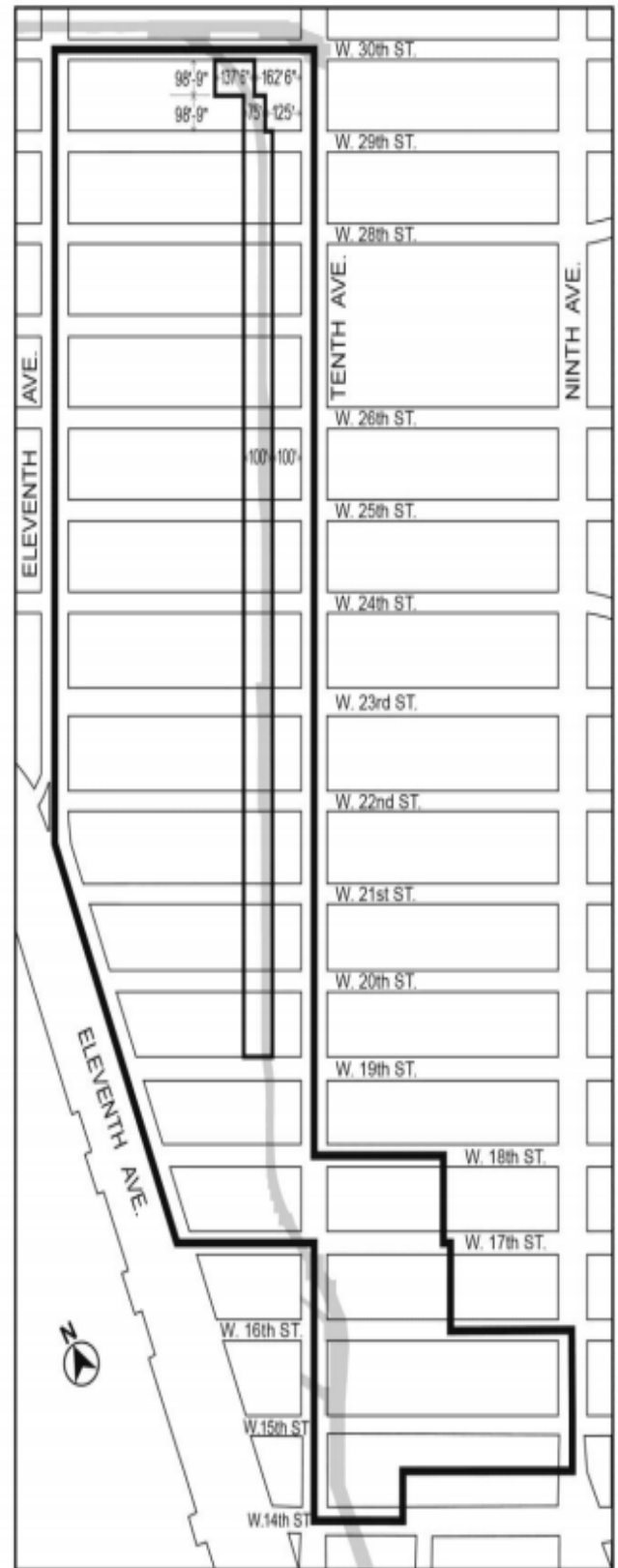


- Special West Chelsea District boundary
- Subarea boundary
- High Line
- Transit Facility



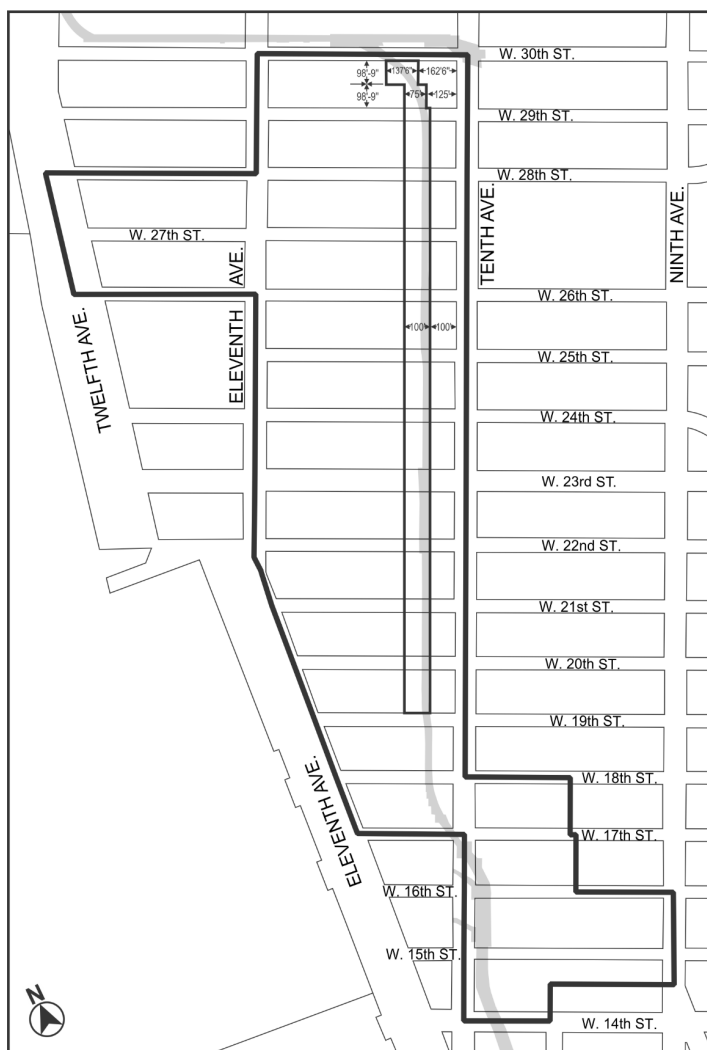
Appendix B  
High Line Transfer Corridor Location

[EXISTING MAP]



- Special West Chelsea District
- High Line Transfer Corridor
- High Line

[PROPOSED MAP]



- Special West Chelsea District boundary  
 High Line Transfer Corridor  
 High Line

\* \* \*

**NOTICE**

On September 22, 2021 a remote public hearing is being held by the City Planning Commission (CPC), in conjunction with the above ULURP hearing to receive comments related to a Draft Environmental Impact Statement (DEIS) concerning an application by RXR SL Owner LLC and Terminal Fee Owner LP (the Applicants). The Applicants are seeking a zoning map amendment and zoning text amendment (the Proposed Actions) affecting the two blocks bounded by West 28th Street to the north, Eleventh Avenue to the east, West 26th Street to the south, and Twelfth Avenue/Route 9A to the west (Block 672, Lot 1 and Block 673, Lot 1); these blocks contain the Starrett-Lehigh Building and the Terminal Warehouse (the project area), located in the West Chelsea neighborhood of Manhattan, Community District 4. The zoning map amendment would extend the Special West Chelsea District (WCh) over the project area and change the underlying zoning district from M2-3 to M2-4. The proposed zoning text amendments would create new subarea (Subarea K) in WCh and, within such subarea, modify certain use, signage, sidewalk café, and loading requirements. The Proposed Actions would allow the Applicants to lease space in the Starrett-Lehigh Building and Terminal Warehouse to a more diverse range of tenant types, allowing for flexibility needed to respond to changes in the economy over the long term.

Written comments on the DEIS are requested and will be received and considered by the Lead Agency through Monday, October 4, 2021.

For instructions on how to submit comments and participate remotely, please refer, to the instructions, at the beginning of this agenda.

This hearing is being held, pursuant to the State Environmental Quality Review Act (SEQRA) and City Environmental Quality Review (CEQR), CEQR No. 21DCP103M.

YVETTE V. GRUEL, Calendar Officer  
City Planning Commission  
120 Broadway, 31<sup>st</sup> Floor, New York, NY 10271  
Telephone (212) 720-3370



s8-22

**CIVIC ENGAGEMENT COMMISSION****MEETING**

Pursuant to Section 104 of the Public Officers Law, notice is hereby given of an open meeting of the Commissioners of the Civic Engagement Commission. The meeting will be held on Tuesday, September 28th, 2021, from 2:00 P.M. - 4:00 P.M., via video conference call. The Commission will provide updates on the election methodology for the upcoming City primary.

**The information for the meeting is as follows:**

Date: Tuesday, September 28th, 2021

Time: 2:00 P.M. - 4:00 P.M.

To join the meeting, enter the Webex URL:

<https://civicengagement.webex.com/civicengagement/j.php?MTID=m9bee10185e722fa450743206b484abca>

If prompted to provide a password or number, please enter the following:

Meeting Password: **0928**

Meeting Number: **2632 357 3969**

**To join via phone dial-in:**

When joining the meeting you can join via device audio, or dial-in via phone. To dial-in via phone, please use the following local dial-in phone number and participant code:

Phone: **646-992-2010**

Access Code: **2632 357 3969**

If you have low bandwidth or inconsistent internet connection, use the dial-in option for the meeting. This will reduce the possibility of dropped audio and glitching.

**Reasonable Accommodations**

You must contact the Commission if you need a reasonable accommodation for a disability. To request a sign language interpreter, please contact the Commission no later than **10:00 A.M., Friday, September 24th, 2021**, by calling or texting (646) 763-2189, or by emailing [info@civicengagement.nyc.gov](mailto:info@civicengagement.nyc.gov). Closed Captioning is available.

The Commission will provide 30 minutes at the end of its meeting for public comment related to the mission and activities of the Commission. Please note that public comment is limited to three minutes. This time is intended for comment and is not designated for questions and answers. To allow for comment in an orderly fashion, please sign up in advance by emailing your name and affiliation to [info@civicengagement.nyc.gov](mailto:info@civicengagement.nyc.gov), by **5:00 P.M., Monday, September 27<sup>th</sup>, 2021**. Participants who will be dialing-in via phone are strongly encouraged to register in advance.

**Further instructions on how to participate during the Webex meeting:**

**Please note that participants will be muted upon entry to the meeting.**

**Using the Chat panel**

Click the Chat icon on the main meeting screen to open the Chat panel and chat directly with the meeting host. You may communicate your intention to offer public comment through the chat. The meeting host will then enable the audio to allow for public comment.

During the meeting participants can place an icon beside their name to communicate with the host without disrupting the flow of the meeting. For example, click the Raise Hand icon beside your name to alert the meeting host that you would like to offer comment.

For participants who will be dialing-in via phone *during the meeting* and do not have access to a computer monitor, please text your name and affiliation to (646)763-2189, to offer public comment. The meeting host will then enable the audio and call on the dial-in participant by name to offer public comment in the order the text request was received.

Participants who do not have access to text or short message services (SMS) are strongly encouraged to register for public comment in advance by calling (646)763-2189, or by emailing the Commission, at [info@civicengagement.nyc.gov](mailto:info@civicengagement.nyc.gov), by 5:00 P.M., Monday, September 27th, 2021.

Accessibility questions: [furroz@civicengagement.nyc.gov](mailto:furroz@civicengagement.nyc.gov), (646) 763-2189, by: Friday, September 24, 2021, 10:00 A.M.



s17

## COMMUNITY BOARDS

### ■ PUBLIC HEARINGS

**NOTICE IS HEREBY GIVEN** that the following matters have been scheduled for public hearing by Community Board:

#### BOROUGH OF BROOKLYN

COMMUNITY BOARD NO. 18 - Wednesday, September 22, 2021, 7:00 P.M., **Board Office Meeting Room, 1097 Bergen Avenue** and via Zoom for participants who wish to participate online.

**N 210434ZRY – Open Restaurants/Sidewalk Cafes** – The New York City Department of Transportation (DOT) and Department of City Planning (DCP) are proposing a citywide zoning text amendment that will allow the DOT to administer the Permanent Open Restaurant program (POR). The proposal will remove sidewalk café regulations from the Zoning Resolution to increase geography eligibility as sidewalk cafes will become part of a unified sidewalk and roadway outdoor dining program administered at DOT. This Statutory Public Hearing has been duly advertised in the City Record. The Proposal Information is available at: <https://www1.nyc.gov/site/planning/plans/open-restaurants/open-restaurants-overview.page>.

#### **Please Note:**

- The allowable occupancy for the Board Office Meeting Room (e.g. 70 members of the public will be permitted in the room).
- Videoconferencing information for those who wish to participate online, is as follows:

Brooklyn Community Board 18 is inviting you to a scheduled Zoom meeting.

Topic: REGULAR MONTHLY BOARD MEETING – SEPTEMBER 22, 2021, 7:00 P.M.

Time: September 22, 2021, 7:00 P.M. Eastern Time (US and Canada)

Join Zoom Meeting

<https://zoom.us/j/99482142049?pwd=QWhWOVdYUzI3cEg0VGxPeWxLeWxrzd09>

Meeting ID: 994 8214 2049

Passcode: 8Zmasp

All meeting attendees will be required to practice physical distancing and all attendees over the age of two who are medically able to tolerate a face covering will be required to wear a face covering, regardless of vaccination status.



s9-22

**NOTICE IS HEREBY GIVEN** that the following matters have been scheduled for public hearing by Community Board:

#### BOROUGH OF BROOKLYN

Community Board No. 10 - Monday September 20, 2021, at 7:00 P.M., via Zoom. Register for Zoom meeting at: [https://us02web.zoom.us/webinar/register/WN\\_18zi2tBWSyqpo8IZfNHOW](https://us02web.zoom.us/webinar/register/WN_18zi2tBWSyqpo8IZfNHOW).

Public Hearing to review the proposed DCP Open Restaurants Text Amendment which would create a permanent, streamlined Open Restaurants program. As part of this program, the Department of City Planning and Department of Transportation propose a zoning text amendment to remove geographic restrictions on where sidewalk cafes can be located within NYC. The zoning amendment would make thousands of restaurants eligible for a sidewalk café.

s13-20

## HOUSING AUTHORITY

### ■ MEETING

#### CORRECTED NOTICE

Because of the on-going COVID-19 health crisis and in relation to Chapter 417 of the Laws of 2021, the Board Meeting of the New York City Housing Authority, scheduled for Wednesday, September 29, 2021, at 10:00 A.M., will be limited to viewing live-stream or listening via phone, instead of attendance in person.

For public access, the meeting will be streamed live on NYCHA's YouTube Channel, <http://nyc.gov/nycha>, and NYCHA's Website, [nyc.gov/boardmeetings](http://nyc.gov/boardmeetings), or can be accessed via Zoom, by calling (646) 558-8656 using Webinar ID: 816 5138 6482 and Passcode: 5692103421.

For those wishing to provide public comment, pre-registration is required, via email, to [corporate.secretary@nycha.nyc.gov](mailto:corporate.secretary@nycha.nyc.gov), or by contacting (212) 306-6088, no later than 5:00 P.M., on the day prior to the Board Meeting. When pre-registering, please provide your name, development, or organization name, contact information and item you wish to comment on. You will then be contacted with instructions for providing comment. Comments are limited to the items on the Calendar.

Speaking time will be limited to three (3) minutes. Speakers will provide comment in the order in which the requests to comment are received. The public comment period will conclude upon all speakers being heard or at the expiration of thirty (30) minutes allotted for public comment, whichever occurs first.

Copies of the Calendar are available on NYCHA's Website, at <http://www1.nyc.gov/site/nycha/about/board-calendar.page>, to this web page, no earlier than 24 hours before the upcoming Board Meeting. Copies of the draft Minutes are available on NYCHA's Website, at <http://www1.nyc.gov/site/nycha/about/board-calendar.page>, no earlier than 3:00 P.M., on the Thursday following the Board Meeting.

Any changes to the schedule will be posted on NYCHA's Website, at <http://www1.nyc.gov/site/nycha/about/board-calendar.page>, to this web page and via social media, to the extent practicable, at a reasonable time before the meeting.

Any person requiring a reasonable accommodation in order to participate in the Board Meeting, should contact the Office of the Corporate Secretary, by phone, at (212) 306-6088, or by email, at [secretary@nycha.nyc.gov](mailto:secretary@nycha.nyc.gov), no later than Tuesday, September 28, 2021, at 5:00 P.M.

For additional information regarding the Board Meeting, please contact the Office of the Corporate Secretary, by phone, at (212) 306-6088, or by email, at [corporate.secretary@nycha.nyc.gov](mailto:corporate.secretary@nycha.nyc.gov).

s10-28

## LANDMARKS PRESERVATION COMMISSION

### ■ PUBLIC HEARINGS

**NOTICE IS HEREBY GIVEN** that pursuant to the provisions of Title 25, Chapter 3 of the Administrative Code of the City of New York (Sections 25-303, 25-307, 25-308, 25-309, 25-313, 25-318, 25-320) on Tuesday, September 28, 2021, at 9:30 A.M., the Landmarks Preservation Commission (LPC or agency) will hold a public hearing by teleconference with respect to the properties list below, and then followed by a public meeting. The final order and estimated times for each application will be posted on the Landmarks Preservation Commission website the Friday before the hearing. Please note that the order and estimated times are subject to change. The teleconference will be by the Zoom app and will be live streamed on the LPC's YouTube channel [www.youtube.com/nycplpc](http://www.youtube.com/nycplpc). Members of the public should observe the meeting on the YouTube channel and may testify on particular matters by joining the meeting using either the Zoom app or by calling in from any phone. Specific instructions on how to observe and testify, including the meeting ID and password, and the call-in number, will be posted on the agency's website, under the "Hearings" tab <https://www1.nyc.gov/site/lpc/hearings/hearings.page>, on the Monday before the public hearing. Any person requiring language assistance services or other reasonable accommodation in order to participate in the hearing or attend the meeting should contact the LPC by contacting Anthony Fabre, Director of Community and Intergovernmental Affairs, at [anfabre@lpc.nyc.gov](mailto:anfabre@lpc.nyc.gov), at least five (5) business days before the hearing or meeting. Please note: Due to the City's response to COVID-19, this public hearing and meeting is subject to change and/or cancellation.

**95 Prospect Park West, Prospect Park - Individual Landmark LPC-22-01205 - Block 1117 - Lot 1 - Zoning: Park**

**BINDING REPORT**

An Italianate style mansion, designed by Alexander J. Davis built c. 1850 within a primarily naturalistic style park designed in 1865 by Frederick Law Olmsted and Calvert Vaux. Application is to construct a ramp, replace a door, and install flagpoles.

**189 Argyle Road - Prospect Park South Historic District**

**LPC-21-09930** - Block 5117 - Lot 56 - **Zoning:** R1-2

**CERTIFICATE OF APPROPRIATENESS**

A Colonial Revival style house, designed by Slee & Bryson and built in 1906, and altered in 1924. Application is to replace windows, install skylights and a patio, remove a rear porch and overhang, and demolish a garage.

**15 Shore Road - Douglaston Historic District**

**LPC-21-08857** - Block 8044 - Lot 5 - **Zoning:** R1-1

**CERTIFICATE OF APPROPRIATENESS**

A Colonial Revival style house, designed by George Hardway and built in 1910. Application is to enlarge an extension, construct a porch and patio, modify the entrance, install a skylight, relocate a driveway and curb cut, and excavate and regrade portions of the site.

**1 Clarkson Street (aka 2-8 Seventh Avenue South) - Greenwich Village Historic District Extension II**

**LPC-21-00211** - Block 582 - Lot 50 - **Zoning:** C2-6

**BINDING REPORT**

A Colonial Revival style public bath house, designed by Renwick, Aspinwall & Tucker and built in 1906-1907, and altered by Jaros Kraus in 1922 and Mitchell Bernstein in 1929. Application is to reconstruct an entrance ramp and stairs.

**275 Mulberry Street - Individual Landmark**

**LPC-22-01500** - Block 510 - Lot 7502 - **Zoning:** C6-3

**CERTIFICATE OF APPROPRIATENESS**

A Romanesque Revival style commercial building, designed by Albert Wagner and built in 1885-86 with alterations in 1892-93 and 1897-99. Application is to install an awning, flagpole, and signage and to create a vitrine.

**657 Greenwich Street - Greenwich Village Historic District**

**LPC-21-10893** - Block 605 - Lot 8 - **Zoning:** R6

**MISCELLANEOUS - AMENDMENT**

A school building, designed by Thomas M. Bell and built in the early 1950's, with additions built in 2012 and 2015. Application is to modify the play cage, railings, and flue extensions approved under Certificate of Appropriateness 16-5387.

**134 Spring Street - SoHo-Cast Iron Historic District**

**LPC-22-01928** - Block 486 - Lot 11 - **Zoning:** M1-5A

**CERTIFICATE OF APPROPRIATENESS**

A Beaux-Arts style commercial building, designed by Albert Wagner and built in 1895-96. Application is to establish a Master Plan governing the future installation of painted wall signs.

**77 Greene Street - SoHo-Cast Iron Historic District**

**LPC-21-10696** - Block 486 - Lot 21 - **Zoning:** M1-5A

**CERTIFICATE OF APPROPRIATENESS**

A store and loft building designed by Henry Fernbach and built in 1877. Application is to paint the cast iron façade.

**23 8th Avenue - Greenwich Village Historic District**

**LPC-21-10703** - Block 625 - Lot 38 - **Zoning:** C1-6

**CERTIFICATE OF APPROPRIATENESS**

A rowhouse with commercial ground floor, built in 1845. Application is to legalize and modify a rooftop addition constructed in non-compliance with Certificate of Appropriateness 10-6193, and to install new window openings and a balcony at the lot line facade.

**134 East 38th Street - Murray Hill Historic District**

**LPC-21-09885** - Block 893 - Lot 271 - **Zoning:** R10

**CERTIFICATE OF APPROPRIATENESS**

An altered Second Empire style rowhouse, designed by D. & J. Jardine and built in 1868-69, and altered in 1958 by Thomas F. Hennessy. Application is to install shutters and a flagpole.

**330 West End Avenue - West End - Collegiate Historic District Extension**

**LPC-21-10227** - Block 1167 - Lot 64 - **Zoning:** R10A

**CERTIFICATE OF APPROPRIATENESS**

An Arts & Crafts style apartment building, designed by Robert M. Farrington and built in 1915-1916. Application is to replace greenhouse structures on balconies.

**780 West End Avenue - Riverside - West End Historic District Extension II**

**LPC-21-08658** - Block 1869 - Lot 7502 - **Zoning:** R8

**CERTIFICATE OF APPROPRIATENESS**

An Arts and Crafts style apartment building, designed by George & Edward Blum and built in 1912-14. Application is to replace windows.

**163 East 69th Street - Upper East Side Historic District**

**LPC-21-06111** - Block 1404 - Lot 31Zonin R8B

**CERTIFICATE OF APPROPRIATENESS**

A Neo-Georgian style garage and house, designed by Albro & Lindeberg and built in 1909, and later altered in 1954. Application is to

construct a rooftop addition, modify a masonry opening, and replace windows and doors.

**300 West End Avenue - West End - Collegiate Historic District Extension**

**LPC-21-06251** - Block 1166 - Lot 1 - **Zoning:** R10A

**CERTIFICATE OF APPROPRIATENESS**

A Colonial Revival style apartment building, designed by Schwartz & Gross and built in 1916. Application is to extend a rooftop bulkhead.

s14-28

**PROPERTY DISPOSITION****CITYWIDE ADMINISTRATIVE SERVICES****■ SALE**

The City of New York in partnership with PropertyRoom.com posts vehicle and heavy machinery auctions online every week, at: <https://www.propertyroom.com/s/nyc+fleet>

All auctions are open, to the public and registration is free.

Vehicles can be viewed in person, at:

Kenben Industries Ltd., 1908 Shore Parkway, Brooklyn, NY 11214  
Phone: (718) 802-0022

No previous arrangements or phone calls are needed to preview.  
Hours are Monday and Tuesday from 10:00 A.M. – 2:00 P.M.

f23-a4

**HOUSING PRESERVATION AND DEVELOPMENT****■ PUBLIC HEARINGS**

All Notices Regarding Housing Preservation and Development Dispositions of City-Owned Property appear in the Public Hearing Section.

j4-d30

**PROCUREMENT****“Compete To Win” More Contracts!**

*Thanks to a new City initiative - “Compete To Win” - the NYC Department of Small Business Services offers a new set of FREE services to help create more opportunities for minority and Women-Owned Businesses to compete, connect and grow their business with the City. With NYC Construction Loan, Technical Assistance, NYC Construction Mentorship, Bond Readiness, and NYC Teaming services, the City will be able to help even more small businesses than before.*

● Win More Contracts, at [nyc.gov/competetowin](https://nyc.gov/competetowin)

*“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.”*



**HHS ACCELERATOR PREQUALIFICATION**

To respond to human services Requests for Proposals (RFPs), in accordance with Section 3-16 of the Procurement Policy Board Rules of the City of New York ("PPB Rules"), vendors must first complete and submit an electronic HHS Accelerator Prequalification Application using the City's PASSPort system. The PASSPort system is a web-based system maintained by the City of New York for use by its Mayoral Agencies to manage procurement. Important business information collected in the Prequalification Application is required every three years. Documents related to annual corporate filings must be submitted on an annual basis to remain eligible to compete. Prequalification applications will be reviewed to validate compliance with corporate filings and organizational capacity. Approved organizations will be eligible to compete and would submit electronic proposals through the PASSPort system. The PASSPort Public Portal, which lists all RFPs, including HHS RFPs that require HHS Accelerator Prequalification, may be viewed at [https://passport.cityofnewyork.us/page.aspx/en/rfp/request\\_browse\\_public](https://passport.cityofnewyork.us/page.aspx/en/rfp/request_browse_public). All current and prospective vendors should frequently review information listed on roadmap to take full advantage of upcoming opportunities for funding. For additional information about HHS Accelerator Prequalification and PASSPort, including background materials, user guides and video tutorials, please visit <https://www1.nyc.gov/site/mocs/systems/about-go-to-passport.page>.

**ADMINISTRATIVE TRIALS AND HEARINGS****HEARINGS DIVISION****SOLICITATION**

*Services (other than human services)*

**TELEPHONE AND VIDEO COURT APPEARANCE**  
**CONFERENCING SERVICES** - Negotiated Acquisition - Other  
 - PIN# 82021N0001 - Due 10-6-21 at 2:00 P.M.

The Office of Administrative Trials and Hearings (OATH), is the City's central, independent administrative law court. Hearings are conducted on summonses that are issued by twenty-five (25) different enforcement agencies for alleged violations of law or City rules.

OATH conducts approximately 300,000 fair and impartial hearings each year. Respondents, their attorneys, the petitioning agencies and inspectors attend the hearings. As a result of the COVID-19 pandemic, OATH's offices have been closed to in-person hearings, and OATH has contracted CourtCall, LLC, to provide emergency remote appearance platform for hearings by telephone conferencing for the notices of violations and summonses received by respondents. CourtCall, LLC's remote court appearance emergency contract will end on December 31, 2021.

The remote court platform is a unique technology which allows hearing officers to operate and maintain control of the teleconferencing hearings. The system records the proceedings which the administrative courts can download and save. It includes a robust set of tools and web conferencing features, high system reliability and technical redundancy to ensure uninterrupted service at reasonable cost. The remote court appearance platform will remain a long term part of the City's administrative law court. Responses to this RfX should be submitted via PASSPort and are due on 9/30/21. If you need technical assistance with PASSPort, please contact [help@mocs.nyc.gov](mailto:help@mocs.nyc.gov).

Pre Bid Conference location -Via Video Conference New York, NY 10007  
 Mandatory: no Date/Time - 2021-09-28 10:00:00 Please review special case determination attached.

☛ s17

**CITYWIDE ADMINISTRATIVE SERVICES****AWARD**

*Goods*

**AUTOMOTIVE BATTERIES, LEAD ACID & DRY CELL** -  
 Competitive Sealed Bids - PIN# 85721B0110001 - AMT: \$3,035,792.75  
 - TO: North East Battery and Alternator Inc., 240 Washington Street, Auburn, MA 01501.

☛ s17

**DESIGN AND CONSTRUCTION****PROGRAM MANAGEMENT****SOLICITATION**

*Construction / Construction Services*

**RECONSTRUCTION OF EXISTING SEWERS, STATEN ISLAND**  
 - Competitive Sealed Bids - PIN# 85021B0151 - Due 10-14-21 at 11:00 A.M.

Project #: EC-SER22 / EPIN: 85021B0151

Late Bids Will Not Be Accepted.

There will be an optional Pre-Bid Conference. Details will be provided in the PASSPort procurement.

This contract is subject to Special Experience Requirements.

\*This project is subject to HireNYC\*

This Competitive Sealed Bid (CSB) is being released through PASSPort, New York City's online procurement portal.

Responses to this CSB must be submitted via PASSPort. To access the solicitation, vendors should visit the PASSPort Public Portal, at <https://www1.nyc.gov/site/mocs/systems/about-go-to-passport.page> and click on the "Search Funding Opportunities in PASSPort" blue box. This will take you to the Public Portal of all procurements in the PASSPort system. To quickly locate the CSB, insert the EPIN (85021B0151) into the Keywords search field.

Topic: Pre-Bid Conference: EC-SER22 Time: September 30, 2021, 10:00 A.M. Eastern Time (US and Canada) Join Zoom Meeting, <https://us02web.zoom.us/j/81113974504?pwd=djhMVXlyYlJCQXA5aklRY0ZFbWU4QT09>. Meeting ID: 811 1397 4504 Passcode: 810186 Topic: Bid Opening: EC-SER22 Time: October 14, 2021, 11:30 A.M. Eastern Time (US and Canada) Join Zoom Meeting, <https://us02web.zoom.us/j/84348840607?pwd=QUZzQmUyemEMnF3Y2laNitaWEovZz09>. Meeting ID: 843 4884 0607 Passcode: 710938

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.  
*Design and Construction, 30-30 Thomson Avenue, 1st Floor, Long Island City, NY 11101. Lorraine Holley (718) 391-2601; holleyl1@ddc.nyc.gov*

☛ s17

**RECONSTRUCTION OF EXISTING SEWERS, THE BRONX**

- Competitive Sealed Bids - PIN# 85021B0152 - Due 10-13-21 at 11:00 A.M.

Project #: EC-SEX22 / EPIN: 85021B0152

Late Bids Will Not Be Accepted.

There will be an optional pre-bid conference. Details will be provided in the PASSPort procurement.

This contract is subject to Special Experience Requirements.

\*This project is subject to HireNYC\*

This Competitive Sealed Bid (CSB) is being released through PASSPort, New York City's online procurement portal.

Responses to this CSB must be submitted via PASSPort. To access the solicitation, vendors should visit the PASSPort Public Portal, at <https://www1.nyc.gov/site/mocs/systems/about-go-to-passport.page> and click on the "Search Funding Opportunities in PASSPort" blue box. This will take you to the Public Portal of all procurements in the PASSPort system. To quickly locate the CSB, insert the EPIN (85021B0152) into the Keywords search field.

Topic: Pre-bid Conference EC-SEX22 Time: September 29, 2021, 10:00 A.M. Eastern Time (US and Canada) Join Zoom Meeting, <https://us02web.zoom.us/j/87673810993?pwd=UUtEK0tHJzBD0VN1ZkZFAlR5bU9URUT09>. Meeting ID: 876 7381 0993 Passcode: 840808. One tap mobile +16465588656,,87673810993#,,,,\*840808# US (New York) Meeting ID: 876 7381 0993 Passcode: 840808 Topic: Bid Opening: EC-SEX22 Time: October 13, 2021, 11:30 A.M. Eastern Time (US and Canada) Join Zoom Meeting <https://us02web.zoom.us/j/89529952642?pwd=VmdmS1F2VEc0enRWMTU9HTUw2Uk9wQT09>. Meeting ID: 895 2995 2642 Passcode: 747177 Meeting ID: 895 2995 2642 Passcode: 747177

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.

*Design and Construction, 30-30 Thomson Avenue, 1st Floor, Long Island City, NY 11101. Lorraine Holley (718) 391-2601; holleyl1@ddc.nyc.gov*

☛ s17

## ENVIRONMENTAL PROTECTION

### WATER SUPPLY

#### ■ INTENT TO AWARD

##### *Construction Related Services*

**82621T0011-BWS - CRO-625 - CITY OF YONKERS WATER DEMAND MGMT ASSISTANCE AGREEMENT - REQ. 6/18/2021**  
- Government to Government - PIN# 82621T0011 - Due 10-4-21 at 12:00 A.M.

BWS - CRO-625 - City of Yonkers Water Demand Mgmt Assistance Agreement - Req. 6/18/2021.

**s15-21**

##### *Services (other than human services)*

**82621N0006-BWS - WMP-16(REN-1) NEGOTIATED ACQUISITION EXTENSION - MANAGEMENT OF WATERFOWL AT NYC DEP UPSTATE RESERVOIRS** - Negotiated Acquisition - Other - PIN# 82621N0006 - Due 10-4-21 at 4:00 P.M.  
BWS - WMP-16(REN-1) Negotiated Acquisition Extension - Management of Waterfowl at NYC DEP Upstate Reservoirs.

The existing contract, HDR, P.C., received the WMP-16 contract through a successful bid in 2015 for a three (3) year plus two (2) additional years of renewal (WMP-16R). DEP executed an additional two (2) six-month extension periods which terminates on July 29, 2021. HDR's has received an "outstanding" performance evaluation by the DEP Project Manager for WMP-16. We have evaluated a cost proposal increase based on the hourly rates for specific staff titles provided by HDR as proposed in the Negotiated Acquisition Extension and determined that the price arrived upon is fair and reasonable. The existing contract, HDR, P.C., received the WMP-16 contract through a successful bid in 2015 for a three (3) year plus two (2) additional years of renewal (WMP-16R). DEP executed an additional two (2) six-month extension periods which terminates on July 29, 2021. HDR's has received an "outstanding" performance evaluation by the DEP Project Manager for WMP-16. We have evaluated a cost proposal increase based on the hourly rates for specific staff titles provided by HDR as proposed in the Negotiated Acquisition Extension and determined that the price arrived upon is fair and reasonable.

**s15-21**

## FIRE DEPARTMENT

### EMS OFFICE OF CHIEF OPERATIONS

#### ■ SOLICITATION

##### *Goods*

**05722Y0077 - RFI FOR DISPENSING SYSTEM FOR FDNY EMS INVENTORY MANAGEMENT** - Request for Information - PIN# 05722Y0077 - Due 10-18-21 at 2:00 PM.

The Fire Department of the City of New York, in the interest of promoting competition, is seeking information on Dispensing Systems for FDNY Emergency Medical Services Inventory Management. This Request for Information (RFI) is being released through PASSPort, New York City's online procurement portal. Responses to this RFI shall be submitted via PASSPort. To access the RFI, please visit the PASSPort Public Portal, at <https://www1.nyc.gov/site/mocs/systems/about-go-to-passport.page>, and click on the "Search Funding Opportunities in PASSPort" button. To locate the RFI, insert EPIN 05722Y0077 into the Keywords search field. If you need assistance submitting a response, please contact [help@mocs.nyc.gov](mailto:help@mocs.nyc.gov). Any inquiries concerning this RFI shall be submitted through PASSPort. The deadline for submission of inquiries is ten (10) business days prior to the proposal due date. FDNY will subsequently provide written answers to questions received via an addendum released through PASSPort.

**s17**

## HEALTH AND MENTAL HYGIENE

#### ■ INTENT TO AWARD

##### *Human Services/Client Services*

**ASTHMA COUNSELOR PROGRAM (EAST HARLEM) - PIN22CF001901R0X00** - Negotiated Acquisition - Other - PIN# 81622N0004001 - Due 10-7-21 at 12:00 P.M.

The New York City Department of Health and Mental Hygiene, intends to enter into a Negotiated Acquisition with ICAHN School of Medicine, at Mount Sinai (qualified hospital) to offer Asthma Counselor services as part of a comprehensive campaign to reduce asthma morbidity in children in East Harlem, a community with a disproportionately high pediatric asthma hospitalization rates. The Asthma Counselor program offers a broad array of case management services to children and their families in an effort to reduce hospitalization rates due to asthma.

There is no competition for vendors to provide these services in the target area. DOHMH, has determined that ICAHN SCHOOL OF MEDICINE AT MOUNT SINAI is the only qualified vendor for these services.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
*Health and Mental Hygiene, 42-09 28th Street, WS 17-128, Queens, NY 11101. Min Feng Wang (347) 396-4394; mwang3@health.nyc.gov*

**s17-23**

#### ■ AWARD

##### *Human Services/Client Services*

**NY 15/15 SCATTERED-SITE SUPPORTIVE HOUSING** - Request for Proposals - PIN# 19AZ010015R0X00 - AMT: \$7,953,287.00 - TO: Unique People Services Inc., 4234 Vireo Avenue, Bronx, NY 10470-2412.

**s17**

## ENVIRONMENTAL HEALTH

#### ■ INTENT TO AWARD

##### *Services (other than human services)*

**21EN041201R0X00/ GROVEWARE ENTERPRISE TECHNOLOGIES INC** - Negotiated Acquisition - Other - PIN# 81622N0003 - Due 9-28-21 at 11:00 A.M.

The New York City Department of Health and Mental Hygiene intends to enter into a Negotiated Acquisition with GroveWare Enterprise Technologies Inc for two years, to continue to provide Public Health inspection for module services: Radiological/X Ray, Bathing Establishment, Complaint Materials, Tanning Salon, Sanitary, and Rooftop Tank inspections. DOHMH determined that this procurement is deemed a Negotiated Acquisition limited to GroveWare, as they are the only viable vendor and is uniquely positioned to expand and make changes to DOHMH's existing inspection application to interface with the NYS DOH inspection system. Potential vendors who are interested in future procurements as such services, can submit an expression of interest via email to [mnapolitano@health.nyc.gov](mailto:mnapolitano@health.nyc.gov) no later than 9/16/21 at 11:00 A.M.

The Agency has determined that it is in the best interest of the City to utilize the negotiated acquisition method of source selection, because GroveWare is not a sole source provider, however there is a limited pool of vendors that can provide these services. GroveWare is qualified and uniquely positioned to expand and make changes to DOHMH's existing inspection application to interface with the NYS DOH inspection system.

**s15-21**

## FAMILY AND CHILD HEALTH

#### ■ INTENT TO AWARD

##### *Services (other than human services)*

**81622T0001-RUTGERS THE STATE UNIVERSITY OF NEW JERSEY** - Government to Government - PIN# 81622T0001 - Due 9-22-21 at 10:00 A.M.

For PRAMS data collection and operations based on the standard protocol set by Center for Disease Control (CDC).

**s15-21**

## HOUSING AUTHORITY

### PROCUREMENT

#### ■ SOLICITATION

##### *Construction Related Services*

**SMD SERVICES PREVENTIVE MAINTENANCE REPAIR/ REPLACEMENT OF HVAC SYSTEMS AND PARTS AT POLICE SERVICE AREAS PSA#1, PSA#2, PSA#3, PSA#4, PSA#5, PSA#6, PSA#7, PSA#9-1, PSA#9-2** - Competitive Sealed Bids - PIN# 318875-2 - Due 10-12-21 at 10:00 A.M.

This Contract shall be subject to the New York City Housing Authority's Project Labor Agreement and, as part of its bid, the Bidder must submit: (1) a Letter of Assent to the Project Labor Agreement signed by the Bidder; and (2) Letters of Assent signed by each of the Bidder's proposed Subcontractors. The Bidder must submit along with its bid a Letter of Assent signed by the Bidder. Bidders are strongly encouraged to submit all Letters of Assent signed by the Bidder's proposed Subcontractors along with the Bidder's Bid.

The work to be done under this contract consists of providing preventive maintenance and on call emergency services for HVAC units at Police Service Areas PSA #1, PSA #2, PSA #3, PSA #4, PSA #5, PSA #6, PSA #7, PSA #9-1, PSA #9-2. Inspection and general check-up of all HVAC units at all listed locations and provide report. Cleaning of equipment. Check condition of fan belts, adjust or replace as needed (leave extra set of belts in unit). Power wash condenser coils, etc.

Interested vendors are invited to obtain a copy of the opportunity at NYCHA's website, by going to the <http://www.nyc.gov/nycabusiness>. On the left side, click on "iSupplier Vendor Registration/Login" link. (1) If you have an iSupplier account, then click on the "Login for registered vendors" link and sign into your iSupplier account. (2) If you do not have an iSupplier account you can Request an account by clicking on "New suppliers register in iSupplier" to apply for log-in credentials. Once you have accessed your iSupplier account, log into your account, then choose under the Oracle Financials home page, the menu option "Sourcing Supplier", then choose "Sourcing", then choose "Sourcing Homepage"; and conduct a search in the "Search Open Negotiations" box for the RFQ Number (s) 318875-2.

Note: In response to the COVID-19 outbreak, we are accepting only electronic bids submitted online via iSupplier. Paper bids will not be accepted or considered. Please contact NYCHA Procurement, at [procurement@nychanyc.gov](mailto:procurement@nychanyc.gov), for assistance.

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, 6th Floor, New York, NY 10007.  
Miriam Rodgers (212) 306-4718; [miriam.rodgers@nychanyc.gov](mailto:miriam.rodgers@nychanyc.gov)

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## HUMAN RESOURCES ADMINISTRATION

### ■ AWARD

*Human Services/Client Services*

**RENEWAL OF EMERGENCY SHELTER FOR SURVIVORS OF DOMESTIC VIOLENCE: LIBERTY HOUSE** - Renewal - PIN# 06917N8290KXLR001 - AMT: \$8,177,674.27 - TO: Volunteers of America Greater New York Inc., 135 West 50 Street, 9th Floor, New York, NY 10020.

s17

## MANAGEMENT AND BUDGET

### ■ INTENT TO AWARD

*Services (other than human services)*

**00222N0005-MARSH NAE - OMB** - Negotiated Acquisition - Other - PIN# 00222N0005 - Due 9-23-21 at 2:00 P.M.

Extension of Marsh contract to bridge gap until new vendor is procured and registered with Comptroller.

This is a NAE, for an existing contract from 2014. It is in the best interest of the City to extend the existing contract until new procurements result in new replacement contracts.

s16-22

## PUBLIC LIBRARY - QUEENS

### ■ SOLICITATION

*Goods and Services*

**TRUCK WRAPPING SERVICES** - Competitive Sealed Bids - PIN# 0921-2 - Due 10-20-21 at 2:00 P.M.

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

information; and for opening and reading of bids at date and time specified above.

Public Library - Queens, 89-11 Merrick Boulevard, Jamaica, NY 11432.  
William R. Funk (718) 990-8684; [Bidcontact@queenslibrary.org](mailto:Bidcontact@queenslibrary.org)

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## SMALL BUSINESS SERVICES

### PROCUREMENT

#### ■ INTENT TO AWARD

*Services (other than human services)*

**GOVERNORS ISLAND SOLE SOURCE RFI - FY22** - Request for Information - PIN# 80122Y0038 - Due 9-30-21 at 12:00 A.M.

The New York City Department of Small Business Services, intends to enter into sole source negotiations to purchase the above services from Governors Island Corporation D/B/A The Trust for Governors Island, with experience and in-house expertise in a wide variety of economic development services. Any firm or organization that believes it is qualified and has the in-house expertise to provide such services or would like to provide such services in the future, is invited to respond to the RFI on PASSPort.

To access the Notice of Intent, vendors should visit the PASSPort Public Portal, at <https://www1.nyc.gov/site/mocs/systems/about-go-to-passport.page>, and click on the "Search Funding Opportunities in PASSPort" blue box. This will take you to the Public Portal of all procurements in the PASSPort system. To quickly locate the RFI, insert the EPIN 80122Y0038 into the Keywords search field. If you need assistance submitting a response, please contact [help@mocs.nyc.gov](mailto:help@mocs.nyc.gov).

If you have questions, please send an email to: [procurementhelpdesk@sbs.nyc.gov](mailto:procurementhelpdesk@sbs.nyc.gov), with the subject line "80122Y0038-GOVERNORS ISLAND SOLE SOURCE RFI - FY22."

Please indicate your interest by responding to the RFI EPIN: 80122Y0038 in PASSPort no later than September 30, 2021 at 2:00 P.M.

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## CONTRACT AWARD HEARINGS

**NOTE: LOCATION(S) ARE ACCESSIBLE TO INDIVIDUALS USING WHEELCHAIRS OR OTHER MOBILITY DEVICES. FOR FURTHER INFORMATION ON ACCESSIBILITY OR TO MAKE A REQUEST FOR ACCOMMODATIONS, SUCH AS SIGN LANGUAGE INTERPRETATION SERVICES, PLEASE CONTACT THE MAYOR'S OFFICE OF CONTRACT SERVICES (MOCS) VIA EMAIL, AT [DISABILITYAFFAIRS@MOCS.NYC.GOV](mailto:DISABILITYAFFAIRS@MOCS.NYC.GOV) OR VIA PHONE, AT (212) 788-0010. ANY PERSON REQUIRING REASONABLE ACCOMMODATION FOR THE PUBLIC HEARING, SHOULD CONTACT MOCS, AT LEAST THREE (3) BUSINESS DAYS IN ADVANCE OF THE HEARING, TO ENSURE AVAILABILITY.**



## ADMINISTRATION FOR CHILDREN'S SERVICES

### ■ PUBLIC HEARINGS

**NOTICE IS HEREBY GIVEN** that a Public Hearing will be held on Monday, September 27, 2021 commencing at 10:00 A.M. on the following contract:

**IN THE MATTER OF** one (1) proposed contract between the Administration for Children's Services and PENA ALCANTARA M TO PROS JV LLC, 4527 Delafield Avenue, Bronx, NY 10471, EPIN: 06820W8384KXLA002, in the amount of \$300,000. The proposed contract is for Project Management - Construction Services with a term of January 1, 2022 to December 31, 2024.

The proposed contractor has been selected by means of the M/WBE small Purchase procurement method, pursuant to Section 3-08 (c)(1) (iv) of the Procurement Policy Board Rules.

In order to access the Public Hearing or to testify, please join the public hearing WebEx call by calling 1-646-992-2010 (New York), 1-408-418-

9388 (outside of NY), Meeting ID: 2345 917 0188, no later than 9:50 am on the date of the hearing. If you require further accommodations, please contact Fred Simmons at [freddie.simmons@acs.nyc.gov](mailto:freddie.simmons@acs.nyc.gov), no later than three business days before the hearing date.

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## CITYWIDE ADMINISTRATIVE SERVICES

### ■ PUBLIC HEARINGS

**NOTICE IS HEREBY GIVEN** that a Contract Public Hearing will be held on Thursday, September 30, 2021, at 10:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 715 951 139.**

**IN THE MATTER OF** a proposed contract between the Department of Citywide Administrative Services of the City of New York, on behalf of the New York City Department of Environmental Protection, and Pumping Services, Inc., located at 201 Lincoln Blvd., Middlesex, NJ, 08846, for procuring OEM Headworks, Bar Screens and Parts, Citywide. The contract is in the amount of \$924,072.53. The term of the contract will be five years from Date of Notice of Award with a one-year renewal option. E-PIN #: 82621S0007001.

The proposed contractor has been selected by Sole Source Procurement Method, pursuant to Section 3-05 of the Procurement Policy Board Rules.

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at [DisabilityAffairs@mocs.nyc.gov](mailto:DisabilityAffairs@mocs.nyc.gov) or via phone at 1-212-298-0734.

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## CULTURAL AFFAIRS

### ■ PUBLIC HEARINGS

**NOTICE IS HEREBY GIVEN** that a Contract Public Hearing will be held on Thursday, September 30, 2021, at 10:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 715 951 139.**

**IN THE MATTER OF** a Purchase Order/Contract between the Department of Cultural Affairs and Only the Best for Less, Inc., 95 West 95th Street, Suite #10-C, New York, NY 10025, for the purchase of audio systems for the Joyce Theater Foundation and Ars Nova Theater. The Purchase Order/Contract amount shall be \$348,390.00. The term will be from October 15, 2021 to October 14, 2022. CB 4, Manhattan. PIN #: 12622W0001001.

The Vendor has been selected by M/WBE Noncompetitive Small Purchase Method, pursuant to Section 3-08 (c)(1)(iv) of the Procurement Policy Board Rules.

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at [DisabilityAffairs@mocs.nyc.gov](mailto:DisabilityAffairs@mocs.nyc.gov) or via phone at 1-212-298-0734.

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## DESIGN AND CONSTRUCTION

### ■ PUBLIC HEARINGS

**NOTICE IS HEREBY GIVEN** that a Contract Public Hearing will be held on Thursday, September 30, 2021, at 10:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 715 951 139.**

**IN THE MATTER OF** three (3) proposed contracts between the Department of Design and Construction of the City of New York and the contractors listed below, for the Design-Build Program for the NYC Borough Based Jail System, Brooklyn Dismantle and Swing Space. The contract terms shall be as stated in the table below. CB 2, Brooklyn.

	Consultants	Contract Amount	PIN #/E-PIN #	Contract Term
1	Award: NorthStar Contracting Group, Inc. 32 Williams Parkway East Hanover, NJ 07936	\$59,760,000	8502020CR0043P/ N/A	602 CCDs from Date of Notice to Proceed
2	Stipend: Hudson Meridian Construction Group, LLC 61 Broadway, 7th Floor New York, NY 10006	\$200,000	8502020CR0044P/ N/A	N/A – Stipend Payment
3	Stipend: Hunter Roberts Construction Group, LLC 55 Water Street, 51st Floor New York, NY 10706	\$200,000	8502020CR0045P/ N/A	N/A – Stipend Payment

The proposed contractors have been selected by Innovative Procurement Method, pursuant to Section 3-12 of the Procurement Policy Board Rules.

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at [DisabilityAffairs@mocs.nyc.gov](mailto:DisabilityAffairs@mocs.nyc.gov) or via phone at 1-212-298-0734.

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## BOARD OF ELECTIONS

### ■ PUBLIC HEARINGS

**NOTICE IS HEREBY GIVEN** that a Contract Public Hearing will be held on Thursday, September 30, 2021, at 10:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 715 951 139.**

**IN THE MATTER OF** a Purchase Order/Contract between the NYC Board of Elections and DIRAD Technologies, Inc., 9 Corporate Drive, Clifton Park, NY 12065, for the system support for software application and hardware components failure, Citywide. The amount of this Purchase Order/Contract will be \$106,291.41. The term will be July 1, 2021 to June 30, 2022. PIN #: 00320212022.

The Vendor has been selected by M/WBE Noncompetitive Small Purchase Method, pursuant to Section 3-08 (c)(1)(iv) of the Procurement Policy Board Rules.

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at [DisabilityAffairs@mocs.nyc.gov](mailto:DisabilityAffairs@mocs.nyc.gov) or via phone at 1-212-298-0734.

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## EMERGENCY MANAGEMENT

### ■ PUBLIC HEARINGS

**NOTICE IS HEREBY GIVEN** that a Contract Public Hearing will be held on Thursday, September 30, 2021, at 10:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 715 951 139.**

**IN THE MATTER OF** a proposed contract between New York City Emergency Management (NYCEM) and RF Wilkins Consultants, principal office located at 144-51 85th Avenue, Briarwood, NY 11435, for the provision of Preparedness Planning, Program Management, Administrative, and Training & Exercise Services at NYCEM Headquarters at 165 Cadman Plaza, Borough of Brooklyn. The contract amount shall not exceed \$1,000,000.00. The contract term shall be three years from date of notice to proceed with two three-year renewal options. CB 2, Brooklyn. E-PIN #: 01721P0001027.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

**IN THE MATTER OF** a proposed contract between New York City Emergency Management (NYCEM) and SPIN Global LLC, principal office located at 2334 Belview Avenue, Cheverly, MD 20785, for the provision of Preparedness Planning, Program Management, Administrative, and Training & Exercise Services at NYCEM Headquarters at 165 Cadman Plaza, Borough of Brooklyn. The contract term shall be three years from date of notice to proceed with two three-year renewal options. CB 2, Brooklyn. E-PIN #: 01721P0001028.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

**IN THE MATTER OF** a proposed contract between New York City Emergency Management (NYCEM) and Tetra Tech, Inc., principal office located at 3475 East Foothill Boulevard, Pasadena, CA 91107, for the provision of Preparedness Planning, Program Management, Administrative, and Training & Exercise Services at NYCEM Headquarters at 165 Cadman Plaza, Borough of Brooklyn. The contract amount shall not exceed \$3,365,100.00. The contract term shall be three years from date of notice to proceed with two three-year renewal options. CB 2, Brooklyn. E-PIN #: 01721P0001029.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

**IN THE MATTER OF** a proposed contract between New York City Emergency Management (NYCEM) and Thornton Tomasetti, Inc., principal office located at 120 Broadway, 15th Floor, New York, NY 10271, for the provision of Preparedness Planning, Program Management, Administrative, and Training & Exercise Services at NYCEM Headquarters at 165 Cadman Plaza, Borough of Brooklyn. The contract amount shall not exceed \$909,100.00. The contract term shall be three years from date of notice to proceed with two three-year renewal options. CB 2, Brooklyn. E-PIN #: 01721P0001031.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

**IN THE MATTER OF** a proposed contract between New York City Emergency Management (NYCEM) and Gartner, Inc, principal office located at 56 Top Gallant Road, Stamford, CT 06904, for the provision of Preparedness Planning, Program Management, Administrative, and Training & Exercise Services at NYCEM Headquarters at 165 Cadman Plaza, Borough of Brooklyn. The contract amount shall not exceed \$1,000,000.00. The contract term shall be for three years from December 1, 2021 to November 30, 2024 with two three-year renewal options from December 1, 2024 to November 30, 2027 and December 1, 2027 to November 30, 2030. CB 2, Brooklyn. E-PIN #: 01721P0001016.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

**IN THE MATTER OF** a proposed contract between New York City Emergency Management (NYCEM) and New York State Technology Enterprise Corporation, principal office located at 99 Otis Street, 2nd Floor, Rome, NY 13441, for the provision of Preparedness Planning, Program Management, Administrative, and Training & Exercise

Services at NYCEM Headquarters at 165 Cadman Plaza, Borough of Brooklyn. The contract amount shall not exceed \$1,714,000.00. The contract term shall be for three years from December 1, 2021 to November 30, 2024 with two three-year renewal options from December 1, 2024 to November 30, 2027 and December 1, 2027 to November 30, 2030. CB 2, Brooklyn. E-PIN #: 01721P0001025.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

**IN THE MATTER OF** a proposed contract between New York City Emergency Management (NYCEM) and Delan Associates, Inc., principal office located at 30 S. Ocean Ave., Rm 104, Freeport, NY 11520, for the provision of Preparedness Planning, Program Management, Administrative, and Training & Exercise Services at NYCEM Headquarters at 165 Cadman Plaza, Borough of Brooklyn. The contract amount shall not exceed \$385,000.00. The contract term shall be three years from date of notice to proceed with two three-year renewal options. CB 2, Brooklyn. E-PIN #: 01721P0001011.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

**IN THE MATTER OF** a proposed contract between New York City Emergency Management (NYCEM) and Tidal Basin Government Consulting, LLC, principal office located at 126 Business Park Drive, Utica, NY 13502, for the provision of Preparedness Planning, Program Management, Administrative, and Training & Exercise Services at NYCEM Headquarters at 165 Cadman Plaza, Borough of Brooklyn. The contract amount shall not exceed \$1,071,000.00. The contract term shall be three years from date of notice to proceed with two three-year renewal options. CB 2, Brooklyn. E-PIN #: 01721P0001032.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

**IN THE MATTER OF** a proposed contract between New York City Emergency Management (NYCEM) and TRC Engineers, Inc, principal office located at 1430 Broadway, 10th floor, New York, NY 10018, for the provision of Preparedness Planning, Program Management, Administrative, and Training & Exercise Services at NYCEM Headquarters at 165 Cadman Plaza, Borough of Brooklyn. The contract amount shall not exceed \$1,623,100.00. The contract term shall be three years from date of notice to proceed with two three-year renewal options. CB 2, Brooklyn. E-PIN #: 01721P0001033.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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**NOTICE IS HEREBY GIVEN** that a Contract Public Hearing will be held on Thursday, September 30, 2021, at 10:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 715 951 139.**

**IN THE MATTER OF** a proposed contract between New York City Emergency Management (NYCEM) and Educational Data Systems, Inc, principal office located at 15300 Commerce Drive North, Suite 200, Dearborn, MI 48120, for the provision of Preparedness Planning, Program Management, Administrative, and Training & Exercise Services at NYCEM Headquarters at 165 Cadman Plaza, Borough of Brooklyn. The contract amount shall not exceed \$385,000.00. The contract term shall be three years from date of notice to proceed with two three-year renewal options. CB 2, Brooklyn. E-PIN #: 01721P0001014.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

**IN THE MATTER OF** a proposed contract between New York City Emergency Management (NYCEM) and Innovative Emergency Management, Inc, principal office located at 2801 Slater Road, Suite 200, Morrisville, NC 27560, for the provision of Preparedness Planning, Program Management, Administrative, and Training & Exercise Services. The contract amount shall not exceed \$2,980,100.00. The contract term shall be three years from date of notice to proceed with two three-year renewal options. CB 2, Brooklyn. E-PIN #: 01721P0001020.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

**IN THE MATTER OF** a proposed contract between New York City Emergency Management (NYCEM) and Ernst & Young, LLP, principal office located at 5 Times Square, New York, NY 10036, for the provision of Preparedness Planning, Program Management, Administrative, and Training & Exercise Services at NYCEM Headquarters at 165 Cadman Plaza, Borough of Brooklyn. The contract amount shall not exceed \$1,000,000.00. The contract term shall be three years from date of notice to proceed with two three-year renewal options. CB 2, Brooklyn. E-PIN #: 01721P0001015.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

**IN THE MATTER OF** a proposed contract between New York City Emergency Management (NYCEM) and Guidehouse, Inc., principal office located at 150 North Riverside Plaza, Suite 2100, Chicago, IL 60606, for the provision of Preparedness Planning, Program Management, Administrative, and Training & Exercise Services at NYCEM Headquarters at 165 Cadman Plaza, Borough of Brooklyn. The contract amount shall not exceed \$1,385,000.00. The contract term shall be three years from date of notice to proceed with two three-year renewal options. CB 2, Brooklyn. E-PIN #: 01721P0001017.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

**IN THE MATTER OF** a proposed contract between New York City Emergency Management (NYCEM) and Incident Management Solutions, Inc., principal office located at 626 RXR Plaza, Uniondale, NY 11556, for the provision of Preparedness Planning, Program Management, Administrative, and Training & Exercise Services at NYCEM Headquarters at 165 Cadman Plaza, Borough of Brooklyn. The contract amount shall not exceed \$357,000.00. The contract term shall be three years from date of notice to proceed with two three-year renewal options. CB 2, Brooklyn. E-PIN #: 01721P0001019.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

**IN THE MATTER OF** a proposed contract between New York City Emergency Management (NYCEM) and Integrated Solutions Consulting, Corp., principal office located at 220 South Buchanan Street, Edwardsville, IL 62025, for the provision of Preparedness Planning, Program Management, Administrative, and Training & Exercise Services at NYCEM Headquarters at 165 Cadman Plaza, Borough of Brooklyn.

The contract amount shall not exceed \$714,000.00. The contract term shall be three years from date of notice to proceed with two three-year renewal options. CB 2, Brooklyn. E-PIN #: 01721P0001021.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

**IN THE MATTER OF** a proposed contract between New York City Emergency Management (NYCEM) and KPMG, LLP, principal office located at 345 Park Avenue, NY 10154, for the provision of Preparedness Planning, Program Management, Administrative, and Training & Exercise Services at NYCEM Headquarters at 165 Cadman Plaza, Borough of Brooklyn. The contract amount shall not exceed \$1,000,000.00. The contract term shall be three years from date of notice to proceed with two three-year renewal options. CB 2, Brooklyn. E-PIN #: 01721P0001022.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

**IN THE MATTER OF** a proposed contract between New York City Emergency Management (NYCEM) and L2 Defense, Inc., principal office located at 12 Irondale Street, Suite 126, Middle River, MD 21220, for the provision of Preparedness Planning, Program Management, Administrative, and Training & Exercise Services at NYCEM Headquarters at 165 Cadman Plaza, Borough of Brooklyn. The contract amount shall not exceed \$742,000.00. The contract term shall be three years from date of notice to proceed with two three-year renewal options. CB 2, Brooklyn. E-PIN #: 01721P0001023.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

**IN THE MATTER OF** a proposed contract between New York City Emergency Management (NYCEM) and National Disaster Recovery Technical Assistance Consultants, principal office located at 4612 Salem Drive, Vestal, NY 13901, for the provision of Preparedness Planning, Program Management, Administrative, and Training & Exercise Services at NYCEM Headquarters at 165 Cadman Plaza, Borough of Brooklyn. The contract amount shall not exceed \$1,000,000.00. The contract term shall be three years from date of notice to proceed with two three-year renewal options. CB 2, Brooklyn. E-PIN #: 01721P0001024.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

**IN THE MATTER OF** a proposed contract between New York City Emergency Management (NYCEM) and Nodi Solutions, LLC, principal office located at 1680 East Gude Drive, Suite 200, Rockville, MD 20850, for the provision of Preparedness Planning, Program Management, Administrative, and Training & Exercise Services at NYCEM Headquarters at 165 Cadman Plaza, Borough of Brooklyn. The contract amount shall not exceed \$1,099,000.00. The contract term shall be three years from date of notice to proceed with two three-year renewal options. CB 2, Brooklyn. E-PIN #: 01721P0001026.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.



**NOTICE IS HEREBY GIVEN** that a Contract Public Hearing will be held on Thursday, September 30, 2021, at 10:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 715 951 139.**

**IN THE MATTER OF** a proposed contract between New York City Emergency Management (NYCEM) and Constant and Associates, Inc., principal office located at 3655 Torrance Blvd., Suite 430, Torrance, CA 90503, for the provision of Preparedness Planning, Program Management, Administrative, and Training & Exercise Services at NYCEM Headquarters at 165 Cadman Plaza, Borough of Brooklyn. The contract amount shall not exceed \$714,000.00. The contract term shall be three years from date of notice to proceed with two three-year renewal options. CB 2, Brooklyn. E-PIN #: 01721P0001010.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

**IN THE MATTER OF** a proposed contract between New York City Emergency Management (NYCEM) and Cohn Reznick, LLP, principal office located at 1212 Avenue of the Americas, New York, NY 10036, for the provision of Preparedness Planning, Program Management, Administrative, and Training & Exercise Services at NYCEM Headquarters at 165 Cadman Plaza, Borough of Brooklyn. The contract amount shall not exceed \$1,000,000.00. The contract term shall be three years from date of notice to proceed with two three-year renewal options. CB 2, Brooklyn. E-PIN #: 01721P0001009.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

**IN THE MATTER OF** a proposed contract between New York City Emergency Management (NYCEM) and CDR Maguire, Inc., principal office located at 9130 South Dadeland Blvd, Suite 1509, Miami, FL 33156, for the provision of Preparedness Planning, Program Management, Administrative, and Training & Exercise Services at NYCEM Headquarters at 165 Cadman Plaza, Borough of Brooklyn. The contract amount shall not exceed \$1,357,000.00. The contract term shall be three years from date of notice to proceed with two three-year renewal options. CB 2, Brooklyn. E-PIN #: 01721P0001008.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

**IN THE MATTER OF** a proposed contract between New York City Emergency Management (NYCEM) and Arcadis of New York, Inc principal office located at One Lincoln Center, 110 West Fayette St., Suite 300, Syracuse, NY, 13202, for the provision of Preparedness Planning, Program Management, Administrative, and Training & Exercise Services at NYCEM Headquarters at 165 Cadman Plaza, Borough of Brooklyn. The contract amount shall not exceed \$3,365,100.00. The contract term shall be three years from date of notice to proceed with two three-year renewal options. CB 2, Brooklyn. E-PIN #: 01721P0001002.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

**IN THE MATTER OF** A proposed contract between New York City Emergency Management (NYCEM) and Boomi Environmental, LLC, principal office located at 603-A Omni Drive, Hillsborough, NJ, 08844, for the provision of Preparedness Planning, Program Management, Administrative, and Training & Exercise Services at NYCEM Headquarters at 165 Cadman Plaza, Borough of Brooklyn. The contract amount shall not exceed \$1,000,000.00. The contract term shall be

three years from date of notice to proceed with two three-year renewal options. CB 2, Brooklyn. E-PIN #: 01721P0001005.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

**IN THE MATTER OF** a proposed contract between New York City Emergency Management (NYCEM) and Ascentra, principal office located at 8300 Boone Blvd., Vienna, VA, 22182, for the provision of Preparedness Planning, Program Management, Administrative, and Training & Exercise Services at NYCEM Headquarters at 165 Cadman Plaza, Borough of Brooklyn. The contract amount shall not exceed \$357,000.00. The contract term shall be three years from date of notice to proceed with two three-year renewal options. CB 2, Brooklyn. E-PIN #: 01721P0001004.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

**IN THE MATTER OF** a proposed contract between New York City Emergency Management (NYCEM) and Armada, Ltd. principal office located at 23 Clairedan Dr., Powell, OH, 43065, for the provision of Preparedness Planning, Program Management, Administrative, and Training & Exercise Services at NYCEM Headquarters at 165 Cadman Plaza, Borough of Brooklyn. The contract amount shall not exceed \$357,000.00. The contract term shall be three years from date of notice to proceed with two three-year renewal options. CB 2, Brooklyn. E-PIN #: 01721P0001003.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

**IN THE MATTER OF** a proposed contract between New York City Emergency Management (NYCEM) and AC Disaster Consulting, LLC principal office located at 2805 Lakeshore Drive, Arlington, TX 76013, for the provision of Preparedness Planning, Program Management, Administrative, and Training & Exercise Services at NYCEM Headquarters at 165 Cadman Plaza, Borough of Brooklyn. The contract amount shall not exceed \$2,623,100.00. The contract term shall be three years from date of notice to proceed with two three-year renewal options. CB 2, Brooklyn. E-PIN #: 01721P0001001.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

**IN THE MATTER OF** a proposed contract between New York City Emergency Management (NYCEM) and Deloitte & Touche, LLP, principal office located at 30 Rockefeller Plaza, New York, NY 10112, for the provision of Preparedness Planning, Program Management, Administrative, and Training & Exercise Services at NYCEM Headquarters at 165 Cadman Plaza, Borough of Brooklyn. The contract amount shall not exceed \$3,365,100.00. The contract term shall be three years from date of notice to proceed with two three-year renewal options. CB 2, Brooklyn. E-PIN #: 01721P0001012.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 AM. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

**IN THE MATTER OF** a proposed contract between New York City Emergency Management (NYCEM) and Desimone Consulting Engineering, DPC, principal office located at 140 Broadway, 25th Floor,



New York, NY 10005, for the provision of Preparedness Planning, Program Management, Administrative, and Training & Exercise Services at NYCEM Headquarters at 165 Cadman Plaza, Borough of Brooklyn. The contract amount shall not exceed \$1,000,000.00. The contract term shall be three years from date of notice to proceed with two three-year renewal options. CB 2, Brooklyn. E-PIN #: 01721P0001013.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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## FINANCE

### ■ PUBLIC HEARINGS

**NOTICE IS HEREBY GIVEN** that a Contract Public Hearing will be held on Thursday, September 30, 2021, at 10:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 715 951 139.**

**IN THE MATTER OF** a proposed contract between New York City Department of Finance and First Data Government Solutions, LP d/b/a FISERV, Inc., located at 3975 NW 120th Avenue, Coral Springs, FL 33065, to develop, host, maintain, routinely test, enhance when necessary, and update a replacement for NYCePay, Citywide. The contract amount is not to exceed \$2,645,743.48. The contract term shall be for five years from date of Notice to Proceed with two one-year renewal options. E-PIN #: 83620P0006001.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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**NOTICE IS HEREBY GIVEN** that a Contract Public Hearing will be held on Thursday, September 30, 2021, at 10:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 715 951 139.**

**IN THE MATTER OF** a Purchase Order/Contract between the New York City Department of Finance and Compulink Technologies, Inc., located at 260 West 39 Street, Suite 302, 48-46, New York, NY 10018, providing DocuSign premium licenses (eSignature), Citywide. The Purchase Order/Contract amount will be \$103,873.91. The term shall be one year from Date of Notice to Proceed. E-PIN #: 83622W0006001.

The Vendor has been selected by M/WBE Noncompetitive Small Purchase Method, pursuant to Section 3-08 (c)(1)(iv) of the Procurement Policy Board Rules.

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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**NOTICE IS HEREBY GIVEN** that a Contract Public Hearing will be held on Thursday, September 30, 2021, at 10:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 715 951 139.**

**IN THE MATTER OF** a proposed contract between New York City Department of Finance and Tyler Technologies, Inc., located at 1 Tyler Drive, Yarmouth, ME 04096, to provide WARRANT TRACKING SW LICENSE & MAINTENANCE services, Citywide. The contract amount is not to exceed \$232,398.40. The contract term shall be for two years from Date of Notice to Proceed. In its sole discretion, the City may renew the term for two two-year periods. E-PIN #: 83621S0007001.

The proposed contractor has been selected by Sole Source Procurement Method, pursuant to Section 3-05 of the Procurement Policy Board Rules.

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you

need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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**NOTICE IS HEREBY GIVEN** that a Contract Public Hearing will be held on Thursday, September 30, 2021, at 10:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 715 951 139.**

**IN THE MATTER OF** a proposed contract between the New York City Department of Finance and Pitney Bowes, Inc., located at 3001 Summer Street, Stamford, CT 06926 providing for SEND SUITE MAIL TRACKING SYSTEM, Citywide. The contract amount is not to exceed \$187,609.60. The contract term shall be for four years from Date of Notice to Proceed. In its sole discretion, the City may renew the term for two two-year periods. E-PIN 83621S0006001.

The proposed contractor has been selected by Sole Source Procurement Method, pursuant to Section 3-05 of the Procurement Policy Board Rules.

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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## FIRE DEPARTMENT

### ■ PUBLIC HEARINGS

**NOTICE IS HEREBY GIVEN** that a Contract Public Hearing will be held on Thursday, September 30, 2021, at 10:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 715 951 139.**

**IN THE MATTER OF** a Purchase Order/Contract between the Fire Department of the City of New York and Compulink Technologie, Inc., 260 West 39th Street, Suite 302, New York, NY 10018, for the provision of Dell Personal Computers for DiamondPlate Kiosk Tech Refresh. The Purchase Order/Contract amount shall be \$239,330.80. The term shall be for one year from date of award. CB 2, Brooklyn. PIN #: 057220000203, E-PIN #: 05722W0007001.

The Vendor has been selected by M/WBE Noncompetitive Small Purchase Method, pursuant to Section 3-08 (c)(1)(iv) of the Procurement Policy Board Rules.

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

**IN THE MATTER OF** a Purchase Order/Contract between the Fire Department of the City of New York and Kambrian Corporation, 2707 East Valley Blvd., Suite 312, West Covina, CA 91792-3198, for the provision of Avocet Cyclades servers. The Purchase Order/Contract amount shall be \$165,029.51. The term shall be for one year from date of award. CB 2, Brooklyn. PIN #: 057220000100, E-PIN #: 05722W0004001.

The Vendor has been selected by M/WBE Noncompetitive Small Purchase Method, pursuant to Section 3-08 (c)(1)(iv) of the Procurement Policy Board Rules.

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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## HEALTH AND MENTAL HYGIENE

### ■ PUBLIC HEARINGS

**NOTICE IS HEREBY GIVEN** that a Contract Public Hearing will be held on Thursday, September 30, 2021, at 10:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 715 951 139.**

**IN THE MATTER OF** a proposed contract between the Department of Health and Mental Hygiene and Hamilton Madison House, Inc.,

located at 253 South Street, New York, NY 10002, to implement the Continuous Engagement between Community and Clinic Treatment (CONNECT) model, which seeks to provide a flexible care model that offers mobile and site-based behavioral health treatment to create a seamless continuum between outpatient and field-based treatment, Citywide. The term of this contract shall be from January 1, 2022 to December 31, 2024. The contract amount will be \$4,511,112.00. PIN #: 22AZ016301R0X00, E-PIN #: 81622D0001001.

The proposed contractor has been selected by the Demonstration Project Method, pursuant to Section 3-11 of the Procurement Policy Board Rules.

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

**IN THE MATTER OF** a proposed contract between the Department of Health and Mental Hygiene and Samaritan Daytop Village, Inc., located at 138-02 Queens Blvd., Briarwood, NY 11435, to support Mental Health and Therapeutic Services for Veterans, Citywide. The contract term shall be from July 1, 2020 to June 30, 2021 with no option to renew. The contract amount will be \$167,500.00. E-PIN #: 81621L0427001.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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## HOMELESS SERVICES

### ■ PUBLIC HEARINGS

**NOTICE IS HEREBY GIVEN** that a Contract Public Hearing will be held on Thursday, September 30, 2021, at 10:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 715 951 139.**

**IN THE MATTER OF** a proposed contract between the Department of Homeless Services of the City of New York and the contractor listed below, for the provision of Shelter Facilities for Homeless Families with Children. The term of this contract will be from November 1, 2021 to June 30, 2030.

<u>Contractor/Address</u>	<u>Site Name/Address</u>	<u>CB</u>	<u>PIN #</u>	<u>Amount</u>
Home/Life Services, Inc. 9201 4th Avenue, 6th Fl. Brooklyn, NY 11209	Queen Family Residence 7300-7304 Queens Blvd. Woodside, NY 11377	2	21PHEDC02901	\$72,085,151.00

he proposed contractor has been selected through HHS ACCELERATOR, pursuant to Section 3-16 of the Procurement Policy Board Rules.

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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**NOTICE IS HEREBY GIVEN** that a Contract Public Hearing will be held on Thursday, September 30, 2021, at 10:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 715 951 139.**

**IN THE MATTER OF** a proposed contract between the Department of Homeless Services of the City of New York and Bronx Parent Housing Network, Inc., located at 488 East 164th Street, Bronx, NY 10456, for the provision of Shelter Facilities for Homeless Single Adults at Lanet's Place, 463 East 173rd Street, Bronx, NY 10457. The contract term shall be from December 15, 2020 to June 30, 2026 with one option to renew from July 1, 2026 to June 30, 2029. The contract amount will be \$41,388,130.00. CB 3, Bronx. E-PIN #: 07119P0001026.

The proposed contractor has been selected through HHS ACCELERATOR, pursuant to Section 3-16 of the Procurement Policy Board Rules.

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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## HUMAN RESOURCES ADMINISTRATION

### ■ PUBLIC HEARINGS

**NOTICE IS HEREBY GIVEN** that a Contract Public Hearing will be held on Thursday, September 30, 2021, at 10:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 715 951 139.**

**IN THE MATTER OF** a proposed contract between the Human Resources Administration of the City of New York and the contractor listed below, for the provision of Permanent Supportive Congregate Housing for HASA Clients. The term of this contract will be from July 1, 2021 to June 30, 2026 with five options to renew from July 1, 2026 to June 30, 2031, July 1, 2031 to June 30, 2036, July 1, 2036 to June 30, 2041, July 1, 2041 to June 30, 2046 and from July 1, 2046 to June 30, 2049.

<u>Contractor/Address</u>	<u>PIN #</u>	<u>Amount</u>	<u>Service Area/CB</u>
Bowery Residents' Committee, Inc. 131 West 25th Street New York, NY 10001	21PHEHA01701	\$6,232,500.00	Manhattan/ 4

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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**NOTICE IS HEREBY GIVEN** that a Contract Public Hearing will be held on Thursday, September 30, 2021, at 10:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 715 951 139.**

**IN THE MATTER OF** five (5) proposed contracts between the Human Resources Administration of the City of New York and the contractors listed below, for the provision of NYC Opportunity Anti-Poverty Program Evaluation and Research, Citywide. The term of these contracts will be for three years from September 1, 2021 to August 31, 2024 with one three-year renewal option from September 1, 2024 to August 31, 2027.

<u>Contractor/Address</u>	<u>PIN #</u>	<u>Amount</u>
National Opinion Research Center d/b/a NORC 55 E. Monroe Street Chicago, IL 60603	19PHEOC00507	\$1,664,152.09
WestED 730 Harrison Street San Francisco, CA 94107	19PHEOC00508	\$1,664,152.09
The Urban Institute 500 L'Enfant Plaza, SW Washington, DC 20024	19PHEOC00509	\$1,664,152.09
Behavioral Ideas Lab, Inc. d/b/a Ideas42 80 Broad Street, 30th Floor New York, NY 10004	19PHEOC00510	\$1,664,152.09
Chapin Hall Center for Children 1313 East 60th Street Chicago, IL 60637	19PHEOC00512	\$1,664,152.10

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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**NOTICE IS HEREBY GIVEN** that a Contract Public Hearing will be held on Thursday, September 30, 2021, at 10:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 715 951 139.**

**IN THE MATTER OF** six (6) proposed contracts between the Human Resources Administration of the City of New York and the contractors listed below, for the provision of NYC Opportunity Anti-Poverty Program Evaluation and Research, Citywide. The term of these contracts will be for three years from September 1, 2021 to August 31, 2024 with one three-year renewal option from September 1, 2024 to August 31, 2027.

<u>Contractor/Address</u>	<u>PIN #</u>	<u>Amount</u>
MDRC 200 Vesey Street, 23rd Floor New York, NY 10281	19PHEOC00501	\$1,664,152.09
Mathematica, Inc. 600 Alexander Park Princeton, NJ 08540	19PHEOC00502	\$1,664,152.09
Westat, Inc. 1600 Research Boulevard Rockville, MD 20850	19PHEOC00503	\$1,664,152.09
RAND Corporation 1776 Main Street Santa Monica, CA 90407	19PHEOC00504	\$1,664,152.09
American Institutes for Research In the Behavioral Sciences d/b/a American Institute for Research 1400 Crystal Drive Arlington, VA 22202	19PHEOC00505	\$1,664,152.09
MEF Associates, LLC 1330 Braddock Place Alexandria, VA 22314	19PHEOC00506	\$1,664,152.09

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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**NOTICE IS HEREBY GIVEN** that a Contract Public Hearing will be held on Thursday, September 30, 2021, at 10:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 715 951 139.**

**IN THE MATTER OF** a proposed contract between the Human Resources Administration of the City of New York and the contractor listed below, for the provision of Permanent Supportive Congregate Housing for HASA Clients. The term of this contract will be from July 1, 2021 to June 30, 2026 with one option to renew from July 1, 2026 to June 30, 2030.

<u>Contractor/Address</u>	<u>PIN #</u>	<u>Amount</u>	<u>Service Area/CB</u>
Lantern Community Services, Inc. 494 Eighth Ave., 20th Fl. New York, NY 10001	21PHEHA01706	\$2,762,795.00	Bronx/ 5

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business

days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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## INFORMATION TECHNOLOGY AND TELECOMMUNICATIONS

### ■ PUBLIC HEARINGS

THIS PUBLIC HEARING HAS BEEN CANCELLED

**NOTICE IS HEREBY GIVEN** that a Contract Public Hearing will be held on September 21, 2021, at 10:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-718-222-7181, ACCESS CODE: 997 728 119.**

**IN THE MATTER OF** a proposed Purchase Order/Contract between the New York City Department of Information Technology & Telecommunications and FIRELIGHT FILMS, located at 72 Hamilton Terrace, New York, NY 10031, for NY IS BACK THE PANDEMIC RECOVERY SHORT FILM PROJECT. The amount of this Purchase Order/Contract will be \$499,992.00. The term will be from 9/1/2021 – 6/30/2022. PIN#: 20210020776, E-PIN#: 85822W0010001. The Vendor has been selected by M/WBE Non Competitive Small Purchase Method, pursuant to Section 3-08 (c)(1)(iv) of the Procurement Policy Board Rules.

Pursuant to Section 2-11(c)(3) of the Procurement Policy Board Rules, if DoITT does not receive, by September 14, 2021, from any individual a written request to speak at this hearing, then DoITT need not conduct this hearing. Written notice should be sent to Danielle DiMaggio, NYC DoITT, via email to ddimaggio@doitt.nyc.gov.

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## MAYOR'S OFFICE OF CRIMINAL JUSTICE

### ■ PUBLIC HEARINGS

**NOTICE IS HEREBY GIVEN** that a Contract Public Hearing will be held on Thursday, September 30, 2021, at 10:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 715 951 139.**

**IN THE MATTER OF** a proposed contract between the Mayor's Office of Criminal Justice and Girls Educational & Mentoring Services, Inc., located at 201 West 148th Street, Storefront, New York, NY 10039, to provide services of counseling and assistance with mental health educational immigration housing and employment as an alternative to detention or incarceration for defendants in the City's five human trafficking intervention courts; and for other victims of human trafficking, Citywide. The contract term shall be from July 1, 2019 to June 30, 2020 with no option to renew. The contract shall be in an amount not to exceed \$125,000.00. E-PIN #: 00220L2141001.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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**NOTICE IS HEREBY GIVEN** that a Contract Public Hearing will be held on Thursday, September 30, 2021, at 10:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 715 951 139.**

**IN THE MATTER OF** a proposed contract between the Mayor's Office of Criminal Justice and the New York City Criminal Justice Agency, located at 299 Broadway, 4th Floor, New York, NY 10007, to support bail reform initiatives, Citywide. The contract term shall be from July 1, 2020 to June 30, 2021 with no option to renew. The contract amount will be \$125,000.00. E-PIN #: 00221L1658001.

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

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business

days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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**NOTICE IS HEREBY GIVEN** that a Contract Public Hearing will be held on Thursday, September 30, 2021, at 10:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 715 951 139.**

**IN THE MATTER OF** a proposed contract between the Mayor's Office of Criminal Justice and East River Development Alliance, Inc. DBA Urban Upbound, located at 12-11 40th Avenue, Long Island City, NY 11101, to The Love Where You Live Campaign Grant opportunity, which will provide up to 26 grants of \$150,000.00 each to non-for-profit Crisis Management System (CMS) partners to implement positive programming to specific geographies, Citywide to promote improving safety and well-being of their neighborhoods/precinct areas. As hosts for the Clean Up Corp., CMS providers will actively engage and hire local, and justice involved residents to lead cleaning, greening, and beautification campaigns in their neighborhoods with deep roots. The contract term shall be from July 1, 2021 to June 30, 2022 with no option to renew. The contract shall be in an amount not to exceed \$4,000,000.00. E-PIN #: 00221N0052001.

The proposed contractor has been selected by Negotiated Acquisition Method, pursuant to Section 3-04 (b)(2)(ii) of the Procurement Policy Board Rules.

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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## SANITATION

### ■ PUBLIC HEARINGS

**NOTICE IS HEREBY GIVEN** that a Contract Public Hearing will be held on Thursday, September 30, 2021, at 10:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 715 951 139.**

**IN THE MATTER OF** a Purchase Order/Contract between the Department of Sanitation and Flash Exterminating, Inc., located at 310 Montgomery Street, Brooklyn, NY 11225, for Bird Infestation Control, Citywide. The amount of this Purchase Order/Contract will be \$500,000.00. The term shall be from May 11, 2021 to May 10, 2024. E-PIN #: 82721W0075001A001.

The Vendor has been selected by M/WBE Noncompetitive Small Purchase Method, pursuant to Section 3-08 (c)(1)(iv) of the Procurement Policy Board Rules.

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

**IN THE MATTER OF** a Purchase Order/Contract between the Department of Sanitation and Plumtech Systems, Inc., located at 882 3rd Avenue, 8th floor, Brooklyn, NY 11232, for MEDSYSTEM Reports Development, Citywide. The amount of this Purchase Order/Contract will be \$184,000.00. The term shall be from August 27, 2020 to June 30, 2022. E-PIN #: 82721W0007001A001.

The Vendor has been selected by M/WBE Noncompetitive Small Purchase Method, pursuant to Section 3-08 (c)(1)(iv) of the Procurement Policy Board Rules.

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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## SMALL BUSINESS SERVICES

### ■ PUBLIC HEARINGS

**NOTICE IS HEREBY GIVEN** that a Contract Public Hearing will be held on Thursday, September 30, 2021, at 10:00 A.M. The Public

Hearing will be held via Conference Call. Call-in #: 1-646-992-2010, ACCESS CODE: 715 951 139.

**IN THE MATTER OF** a Purchase Order/Contract between the Department of Small Business Services and 3x3 Design US LLC, located at 196 State Street, 3rd Floor, Brooklyn, NY 11201, for coordinating production activities, event planning, community engagement, and participants' data management for some of the programs, Citywide. The amount of this Purchase Order/Contract is \$180,000.00. The term shall be from July 1, 2021 to June 30, 2023 with a one-year renewal option from July 1, 2023 to June 30, 2024. E-PIN #: 80122W0003001.

The Vendor has been selected by M/WBE Noncompetitive Small Purchase Method, pursuant to Section 3-08 (c)(1)(iv) of the Procurement Policy Board Rules.

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 715 951 139** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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## TRANSPORTATION

### ■ PUBLIC HEARINGS

**NOTICE IS HEREBY GIVEN** that a Contract Public Hearing will be held on Thursday, September 30, 2021, at 10:00 A.M. The Public Hearing will be held via Conference Call. **Call-in #: 1-646-992-2010, ACCESS CODE: 715 951 139.**

**IN THE MATTER OF** a Purchase Order/Contract between the Department of Transportation of the City of New York and Moor Metals, Inc., located at 2 Kuniholm Drive, Holliston, MA 01746, to procure Aluminum Sign Blanks. The Purchase Order/Contract amount will be \$442,080.00. The term shall be from Date of Award to June 30, 2022. CB 5, Queens. E-PIN #: 84122W0011001.

The Vendor has been selected by M/WBE Noncompetitive Small Purchase Method, pursuant to Section 3-08 (c)(1)(iv) of the Procurement Policy Board Rules.

In order to access the Public Hearing and testify, please call **1-646-992-2010, ACCESS CODE: 179 830 4294** no later than 9:55 A.M. If you need further accommodations, please let us know at least five business days in advance of the Public Hearing via e-mail at DisabilityAffairs@mocs.nyc.gov or via phone at 1-212-298-0734.

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## AGENCY RULES

## OFFICE OF THE MAYOR

### ■ NOTICE

#### **MAYOR'S OFFICE OF CITYWIDE EVENT COORDINATION AND MANAGEMENT**

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

**What are we proposing?** The Street Activity Permit Office (SAPO) of the Office of Citywide Event Coordination and Management (OCECM) is proposing amendments to extend the existing moratorium on street fair applications to Calendar Year 2022, and to extend the Open Culture program expiration date.

**When and where is the Hearing?** OCECM will hold a public hearing on the proposed rule online. The public hearing will take place on October 19<sup>th</sup>, 2021 at 9:00 A.M.

#### **Join through Internet:**

- To join the hearing via your browser either click on the following URL link or copy and paste it into your browser's address bar: <https://nycmayor.webex.com/nycmayor/j.php?MTID=m3013275c64148c76496e432533173800> Then follow the prompts.

- When prompted enter the following meeting password: b7eNF92PZwb

#### Join via phone only:

- To join the meeting by phone, use the following information to connect:  
Phone: +1-646-992-2010  
Access code: 2344 717 2870

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

- **Website.** You can submit comments to OCECM through the NYC rules Web site at [www.nyc.gov/nycrules](http://www.nyc.gov/nycrules).
- **Email.** You can email written comments to [saporules@cityhall.nyc.gov](mailto:saporules@cityhall.nyc.gov).
- **Mail.** You can mail written comments to Stefan Grybauskas, Director of Street Activity Permit Office, Mayor's Office of Citywide Event Coordination and Management, at 253 Broadway, 6<sup>th</sup> Floor, New York, NY 10007.
- **By Speaking at the Hearing.** Anyone wishing to comment on the proposed rule at the public hearing must sign up to speak. You can sign up before the hearing by emailing [saporules@cityhall.nyc.gov](mailto:saporules@cityhall.nyc.gov) by October 18<sup>th</sup>, 2021 at 5:00 P.M. You can speak for up to three minutes. Each speaker will be timed.

**Is there a deadline to submit written comments?** Written comments must be received no later than 1pm on October 19<sup>th</sup>, 2021.

**Do you need assistance to participate in the Hearing?** Please inform OCECM if you need reasonable accommodation, such as a sign language interpreter. Request these services by email or mail at the address given above no later than October 12<sup>th</sup>, 2021 at 5:00 pm.

**Can I review the comments made on the proposed rules?** You can review the comments made online on the proposed rules by going to the website at [www.nyc.gov/nycrules](http://www.nyc.gov/nycrules). A few days after the hearing, a transcript of the hearing and copies of the written comments will be available to the public at OCECM.

**What authorizes OCECM to make this rule?** Section 1043 of the City Charter, Local Law 8 of 2021, as well as Executive Orders No. 100 and No. 105 of 2007 authorize OCECM to make this proposed rule. This proposed rule was not included in OCECM's regulatory agenda for this Fiscal Year because it was not contemplated when OCECM published the agenda.

**Where can I find the OCECM rules?** The OCECM rules are in title 50 of the Rules of the City of New York.

**What rules govern the rulemaking process?** OCECM 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 of the City Charter.

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

The Office of Citywide Events Coordination and Management (OCECM), Street Activity Permit Office (SAPO) administers New York City's permit system for street activities, block parties and fairs.

Each year prior to 2020, the first year of the COVID emergency, SAPO has issued permits to over 200 street fairs and over 5,000 other events, most of which include the use of multiple blocks over several days, the erection of structures, the vending of food, apparel and other goods and the use of amplified sound and the performance of music. Events like these require additional police officers which increases overtime costs to the City. These events also divert police officers from core crime fighting, public safety and counter terrorism duties.

To more effectively deploy police resources and control overtime costs, the New York City Police Department has recommended that SAPO exercise its discretion to deny permit applications for new events in calendar year 2022. The proposed rules will authorize SAPO to deny permit applications for street fairs if the street fair was not held in the calendar year 2019. Events that received permits in calendar year 2019 will be eligible to receive permits again in calendar year 2022.

In addition, Local Law No. 8 of 2021 directed the Mayor's Office of Citywide Events Coordination and Management (OCECM) to establish an Open Culture program, pursuant to which an eligible art and cultural institution or cultural venue may utilize an open space for an artistic or cultural event. The law mandated that the program was to remain in effect until October 31, 2021, or until such later date as the office shall determine; provided, however, that the program could not remain in effect after March 31, 2022.

This proposed rule will enable the Open Culture program to continue after October 31, 2021, until March 31, 2022, and allow the Street Activity Permit Office (SAPO) within OCECM to issue street activity permits for this program in accordance with Local Law No. 8 of 2021.

OCECM authority for these rules is found in section 1043 of the New York City Charter, Local Law 8 of 2021, and Executive Order Nos. 100 and 105 of 2007.

New material is underlined.

[Deleted material is in brackets.]

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

#### § 1. Subdivision (i) of Section 1-03 of Chapter 1 of Title 50 of the Rules of the City of New York is amended to read as follows:

- (i) For Open Culture Events, the Director of SAPO may establish guidelines that restrict certain event elements, as well as activities that would require additional agency permits. Unless otherwise provided by law, the Open Culture program shall remain in effect until March 31, 2022, and the final application deadline for any Open Culture event shall be March 16, 2022.

#### § 2. Subdivision (d) of Section 1-05 of Chapter 1 of Title 50 of the Rules of the City of New York is amended to read as follows:

- (d) For the calendar year [2021] 2022, the Director shall deny applications for street activity permits for street fairs not held in the calendar year 2019.

#### NEW YORK CITY LAW DEPARTMENT DIVISION OF LEGAL COUNSEL 100 CHURCH STREET NEW YORK, NY 10007 212-356-4028

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

**RULE TITLE:** Extension of Street Fair Moratorium and Open Culture Program

**REFERENCE NUMBER:** 2021 RG 075

**RULEMAKING AGENCY:** Office of Citywide Event Coordination and Management

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

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

/s/ STEVEN GOULDEN  
Acting Corporation Counsel

Date: September 13, 2021

#### NEW YORK CITY MAYOR'S OFFICE OF OPERATIONS 253 BROADWAY, 10<sup>th</sup> FLOOR NEW YORK, NY 10007 212-788-1400

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

**RULE TITLE:** Extension of Street Fair Moratorium and Open Culture Program

**REFERENCE NUMBER:** CECM-SAPO-14

**RULEMAKING AGENCY:** Citywide Event Coordination Management – Street Activity Permits Office

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 the violations pose significant risks to public health and safety.

/s/ Francisco X. Navarro  
Mayor's Office of Operations

September 13, 2021  
Date

## SMALL BUSINESS SERVICES

### ■ NOTICE

#### Notice of Adoption of Rule

Pursuant to the authority vested in the New York City Department of Small Business Services (DSBS) in accordance with Sections 1043 and 1301 of the New York City Charter, DSBS is adopting the addition of a new Chapter 17 to Title 66 of the Rules of the City of New York to implement DSBS' COVID-19 grant program.

DSBS published a proposed version of this rule in the City Record on July 30, 2021. DSBS held a public hearing for such proposed rule on September 1, 2021. DSBS received one comment concerning this rule.

#### Statement of Basis and Purpose

DSBS is implementing a grant program that will utilize federal funds to assist small businesses in New York City ("NYC" or "the City") that were especially hard-hit by the pandemic. The federal American Rescue Plan Act of 2021 makes funds available to state and local governments to address the continued impact of the COVID-19 pandemic.<sup>1</sup> The American Rescue Plan Act Interim Final Rule specifically cites tourism, travel, and hospitality as sectors that would be appropriate targets for loans and grants.<sup>2</sup> In addition, studies have demonstrated that the Leisure and Hospitality sectors were among the hardest hit sectors in NYC and experienced a dramatic drop in revenue of more than 90% at the start of the pandemic.<sup>3</sup> According to a survey by the NYC Hospitality Alliance, 75% of foodservice businesses saw more than a 50% decline in sales in 2020 compared to 2019.<sup>4</sup> Furthermore, half of the respondents saw more than a 90% decline in their average weekly sales in January 2021 compared to January 2020.<sup>5</sup> Pandemic restrictions that made travel, dining out, and many forms of recreation difficult or impossible to undertake for over a year were bound to have a significant financial impact on businesses in these sectors. Therefore, there is a significant need for the City to provide direct financial assistance quickly, in the form of grants, to these businesses.

While the COVID-19 pandemic has affected businesses and entrepreneurs across the City, some segments of the economy have been disproportionately impacted – especially small businesses. Low to moderate income areas are dominated by small businesses, which are the predominant form of entrepreneurship in these communities.<sup>6</sup> However, small businesses located in low to moderate income ("LMI") areas received a significantly lower proportion of the federal pandemic emergency relief funds via the Paycheck Protection Program ("PPP") than small businesses in non-LMI income areas.<sup>7</sup> Only 29% of the

1 H.R.1319 - American Rescue Plan Act of 2021, available at <https://www.congress.gov/bills/117th-congress/house-bill/1319>.

2 Department of the Treasury, Coronavirus State and Local Fiscal Recovery Funds, Interim Final Rule, p. 10, available at <https://home.treasury.gov/system/files/136/FRF-Interim-Final-Rule.pdf>. "Section 602 and section 603 also describe several types of uses that would be responsive to the impacts of the COVID-19 public health emergency, including assistance to households, small businesses, and nonprofits and aid to impacted industries, such as tourism, travel, and hospitality."

3 Percent Change in Small Business Revenue, New York City Metropolitan Area, Leisure & Hospitality Industry. Data accessed June, 18 2021, <https://tracktherecovery.org/> for the time period from March 2020-April 2020.

4 NYC Hospitality Alliance, "Hospitality Sales Report During COVID-19 2020/2021", March 2021, available at [https://drive.google.com/file/d/1qIHwWbq1wziDr\\_ZIA3z4IHT7fOqBLQc/view](https://drive.google.com/file/d/1qIHwWbq1wziDr_ZIA3z4IHT7fOqBLQc/view).

5 *Id.*

6 As per US Census data accessed July 2021 from the Federal Financial Institutions Examination Council's Geocoding tool, available at <https://geomap.ffiec.gov/FFIECGeocMap/GeocodeMap1.aspx> (showing LMI areas) and the United States Census Bureau <https://cbb.census.gov/rae/#> (showing business ownership).

7 Federal Reserve Bank of Cleveland, "How Well Did PPP Loans Reach Low- and Moderate-Income Communities?", May 27, 2021, available at <https://www.clevelandfed.org/en/newsroom-and-events/publications/economic-commentary/2021-economic-commentaries/ec-202113-reach-of-ppp-loans-in-lmi-communities.aspx>, "PPP... did not reach LMI communities to the same extent that it reached higher-income communities"; Raw data the federal Small Business Administration used for analysis can be accessed here: <https://data.sba.gov/dataset/ppp-foia>.

NYC businesses approved for PPP loans were located in LMI areas.<sup>8</sup> Therefore, we have prioritized small businesses in LMI areas for this grant program, to ensure that the City's most vulnerable communities are not left out of the City's post-pandemic economic recovery.

This grant program is designed to reach businesses disproportionately affected by the COVID-19 pandemic -- namely those in the Leisure and Hospitality sectors,<sup>9</sup> and those located in LMI areas. In order to reach a large number of businesses, the grants are set at \$10,000 each. The grants are available to these NYC small businesses that can also demonstrate at least a 25% decrease in revenue or gross receipts due to the pandemic. Grants will not be available to businesses that have already received a grant from the Shuttered Venues Operators Grant Program or the Restaurant Revitalization Fund. The purpose of the grant is to offset operational expenses in order to mitigate economic hardships as outlined above; examples of appropriate uses for a grant include supporting payroll and benefits costs, costs to retain employees, mortgage, rent, or utilities costs, and other operating costs.<sup>10</sup>

DSBS amended the proposed rule by making the following changes:

- (1) Section 17-03(g) and 17-04(a): removed the New York State COVID-19 Pandemic Small Business Recovery Grant from the list of grants that receipt of which make a business ineligible for this grant. The reason for this is to expand the number of businesses eligible for this grant.
- (2) Section 17-04(a): expanded the types of documents DSBS will consider when evaluating whether a business is eligible for the grant. The reason for this is to account for businesses who may be eligible for the grant but may not possess each specific document listed in this section.
- (3) Section 17-06: added a requirement that grant recipients retain documents evidencing compliance with the requirement of subdivision (i) of section 17-03 and present such documents to DSBS upon request. The reason for this additional requirement is to ensure compliance and the ability of the City to verify expenditures, if necessary.

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

Section 1. Title 66 of the Rules of the City of New York is amended by adding a new chapter 17 to read as follows:

#### CHAPTER 17 NYC SMALL BUSINESS COVID RECOVERY GRANT PROGRAM

##### § 17-01: Purpose.

The objective of the NYC Small Business COVID Recovery Grant Program ("Grant Program") is to provide immediate funding to small businesses in LMI areas, and small businesses in the Arts, Entertainment, and Recreation sector and small businesses in the Accommodation and Food Services sector.

##### § 17-02: Definitions.

As used in this chapter, the following terms have the following meanings:

**Applicant.** "Applicant" means a commercial business that is applying for this grant.

**Application.** "Application" means a written request in a form satisfactory to DSBS, supplemented by all requested supporting documents, made by an applicant to DSBS to determine the eligibility of an applicant for a grant.

**City.** "City" means the City of New York.

8 Even though 45% of the businesses in NYC are in LMI areas, only 20% of the dollars in NYC PPP and 29% of the NYC PPP awards went to businesses in LMI areas; Manhattan Chamber of Commerce, "The Impact of PPP on New York City", March 2021, available at <https://www.nycindicators.com/ppp-impact>. Data on businesses located in LMI areas is available at "ZIP Code Business Patterns by Employment Size Class for 5-digit zipcode level: 2017", <https://data.census.gov/cedsci/table?q=CB1700CBP&text=CBP%202017&g=861000US20746&tid=ZBP2017.CB1700ZBP>.

9 Leisure and Hospitality includes two sectors per the North American Industry Classification System (NAICS): Arts, Entertainment, and Recreation (NAICS 71) and Accommodation and Food Services (NAICS 72), [https://www.bls.gov/iag/tgs/iag\\_index\\_naics.htm](https://www.bls.gov/iag/tgs/iag_index_naics.htm).

10 Department of the Treasury, Coronavirus State and Local Fiscal Recovery Funds, Interim Final Rule, p. 34, available at <https://home.treasury.gov/system/files/136/FRF-Interim-Final-Rule.pdf>. "Loans or grants to mitigate financial hardship such as declines in revenues or impacts of periods of business closure, for example by supporting payroll and benefits costs, costs to retain employees, mortgage, rent, or utilities costs, and other operating costs".

**Business.** “Business” means a sole proprietorship, partnership, corporation, or other legal entity involved in the sale of goods or services directly to the public from a physical location in the City.

**LMI Small Business.** “LMI small business” means a small business that physically operates from a census tract determined to be low-to-moderate income by the United States Department of Housing and Urban Development (HUD).

**DSBS.** “DSBS” means the Department of Small Business Services or its successor.

**Grant.** “Grant” means one or more disbursements from the NYC Small Business COVID Recovery Grant Program to an applicant.

**Small Business.** “Small business” means a business concern or other organization that: (1) Has no more than 500 employees, or if applicable, the size standard in number of employees established by the federal Administrator of the Small Business Administration for the industry in which the business concern or organization operates, and (2) Is a small business concern as defined in section 3 of the Small Business Act (15 U.S.C. 632).

#### § 17-03: Eligibility Requirements.

**Eligible Recipients.** To be eligible for a grant, an applicant must satisfy all of the following criteria:

- Applicant must operate a small business in which at least 50% of its revenue is generated from activities that are defined by the North American Industry Classification System (NAICS) as part of the Accommodation and Food Services sector, or the Arts, Entertainment, and Recreation sector; or operate an LMI small business.
- Applicant must be in operation at the time of submission of the application.
- Applicant must demonstrate annual revenue or gross receipts. Documentation may include, but need not be limited to: signed Federal or State tax return(s); State sales tax returns.
- Applicant must demonstrate at least a 25% reduction in gross receipts or revenue in either: 1) comparable quarters in 2019 and 2020; or 2) the 12-month calendar year 2019 and the 12-month calendar year 2020.
- Applicant must be in substantial compliance with applicable Federal, State, and local laws, rules and other legal requirements.
- Applicant must be current or in repayment on all Federal, State or City taxes (including delinquency repayment, prior to December 31, 2019).
- Applicant must not have received a grant from any of the following programs: (1) Shuttered Venues Operators Grant Program, or (2) Restaurant Revitalization Fund.
- Applicants must follow any additional, detailed application requirements outlined in the application which will be made available online at [www.nyc.gov/sbs](http://www.nyc.gov/sbs) or by directly contacting DSBS.
- Applicant must use the grant to mitigate economic hardships that occurred as a result of the COVID-19 pandemic by using the grant funds to offset operational expenses for the small business that is the basis for the applicant's eligibility for the grant. Examples of appropriate uses for a grant include the following costs: payroll and benefits, mortgage, rent, utilities, and other operating costs.

#### § 17-04: Selection Criteria.

- DSBS will use the following processes & documents to determine whether a business meets the eligibility criteria in § 17-03 of this chapter. The documentation types listed below are illustrative and not exhaustive.

CATEGORY	DOCUMENTATION TYPE
Applicant is a small business and has no more than 500 employees	Most recent tax return filed and signed Form 1120 -- Line 1(a) (Gross receipts or sales), or other comparable tax form; Most recent NY State Tax Form #45
Applicant operates an LMI small business	For businesses in LMI Census tract areas: business address
Applicant operates a business with a North American Industry Classification System (NAICS) code that begins with 71 (Arts, Entertainment, and Recreation) or 72 (Accommodation and Food Services)	Signed attestation

Applicant must demonstrate at least a 25% reduction in gross receipts or revenues	Tax forms, financial statements (P&L), bank statements
Applicant must be in substantial compliance with applicable Federal, State, and local laws, rules, and other legal requirements	Signed attestation
Applicant must be current or in repayment on all Federal, State or City taxes (incl. delinquency repayment, prior to December 31, 2019)	Signed attestation
Applicant did not receive a grant from any of the following programs: (1) Shuttered Venues Operator Grant Program, or (2) Restaurant Revitalization Fund	Signed attestation
Applicant intends to use grant funds to cover operating costs such as payroll, rent or utilities	Signed attestation

#### b) Funding Priority:

Funding will be released in rounds, with all eligible applicants funded in order of prioritization within each round. If there is insufficient funding available for all applicants in a given round, funding will be provided according to prioritization level and on a first-come, first-served basis within each prioritization level, based on the order in which applicants have submitted a complete application.

	First priority: LMI small businesses in any sector with up to \$1M in revenue*	Second priority: LMI small businesses in any sector with between \$1M - \$3M in revenue*	Third priority: LMI small businesses in any sector with more than \$3M+ in revenue*
	OR Non-LMI small businesses in the following sectors: Arts, Recreation, Entertainment, Food Service, or Accommodation with up to \$1M in revenue*	OR Non-LMI small businesses in the following sectors: Arts, Recreation, Entertainment, Food Service, or Accommodation with between \$1M-\$3M in revenue*	OR Non-LMI small businesses in the following sectors: Arts, Recreation, Entertainment, Food Service, or Accommodation with more than \$3M+ in revenue*
Round 1	1		
Round 2	1	2	
Round 3	1	2	3

\* In calendar year 2019

#### § 17-05: Award.

Once eligibility has been determined based on an applicant's ability to meet the requirements set forth in § 17-03, DSBS will provide a fixed grant amount of \$10,000 per eligible applicant, distributed to eligible businesses on the basis of the priorities listed in § 17-04 and subject to funding appropriations thereof.

#### § 17-06: Compliance.

Applicants must submit an application and comply with the terms and conditions set forth in the application. Should an applicant fail to comply with the terms and conditions set forth in the application, DSBS reserves the right to recover the full grant amount distributed to the applicant. The applicant must retain documentation sufficient to demonstrate that the grant was used in a manner consistent with the requirement in subdivision i of section 17-03 and must make such documentation available for inspection by DSBS upon request, consistent with applicable law.

#### FINDING OF SUBSTANTIAL NEED FOR EARLIER IMPLEMENTATION

I hereby find and represent to the Mayor that there is a substantial need for the implementation, immediately upon its final publication in the City Record, of the New York City Department of Small Business Services (“SBS”) rule creating a grant program to assist small businesses in New York City that were especially hard-hit by the COVID-19 pandemic.

These rules will implement a grant program designed to reach businesses disproportionately affected by the COVID-19 pandemic -- namely those in the Leisure and Hospitality sectors, and those located



in low to moderate income areas. In order to reach a large number of businesses, the grants will be set at \$10,000 each. The grants will be available to these aforementioned NYC small businesses that can also demonstrate at least a 25% decrease in revenue or gross receipts due to the pandemic. The purpose of the grant is to offset operational expenses in order to mitigate economic hardships caused by the COVID-19 pandemic; examples of appropriate uses for a grant include supporting payroll and benefits costs, costs to retain employees, mortgage, rent, or utilities costs, and other operating costs. Grants will not be available to businesses that have already received a grant from the Shuttered Venues Operators Grant Program, the Restaurant Revitalization Fund, or the New York State COVID-19 Pandemic Small Business Recovery Grant Program.

There is a substantial need for the early implementation of these rules because of the dire financial situation of these businesses. The businesses eligible for this grant program have already experienced at least a 25% decline in revenue. Lack of financial assistance may result in the closure of some of these businesses. Such closures would in turn lead to layoffs and have a negative impact on the City's economy. Hence, there is a significant need for the City to provide direct financial assistance to these businesses as quickly as possible.

Therefore, I find pursuant to section 1043(f)(1)(c) of the New York City Charter that there is a substantial need for its earlier implementation.

/s/  
Jonnel Doris, Commissioner  
New York City Department of Small Business Services

APPROVED: /s/  
Bill de Blasio  
Mayor

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## TRANSPORTATION

### ■ NOTICE

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

**What are we proposing?** This proposed rule would amend sections 4-04, 4-08, and 4-12 of the New York City Department of Transportation's (DOT) Traffic Rules contained in Chapter 4 of Title 34 of the Rules of the City of New York (RCNY) to authorize the removal of certain unattended bicycles, to require vehicles and bicycles to stop for pedestrians in crosswalks when traffic controls are not in place or in operation, and to add an exception to the prohibition on the obstruction of New York State license plates for certain receiver-transmitters issued by a publicly owned tolling facility. Additionally, this proposed rule would repeal Chapter 8 of Title 34 of the RCNY, which contains obsolete provisions regulating the operation of the Employee Commute Options Program.

**When and where is the hearing?** DOT will hold a public hearing on the proposed rule online. Members of the public may access and participate in this hearing online or by telephone. The public hearing will take place on October 19, 2021 at 10:00 A.M.

#### Join through Internet:

- To join the hearing via your browser, either click on the following URL link or copy and paste it into your browser's address bar.

#### Join Zoom Meeting

<https://zoom.us/j/94075081501?pwd=dHh0ZlJ3RFpkSm1Jem1PbGNyRG05dz09>

Meeting ID: 940 7508 1501

Passcode: 290282

- Then follow the prompts.
- If you have low bandwidth or inconsistent Internet connection, we suggest you use the phone option below for the hearing.

#### Join via phone only:

To join the meeting only by phone, use the following information to connect:

Phone: 1-929-205-6099 or 1-646-518-9805

Access code: 94075081501

Password: 290282

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

- Website.** You can submit comments to DOT through the NYC rules website at <http://rules.cityofnewyork.us>.
- Email.** You can email comments to [rules@dot.nyc.gov](mailto:rules@dot.nyc.gov).
- Mail.** You can mail comments to Sean Quinn, Assistant Commissioner Street Improvement Projects, New York City Department of Transportation, Office of the General Counsel, 55 Water Street, 6<sup>th</sup> Floor, New York, NY 10041.

- Fax.** You can fax comments to Sean Quinn at 212-839-7188.
- 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 emailing [rules@dot.nyc.gov](mailto:rules@dot.nyc.gov) by October 18, 2021 and including your name and affiliation. While you will be given an opportunity during the hearing to indicate that you would like to provide comments, we prefer that you sign up in advance. You can speak for up to three minutes.

**Is there a deadline to submit written comments?** The deadline for written comments is 5pm on October 19, 2021.

**Do you need assistance to participate in the hearing?** You must tell the DOT Office of the General Counsel if you need a reasonable accommodation of a disability during the hearing. You must tell us if you need a sign language interpreter. You can tell us by e-mailing at [rules@dot.nyc.gov](mailto:rules@dot.nyc.gov) or calling 212-839-6500. If you wish to receive a reasonable accommodation, you must do so by October 12, 2021.

**Can I review the comments made on the proposed rules?** You can review the comments made online on the proposed rules by going to the website at <http://rules.cityofnewyork.us/>. A few days after the hearing, a transcript or audio file of the hearing and copies of the written comments are available by submitting a request by email at [rules@dot.nyc.gov](mailto:rules@dot.nyc.gov).

**What authorizes DOT to make this rule?** Section 2903(a) of the New York City Charter (City Charter) authorizes DOT to make this proposed rule. This proposed rule was included in DOT's regulatory agenda for fiscal year 2022, with the exception of the proposed amendment to 34 RCNY § 4-08, which was not anticipated at the time such regulatory agenda was published.

**Where can I find DOT's rules?** DOT's rules are in Title 34 of the RCNY.

**What rules govern the rulemaking process?** DOT 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 Commissioner of the New York City Department of Transportation (DOT) is authorized to promulgate rule provisions regarding parking and traffic operations in the City pursuant to Section 2903(a) of the New York City Charter. The rule provisions that DOT is seeking to amend are contained within Chapter 4 and Chapter 8 of Title 34 of the Rules of the City of New York.

The proposed amendments would be as follows:

- Section 4-04(b)(1) would be amended to require operators of vehicles and operators of bicycles to stop for pedestrians in crosswalks when traffic controls are not in place or not in operation, rather than yield, in order to enhance pedestrian safety. This rule amendment would further clarify that this provision applies to vehicles and operators of bicycles in any lane of travel, and that such vehicles and bicycles must stop and remain stopped for a pedestrian in crosswalk until such pedestrian crosses a roadway.
- Section 4-08(j)(2) would be amended to include an exception to the prohibition on obstructions of a license plate to authorize the placing a receiver-transmitter on a license plate in order to conform to the New York State Vehicle and Traffic Law.
- Section 4-12(p)(7) would be added to prohibit persons, their agents or their employees from leaving any bicycle unattended, whether or not owned by such person, in any City-owned bike-rack within the jurisdiction of DOT in excess of seven consecutive days in order to keep bicycle racks available to all users. This provision would also clarify that a bicycle left unattended in any City-owned bike-rack within the jurisdiction of DOT in excess of seven consecutive days following the date on which notice of removal was affixed to such bicycle will be removed by DOT, the Police Department, or any other agency delegated by DOT. This provision would not limit the city's ability to immediately remove any bicycle or take any other agency action if the presence of the bicycle creates a dangerous condition by restricting traffic.
- This rule would repeal Chapter 8 of Title 34 of the City's rules, relating to the employee commute options program. The State rules outlining the operation of the program were repealed. Those State rules were previously codified in Part 38 of Title 17 of the New York Codes, Rules and Regulations.

New material is underlined.

[Deleted material is in brackets.]

**Section 1. Paragraph (1) of Subdivision (b) of Section 4-04 of Chapter 4 of Title 34 of the Rules of the City of New York is amended to read as follows:**

(1) Operators to [yield to] stop for pedestrians in crosswalk. When traffic control signals or pedestrian control signals are not in place or not in operation, [the] any operator of a vehicle [shall yield the right of way to] or operator of a bicycle must stop for a pedestrian crossing a



roadway within a crosswalk [when the pedestrian is in the path of the vehicle or is approaching so closely thereto as to be in danger]. Such operators of vehicles and operators of bicycles in any lane of travel must stop and remain stopped for a pedestrian in crosswalk until such pedestrian crosses a roadway.

**§ 2. Paragraph (2) of Subdivision (j) of Section 4-08 of Chapter 4 of Title 34 of the Rules of the City of New York is amended to read as follows:**

(2) Valid plates must be properly displayed. No person shall stand or park a vehicle required to bear a license plate unless [it] such vehicle properly displays the current plate or plates issued to it. For the purposes of this paragraph (j)(2), New York plates shall not be deemed properly displayed unless they are conspicuously displayed, one on the front and one on the rear of the vehicle, each securely fastened so as to prevent the same from swinging and placed, whenever reasonably possible, not higher than 48 inches and not lower than 12 inches from the ground, and they are kept clean and in a condition so as to be readable and shall not be covered by glass or any plastic material, and the view thereof shall not be obstructed by any part of the vehicle or by anything carried thereon, except for a receiver-transmitter issued by a publicly owned tolling facility in connection with electronic toll collection when such receiver-transmitter is affixed to the exterior of a vehicle in accordance with mounting instructions provided by the tolling facility. New York dealer or transporter plates issued pursuant to § 415 of the Vehicle and Traffic Law shall be deemed properly displayed if the one plate issued is placed on the rear of the vehicle as described above. New York motorcycle plates and plates from other states shall be deemed properly displayed if at least one plate is fastened on the rear of the vehicle.

**§ 3. Subdivision (p) of Section 4-12 of Chapter 4 of Title 34 of the Rules of the City of New York is amended by adding a new paragraph (7) to read as follows:**

(7) No person or such person's agent or employee shall leave unattended, or permit to be left unattended, any bicycle, whether or not owned by such person, in any city owned bike-rack within the jurisdiction of the department of transportation in excess of seven consecutive days. A notice may be affixed to any unattended bicycle advising that the bicycle must be removed within seven days from the date of the notice. This notice shall also state that the failure to remove the unattended bicycle within the designated time period will result in the removal of the unattended bicycle by the department of transportation, the police department, or any other agency delegated by the department of transportation. Nothing in this section shall preclude the immediate removal of any bicycle or the taking of any other action by any agency if the presence of such bicycle creates a dangerous condition by restricting vehicular or pedestrian traffic.

**§ 4. Chapter 8 of Title 34 of the Rules of the City of New York, relating to the Employee Commute Options Program, is REPEALED.**

NEW YORK CITY LAW DEPARTMENT  
DIVISION OF LEGAL COUNSEL  
100 CHURCH STREET  
NEW YORK, NY 10007  
212-356-4028

## CERTIFICATION PURSUANT TO CHARTER §1043(d)

**RULE TITLE:** Amendment of Traffic Rules

**REFERENCE NUMBER:** 2020 RG 090

**RULEMAKING AGENCY:** Department of Transportation

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

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

/s/ STEVEN GOULDEN  
Acting Corporation Counsel

Date: August 11, 2021

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

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

**RULE TITLE** Amendment of Traffic Rules

**REFERENCE NUMBER:** DOT-58

**RULEMAKING AGENCY:** Department of Transportation

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

- (i) Is understandable and written in plain language for the discrete regulated community or communities;
- (ii) Minimizes compliance costs for the discrete regulated community or communities consistent with achieving the stated purpose of the rule; and
- (iii) Cure periods are not provided for traffic violations.

/s/ Francisco Navarro  
Mayor's Office of Operations

August 11, 2021  
Date

Accessibility questions: 212-839-6500, by: Tuesday, October 12, 2021, 5:00 P.M.



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## SPECIAL MATERIALS

## CITYWIDE ADMINISTRATIVE SERVICES

### ■ NOTICE

### OFFICIAL FUEL PRICE (\$) SCHEDULE NO. 8824 FUEL OIL AND KEROSENE

CONTR. NO.	ITEM NO.	FUEL/OIL TYPE	DELIVERY	VENDOR	CHANGE (\$)	PRICE (\$) EFF. 9/13/2021
4087216	1.3	#2DULS	CITYWIDE BY TW	SPRAGUE	-.0096 GAL.	2.3440 GAL.
4087216	2.3	#2DULS	PICK-UP	SPRAGUE	-.0096 GAL.	2.2393 GAL.
4087216	3.3	#2DULS Winterized	CITYWIDE BY TW	SPRAGUE	-.0096 GAL.	2.5423 GAL.
4087216	4.3	#2DULS Winterized	PICK-UP	SPRAGUE	-.0096 GAL.	2.4375 GAL.
4087216	5.3	#1DULS	CITYWIDE BY TW	SPRAGUE	-.0099 GAL.	2.6582 GAL.
4087216	6.3	#1DULS	PICK-UP	SPRAGUE	-.0099 GAL.	2.5534 GAL.

4087216	7.3	#2DULS	>=80%	CITYWIDE BY TW	SPRAGUE	-.0096 GAL.	2.3718 GAL.
4087216	8.3	#2DULS	Winterized	CITYWIDE BY TW	SPRAGUE	-.0096 GAL.	2.6628 GAL.
4087216	9.3	B100	B100<=20%	CITYWIDE BY TW	SPRAGUE	-.0132 GAL.	4.1213 GAL.
4087216	10.3	#2DULS	>=80%	PICK-UP	SPRAGUE	-.0096 GAL.	2.2670 GAL.
4087216	11.3	#2DULS	Winterized	PICK-UP	SPRAGUE	-.0096 GAL.	2.5580 GAL.
4087216	12.3	B100	B100<=20%	PICK-UP	SPRAGUE	-.0131 GAL.	4.0165 GAL.
4087216	13.3	#1DULS	>=80%	CITYWIDE BY TW	SPRAGUE	-.0099 GAL.	2.6678 GAL.
4087216	14.3	B100	B100<=20%	CITYWIDE BY TW	SPRAGUE	-.0131 GAL.	4.1302 GAL.
4087216	15.3	#1DULS	>=80%	PICK-UP	SPRAGUE	-.0099 GAL.	2.5630 GAL.
4087216	16.3	B100	B100<=20%	PICK-UP	SPRAGUE	-.0132 GAL.	4.0254 GAL.
4087216	17.3	#2DULS		BARGE MTF III & ST. WI	SPRAGUE	-.0096 GAL.	2.3046 GAL.
20225400107	3.0	#2DULSB50		STATEN ISLAND	SPRAGUE	-.0114 GAL.	2.9749 GAL.
3687192	1.0	Jet		FLOYD BENNETT	SPRAGUE	-.0049 GAL.	2.8179 GAL.
3587289	2.0	#4B5		MANHATTAN	UNITED METRO	-.0028 GAL.	2.4376 GAL.
3587289	5.0	#4B5		BRONX	UNITED METRO	-.0028 GAL.	2.4364 GAL.
3587289	8.0	#4B5		BROOKLYN	UNITED METRO	-.0028 GAL.	2.4306 GAL.
3587289	11.0	#4B5		QUEENS	UNITED METRO	-.0028 GAL.	2.4359 GAL.
3587289	14.0	#4B5		RICHMOND	UNITED METRO	-.0028 GAL.	2.5213 GAL.
4187014	1.0	#2B5		MANHATTAN	SPRAGUE	-.0098 GAL.	2.4945 GAL.
4187014	3.0	#2B5		BRONX	SPRAGUE	-.0098 GAL.	2.4465 GAL.
4187014	5.0	#2B5		BROOKLYN	SPRAGUE	-.0098 GAL.	2.4595 GAL.
4187014	7.0	#2B5		QUEENS	SPRAGUE	-.0098 GAL.	2.4675 GAL.
4187014	9.0	#2B5		STATEN ISLAND	SPRAGUE	-.0098 GAL.	2.5465 GAL.
4187014	11.0	#2B10		CITYWIDE BY TW	SPRAGUE	-.0100 GAL.	2.5530 GAL.
4187014	12.0	#2B20		CITYWIDE BY TW	SPRAGUE	-.0103 GAL.	2.7242 GAL.
4187015	2.0(H)	#2B5		MANHATTAN, (RACK PICK-UP)	APPROVED OIL COMPANY	-.0098 GAL.	2.2598 GAL.
4187015	4.0(I)	#2B5		BRONX, (RACK PICK-UP)	APPROVED OIL COMPANY	-.0098 GAL.	2.2598 GAL.
4187015	6.0(L)	#2B5		BROOKLYN, (RACK PICK-UP)	APPROVED OIL COMPANY	-.0098 GAL.	2.2598 GAL.
4187015	8.0(M)	#2B5		QUEENS, (RACK PICK-UP)	APPROVED OIL COMPANY	-.0098 GAL.	2.2598 GAL.
4187015	10.0(N)	#2B5		STATEN ISLAND, (RACK PICK-UP)	APPROVED OIL COMPANY	-.0098 GAL.	2.2598 GAL.
4087216	#2DULSB5	95% ITEM 7.3 & 5% ITEM 9.3		CITYWIDE BY TW	SPRAGUE	-.0098 GAL.	2.4593 GAL.(A)
4087216	#2DULSB10	90% ITEM 7.3 & 10% ITEM 9.3		CITYWIDE BY TW	SPRAGUE	-.0100 GAL.	2.5468 GAL.(B)
4087216	#2DULSB20	80% ITEM 7.3 & 20% ITEM 9.3		CITYWIDE BY TW	SPRAGUE	-.0103 GAL.	2.7217 GAL.(C)
4087216	#2DULSB5	95% ITEM 10.3 & 5% ITEM 12.3		PICK-UP	SPRAGUE	-.0098 GAL.	2.3545 GAL.(D)
4087216	#2DULSB10	90% ITEM 10.3 & 10% ITEM 12.3		PICK-UP	SPRAGUE	-.0100 GAL.	2.4420 GAL.(E)
4087216	#2DULSB20	80% ITEM 10.3 & 20% ITEM 12.3		PICK-UP	SPRAGUE	-.0103 GAL.	2.6169 GAL.(F)
4087216	#1DULSB20	80% ITEM 13.3 & 20% ITEM 14.3		CITYWIDE BY TW	SPRAGUE	-.0105 GAL.	2.9603 GAL.
4087216	#1DULSB20	80% ITEM 15.3 & 20% ITEM 16.3		PICK-UP	SPRAGUE	-.0105 GAL.	2.8555 GAL.

**OFFICIAL FUEL PRICE (\$) SCHEDULE NO. 8825  
FUEL OIL, PRIME AND START**

CONTR. NO.	ITEM NO.	FUEL/OIL TYPE	DELIVERY	VENDOR	CHANGE (\$)	PRICE (\$) EFF. 9/13/2021
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**OFFICIAL FUEL PRICE (\$) SCHEDULE NO. 8826  
FUEL OIL AND REPAIRS**

CONTR. NO.	ITEM NO.	FUEL/OIL TYPE	DELIVERY	VENDOR	CHANGE (\$)	PRICE (\$) EFF. 9/13/2021
20211200451		#2B5	All Boroughs (Pickup under delivery)	APPROVED OIL	-.0098 GAL	2.6739 GAL.(J)
20211200451		#4B5	All Boroughs (Pickup under delivery)	APPROVED OIL	-.0028 GAL	2.5709 GAL.(K)

**OFFICIAL FUEL PRICE (\$) SCHEDULE NO. 8827  
GASOLINE**

CONTR. NO.	ITEM NO.	FUEL/OIL TYPE	DELIVERY	VENDOR	CHANGE (\$)	PRICE (\$) EFF. 9/13/2021
3787120	1.0	Reg UL	CITYWIDE BY TW	GLOBAL MONTELLO	-.0069 GAL	2.4198 GAL.
3787120	2.0	Prem UL	CITYWIDE BY TW	GLOBAL MONTELLO	.0126 GAL	2.6020 GAL.
3787120	3.0	Reg UL	PICK-UP	GLOBAL MONTELLO	-.0069 GAL	2.3548 GAL.
3787120	4.0	Prem UL	PICK-UP	GLOBAL MONTELLO	.0126 GAL	2.5370 GAL.
3787121	5.0	E85 (Summer)	CITYWIDE BY DELIVERY	UNITED METRO	.2147 GAL	2.9377 GAL.(G)

**NOTE:**

- (A), (B) and (C) Contract 4087216, item 7.3 replaced item 8.3 (Winter Version) effective April 1, 2021.
- As of February 9, 2018, the Bio-Diesel Blender Tax Credit was retroactively reinstated for calendar year 2017. Should the tax credit be further extended, contractors will resume deducting the tax credit as a separate line item on invoices.
- Federal excise taxes are imposed on taxable fuels, (i.e., gasoline, kerosene, and diesel), when removed from a taxable fuel terminal. This fuel excise tax does not include Leaking Underground Storage Tank (LUST) tax. LUST tax applies to motor fuels for both diesel and gasoline invoices. Going forward, LUST Tax will appear as an additional fee at the rate of \$0.001 per gallon and will be shown as a separate line item on your invoice.
- The National Oil Heat Research Alliance (NORA) has been extended until February 6, 2029. A related assessment of \$.002 per gallon has been added to the posted weekly fuel prices and will appear as a separate line item on invoices. This fee applies to heating oil only and since 2015 has included #4 heating oil. All other terms and conditions remain unchanged.
- Contract #4087216, effective June 1, 2020, replaces former items (1.2-17.2) on Contract #3987206.

6. Due to RIN price adjustments Biomass-based Diesel (2020) is replaced by Biomass-based Diesel (2021) commencing 1/1/2021.
7. Metro Environmental Services, LLC Requirement Contract #: 20201201516/4087084 for Fuel Site Maintenance Services, Citywide has been registered and Contract is available on DCAS / OCP's "Requirements Contract" website for Citywide use as of January 27, 2020. Link to Fuel Site Maintenance Services, Citywide contract via OCP website: <https://mspwv-w-dcsocp.dcas.nycnet/nycprocurement/dmss/asp/RCDetails.asp?vContract=20201201516>.
8. **(D), (E) and (F) Contract 4087216, item 10.3 replaced item 11.3 (Winter Version) effective April 1, 2021.**
9. **(G) Contract 3787121, item 5.0 replaced item 6.0 (Winter Blend) effective April 1, 2021.**
10. NYC Agencies are reminded to fill their fuel tanks as the end of the fiscal year approaches (June 30th).
11. **(J) and (K) Effective October 1, 2020 contract #20211200451 PICKUP (ALL BOROUGHES) under DELIVERY by Approved Oil.**
12. **(H), (I), (L), (M) and (N) Items 2.0 (Manhattan), 4.0(Bronx), 6.0(Brooklyn), 8.0(Queens) and 10.0(Staten Island) are for RACK PICKUP ONLY.**
13. **NYC Agencies are reminded to begin preparing Purchase Orders for the New Fiscal Year (FY'22) as the end of the current fiscal year approaches (June 30th) where need and encouraged to continue utilizing Direct Order system for your fuel ordering, where it's in place.**

#### REMINDER FOR ALL AGENCIES:

All entities utilizing DCAS fuel contracts are reminded to pay their invoices **on time** to avoid interruption of service. Please send inspection copy of receiving report for all gasoline (E70, UL & PREM) delivered by tank wagon to OCP/Bureau of Quality Assurance (BQA), 1 Centre Street, 18th Floor, New York, NY 10007.

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## COMPTROLLER

### ■ NOTICE

**NOTICE OF ADVANCE PAYMENT OF AWARDS PURSUANT TO THE STATUTES IN SUCH** cases made and provided, notice is hereby given that the Comptroller of the City of New York, will be ready to pay, at 1 Centre Street, Room 629, New York, NY 10007 on **9/22/2021**, to the person or persons legally entitled an amount as certified, to the Comptroller by the Corporation Counsel on damage parcels, as follows:

Damage Parcel No.	Block	Lot
17A-3, 17A-4, 17A-5, 17A-6, 17A-7, 17A-8, 17A-9, 17A-10, 17A-11	ADJACENT TO 6146	ADJACENT TO 160, 166, 172, 183, 185, 186, 187, 188, 191

Acquired in the proceeding entitled: WEST CASTOR PLACE subject to any liens and encumbrances of record on such property. The amount advanced shall cease to bear interest on the specified date above.

Scott M. Stringer  
Comptroller

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## HOUSING PRESERVATION AND DEVELOPMENT

### ■ NOTICE

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

Notice Date: September 14, 2021

To: **Occupants, Former Occupants, and Other Interested Parties**

Property: Address	Application #	Inquiry Period
169 Quincy Street, Brooklyn	60/2021	August 19, 2018 to Present
611 West 112 <sup>th</sup> Street, Manhattan	61/2021	August 19, 2018 to Present
337 West 84 <sup>th</sup> Street, Manhattan	71/2021	September 1, 2018 to Present
43 Monroe Street, Brooklyn	74/2021	September 1, 2018 to Present

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, the owner must obtain a "Certification of No Harassment" from the Department of Housing Preservation and Development ("HPD") stating that there has not been harassment of the building's lawful occupants

during a specified time period. Harassment is conduct by an owner that is intended to cause, or does cause, residents to leave or otherwise surrender any of their legal occupancy rights. It can include, but is not limited to, failure to provide essential services (such as heat, water, gas, or electricity), 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, 6<sup>th</sup> Floor, New York, NY 10038**, by letter postmarked not later than 30 days from the date of this notice or by an in-person statement made within the same period. To schedule an appointment for an in-person statement, please call **(212) 863-5277 or (212) 863-8211**.

**For the decision on the Certification of No Harassment Final Determination please visit our website at [www.hpd.nyc.gov](http://www.hpd.nyc.gov) or call 212-863-8266.**

#### PETICIÓN DE COMENTARIO SOBRE UNA SOLICITUD PARA UN CERTIFICACIÓN DE NO ACOSO

Fecha de notificación: September 14, 2021

Para: **Inquilinos, Inquilinos Anteriores, y Otras Personas Interesadas**

Propiedad: Dirección:	Solicitud #:	Período de consulta:
169 Quincy Street, Brooklyn	60/2021	August 19, 2018 to Present
611 West 112 <sup>th</sup> Street, Manhattan	61/2021	August 19, 2018 to Present
337 West 84 <sup>th</sup> Street, Manhattan	71/2021	September 1, 2018 to Present
43 Monroe Street, Brooklyn	74/2021	September 1, 2018 to Present

Autoridad: **SRO, Código Administrativo §27-2093**

Antes de que el Departamento de Edificios pueda conceder un permiso para la alteración o demolición de una vivienda múltiple de ocupación de cuartos individuales, el propietario debe obtener una "Certificación de No Acoso" del Departamento de Preservación y Desarrollo de la Vivienda ("HPD") que indique que tiene no haber sido hostigado a los ocupantes legales del edificio durante un período de tiempo especificado. El acoso es una conducta por parte de un dueño de edificio que pretende causar, o causa, que los residentes se vayan o renuncien a cualquiera de sus derechos legales de ocupación. Puede incluir, entre otros, no proporcionar servicios esenciales (como calefacción, agua, gas o electricidad), bloquear ilegalmente a los residentes del edificio, iniciar demandas frívolas y utilizar amenazas o fuerza física.

El dueño del edificio identificado anteriormente ha solicitado una Certificación de No Acoso. Si tiene algún comentario o evidencia de acoso en este edificio, notifique a HPD al **CONH Unit, 100 Gold Street, 6<sup>th</sup> Floor, New York, NY 10038** por carta con matasellos no mas tarde que **30 días** después de la fecha de este aviso o por una declaración en persona realizada dentro del mismo período. Para hacer una cita para una declaración en persona, llame al **(212) 863-5277 o (212) 863-8211**.

Para conocer la decisión final sobre la Certificación de No Acoso, visite nuestra pagina web en [www.hpd.nyc.gov](http://www.hpd.nyc.gov) o llame al 212-863-8266.

s14-22

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

**Notice Date:** September 14, 2021

**To:** Occupants, Former Occupants, and Other Interested Parties

Property: Address	Application #	Inquiry Period
85 North 6 <sup>th</sup> Street, Brooklyn	73/2021	October 4, 2004 to Present

**Authority:** Greenpoint-Williamsburg Anti-Harassment Area, Zoning Resolution §§23-013, 93-90

Before the Department of Buildings can issue a permit for the alteration or demolition of a multiple dwelling in certain areas designated in the Zoning Resolution, the owner must obtain a "Certification of No Harassment" from the Department of Housing Preservation and Development ("HPD") stating that there has not been harassment of the building's lawful occupants during a specified time period. Harassment is conduct by an owner that is intended to cause, or does cause, residents to leave or otherwise surrender any of their legal occupancy rights. It can include, but is not limited to, failure to provide essential services (such as heat, water, gas, or electricity), 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, 6<sup>th</sup> Floor, New York, NY 10038**, by letter postmarked not later than 30 days from the date of this notice or by an in-person statement made within the same period. To schedule an appointment for an in-person statement, please call (212) 863-5277 or (212) 863-8211.

**For the decision on the Certification of No Harassment Final Determination please visit our website at [www.hpd.nyc.gov](http://www.hpd.nyc.gov) or call 212-863-8266.**

**PETICIÓN DE COMENTARIO  
SOBRE UNA SOLICITUD PARA UN  
CERTIFICACIÓN DE NO ACOSO**

**Fecha de notificación:** September 14, 2021

**Para:** Inquilinos, Inquilinos Anteriores, y Otras Personas Interesadas

Propiedad: Dirección:	Solicitud #:	Período de consulta:
85 North 6 <sup>th</sup> Street, Brooklyn	73/2021	October 4, 2004 to Present

**Autoridad:** Greenpoint-Williamsburg Anti-Harassment Area, Código Administrativo Zoning Resolution §§23-013, 93-90

Antes de que el Departamento de Edificios pueda conceder un permiso para la alteración o demolición de una vivienda múltiple de ocupación de cuartos individuales, el propietario debe obtener una "Certificación de No Acoso" del Departamento de Preservación y Desarrollo de la Vivienda ("HPD") que indique que tiene no haber sido hostigado a los ocupantes legales del edificio durante un periodo de tiempo especificado. El acoso es una conducta por parte de un dueño de edificio que pretende causar, o causa, que los residentes se vayan o renuncien a cualquiera de sus derechos legales de ocupación. Puede incluir, entre otros, no proporcionar servicios esenciales (como calefacción, agua, gas o electricidad), bloquear ilegalmente a los residentes del edificio, iniciar demandas frívolas y utilizar amenazas o fuerza física.

El dueño del edificio identificado anteriormente ha solicitado una Certificación de No Acoso. Si tiene algún comentario o evidencia de acoso en este edificio, notifique a HPD al **CONH Unit, 100 Gold Street, 6<sup>th</sup> Floor, New York, NY 10038** por carta con matasellos no mas tarde que 30 días después de la fecha de este aviso o por una declaración en persona realizada dentro del mismo periodo. Para hacer una cita para una declaración en persona, llame al (212) 863-5277 o (212) 863-8211.

Para conocer la decisión final sobre la Certificación de No Acoso, visite nuestra pagina web en [www.hpd.nyc.gov](http://www.hpd.nyc.gov) o llame al 212-863-8266.

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**REQUEST FOR COMMENT  
REGARDING AN APPLICATION FOR A  
CERTIFICATION OF NO HARASSMENT  
PILOT PROGRAM**

**Notice Date:** September 14, 2021

**To:** Occupants, Former Occupants, and Other Interested Parties

Property: Address	Application #	Inquiry Period
296 Schaefer Street, Brooklyn	75/2021	September 1, 2018 to Present

**Authority:** Pilot Program Administrative Code §27-2093.1, §28-505.3

Before the Department of Buildings can issue a permit for the alteration or demolition of a multiple dwelling on the Certification of No Harassment Pilot Program building list, the owner must obtain a "Certification of No Harassment" from the Department of Housing Preservation and Development ("HPD") stating that there has not been harassment of the building's lawful occupants during a specified time period. Harassment is conduct by an owner that is intended to cause, or does cause, residents to leave or otherwise surrender any of their legal occupancy rights. It can include, but is not limited to, failure to provide essential services (such as heat, water, gas, or electricity), 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, 6<sup>th</sup> Floor, New York, NY 10038**, by letter postmarked not later than 45 days from the date of this notice or by an in-person statement made within the same period. To schedule an appointment for an in-person statement, please call (212) 863-5277 or (212) 863-8211.

**For the decision on the Certification of No Harassment Final Determination please visit our website at [www.hpd.nyc.gov](http://www.hpd.nyc.gov) or call 212-863-8266.**

**PETICIÓN DE COMENTARIO  
SOBRE UNA SOLICITUD PARA UN  
CERTIFICACIÓN DE NO ACOSO  
PROGRAMA PILOTO**

**Fecha de notificación:** September 14, 2021

**Para:** Inquilinos, Inquilinos Anteriores, y Otras Personas Interesadas

Propiedad: Dirección:	Solicitud #:	Período de consulta:
296 Schaefer Street, Brooklyn	75/2021	September 1, 2018 to Present

**Autoridad:** PILOT, Código Administrativo §27-2093.1, §28-505.3

Antes de que el Departamento de Edificios pueda conceder un permiso para la alteración o demolición de una vivienda múltiple de ocupación de cuartos individuales, el propietario debe obtener una "Certificación de No Acoso" del Departamento de Preservación y Desarrollo de la Vivienda ("HPD") que indique que tiene no haber sido hostigado a los ocupantes legales del edificio durante un periodo de tiempo especificado. El acoso es una conducta por parte de un dueño de edificio que pretende causar, o causa, que los residentes se vayan o renuncien a cualquiera de sus derechos legales de ocupación. Puede incluir, entre otros, no proporcionar servicios esenciales (como calefacción, agua, gas o electricidad), bloquear ilegalmente a los residentes del edificio, iniciar demandas frívolas y utilizar amenazas o fuerza física.

El dueño del edificio identificado anteriormente ha solicitado una Certificación de No Acoso. Si tiene algún comentario o evidencia de acoso en este edificio, notifique a HPD al **CONH Unit, 100 Gold Street, 6<sup>th</sup> Floor, New York, NY 10038** por carta con matasellos no mas tarde que 45 días después de la fecha de este aviso o por una declaración en persona realizada dentro del mismo periodo. Para hacer una cita para una declaración en persona, llame al (212) 863-5277 o (212) 863-8211.

Para conocer la decisión final sobre la Certificación de No Acoso, visite nuestra pagina web en [www.hpd.nyc.gov](http://www.hpd.nyc.gov) o llame al 212-863-8266.

s14-22

## MAYOR'S OFFICE OF CONTRACT SERVICES

### ■ NOTICE

#### Notice of Intent to Issue New Solicitation(s) Not Included in FY 2022 Annual Contracting Plan and Schedule

**NOTICE IS HEREBY GIVEN** that the Mayor will be issuing the following solicitation(s) not included in the FY 2022 Annual Contracting Plan and Schedule that is published, pursuant to New York City Charter § 312(a):

Agency: Administration for Children's Services

Description of services sought: Landscaping Services

Start date of the proposed contract: 2/28/2023

End date of the proposed contract: 2/27/2026

Method of solicitation the agency intends to utilize: Competitive Sealed Bid

Personnel in substantially similar titles within agency: None

Headcount of personnel in substantially similar titles within agency: 0

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## CHANGES IN PERSONNEL

#### DEPARTMENT OF EDUCATION ADMIN FOR PERIOD ENDING 07/09/21

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE	AGENCY
SINCLAIR	STELLA A	51221	\$66.5500	APPOINTED	NO	06/28/21	740
SINGER	LISA	50910	\$60.1100	APPOINTED	YES	06/28/21	740
SINGH	CHRISTIN	51221	\$65.4200	APPOINTED	NO	06/28/21	740
SINGH	RAYE	50910	\$62.6000	APPOINTED	YES	06/28/21	740
SINHA	SANDHYA K	51222	\$66.9300	APPOINTED	NO	06/28/21	740
SIPPY	SUJEETA	5124A	\$75.5200	APPOINTED	NO	06/28/21	740
SIRAGUSA	MARY	50910	\$62.6000	APPOINTED	YES	06/28/21	740
SISON	SHERYL A P	51222	\$66.9300	APPOINTED	NO	06/28/21	740
SITARAM	SHERIZA	51221	\$66.9300	APPOINTED	NO	06/28/21	740
SIU	LIZA	51221	\$66.9300	APPOINTED	NO	06/28/21	740
SKAFIDAS	NICOLAS M	51221	\$66.9300	APPOINTED	NO	06/28/21	740
SKLAR	AMY	51221	\$66.9300	APPOINTED	NO	06/28/21	740
SKLAR	CHAVA	51221	\$66.1700	INCREASE	NO	06/28/21	740
SLANSKY	MIRI	51221	\$66.9300	APPOINTED	NO	06/28/21	740
SMALLER	JEFFREY	51222	\$66.9300	APPOINTED	NO	06/28/21	740
SMART	HEATHER C	51222	\$66.9300	APPOINTED	NO	06/28/21	740
SMARTT	TYRONE A	51221	\$66.9300	APPOINTED	NO	06/28/21	740
SMITH	DAVIOT	50910	\$62.6000	APPOINTED	YES	06/28/21	740
SMITH	KAREN	50910	\$60.5500	APPOINTED	YES	06/28/21	740
SMITH	KYLE M	51221	\$66.5500	APPOINTED	NO	06/28/21	740
SMITH	MARLENE E	51221	\$66.9300	APPOINTED	NO	06/28/21	740
SMITH	MICHELLE M	50910	\$62.6000	APPOINTED	YES	06/28/21	740
SMITH	ROSEMARY	51221	\$66.9300	APPOINTED	NO	06/28/21	740
SMITH	TAMARA	51221	\$66.5500	APPOINTED	NO	06/28/21	740
SMITH	TAMEKA M	51221	\$66.9300	APPOINTED	NO	06/28/21	740
SMITH	THERESA	51221	\$66.9300	APPOINTED	NO	06/28/21	740
SMITH	TONIANN	51221	\$66.5500	APPOINTED	NO	06/28/21	740
SMITH JACKSON	JUDITH S	50910	\$62.6000	APPOINTED	YES	06/28/21	740
SMITH RATTRAY	NATALEE E	51221	\$66.1700	APPOINTED	NO	06/28/21	740
SMOLANSKY	RUSSELL	51221	\$66.9300	APPOINTED	NO	06/28/21	740
SNAGG	WENDY AN E	50910	\$62.6000	APPOINTED	YES	06/28/21	740
SNITKOFF	RENEE	51221	\$66.9300	APPOINTED	NO	06/28/21	740
SNYDER	JUDY A	51222	\$66.9300	APPOINTED	NO	06/28/21	740
SOBERS	SUZETTE R	50910	\$62.6000	APPOINTED	YES	06/28/21	740
SOBERS PAWL	DAWN	51221	\$66.9300	APPOINTED	NO	06/28/21	740
SOCCI	ELLEN	51221	\$66.9300	APPOINTED	NO	06/28/21	740
SOCCI	MEGAN A	51221	\$66.9300	APPOINTED	NO	06/28/21	740
SOIN	SAPNA	51221	\$66.5500	APPOINTED	NO	06/28/21	740
SOKKER	RANIA	51222	\$66.5500	APPOINTED	YES	06/28/21	740
SOLANO	ISABEL	51221	\$66.9300	APPOINTED	NO	06/28/21	740
SOLER	ANN-ALIS	51221	\$65.4200	APPOINTED	NO	06/28/21	740
SOLIMAN	SHERIN	51222	\$66.5500	APPOINTED	NO	06/28/21	740
SOLOMON	MARGO E	50910	\$62.6000	APPOINTED	YES	06/28/21	740
SOLOVIOVA	JULIE E	51221	\$66.1700	APPOINTED	NO	06/28/21	740
SOMERVILLE	DARIA L	51221	\$66.9300	APPOINTED	NO	06/28/21	740
SONG	MIJUNG J	5124A	\$75.5200	APPOINTED	NO	06/28/21	740
SONI	STEPHANI L	51221	\$66.5500	APPOINTED	NO	06/28/21	740
Sonnenblick	ALLISON	51221	\$63.2800	APPOINTED	YES	06/28/21	740
SOOKRAM	SHIRELLE	50910	\$61.2100	APPOINTED	YES	06/28/21	740
SOPHOCLEOUS	LENIA	51222	\$66.9300	APPOINTED	NO	06/28/21	740
SORIN	ALANA	51222	\$66.5500	APPOINTED	NO	06/28/21	740

#### DEPARTMENT OF EDUCATION ADMIN FOR PERIOD ENDING 07/09/21

NAME	TITLE	NUM	SALARY	ACTION	PROV	EFF DATE	AGENCY
SOTO	JACQUELI	51221	\$66.5500	APPOINTED	NO	06/28/21	740
SOUTH	LAURETA	51221	\$66.5500	APPOINTED	YES	06/28/21	740
SOVARAS	PENELOPE	51221	\$66.5500	APPOINTED	NO	06/28/21	740
SPANO	KRISTA	51221	\$65.4200	APPOINTED	NO	06/28/21	740
SPARS	DIANA	56057	\$43968.0000	RETIRED	YES	06/07/21	740
SPECTOR	ARIELLA	51221	\$66.1700	APPOINTED	NO	06/28/21	740
SPEKTOR	SONYA	51221	\$66.9300	APPOINTED	NO	06/28/21	740

SPENCER	NIA	D	51221	\$66.5500	APPOINTED	NO	06/28/21	740
SPERO	RACHAEL	B	51221	\$66.1700	APPOINTED	NO	06/28/21	740
SPETALNIK	ABIGAIL	K	51221	\$66.1700	APPOINTED	NO	06/28/21	740
SPINELLI-TROIAN	MELISSA	A	51221	\$66.5500	APPOINTED	NO	06/28/21	740
SPIRATOS	MARKELLA		51222	\$66.9300	APPOINTED	NO	06/28/21	740
SPITZ	TOBY		51221	\$66.9300	APPOINTED	NO	06/28/21	740
SPITZBARTH	LOUISE		50910	\$62.6000	APPOINTED	YES	06/28/21	740
SPIVEY	CHRISTY		51221	\$66.9300	APPOINTED	NO	06/28/21	740
SPOLJARIC	MARIA	C	51221	\$66.9300	APPOINTED	NO	06/28/21	740
STALANO	VICTORIA	A	51221	\$60.5100	APPOINTED	YES	06/28/21	740
STALTER	CATHERIN		51221	\$66.1700	APPOINTED	NO	06/28/21	740
STAMOS	JUDITH		51221	\$66.9300	APPOINTED	NO	06/28/21	740
STANISLAUS	MANDISA		51221	\$66.9300	APPOINTED	NO	06/28/21	740
STARACE	DEVI	I	06165	\$74.7200	APPOINTED	YES	06/28/21	740
STARAYEVA	MILANA		51221	\$66.5500	APPOINTED	NO	06/28/21	740
STARIKOV	IRENE		51221	\$66.9300	APPOINTED	NO	06/28/21	740
STARR	KATHERIN A		51221	\$66.9300	APPOINTED	NO	06/28/21	740
STAUFFER	MEREDITH S		51221	\$66.5500	APPOINTED	NO	06/28/21	740
STEELE	DEBORAH	M	51221	\$66.9300	APPOINTED	NO	06/28/21	740
STEIN	ALAN	H	51222	\$66.9300	APPOINTED	NO	06/28/21	740
STEIN	MICHELLE		51221	\$66.9300	APPOINTED	NO	06/28/21	740
STEIN	PERRY	T	1263A	\$76522.0000	INCREASE	NO	06/13/21	740
STEIN BALLOW	SHARI		51221	\$66.9300	APPOINTED	NO	06/28/21	740
STEINBERG	CHANA	G	51221	\$66.5500	APPOINTED	NO	06/28/21	740
STEINBERGER	JENNIFER		51221	\$66.5500	APPOINTED	NO	06/28/21	740
STEINBERGER	RACHEL		51221	\$66.9300	APPOINTED	NO	06/28/21	740
STEINER	RACHEL		51221	\$65.4200	APPOINTED	NO	06/28/21	740
STEINHART	BONNIE		51221	\$66.9300	APPOINTED	NO	06/28/21	740
STEMBRIDGE	VALERIE		50910	\$62.2600	APPOINTED	YES	06/28/21	740
STENZLER	RACHAEL		51221	\$65.4200	APPOINTED	YES	06/28/21	740
STERLIN	MARGARET M		51221	\$66.9300	APPOINTED	NO	06/28/21	740
STERN	IVAN		51222	\$66.9300	APPOINTED	NO	06/28/21	740
STERN	TZIPORA		51221	\$60.5100	APPOINTED	YES	06/28/21	740
STERN	VIKTORIA		51221	\$66.5500	APPOINTED	NO	06/28/21	740
STETSON	RISA		51221	\$66.9300	APPOINTED	NO	06/28/21	740
STEWART	SHARON	J	51221	\$66.5500	APPOINTED	NO	06/28/21	740
STEWART	SHELLY-A		51221	\$66.9300	APPOINTED	NO	06/28/21	740
STO TOMAS	HAZEL		51222	\$66.9300	APPOINTED	NO	06/28/21	740
STO TOMAS	VINCENT		51222	\$66.9300	APPOINTED	NO	06/28/21	740
STODDART	JANET	R	50910	\$62.6000	APPOINTED	YES	06/28/21	740
STOYKA	ASHLEY		51221	\$62.1400	APPOINTED	YES	06/28/21	740
STRASHUN	DEBRA		51221	\$66.1700	APPOINTED	NO	06/28/21	740
STRAUS	JULIANA		51221	\$66.5500	APPOINTED	NO	06/28/21	740
STREIKER	JULIE		51222	\$66.9300	APPOINTED	NO	06/28/21	740

#### DEPARTMENT OF EDUCATION ADMIN FOR PERIOD ENDING 07/09/21

			TITLE		SALARY	ACTION	PROV	EFF DATE	AGENCY
NAME		NUM							
STRYKER	LEE	E	51222		\$66.9300	APPOINTED	NO	06/28/21	740
STULMAN	NAOMI		51221		\$66.5500	APPOINTED	NO	06/28/21	740
STUMPF	LORI		50910		\$62.6000	APPOINTED	YES	06/28/21	740
STYPULKOWSKI	NATALIA		51221		\$66.1700	APPOINTED	NO	06/28/21	740
SU	SHU-HUEI		51222		\$66.9300	APPOINTED	NO	06/28/21	740
SUCRE	NICOLE		50910		\$58.5700	APPOINTED	YES	06/28/21	740
SULLIVAN	CATHERIN		50910		\$59.8900	APPOINTED	YES	06/28/21	740
SULLIVAN	JENNA		51221		\$66.1700	APPOINTED	NO	06/28/21	740
SULLIVAN	PATRICIA A		50910		\$62.6000	APPOINTED	YES	06/28/21	740
SULTANA	NUSRAT		50910		\$61.2100	APPOINTED	YES	06/28/21	740
SUNNY	OMANA	M	50910		\$62.6000	APPOINTED	YES	06/28/21	740

## LATE NOTICE

## BOROUGH PRESIDENT - MANHATTAN

### ■ PUBLIC HEARINGS

The September 2021 Manhattan Borough Board Meeting will be held on Thursday, September 23rd, 2021, at 8:30 A.M., on Zoom. The link to register to the meeting is, [https://zoom.us/webinar/register/WN\\_pA63Nt1JQF6bmXzuwk2oA](https://zoom.us/webinar/register/WN_pA63Nt1JQF6bmXzuwk2oA). At the September 23rd, 2021 Manhattan Borough Board Meeting, there will be 1) a public hearing and vote on New York City Department of Transportation (DOT) and Department of City Planning (DCP)'s proposed Citywide zoning text amendment, that will allow the DOT, to administer the Permanent Open Restaurant program (POR) – the proposal will remove sidewalk café regulations from the Zoning Resolution to increase geography eligibility as sidewalk cafes will become part of a unified sidewalk and roadway outdoor dining program administered at DOT, and 2) a presentation from the New York State Independent Redistricting Commission about the timeline of their preliminary maps and public hearings.

Accessibility questions: Brian Lafferty (212) 669-4564, [blafferty@manhattanbp.nyc.gov](mailto:blafferty@manhattanbp.nyc.gov), by: Wednesday, September 22, 2021, 5:00 P.M.



• s17-23