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THE CITY RECORD

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ELI BLACHMAN, Editor of The City Record.

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PUBLIC HEARINGS AND MEETINGS

See Also: Procurement; Agency Rules

BUSINESS INTEGRITY COMMISSION

MEETING

Pursuant to Section 104 of the Public Officers Law, notice is hereby given of an open meeting of the Commissioners of the New York City Business Integrity Commission. The meeting will be held on Monday on November 22, 2010 at 10:00 A.M. at Spector Hall, 22 Reade Street, 1st Floor, New York, New York.

n8-12

CITY COUNCIL

PUBLIC HEARINGS

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

The Subcommittee on Zoning and Franchises will hold a public hearing on the following matters in the Council Committee Room, 250 Broadway, 16th Floor, New York City, New York 10007, commencing at 9:30 A.M. on Wednesday, November 10, 2010:

CAFFE BUON GUSTO

MANHATTAN CB - 3 20105436 TCM
Application pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of Ave B Buon Gusto Corp., d/b/a Caffe Buon Gusto, for a revocable consent to establish, maintain and operate an unenclosed sidewalk café located at 76 Avenue B.

MARACAS MEXICAN GRILL

MANHATTAN CB - 2 20105693 TCM
Application pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of Maracas Greenwich Avenue Partners, LLC, d/b/a Maracas Mexican Grill, for a revocable consent to continue to maintain and operate an unenclosed sidewalk café located at 33 Greenwich Avenue.

CHOW BAR AND GRILL

MANHATTAN CB - 2 20105755 TCM
Application pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of Happy Walking Boys Corp., d/b/a Chow Bar and Grill, for a revocable consent to continue to maintain and operate an unenclosed sidewalk café located at 184 West 10th Street.

PIG AND WHISTLE

MANHATTAN CB - 5 20115138 TCM
Application pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of JPD

Restaurant, LLC, d/b/a Pig and Whistle, for a revocable consent to establish, maintain and operate an unenclosed sidewalk café located at 202 West 36th Street.

The Subcommittee on Landmarks, Public Siting and Maritime Uses will hold a public hearing on the following matters in the Council Committee Room, 250 Broadway, 16th Floor, New York City, New York 10007, commencing at 11:00 A.M. on Wednesday, November 10, 2010.

CHRIST CHURCH COMPLEX

STATEN ISLAND CB - 1 20115152 HKR (N 110045 HKR)
Designation (List No. 432/LP-2383) by the Landmarks Preservation Commission pursuant to Section 3020 of the City Charter regarding the landmark designation of the Christ Church Complex, located at 72-76 Franklin Avenue and 96 Franklin Avenue (Block 66, Lots 158 and 178), as an historic landmark.

HEADQUARTERS TROOP, 51ST CAVALRY BRIGADE ARMORY STATEN ISLAND CB - 1 20115153 HKR (N 110046 HKR)
Designation (List No. 432/LP-2369) by the Landmarks Preservation Commission pursuant to Section 3020 of the City Charter regarding the landmark designation of the Headquarters Troop, 51st Cavalry Brigade Armory located at 321 Manor Road (Block 332, Lot 4), as an historic landmark.

The Subcommittee on Planning, Dispositions and Concessions will hold a public hearing on the following matters in the Council Committee Room, 250 Broadway, 16th Floor, New York City, New York 10007, commencing at 1:00 P.M. on Wednesday, November 10, 2010:

MANHATTAN CB - 11 20115224 HAM
In Rem Action no. 38, Application submitted by the Department of Finance and the Department of Housing Preservation and Development, pursuant to §11-412.1 of the Administrative Code of the City of New York and Article 16 of the General Municipal Law for the transfer and disposition of property and related tax exemptions pursuant to §696 of the General Municipal Law and §577 of the Private Housing Finance Law.

STATEN ISLAND CB - 1 20115225 HAR
In Rem Action no. 49, Application submitted by the Department of Finance and the Department of Housing Preservation and Development, pursuant to §11-412.1 of the Administrative Code of the City of New York and Article 16 of the General Municipal Law for the transfer and disposition of property and related tax exemptions pursuant to §696 of the General Municipal Law and §577 of the Private Housing Finance Law.

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

- Find that the present status of the listed area tends to impair or arrest the sound growth and development of the municipality and that the proposed Urban Development Action Area Project is consistent with the policy and purposes of Section 691 of the General Municipal Law;
- Waive the area designation requirements of Section 693 of the General Municipal Law pursuant to said Section;

- Waive the requirements of Sections 197-c and 197-d of the New York City Charter pursuant to Section 694 of the General Municipal Law;
- Approve the project as Urban Development Action Area Project pursuant to Section 694 of the General Municipal Law; and
- Approve an exemption of the project from real property taxes pursuant to Section 696 of the General Municipal Law.

NON ULURP NO.	ADDRESS	BLOCK/ LOT	BORO	COMMUNITY PROGRAM BOARD
20115272 HAQ	164-14 104th Road	10162/22	Queens	Asset Control 12 Area

n4-10

CITY PLANNING COMMISSION

PUBLIC HEARING

NOTICE IS HEREBY GIVEN THAT RESOLUTIONS Have been adopted by the City Planning Commission Scheduling public hearings on the following matters to be held at Spector Hall, 22 Reade Street New York, New York, on Wednesday, November 17, 2010 at 10:00 A.M.

BOROUGH OF BROOKLYN No. 1 NORTHSIDE TOWN HALL

CD 1 N 110065 HAK
IN THE MATTER OF submitted by the Department of Housing Preservation and Development (HPD):

- pursuant to Article 16 of the General Municipal Law of New York State for:
 - the designation of property located at 134 Wythe Avenue (Block 2309, Lot 22) as an Urban Development Action Area; and
 - an Urban Development Action Area Project for such an area;

to facilitate the rehabilitation of an existing three-story building for community facility use.

BOROUGH OF QUEENS No. 2 BELL BOULEVARD

CD 11 C 080293 ZMQ
IN THE MATTER of an application submitted by LRHC Bayside N.Y. Inc. pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 11a:

- eliminating from within an existing R6B District a C1-2 District bounded by Bell Boulevard, the southerly boundary line of the Long Island Railroad right-of-way (Northside Division), a line 100 feet easterly of Bell Boulevard, and 42nd Avenue; and
- establishing within an existing R6B District a C2-2 District bounded by Bell Boulevard, the southerly boundary line of the Long Island Railroad right-of-way (Northside Division), a line 100 feet easterly of Bell Boulevard, and 42nd Avenue;

as shown on a diagram (for illustrative purposes only) dated July 26, 2010.

BOROUGH OF STATEN ISLAND No. 3 COMMERCIAL REZONING TEXT

CDs 2 & 3 C 110069 ZMR
IN THE MATTER OF an application submitted by the Department of City Planning pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section Nos. 20d, 26c, 27a, 33c and 33d:

- eliminating from within an existing R3-1 District a C1-2 District bounded by Victory Boulevard,

- Saybrook Street, a line 150 feet southerly of Victory Boulevard, and Richmond Avenue;
- 2. eliminating from within an existing R3X District a C1-2 District bounded by Victory Boulevard, Richmond Avenue, Clifton Street, and a line 150 feet westerly of Richmond Avenue;
- 3. establishing within an existing R3-1 District a C1-2 District bounded by:
 - a. Eton Place, a westerly boundary line of Willowbrook Park and its northerly prolongation, a northerly boundary line of Willowbrook Park and its westerly prolongation, and Richmond Avenue;
 - b. Saxon Avenue, Steinway Avenue, a line 200 feet northeasterly of Travis Avenue, a line 100 feet southeasterly of Richmond Avenue, Travis Avenue, and Richmond Avenue;
 - c. Slater Boulevard, a line 150 feet southeasterly of Hylan Boulevard, a line midway between Slater Boulevard and Seaver Avenue, a line 100 feet southeasterly of Hylan Boulevard, a line 40 feet southwestly of Seaver Avenue, and Hylan Boulevard;
 - d. Goodall Street, a line 100 feet southeasterly of Hylan Boulevard, Walnut Avenue, and Hylan Boulevard;
 - e. Armstrong Avenue, a line 100 feet southeasterly of Hylan Boulevard, Groton Street, and Hylan Boulevard;
 - f. Littlefield Avenue, a line 100 feet southeasterly of Hylan Boulevard, Winchester Avenue, and Hylan Boulevard; and
 - g. a line 40 feet northeasterly of Oceanic Avenue, a line 100 feet southeasterly of Hylan Boulevard, Oceanic Avenue, a line 175 feet southeasterly of Hylan Boulevard, Richmond Avenue, and Hylan Boulevard;
- 4. establishing within an existing R3-1 District a C2-2 District bounded by:
 - a. Victory Boulevard, Saybrook Street, a line 150 feet southerly of Victory Boulevard, a line 150 feet easterly of Richmond Avenue, a line 520 feet southerly of Victory Boulevard, and Richmond Avenue;
 - b. Walnut Avenue, a line 75 feet southeasterly of Hylan Boulevard, Armstrong Avenue, and Hylan Boulevard; and
 - c. Groton Street, a line 100 feet southeasterly of Hylan Boulevard, Littlefield Avenue, and Hylan Boulevard;
- 5. establishing within an existing R3-2 District a C1-2 District bounded by:
 - a. a southerly boundary line of Willowbrook Park and its westerly prolongation, a westerly boundary line of Willowbrook Park, a northerly boundary line of Willowbrook Park and its westerly prolongation, and Richmond Avenue;
 - b. a southerly boundary line of Willowbrook Park and its westerly prolongation, a westerly boundary line of Willowbrook Park, a northerly boundary line of Willowbrook Park and its westerly prolongation, Richmond Avenue, the easterly prolongation of a line 100 feet northerly of Knapp Street, a line 100 feet westerly of Richmond Avenue, Rivington Avenue, and Richmond Avenue; and
 - c. Travis Avenue, Richmond Avenue, and Draper Place;
- 6. establishing within an existing R3-2 District a C2-2 District bounded by Rockland Avenue, a line 100 feet easterly of Richmond Avenue, and Saxon Avenue, and Richmond Avenue;
- 7. establishing within an existing R3A District a C1-2 District bounded by:
 - a. William Avenue, Hylan Boulevard, Armstrong Avenue, and a line 150 feet northwesterly of Hylan Boulevard; and
 - b. Ridgecrest Avenue, Hylan Boulevard, Richmond Avenue, and a line 100 feet northwesterly of Hylan Boulevard;
- 8. establishing within an existing R3X District a C1-2 District bounded by:
 - a. Forest Street, Richmond Avenue, a line 75 feet southerly of Forest Street, and a line 100 feet westerly of Richmond Avenue; and
 - b. Draper Place, Richmond Avenue, and Travis Avenue;
- 9. establishing within an existing R3X District a C2-2 District bounded by Victory Boulevard, Richmond Avenue, Clifton Street, and a line 350 feet westerly of Richmond Avenue; and
- 10. establishing within an existing R5 District a C1-2 District bounded by Naughton Avenue, a line 150

feet northwesterly of Hylan Boulevard, the northwesterly centerline prolongation of Slater Boulevard, Hyland Boulevard, Seaver Avenue, and Joyce Street;

as shown on a diagram (for illustrative purposes only) dated September 13, 2010, and subject to the conditions of CEQR Declaration E-262.

No. 4

CITYWIDE **N 110070 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, pertaining to medical offices and day care centers in the Borough of Staten Island and Bronx Community Board 10, and commercial regulations in the Borough of Staten Island.

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

Article 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.

* * *

School
 A "school" is:
 an institution providing full-time day instruction and a course of study that meets the requirements of Sections 3204, 3205, and 3210 of the New York State Education Law; or

(b) a nursery school or kindergarten:

(1) whose annual session does not exceed the school sessions for full-time day schools prescribed in Section 3204 of the New York State Education Law; and

(2) which is operated by the ~~Board~~ Department of Education, or any established religious organization as part of an elementary school; or

(c) A child care service operating under a permit issued pursuant to Section 47.03 of the New York City Health Code.

* * *

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

* * *

A. Community facilities

***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. 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.

* * *

C. #Accessory uses#
 * A #use# in Use Group 4, marked with an asterisk, is not permitted in R1 or R2 Districts as-of-right.

** Use of #railroad or transit air space# is subject to the provisions of Section 22-41 (Air Space over Railroad or Transit Rights-of-Way or Yard).

*** Not permitted in R1 or R2 Districts, ~~and in~~ In R3A, R3X, R3-1, R4A, R4B or R4-1 Districts, such #use# shall be limited to a maximum of 1,500 square feet of #floor area#. However, in R3A, R3X, R3-1, R4A, or R4-1 Districts in #lower density growth management areas#, ambulatory diagnostic or treatment health care facilities shall be limited, on any #zoning lot#, to 1,500 square feet of #floor area#, including #cellar# space, except that where a #zoning lot# contains a hospital or nursing home as defined in the New York State Hospital Code, such 1,500 square feet restriction shall not include #cellar# space.

* * *

Chapter 3
Bulk Regulations for Residential Buildings in Residence Districts

- 23-00**
APPLICABILITY AND GENERAL PURPOSES
- * * *
- 23-012**
Lower density growth management areas
- For areas designated as #lower density growth management areas# pursuant to Section 12-10 (DEFINITIONS), the underlying district regulations shall apply to all #residential developments# or #enlargements#. Such regulations are superseded or supplemented as set forth in the following Sections:
- Section 11-45 (Authorizations or Permits in Lower Density Growth Management Areas)
- Section 12-10 (DEFINITIONS - Floor area; Lower density growth management area, and Private road)
- Section 22-14 (Use Group 4 – Ambulatory diagnostic or treatment health care facilities)
- Section 23-12 (Permitted Obstructions in Open Space)
- Section 23-141 (Open space and floor area regulations in R1, R2, R3, R4 or R5 Districts)
- Section 23-32 (Minimum Lot Area or Lot Width for Residences)
- Section 23-33 (Special Provisions for Existing Small Lots)
- Section 23-35 (Special Provisions for Zoning Lots Containing Certain Community Facility Uses in Lower Density Growth Management Areas)
- Section 23-44 (Permitted Obstructions in Required Yards or Rear Yard Equivalents)
- ~~Section 23-461 (Side yards for single or two family residences)~~
- Section 23-462 (Side yards for all other residential buildings)
- Section 23-532 (Required rear yard equivalents)
- Section 23-631 (Height and setback in R1, R2, R3, R4 and R5 Districts)
- Section 23-711 (Standard minimum distance between buildings)
- Section 23-881 (Minimum distance between lot lines and building walls in lower density growth management areas)
- Section 24-013 (Exceptions to the bulk regulations of this Chapter)
- Section 24-04 (Modification of Bulk Regulations in Certain Districts)
- Section 25-028 (Applicability of regulations to certain community facility uses in lower density growth management areas)
- Section 25-22 (Requirements Where Individual Parking Facilities Are Provided)
- Section 25-23 (Requirements Where Group Parking Facilities Are Provided)
- Section 25-31 (General Provisions)
- Section 25-331 (Exceptions to application of waiver provisions)
- Section 25-62 (Size and Location of Spaces)
- Section 25-621 (Location of parking spaces in certain districts)
- Section 25-622 (Location of parking spaces in lower density growth management areas)
- Section 25-624 (Special parking regulations for certain community facility uses in lower density growth management areas)
- Section 25-631 (Location and width of curb cuts in certain districts)
- Section 25-632 (Driveway and curb cut regulations in lower density growth management areas)
- Section 25-64 (Restrictions on Use of Open Space for Parking)
- Section 25-66 (Screening)
- Section 26-00 (Applicability of this Chapter)
- Section 26-30 (SPECIAL REGULATIONS FOR DEVELOPMENTS WITH PRIVATE ROADS IN LOWER DENSITY GROWTH MANAGEMENT AREAS), inclusive
- Section 32-11 (Use Groups 1 and 2)
- Section 32-433 (Ground floor use in C1, C2 and C4 Districts in the Borough of Staten Island)
- Section 37-10 (APPLICABILITY OF ARTICLE II, CHAPTER 6, TO DEVELOPMENTS WITH PRIVATE ROADS)
- Section 37-20 (SPECIAL REGULATIONS FOR LOWER DENSITY GROWTH MANAGEMENT AREAS IN THE BOROUGH OF STATEN ISLAND, inclusive)
- Section 54-313 (Single- or two-family residences with non-complying front yards or side yards)
- Section 105-702 (Applicability of lower density growth management area regulations)
- Section 107-412 (Special bulk regulations for certain community facility uses)
- Section 107-421 (Minimum lot area and lot width for zoning lots containing certain community facility uses)
- Section 107-62 (Yard, Court and Parking Regulations)
- Section 107-464 (Side yards for permitted non-residential use)
- Section 119-05 (Applicability of Parking Location Regulations)

Section 119-214 (Tier II requirements for driveways and private roads)

Section 128-052 (Applicability of Article 1, Chapter 2)

23-30 LOT AREA AND LOT WIDTH REGULATIONS

23-32 Minimum Lot Area or Lot Width for Residences

Regulations Applying in Special Situations

23-34 Special Provisions for Zoning Lots Divided by District Boundaries

23-35 Special Provisions for Zoning Lots Containing Certain Community Facility Uses in Lower Density Growth Management Areas

In R1, R2, R3A, R3X, R3-1, R4A, and R4-1 districts in #lower density growth management areas#...

ambulatory diagnostic or treatment health care facilities, as listed in Section 22-14 (Use Group 4), except where such #zoning lot# contains #buildings# used for hospitals or nursing homes as defined in the New York State Hospital Code; and

child care service as listed under the definition of #school# in Section 12-10 (DEFINITIONS), except where such #zoning lot# contains #buildings# used for houses of worship, or, for #zoning lots that do not contain #buildings# used for houses of worship, where the amount of #floor area# used for child care services is equal to 25 percent or less of the amount of # floor area# permitted for #community facility use# on the #zoning lot# .

The minimum #lot area# for such #zoning lots# containing ambulatory diagnostic or treatment health care facilities shall be 5,700 square feet, and the minimum #lot area# for such #zoning lots# containing child care services shall be 10,000 square feet. Where such #uses# are located in the same #building#, the minimum #lot area# shall be 10,000 square feet. In addition, each such #zoning lot# shall have a minimum #lot width# of 60 feet. Such #lot width# shall be applied as set forth in the definition of #lot width# in Section 12-10, provided that such #lot# width# shall also be met along at least one #street line# of the #zoning lot#. No #building#, or portion thereof, shall be permitted between opposing #side lot lines# where such #lot lines# would be nearer to one another at any point than 60 feet.

Chapter 4 Bulk Regulations for Community Facility Buildings in Residence Districts

24-00 APPLICABILITY, GENERAL PURPOSES AND DEFINITIONS

24-01 Applicability of this Chapter

The #bulk# regulations of this Chapter apply to any #community facility building# or any #building# used partly for a #community facility use# on any #zoning lot# located in any #Residence District# in which such #building# is permitted. As used in this Chapter, the term "any #building#" shall therefore not include a #residential building#, the #bulk# regulations for which are set forth in Article II, Chapter 3. In addition, the #bulk# regulations of this Chapter, or of specified sections thereof, also apply in other provisions of this Resolution where they are incorporated by cross reference.

When two or more #buildings# on a single #zoning lot# are used in any combination for #community facility uses# and #residential# or other permitted #uses#, the regulations set forth in Sections 24-11 to 24-163, inclusive, relating to Floor Area and Lot Coverage Regulations, shall apply as if such #buildings# were a single #building# used partly for #community facility use#.

However, in R3A, R3X, R3-1, R4A, R4-1, R4B or R5B Districts, except for #community facility uses# that have received tax exempt status from the New York City Department of Finance, or its successor, pursuant to Section 420 of the New York State Real Property Tax Law, or its successor, the #bulk# regulations of this Chapter shall apply only to a #building# that is used entirely for #community facility uses# and the #bulk# regulations of Article II, Chapter 3, shall apply to any #building# that is used partly for #community facility use# and partly for #residential use# except as otherwise permitted in Section 24-04 (Modifications of Bulk Regulations in Certain Districts).

24-013 Exceptions to the bulk regulations of this Chapter

#Buildings# used partly for #community facility uses#

Except as provided in paragraph (b) of this Section, in R3A, R3X, R3-1, R4A, R4-1, R4B or R5B Districts, the #bulk# regulations of this Chapter shall apply only to a #zoning lot# or portion of a #zoning lot# which contains a #community facility building#, and the #bulk# regulations of Article II, Chapter 3 shall apply to any #zoning lot# or portion of a #zoning lot# which contains any #building# that is used partly for #community facility use# and partly for #residential use#. In such districts, the #bulk# regulations of this Chapter may apply to the #community facility# portion of a #building# that is used partly for #community facility use# and partly for #residential use# only where:

- (1) such #community facility use# has received tax-exempt status from the New York City

Department of Finance, or its successor, pursuant to Section 420 of the New York State Real Property Tax Law, or

- (2) such #building# has received an authorization pursuant to Section 24-04 (Modifications of Bulk Regulations in Certain Districts).

#Buildings# containing certain #community facility uses# in #lower density growth management areas#

In the districts indicated, in #lower density growth management areas#, the #bulk# regulations of this Chapter shall not apply to any #zoning lot# containing #buildings# used for:

- (1) ambulatory diagnostic or treatment health care facilities, as listed in Section 22-14 (Use Group 4), except where such #zoning lot# contains #buildings# used for hospitals or nursing homes as defined in the New York State Hospital Code; or
(2) child care service as listed under the definition of #school# in Section 12-10 (DEFINITIONS), except where such #zoning lot# contains #buildings# used for houses of worship, or, for #zoning lots# that do not contain #buildings# used for houses of worship, the amount of #floor area# used for child care services is equal to 25 percent or less of the amount of # floor area# permitted for #community facility use# on the #zoning lot#

In lieu thereof, the #residential bulk# regulations of Article II Chapter 3 (Bulk Regulations for Residential Buildings in Residence Districts) shall apply, except that:

- (i) the provisions of Section 23-44 (Permitted Obstructions in Required Yards or Rear Yard Equivalents) shall be modified to prohibit parking spaces of any kind within a #front yard#;
(ii) in lieu of Sections 23-46 (Minimum Required Side Yards) and 23-66 (Required Side and Rear Setbacks), Sections 24-35 (Minimum Required Side Yards) and 24-55 (Required Side and Rear Setbacks) shall apply; and
(iii) for child care services in R1 and R2 Districts, the provisions of paragraph (9) of Section 12-10, definition of #floor area#, pertaining to #floor area# exclusions for the lowest story of a residential #building#, shall not apply.

24-04 Modification of Bulk Regulations in Certain Districts

In the districts indicated, except for #developments# subject to the provisions of paragraph (b) of Section 24-013 (Exceptions to the bulk regulations of this Chapter) the City Planning Commission may, upon application, authorize #developments# pursuant to the #bulk# regulations of this Chapter, provided that the Commission finds that:

- (a) the design of the #development# ensures adequate separation of #uses# and sufficient independent access to each #use#; and
(b) the #floor area# designated for #community facility use# is designed in a manner that is consistent with such #use# and physically distinguishes such space from that designated for #residential use#.

The Commission may prescribe additional safeguards to prevent the conversion of such #community facility use# to #residential use#.

Applications for authorizations shall be referred to the affected Community Board for a period of at least 30 days for comment. The City Planning Commission shall grant in whole or in part or deny the application within 60 days of the completion of the Community Board review period.

Chapter 5 Accessory Off-Street Parking and Loading Regulations

Off-street Parking Regulations

25-00 GENERAL PURPOSES AND DEFINITIONS

25-02 Applicability

25-028 Applicability of regulations to certain community facility uses in lower density growth management areas

In #lower density growth management areas# other than R6 and R7 Districts in Community District 10, Borough of the Bronx, all #zoning lots# containing #buildings# used for:

ambulatory diagnostic or treatment health care facilities, as listed in Section 22-14 (Use Group 4), except where such #zoning lot# contains #buildings# used for hospitals or nursing homes as defined in the New York State Hospital Code; or

child care service as listed under the definition of #school# in Section 12-10 (DEFINITIONS), except where such #zoning lot# contains #buildings# used for houses of worship, or, for #zoning lots# that do not contain #buildings# used for houses of worship, the amount of #floor area# used for child care services is equal to 25 percent or less of the amount of # floor area# permitted for #community facility use# on the #zoning lot#

shall not be subject to the following provisions:

- (1) the parking location provisions of Sections 25-622 (Location of parking spaces in lower density growth management areas) and 25-623 (Location of parking spaces for community facility uses) ;
(2) the driveway and curb cut provisions of Sections 25-632 (Driveway and curb cut regulations in lower density growth management areas) and 25-634 (Curb cut regulations for community facilities);
(3) the open space provisions of Section 25-64 (Restrictions on Use of Open Space for parking); and
(4) the screening provisions of Section 25-66 (Screening).

In lieu thereof, all such #zoning lots# shall comply with the provisions of Section 25-624 (Special parking regulations for certain community facility uses in lower density growth management areas).

In addition, where the #uses# listed in paragraphs (a) and (b) of this Section result from a change of #use#, the provisions of Section 25-31 (General Provisions) shall be modified to require #accessory# off-street parking spaces for such #uses#. However, the requirements of Sections 25-31 and 25-624 may be modified for #zoning lots# containing #buildings# with such changes of #use# where the Chairperson of the City Planning Commission certifies to the Commissioner of Buildings that such modifications are necessary due to the location of existing #buildings# on the #zoning lot#, and such requirements have been complied with to the maximum extent feasible.

25-30 REQUIRED ACCESSORY OFF-STREET PARKING SPACES FOR PERMITTED NONRESIDENTIAL USES

25-31 General Provisions

In all districts, as indicated, #accessory# off-street parking spaces, open or enclosed, shall be provided in conformity with the requirements set forth in the table at the end of this Section for all new #development# after December 15, 1961 for the #uses# listed in the table. In addition, all other applicable requirements of this Chapter shall apply as a condition precedent to the #use# of such #development#.

REQUIRED OFF-STREET PARKING SPACES FOR NON-RESIDENTIAL USES

Table with 2 columns: Type of #use#, Parking Spaces Required in Relation to Specified Unit of Measurement - District

FOR COMMUNITY FACILITY USES:

Ambulatory diagnostic or treatment health care facilities listed in Use Group 4
Square feet of #floor area# and #cellar# space, except #cellar# space #used# for storage
In #lower density growth management areas#, all #cellar# space, including storage space, shall be used to determine parking requirements.

Table with 2 columns: #Schools#, Square feet of #floor area#

None required - R3 R4 R5 R6 R7 R8 R9 R10
1 per 400 - R3
1 per 500 - R4 R5
1 per 800 - R6 R7-1 R7B
* * *
Requirements in the table are in addition to the area used for ambulance parking.
** Requirements in the table apply only to the #floor area# not used for storage

25-33 Waiver of Requirements for Spaces below Minimum Number

25-331 Exceptions to application of waiver provisions

In all districts, as indicated, the waiver provisions of Section 25-33 (Waiver of Requirements for Spaces below Minimum Number) shall not apply to the following types of #uses#:

- Agricultural #uses#, including greenhouses, nurseries or truck gardens;
Ambulatory diagnostic or treatment health care facilities in R3, R4A and R4-1 districts in #lower density growth management areas#. However, such waivers shall apply where such #use# is located in such areas on the same #zoning lot# as a hospital or nursing home as defined in the New York State Hospital Code, and shall apply where such #use# is located in such areas on any #zoning lot# in an R6 or R7 District in Community District 10, Borough of the Bronx;
Outdoor tennis courts;
Camps, overnight or day;
#Schools# in R1 and R2 Districts, child care services in R1, R2, R3, R4A and R4-1 districts in #lower density growth management areas#. However, such waivers shall apply where child care services are located in such districts on the

same #zoning lot# as a house of worship, and shall apply where child care services located in such districts on #zoning lots# that do not contain houses of worship where the amount of #floor area# used for child care services is equal to 25 percent or less of the amount of #floor area# permitted for #community facility use# on the #zoning lot#.

25-60

ADDITIONAL REGULATIONS FOR PERMITTED OR REQUIRED ACCESSORY OFFSTREET PARKING SPACES

25-62

Size and Location of Spaces R1 R2 R3 R4 R5 R6 R7 R8 R9 R10

In all districts, as indicated, for all #accessory# off-street parking spaces, open or enclosed, each 300 square feet of unobstructed standing or maneuvering area shall be considered one parking space. However, an area of less than 300 square feet, but in no event less than 200 square feet, may be considered as one space, where the layout and design of the parking area are adequate to permit convenient access and maneuvering in accordance with regulations promulgated by the Commissioner of Buildings, or where the developer or applicant for a building permit or certificate of occupancy certifies that such spaces will be fully attended. In any case where a reduction of the required area per parking space is permitted on the basis of the developer's certification that such spaces will be fully attended, it shall be set forth in the certificate of occupancy that paid attendants employed by the owners or operators of such spaces shall be available to handle the parking and moving of automobiles at all times when such spaces are in use.

In no event shall the dimensions of any parking stall be less than 18 feet long and 8 feet, 6 inches wide.

However, the width of a parking stall may be reduced to eight feet for #detached#, #semi-detached# or #zero lot line buildings# on a #zoning lot# where not more than four #accessory# parking spaces are required if such #accessory# parking spaces are located in a #side lot ribbon# and are subject to the provisions of Section 25-621 (Location of parking spaces in certain districts). In the Borough of Staten Island and in #lower density growth management areas# in Community District 10, Borough of the Bronx, for #community facility uses#, each required parking space in a parking area not within a #building# shall be within a parking stall accessed from a travel aisle, where each such stall and aisle complies with the maneuverability standards of paragraph (b) of Section 36-58 (Parking Lot Maneuverability and Curb Cut Regulations). The use of an attendant shall be permitted only where necessary to accommodate additional, non-required parking spaces within the travel aisles. For such open parking areas with 18 or more spaces, or greater than 6,000 square feet in area, the provisions of Section 37-90 (Parking Lots) shall also apply.

25-624

Special parking regulations for certain community facility uses in lower density growth management areas

In #lower density growth management areas#, other than R6 and R7 Districts in Community District 10, Borough of the Bronx, all #zoning lots# containing #buildings# used for:

ambulatory diagnostic or treatment health care facilities, as listed in Section 22-14 (Use Group 4), except where such #zoning lot# contains #buildings# used for hospitals or nursing homes as defined in the New York State Hospital Code; and

child care service as listed under the definition of #school# in Section 12-10 (DEFINITIONS), except where such #zoning lot# contains #buildings# used for houses of worship, and, for #zoning lots# that do not contain #buildings# used for houses of worship, the amount of #floor area# used for child care services is equal to 25 percent or less of the amount of #floor area# permitted for #community facility use# on the #zoning lot#

shall comply with the following provisions:

- (1) #Accessory# off-street parking spaces shall be permitted only within a #building# or in any open area on the #zoning lot# that is not between the #street line# and the #street wall# or prolongation thereof of the #building#.
- (2) The maneuverability provisions of paragraphs (b) of Section 36-58 (Parking Lot Maneuverability and Curb Cut Regulations) shall apply to all such #zoning lots#. No tandem parking shall be permitted.
- (3) The curb cut provisions of paragraph (c) of Section 36-58 (Parking Lot Maneuverability and Curb Cut Regulations) shall apply to all such #zoning lots#, except that, for #zoning lots# with less than 75 feet of #street# frontage, a minimum distance of four feet from other curb cuts on adjacent #zoning lots# shall be maintained.
- (4) For #zoning lots# in R1, R2, R3A, R3X, R3-1, R4A and R4-1 Districts with #buildings# containing child care services, a driveway shall be required for drop-off and pick-up of users of the child care facility. Such driveway shall have a minimum width of 15 feet and a maximum width of 18 feet and shall serve one-way traffic. Such driveway shall include a designated area for the drop-off and pick-up of users of the facility with a minimum length of 25 feet and a minimum width of 10 feet. Such drop-off and pick-up area shall abut a sidewalk with a minimum width of four feet that connects to the child care facility entrance and all public sidewalks. No parking spaces shall be located within such driveway. Where the width of the #street# frontage of the #zoning lot# accessing such driveway is 75 feet or less, the minimum percentage of #front yard# required to be planted pursuant to Section 23-451 (Planting requirement)

shall be reduced to 25 percent,

- (5) For any #zoning lot# containing child care services, driveways and open #accessory# off-street parking spaces may occupy no more than 50 percent of the #lot area# not covered by #buildings#. For #zoning lots# containing ambulatory diagnostic or treatment health care facilities, driveways and open #accessory# off-street parking spaces may occupy no more than 66 percent of the #lot area# not covered by #buildings#.
- (6) All parking areas not within a #building# shall be screened from adjoining #zoning lots# and #streets# by a landscaped strip at least four feet wide densely planted with evergreen shrubs at least four feet high at time of planting, and of a type that may be expected to form a year-round dense screen at least six feet high within three years. Such screening shall be maintained in good condition at all times.
- (7) Any lighting provided in off-street parking areas shall be directed away from #residences#.

25-625

Special certification to modify the parking regulations for certain community facility uses in lower density growth management areas

In #lower density growth management areas#, other than R6 and R7 Districts in Community District 10, Borough of the Bronx, all #enlargements#, alterations and conversions on #zoning lots# containing #buildings# used for:

ambulatory diagnostic or treatment health care facilities, as listed in Section 22-14 (Use Group 4), except where such #zoning lot# contains #buildings# used for hospitals or nursing homes as defined in the New York State Hospital Code; and

child care service as listed under the definition of #school# in Section 12-10 (DEFINITIONS), except where such #zoning lot# contains #buildings# used for houses of worship, and, for #zoning lots# that do not contain #buildings# used for houses of worship, the amount of #floor area# used for child care services is equal to 25 percent or less of the amount of #floor area# permitted for #community facility use# on the #zoning lot#

may modify the amount of #accessory# off-street parking required pursuant to Section 25-31 (General Provisions), or the special parking regulations of paragraphs (3), (4), and (5) of Section 25-624 (Special parking regulations for certain community facility uses in lower density growth management areas), where a site plan provided by the applicant demonstrates to the Chairperson of the City Planning Commission that the manner in which an existing #building# is placed upon the site restricts the ability to comply with such requirements, and where the Chairperson certifies to the Department of Buildings to the maximum extent feasible, the #enlargement#, alteration or conversion complies with such requirements.

Article III: Commercial District Regulations

Chapter 2 Use Regulations

32-11 Use Groups 1 and 2

C1 C2 C3 C4 C5 C6
Use Groups 1 and 2, as set forth in Section 22-11 and Section 22-12. However, in C3A Districts, Use Group 2 shall be limited to #single#-or #two-family detached# or #zero lot line residences#. In #lower density growth management areas# in the Borough of Staten Island, except C3A Districts, Use Groups 1 and 2 shall be permitted only within #mixed buildings#. ~~except that in C4-1 Districts that occupy at least four acres within a #block#, and in other C4-1 Districts for #zoning lots# that, on December 21, 2005, were greater than 20,000 square feet, #residences# shall be allowed only by special permit of the City Planning Commission, pursuant to Section 74-49 (Residential Use in C4-1 Districts in The Borough of Staten Island). However, no #residences# shall be allowed on the following #zoning lots#, except by special permit pursuant to Section 74-49 (Residential Use in C4-1 Districts in The Borough of Staten Island):~~

- (a) any #zoning lot# in a C4-1 District, where such district occupies at least four acres within a #block#, or
- (b) any other #zoning lot# in a C4-1 District, where such #zoning lot# had a #lot area# greater than 20,000 square feet on December 21, 2005, or on any subsequent date.

32-40 SUPPLEMENTARY USE REGULATIONS

32-43 Ground Floor Use in Certain Locations

32-433 Ground floor use in C1, C2 and C4 Districts in the Borough of Staten Island C1 C2 C4

In all C1, C2 and C4 Districts in the Borough of Staten Island, #uses# on the ground floor of a #building# shall be limited to non-#residential uses#. The level of the finished floor of such ground floor shall be located not higher than two feet above nor lower than two feet below the as-built level of the adjoining #street#.

Non-#residential uses# shall have a depth of at least 30 feet from the #street wall# of the #building# and extend along the entire width of the #building# except for lobbies and entrances to #accessory# parking spaces, provided such lobbies and entrances do not occupy more than 25 percent of the #street wall# width of the #building#. Enclosed parking spaces, or parking spaces covered by a #building#, including

such spaces #accessory# to #residences#, shall be permitted to occupy the ground floor provided they are located beyond 30 feet of the #street wall# of the #building#.

In all C1, C2 and C4 Districts in the Borough of Staten Island, ground floor #uses# shall conform with the provisions of this Section 32-433.

Ground floor level #use# requirements

All #uses# on the ground floor of a #building# shall be limited to non-#residential uses# and have a depth of at least 30 feet from the #street wall# of the #building#, except that:

- (1) #Residential# lobbies, and an associated vertical circulation core, as well as entrances to #accessory# parking spaces shall be permitted on the ground floor, provided such lobbies and entrances conform to the frontage requirements of paragraph (b) of this Section;
- (2) Enclosed parking spaces, or parking spaces covered by a #building#, including such spaces #accessory# to #residences#, shall be permitted on the ground floor provided they are located beyond 30 feet of the #street wall# of the #building#; and
- (3) Where a #commercial district# is mapped along an entire #block# front, and a #zoning lot# includes #street# frontage along such #block# front, and also includes #street frontage along a #block# front that is not mapped as a #commercial district# in its entirety, non-#residential uses# shall only be required only within 30 feet of the #street wall# facing the #block# front mapped in its entirety as a #commercial district#.

The level of the finished floor of such ground floor shall be located not higher than two feet above nor lower than two feet below the as-built level of the adjoining #street#.

Ground floor frontage requirements

Non-#residential uses# shall extend along the entire width of the ground floor of the #building#, except as follows:

- (1) In C1 and C2 Districts mapped within R1, R2 and R3 Districts, and in C4 Districts, #residential# lobbies and entrances to #accessory# parking spaces shall be permitted, provided such lobbies and entrances do not occupy more than 25 percent of the #street wall# width of the #building#; and
- (2) In C1 and C2 Districts mapped within R4, R5 and R6 Districts, #residential# lobbies and entrances to #accessory# parking spaces shall be permitted, provided that:
 - (i) For #zoning lots# with a #street# frontage of less than 60 feet, such lobbies and entrances do not occupy more than 50 percent of the #street wall# width along such frontage, or 20 feet, whichever is less. In addition, an entrance to #accessory# parking spaces shall not exceed a width of 15 feet; and
 - (ii) For #zoning lots# with a #street# frontage equal to or greater than 60 feet, such lobbies and entrances do not occupy more than 25 percent of the #aggregate width of street wall# of the #building#.

(c) Non-conforming buildings
#Buildings# containing #non-conforming residential uses# on the ground floor shall be permitted to #enlarge# without regard to the #use# regulations of this Section 32-433 provided that such #enlargement# complies with the provisions of the #residential yard# regulations set forth in Section 23-40 (YARD REGULATIONS).

Chapter 3 Bulk Regulations for Commercial or Community Facility Buildings in Commercial Districts

33-04 Lower density growth management areas

For areas designated as #lower density growth management areas# pursuant to Section 12-10 (DEFINITIONS), the underlying district regulations shall apply. Such regulations are superseded or supplemented as set forth in the following Sections:

Section 11-45 (Authorizations or Permits in Lower Density Growth Management Areas)

Section 12-10 (DEFINITIONS - Floor area; Lower density growth management area, and Private road)

Section 22-14 (Use Group 4 - Ambulatory diagnostic or treatment health care facilities)

Section 32-11 (Use Groups 1 and 2)

Section 32-433 (Ground floor use in C1, C2 and C4 Districts in the Borough of Staten Island)

Section 33-121 (In districts with bulk governed by Residence District bulk regulations)

Section 33-431 (In districts with bulk governed by surrounding Residence District)

Section 36-21 (General provisions)

Section 36-231 (In districts with high, medium or low parking requirements)

Section 36-27 (Waiver for Certain Small Zoning Lots)

Section 36-521 (Size of Spaces)

Section 36-581 Special parking regulations for certain community facility uses in the Borough of Staten Island and

Community District 10 in the Borough of the Bronx)

Section 37-10 (APPLICABILITY OF ARTICLE II, CHAPTER 6, TO DEVELOPMENTS WITH PRIVATE ROADS)

Section 37-20 (SPECIAL REGULATIONS FOR LOWER DENSITY GROWTH MANAGEMENT AREAS IN THE BOROUGH OF STATEN ISLAND, inclusive

Section 73-125 (Ambulatory diagnostic or treatment health care facilities)

Section 107-412 (Special bulk regulations for certain community facility uses in lower density growth management areas)

Section 107-62 (Yard, Court and Parking Regulations)

Section 107-464 (Side yards for permitted non-residential use)

Section 119-05 (Applicability of Parking Location Regulations)

Section 119-214 (Tier II requirements for driveways and private roads)

Section 128-052 (Applicability of Article 1, Chapter 2)

33-10 FLOOR AREA REGULATIONS

33-121 In districts with bulk governed by Residence District bulk regulations

C1-1 C1-2 C1-3 C1-4 C1-5 C2-1 C2-2 C2-3 C2-4 C2-5

In the districts indicated, the maximum #floor area ratio# for a #commercial# or #community facility building# is determined by the #Residence District# within which such #Commercial District# is mapped and shall not exceed the maximum #floor area ratio# set forth in the following table:

MAXIMUM FLOOR AREA RATIO

Table with 4 columns: District, For #Commercial Buildings#, For #Community Facility Buildings#, For #Buildings# Used for Both #Commercial# and #Community Facility Uses#. Rows include R1 R2, R3-1 R3A, R3X, R3-2, R4 R5, R5D R6B.

* In R8B Districts, within the boundaries of Community Board District 8 in the Borough of Manhattan, the maximum #floor area ratio# on a #zoning lot# containing #community facility uses# exclusively shall not exceed 5.10.

In addition, the following provisions shall apply:

- (a) In #buildings# used for both #commercial uses# and #community facility uses#, the total #floor area# used for #commercial uses# shall not exceed the amount permitted for #commercial buildings#.
(b) In C1 and C2 Districts mapped within R1 and R2 Districts, the maximum #floor area ratio# for #community facility uses# in a #building# used for both #commercial uses# and for #community facility uses# is 0.50 unless it is increased pursuant to the special permit provisions of Section 74-901...
(c) In C1 and C2 Districts mapped within R1, R2, R3-1, R3A and R3X Districts in the Borough of Staten Island and in Community District 10 in the Borough of the Bronx, the maximum #floor area ratio# for any #zoning lot# containing a #building# used for ambulatory diagnostic or treatment health care facilities...
(d) In C1 and C2 Districts mapped within R3, R4, R5, R6, R7, R8 and R9 Districts, for any #zoning lot# containing nursing homes, health-related facilities, domiciliary care facilities for adults, sanitariums and philanthropic or non-profit institutions with sleeping accommodations, the total #floor area# used for #community facility uses# shall not exceed the amount as set forth in paragraph (b) of Section 24-111 unless modified pursuant to Section 74-902.
(e) The maximum #floor area ratio# for any #building# used partly for #commercial uses# and partly for nursing homes, health-related facilities, domiciliary care facilities for adults, sanitariums and philanthropic or non-profit institutions with sleeping accommodations shall not exceed the amount permitted for a #commercial building# by the applicable district regulations. However, for the districts in which the allowable #floor area#, as set forth in paragraph (b) of Section 24-111, exceeds the amount permitted for a #commercial building#, the provisions of paragraph (b) of Section 24-111 shall be used to compute the maximum #floor area# permissible for the #building# unless modified pursuant to Section 74-902.

* * *

33-431 In C1 or C2 Districts with bulk governed by surrounding Residence District

C1-1 C1-2 C1-3 C1-4 C1-5 C2-1 C2-2 C2-3 C2-4 C2-5

- (a) In the districts indicated, the maximum height of a front wall and the required front setback of a #building or other structure# shall be determined by the #Residence District# within which such #Commercial District# is mapped and, except as otherwise set forth in this Section, shall be as set forth in the following table:

MAXIMUM HEIGHT OF FRONT WALL AND REQUIRED FRONT SETBACKS

Table with columns: #Initial Setback Distance#, #Building# Height within the above the #Street Line#, #Street Line# Distance#, #Sky Exposure Plane#, Slope over #Zoning Lot#, #On #Narrow Street#, #On #Wide Street#.

Within R1, R2, R3, R4, R5 R5A or R5B Districts

20 15 30 feet or two #stories#, whichever is less 30 1 to 1 1 to 1

Within R6 or R7 Districts

20 15 60 feet or four #stories#, whichever is less 60 2.7 to 1 5.6 to 1

However, in accordance with the provisions of Section 32-42 (Location within Buildings), no #commercial building# or portion thereof occupied by non-#residential uses# listed in Use Groups 6A, 6B, 6C, 6F, 7, 8, 9 or 14 shall exceed in height 30 feet or two #stories#, whichever is less.

For #community facility buildings# or #buildings# used for both #community facility use# and #commercial use#, when mapped within R4, R5, R5A or R5B Districts, the maximum height of a front wall shall be 35 feet or three #stories#, whichever is less, and the height above #street line# shall be 35 feet and, when mapped within R7-2 Districts, the maximum height of a front wall shall be 60 feet or six #stories#, whichever is less.

In C1 or C2 Districts mapped within R1, R2 or R3 Districts in the Borough of Staten Island or in Community District 10 in the Bronx, for #buildings# containing ambulatory diagnostic or treatment health care facilities, as listed in Section 22-14 (Use Group 4), or child care services, as listed under the definition of #school# in Section 12-10 (DEFINITIONS), the maximum height of a front wall or other portion of a #building# within the #initial setback distance# shall be 35 feet, or three #stories#, whichever is less. However, such increased height shall only be permitted beyond 20 feet of a #Residence District# boundary or beyond 20 feet of any portion of a #building# containing a #residential use# located in a #Commercial District#.

C1-1 C1-2 C1-3 C1-4 C1-5 C2-1 C2-2 C2-3 C2-4 C2-5

- (b) In the districts indicated, when mapped within R6A, R6B, R7A, R7B, R7D, R7X, R8A, R8B, R8X, R9A, R10A or R10X Districts, the height and setback regulations of Sections 33-43 through 33-457, inclusive, shall not apply. In lieu thereof, the provisions of Section 35-24 (Special Street Wall Location and Height and Setback Regulations in Certain Districts) shall apply.

Chapter 6 Accessory Off-Street Parking and Loading Regulations

36-20 REQUIRED ACCESSORY OFF-STREET PARKING SPACES FOR COMMERCIAL OR COMMUNITY FACILITY USES

36-21 General Provisions C1 C2 C3 C4 C5 C6 C7 C8

The requirements of this Section shall be waived in the following situations:

- (a) when, as a result of the application of such requirements, a smaller number of spaces would be required than is specified by the provisions of Section 36-23 (Waiver of Requirements for Spaces below Minimum Number);
(b) when the Commissioner of Buildings has certified, in accordance with the provisions of Section 36-24 (Waiver of Requirements for All Zoning Lots Where Access Would Be Forbidden), that there is no way to arrange the spaces with access to the #street# to conform to the provisions of Section 36-53 (Location of Access to the Street); for houses of worship, in accordance with the provisions of Section 36-25 (Waiver for Locally-Oriented Houses of Worship); or
for ambulatory diagnostic or treatment health care facilities, as listed in Section 22-14 (Use Group 4), or a child care service, as listed under the definition of #school# in Section 12-10 (DEFINITIONS), pursuant to Section 36-27 (Waiver for small zoning lots containing certain community facility uses in the Borough of Staten Island and Community District 10 in the Borough of the Bronx).

REQUIRED OFF-STREET PARKING SPACES FOR COMMERCIAL OR COMMUNITY FACILITY USES

Type of #Use# Parking Spaces Required in Relation to Specified Unit of Measurement - Districts

* * *

FOR COMMUNITY FACILITY USES

Ambulatory diagnostic or treatment health care facilities listed in Use Group 4

None required - C1-5 C1-6 C1-7 C1-8 C1-9 C2-5 C2-6 C2-7 C2-8 C4-4A C4-5 C4-5A C4-5X C4-6 C4-7 C5 C6 C8-4

1 per 150* sq. ft. of #floor area# and #cellar# space, except #cellar# space used for storage - C1-1 C2-1 C3 C4-1

1 per 300* sq. ft. of #floor area# and #cellar# space, except #cellar# space used for storage - C1-2 C2-2 C4-2 C8-1

1 per 400* sq. ft. of #floor area# and #cellar# space, except #cellar# space used for storage - C1-3 C2-3 C4-2A C4-3 C7 C8-2

1 per 1,000 sq. ft. of #floor area# and #cellar# space, except #cellar# space used for storage - C1-4 C2-4 C4-4 C4-5D C8-3

1 per 400 square feet of #floor area# when located above the first #story# ceiling - C1-1, C1-2, C2-1 and C2-2 Districts mapped within R3-2 Districts

1 per 400 square feet of #floor area# and #cellar# space, except #cellar# space used for storage, when located in #community facility buildings# or when located above the first #story# ceiling in #buildings# with both #commercial# and #community facility uses# - C1-1, C1-2, C2-1, and C2-2 Districts mapped within R1, R2, R3A, R3X and R3-1 Districts in the Borough of Staten Island and Community District 10 in the Borough of the Bronx and C4-1 and C4-2 Districts in the Borough of Staten Island and Community District 10 in the Borough of the Bronx

Child care services, as listed under the definition of #school# in Section 12-10 (DEFINITIONS), in #lower density growth management areas#

Square feet of #floor area#:

1 per 1000 square feet when located in #community facility buildings# or when located above the first #story# ceiling in #buildings# with both #commercial# and #community facility uses# - C1-1, C1-2, C2-1 and C2-2 Districts mapped within R1, R2, R3A, R3X and R3-1 Districts in the Borough of Staten Island and Community District 10 in the Borough of the Bronx and C4-1 and C4-2 Districts in the Borough of Staten Island and Community District 10 in the Borough of the Bronx.

36-231 In districts with high, medium, or low parking requirements

C1-1 C1-2 C1-3 C2-1 C2-2 C2-3 C3 C4-1 C4-2 C4-3 C7 C8-1 C8-2

In the districts indicated, except for the #uses# listed in Section 36-233 (Exceptions to application of waiver provisions), and except as otherwise provided in Section 36-27 (Waiver for Certain Small Zoning Lots), the parking requirements set forth in Sections 36-21 (General Provisions) or 36-22 (Special Provisions for a Single Zoning Lot with Uses Subject to Different Parking Requirements) shall not apply to #commercial uses# in parking requirement category A, B, B1, C, D, E, or H, or to permitted #community facility uses#, if the total number of #accessory# off-street parking spaces required for all such #uses# on the #zoning lot# is less than the number of spaces set forth in the following table:

Table with 2 columns: Number of Spaces, Districts. Rows include 10 spaces (C1-1 C2-1 C3 C4-1), 15 spaces (C1-2 C2-2 C4-2 C8-1), 25 spaces (C1-3 C2-3 C4-2A C4-3 C7 C8-2).

36-27 Waiver for Certain Small Zoning Lots C1-1 C1-2 C2-1 C2-2 C4-1 C4-2

In C1-1, C1-2, C2-1 and C2-2 Districts mapped within R1, R2, R3A, R3X and R3-1 Districts in the Borough of Staten Island and in Community District 10 in the Borough of the Bronx, and in C4-1 and C4-2 Districts in the Borough of Staten Island and in Community District 10 in the Borough of the Bronx, for #zoning lots# with a #lot area# of 4,000 square feet or less with #buildings# containing either ambulatory diagnostic or treatment health care facilities, as listed in Section 22-14 (Use Group 4), or a child care service, as listed under the definition of #school# in Section 12-10 (DEFINITIONS), no #accessory# off-street parking spaces shall be required, provided such #zoning lot# existed both on (effective date of amendment) and on the date of application for a building permit.

36-30 REQUIRED ACCESSORY OFF-STREET PARKING SPACES FOR RESIDENCES WHEN PERMITTED IN COMMERCIAL DISTRICTS

36-33 Requirements Where Group Parking Facilities Are Provided C1 C2 C3 C4 C5 C6 C7 C8

In the districts indicated, for #residences developed# under single ownership or control where #group parking facilities# are provided, the number of required #accessory# off-street parking spaces is as set forth in this Section.

36-34 Modification of Requirements for Small Zoning Lots C1 C2 C4-2 C4-3 C4-4 C4-5 C4-6 C4-7 C5 C6

In the districts indicated for small #zoning lots#, the

requirements set forth in Section 36-33 (Requirements Where Group Parking Facilities are Provided), shall be modified in accordance with the provisions set forth in this Section.

36-345
Waiver of requirements for small zoning lots in certain districts in the Borough of Staten Island
C1 C2

In the districts indicated mapped within R4, R5 and R6 Districts in the Borough of Staten Island, for #zoning lots# with a #lot area# of 4,000 square feet or less, no #accessory# off-street parking spaces shall be required, provided such #zoning lot# existed both on (effective date of amendment) and on the date of application for a building permit.

36-52
Size and Location of Spaces
C1 C2 C3 C4 C5 C6 C7 C8

In the districts indicated, all #accessory# off-street parking spaces shall comply with the size and location provisions of this Section.

36-521
Size of spaces
C1 C2 C3 C4 C5 C6 C7 C8

In all districts, as indicated, for all #accessory# off-street parking spaces, open or enclosed, each 300 square feet of unobstructed standing or maneuvering area shall be considered one parking space. However, an area of less than 300 square feet, but in no event less than 200 square feet, may be considered as one space, where the layout and design of the parking area are adequate to permit convenient access and maneuvering in accordance with regulations promulgated by the Commissioner of Buildings, or where the developer or applicant for a building permit or certificate of occupancy certifies that such spaces will be fully attended. In any case where a reduction of the required area per parking space is permitted on the basis of the developer's certification that such spaces will be fully attended, it shall be set forth in the certificate of occupancy that paid attendants employed by the owners or operators of such spaces shall be available to handle the parking and moving of automobiles at all times when such spaces are in use. In no event shall the dimensions of any parking stall be less than 18 feet long and eight feet, six inches wide.

In the Borough of Staten Island and in #lower density growth management areas# in Community District 10, Borough of the Bronx, for #commercial# or #community facility uses#, each required parking space not within a #building# shall be within a parking stall accessed from a travel aisle, where each such stall and aisle complies with the maneuverability standards of paragraph (b) of Section 36-58 (Parking Lot Maneuverability and Curb Cut Regulations). The use of an attendant shall be permitted only where necessary to accommodate additional, non-required parking spaces within the travel aisles. For such parking areas with 18 or more spaces, or greater than 6,000 square feet in area, the provisions of Section 37-90 (Parking Lots) shall also apply.

36-522
Location of parking spaces in certain districts
C1-6A C1-7A C1-8A C1-8X C1-9A C2-6A C2-7A C2-7X C2-8A C4-2A C4-3A C4-4A C4-4D C4-5A C4-5D C4-5X C4-6A C4-7A C5-1A C5-2A C6-2A C6-3A C6-3D C6-4A C6-4X

36-56
Screening
C1 C2 C3 C4 C5 C6 C7 C8

In all districts, as indicated, all open off-street parking areas with 10 spaces or more, which are located on #zoning lots# adjacent to the boundary of a #Residence District#, either at natural grade or on a roof:

36-58
Parking Lot Maneuverability and Curb Cut Regulations
C1 C2 C3 C4 C5 C6 C7 C8

36-581
Special parking regulations for certain community facility uses in the Borough of Staten Island and Community District 10 in the Borough of the Bronx
C1 C2 C4

In C1, C2 and C4 Districts in the Borough of Staten Island or in Community District 10 in the Borough of the Bronx, all #zoning lots# containing #buildings# used for:

- (a) ambulatory diagnostic or treatment health care facilities, as listed in Section 22-14 (Use Group 4), except where such #zoning lot# contains #buildings# used for hospitals or nursing homes as defined in the New York State Hospital Code; or
- (b) child care service as listed under the definition of #school# in Section 12-10 (DEFINITIONS), except where such #zoning lot# contains #buildings# used for houses of worship; or, for #zoning lots# that do not contain #buildings# used for houses of worship, the amount of #floor area# used for child care services is equal to 25 percent or less of the amount of # floor area# permitted for #community facility use# on the #zoning lot#

shall comply with the following provisions:

- (1) Notwithstanding the applicability provisions of paragraph (a) of Section 36-58 (Parking Lot Maneuverability and Curb Cut Regulations), the maneuverability provisions of paragraph (b) and the curb cut provisions of paragraph (c) of such Section shall apply to all #group parking facilities#, open or enclosed. No tandem parking or attended parking shall be permitted.
- (2) In addition to the screening requirements for open parking areas in Section 36-56 (Screening) any parking area covered by a roof shall be screened from adjoining #zoning lots# in #Residence Districts# and from adjacent #streets# in accordance with the following provisions:

- (i) Screening shall consist of a wall or barrier or uniformly painted fence of fire resistant material at least six feet high above finished grade and may be interrupted by normal entrances or exits;
- (ii) Such wall, barrier or fence may be opaque or perforated, provided that not more than 50 percent of the surface is open. No chain link fencing shall be permitted. Such screening shall be maintained in good condition at all times;
- (iii) Where the exterior wall of a parking facility facing a #street# has an opaque area with a width greater than 40 feet and a height greater than six feet, such area shall be treated with a decorative element or material or shall be screened with planting so as to provide visual relief. Such screening or decorative treatment shall be applied to a minimum height of 15 feet above adjoining grade or the height of the wall, whichever is less;
- (iv) For parking areas covered by a roof, where at least half of the surface area of such roof serves as children's play space for #buildings# containing child care services as listed under the definition of #school# in Section 12-10 (DEFINITIONS), such covered parking area shall not be considered an "open parking area" for the purposes of Section 37-90 (PARKING LOTS), inclusive, and shall therefore not require perimeter or interior landscaping pursuant to such Section. In lieu thereof, such covered parking area shall be screened in accordance with paragraph (2) of this Section 36-581.

Article VII: Administration

Chapter 3
Special Permits by the Board of Standards and Appeals

73-10
SPECIAL PERMIT USES

73-125
Ambulatory diagnostic or treatment health care facilities

In R3A, R3X, R3-1, R4A, R4B or R4-1 Districts, the Board of Standards and Appeals may permit ambulatory diagnostic or treatment health care facilities listed in Use Group 4, limited in each case to a maximum of 10,000 square feet of #floor area#, provided that ~~the Board finds that the amount of open area and its distribution on the #zoning lot# conform to standards appropriate to the character of the neighborhood.~~ where such facilities are located in #lower density growth management areas#, such facilities are located on #zoning lots# that comply with the minimum #lot area# and #lot width# regulations of Section 23-35 (Special Provisions for Zoning Lots Containing Certain Community Facility Uses in Lower Density Growth Management Areas).

In addition, for #buildings# in R3, R4, and R5 Districts in #lower density growth management areas# subject to the provisions of paragraph (b) of Section 24-013 (Exceptions to the bulk regulations of this Chapter) the Board may permit the #development# of a #building# pursuant to the #bulk# regulations of Article II, Chapter 4 (Bulk Regulations for Community Facility Buildings in Residence Districts).

In order to grant such special permit, the Board shall find that the amount of open area and its distribution on the #zoning lot# conform to standards appropriate to the character of the neighborhood.

Additionally, in #lower density growth management areas#, the Board shall find that:

- (a) the distribution of #bulk# on the #zoning lot# will not unduly obstruct access of light and air to adjoining properties or #streets#; and
- (b) the scale and placement of the #building# on the #zoning lot# relates harmoniously with surrounding #buildings#.

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

74-49
Residential Use in C4-1 Districts in Staten Island
In the Borough of Staten Island, in C4-1 Districts that occupy at least four acres within a #block# and in other C4-1 Districts for #zoning lots# that, ~~on December 21, 2005, were greater than 20,000 square feet,~~ had a #lot area# greater than 20,000 square feet on December 21, 2005, or on any subsequent date, the City Planning Commission may permit #residences#, provided such #residences# comply with the #bulk# regulations for R5 Districts as set forth in Article II, Chapter 3, or, for #mixed buildings#, Article III, Chapter 5.

74-901
Certain community facility uses in R1 and R2 Districts and certain Commercial Districts
In R1 and R2 Districts, and in C1 and C2 Districts mapped within such #Residence Districts# for any #development#, #extension# or #enlargement# or change of #use# involving any #community facility uses# other than domiciliary care facilities for adults or those for which a permit is required by the Board of Standards and Appeals pursuant to Sections 73-12 (Community Facility Uses in R1 or R2 Districts) or 73-13 (Open Uses in R1 or R2 Districts), the City Planning Commission may permit the allowable community facility #floor area ratio# and #lot coverage# of Section 24-11 (Maximum Floor Area Ratio and Percentage of Lot Coverage) to apply to all such #uses#, provided that the following findings are made:

- (a) that the distribution of the #bulk# of the total #development# will not unduly obstruct the access of light and air in and to adjoining properties or public #streets#, and will result in satisfactory site planning and satisfactory urban design relationships of #buildings# to adjacent #streets# and surrounding #developments#;
- (b) that the architectural and landscaping treatment and the height of the proposed #building# containing such #uses# blends harmoniously with the topography and the surrounding area;
- (c) that the proposed #development# will not require any significant additions to the supporting services of the neighborhood or that provision for adequate supporting services has been made; and
- (d) that the #streets# providing access to such #use# are adequate to handle the traffic generated thereby or provision has been made to handle such traffic.

The Commission may request a report from appropriate governmental agencies with respect to #community facility uses# requesting a special permit under this Section. To minimize traffic congestion in the area, the Commission may require where necessary off-street parking facilities and #accessory# off-street loading berths beyond the amount required by the district regulations. The Commission may prescribe appropriate conditions and safeguards to minimize adverse effects on the character of the surrounding area.

Article X: Special Purpose Districts
Chapter 7
Special South Richmond Development District

107-40
SPECIAL USE, BULK AND PARKING REGULATIONS

107-412
Special bulk regulations for certain community facility uses in lower density growth management areas

The #bulk# regulations of this Chapter applicable to #residential buildings# shall apply to all #zoning lots# in #lower density growth management areas# containing #buildings# used for:

- (a) ambulatory diagnostic or treatment health care facilities, as listed in Section 22-14 (Use Group 4), except where such #zoning lot# contains #buildings# used for hospitals or nursing homes as defined in the New York State Hospital Code; or
- (b) child care service as listed under the definition of #school# in Section 12-10 (DEFINITIONS), except where such #zoning lot# contains #buildings# used for houses of worship; or, for #zoning lots# that do not contain #buildings# used for houses of worship, the amount of #floor area# used for child care services is equal to 25 percent or less of the amount of # floor area# permitted for #community facility use# on the #zoning lot#

107-42
Minimum Lot Area and Lot Width for Residences

107-421
Minimum lot area and lot width for zoning lots containing certain community facility uses

In R1, R2, R3A, R3X, R3-1, R4A, and R4-1 Districts the provisions of this Section shall apply to #zoning lots# containing #buildings# used for:

- (a) ambulatory diagnostic or treatment health care facilities, as listed in Section 22-14 (Use Group 4), except where such #zoning lot# contains #buildings# used for hospitals or nursing homes as defined in the New York State Hospital Code; and
- (b) child care service as listed under the definition of #school# in Section 12-10 (DEFINITIONS), except where:
 - (1) such #zoning lot# contains #buildings# used for houses of worship; or
 - (2) for #zoning lots# that do not contain #buildings# used for houses of worship, the amount of #floor area# used for child care services is equal to 25 percent or less of the amount of # floor area# permitted for #community facility use# on the #zoning lot#

The minimum #lot area# for such #zoning lots# containing ambulatory diagnostic or treatment health care facilities shall be 5,700 square feet, and the minimum #lot area# for such #zoning lots# containing child care services shall be 10,000 square feet. Where such #uses# are located on the same #zoning lot#, the applicable #lot area# requirement shall be allocated separately to each such #use#. In addition, each such #zoning lot# shall have a minimum #lot width# of 60 feet. Such #lot width# shall be applied as set forth in the definition of #lot width# in Section 12-10, provided that such #lot# width# shall also be met along at least one #street line# of the #zoning lot#. No #building#, or portion thereof, shall be permitted between opposing #side lot lines# where such #lot lines# would be nearer to one another at any point than 60 feet.

For such #zoning lots# containing multiple #buildings# used in any combination for ambulatory diagnostic or treatment health care facilities, child care serves, or #residences#, the applicable minimum #lot area# and #lot width# requirements shall be allocated separately to each such #building#.

Article XI - Special Purpose Districts
Chapter 3
Special Ocean Parkway District

113-50
THE SUB-DISTRICT

* * *

**113-503
Special bulk regulations**

For #single-# and #two-family detached# and #semi-detached residences#, certain underlying district #bulk# regulations set forth in Article II, Chapter 3 (Bulk Regulations for Residential Buildings in Residence Districts) are superseded by those set forth in Sections 113-51 through 113-55. The regulations applicable to a #predominantly built-up area# shall not apply in the subdistrict.

For #community facility buildings#, certain underlying district #bulk# regulations set forth in Article II, Chapter 4 (Bulk Regulations for Community Facility Buildings in Residence Districts), are superseded by those set forth in Sections 113-51 (Maximum Permitted Floor Area Ratio), 113-52 (Density Regulations), 113-542 (Minimum required front yards), 113-543 (Minimum required side yards), 113-544 (Minimum required rear yards) and 113-55 (Height and Setback Regulations). The provisions of Sections 24-01 (Applicability of this Chapter), paragraph (a) of Section 24-013 (Exceptions to the bulk regulations of this Chapter), and 24-04 (Modification of Bulk Regulations in Certain Districts) pertaining to R4-1 Districts shall not apply in the subdistrict.

**Chapter 9
Special Hillside Preservation District**

**119-30
SPECIAL REVIEW PROVISIONS**

**119-31
Authorizations**

**119-312
Authorization of certain uses within the Special Hillside Preservation District**

~~The City Planning Commission may grant authorizations for #commercial uses#, #community facility uses#, #group parking facilities# of 30 cars or more and for #enlargements# to any such #uses# and facilities.~~

Any #group parking facility# with 30 cars or more, and, in #residence districts#, any #community facility use# or #enlargement# thereof shall be allowed only by authorization of the City Planning Commission. In order to grant such authorizations, the Commission, upon review of ~~the~~ a site plan, shall find that:

- (a) the proposed #development#, #enlargement# or #site alteration# will not ~~disturb~~ adversely affect the drainage pattern and soil conditions of the area;
- (b) the proposed #development#, #enlargement# or #site alteration# has minimal impact on the existing natural topography and vegetation and blends harmoniously with it;
- (c) such #development#, #enlargement# or #site alteration# is so located as not to impair the essential character of the surrounding area;
- (d) the design of such #development#, #enlargement# or #site alteration# takes full advantage of all special characteristics of the site;
- (e) vehicular access and egress for such #development#, #enlargement# or #site alteration# is located and arranged so as to draw a minimum of vehicular traffic to and through local #streets# in nearby #residential# areas; and
- (f) where vehicular access and egress is located on an arterial, such location affords the best means for controlling the flow of traffic generated by such #development# to and from such arterial.

The City Planning Commission may permit modifications to parking lot landscaping and maneuverability requirements for applications for such authorizations of #group parking facilities# for over 30 cars or for #enlargements# to #group parking facilities# if such modifications preserve vegetation and natural topography.

**119-317
Modification of requirements for private roads and driveways**

For any #development#, #enlargement# or #site alteration#, the City Planning Commission may authorize variations in the requirements for #private roads# and driveways on any #Tier II zoning lot# as set forth in Section 119-214 (Tier II requirements for driveways and private roads) as well as the requirements of Sections 25-621 (Location of parking spaces in certain districts), 25-624 (Special parking regulations for certain community facility uses in lower density growth management areas) and 25-631 (Location and width of curb cuts in certain districts). In order to grant such authorizations, the Commission shall find that:

- (a) the #development# or #enlargement# is not feasible without such modification, or that the requested modification will permit a #development#, #enlargement# or #site alteration# that satisfies the purposes of this Chapter;
- (b) such modification is the least modification required to achieve the purpose for which it is granted;
- (c) the requested modification will not disturb the drainage pattern and soil conditions of the area;
- (d) the requested modification has minimal impact on the existing natural topography and vegetation and blends harmoniously with it; and
- (e) such modification will enhance the quality of the design of the #development#, #enlargement# or site alteration#.

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

n3-17

CIVILIAN COMPLAINT REVIEW BOARD

PUBLIC MEETING

The Civilian Complaint Review Board's monthly public meeting has been scheduled for: Wednesday, November 10, 2010 at 10:00 A.M. at 40 Rector Street, 2nd Floor, New York, NY 10006. Photo ID required.

n5-10

COMMUNITY BOARDS

PUBLIC HEARINGS

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

BOROUGH OF THE BRONX

COMMUNITY BOARD NO. 05 - Wednesday, November 17, 2010, 5:30 P.M., South Bronx Job Corps., 1771 Andrews Avenue (c/o West Tremont Ave.), Bronx, NY

A Public Hearing on New Development 2311 Tiebout Avenue.

n10-17

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

BOROUGH OF BROOKLYN

COMMUNITY BOARD NO. 18 - Wednesday, November 17, 2010, 8:00 P.M., Kings Plaza Community Room, Flatbush Avenue and Avenue V, Brooklyn, NY

BSA# 197-02-BZ

Premises affected - 2825 Nostrand Avenue
A public hearing to reinstate the term of a previously approved special permit pursuant to Section 73-36 and 42-10 of the Zoning Resolution to permit a Physical Culture or Health Establishment in a two-story commercial building in a C2-2 to R3-2 zoning district.

n10-17

EMPLOYEES' RETIREMENT SYSTEM

INVESTMENT MEETING

Please be advised that the next Investment Meeting of the Board of Trustees of the New York City Employees' Retirement System has been scheduled for Tuesday, November 16, 2010 at 9:30 A.M. to be held at the New York City Employees' Retirement System, 335 Adams Street, 22nd Floor Boardroom, Brooklyn, NY 11201-3751.

n8-15

ENVIRONMENTAL CONTROL BOARD

NOTICE

OFFICE OF ADMINISTRATIVE TRIALS AND HEARINGS / ENVIRONMENTAL CONTROL BOARD

The next meeting will take place on Thursday, November 18, 2010 at 40 Rector Street, OATH Lecture Room, 14th Floor, New York, NY 10006 at 9:15 A.M. at the call of the Chairman.

n8-10

FRANCHISE AND CONCESSION REVIEW COMMITTEE

MEETING

PUBLIC NOTICE IS HEREBY GIVEN THAT the Franchise and Concession Review Committee will hold a Public Meeting on Wednesday, November 10, 2010 at 2:30 P.M., at 22 Reade Street, 2nd Floor Conference Room, Borough of Manhattan.

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

n1-10

LANDMARKS PRESERVATION COMMISSION

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that pursuant to the provisions of Title 25, chapter 3 of the Administrative Code of the City of New York (Sections 25-307, 25-308, 25-309, 25-313, 25-318, 25-320) (formerly Chapter 8-A, Sections 207-6.0, 207-7.0, 207-12.0, 207-17.0, and 207-19.0), on Tuesday, **November 23, 2010 at 9:30 A.M.** in the morning of that day, a public hearing will be held in the Conference Room at 1 Centre Street, 9th Floor, Borough of Manhattan with respect to the following properties and then followed by a public meeting. Any person requiring reasonable accommodation in order to participate in the hearing or attend the meeting should call or write the Landmarks Commission no later than five (5) business days before the hearing or meeting.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF QUEENS 11-1140 - Block 8051, lot 61 - 223 Ridge Road - Douglaston Historic District
A free-standing Colonial Revival style home designed by Dorothy W. Chapman and built in 1921. Application is to construct an addition. Zoned R1-1. Community District 11.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF QUEENS 10-9711 - Block 1458, lot 40-84-01 37th Avenue - Jackson Heights Historic District
A vacant lot. Application is to construct a new building. Zoned R7-1/C1-3. Community District 3.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF QUEENS 11-1992 - Block 132, lot 131-39-09 49th Street - Sunnyside Gardens Historic District
A Colonial Revival style brick rowhouse designed by Clarence Stein, Henry Wright, and Frederick Ackerman and built in 1927. Application is to alter the enclosed rear porch. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 11-3445 - Block 41, lot 1-192 Water Street - DUMBO Historic District
An American Round Arch style stable building designed by Edward N. Stone and built in 1898. Application is to construct a roof-top addition and alter ground floor openings. Zoned M1-4/R8. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 10-7261 - Block 20, lot 29-195 Plymouth Street - DUMBO Historic District
An American Round Arch style factory building designed by Mercein Thomas and built in 1892. Application is to install ground floor infill, create window openings, replace windows, and relocate fire shutters. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 11-3714 - Block 28, lot 1-30 Washington Street, aka 121 Water Street - DUMBO Historic District
An American Round Arch style factory building designed by Benjamin Finkensieper and built in 1894. Application is to construct a rooftop addition, install rooftop mechanicals equipment, replace windows, alter ground floor openings, and install a canopy. Zoned C6-2A.

BINDING REPORTBOROUGH OF BROOKLYN 11-3631 - Block 2088, lot 1- Fort Greene Park - Fort Greene Historic District
A park designed by Olmsted and Vaux in 1867-1868. Application is to alter a park entrance, stairs, pathways and sidewalk and to construct a barrier free access ramp. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 11-1707 - Block 1959, lot 14-415 Clermont Avenue - Fort Greene Historic District
An Italianate style rowhouse originally built in 1866 and later altered. Application is to legalize the installation of windows, security grilles, and a fence without Landmarks Preservation Commission permits. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 11-3212 - Block 261, lot 2-313 Hicks Street - Brooklyn Heights Historic District
An Eclectic style rowhouse built in 1880-99. Application is to legalize the installation of a rooftop railing in non-compliance with Certificate of No Effect 05-7881. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 11-3162 - Block 286, lot 33-140 Court Street - Cobble Hill Historic District
A building built between 1915 and 1917 with a store at the ground floor. Application is to construct a rear yard addition. Community District 6.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 11-3154 - Block 286, lot 14-176 Atlantic Avenue - Cobble Hill Historic District
An altered Gothic Revival style rowhouse built in 1846. Application is to reconstruct the facade. Community District 6.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 09-4220 - Block 443, lot 1-343 Smith Street, aka 253 Carroll Street - Carroll Gardens Historic District
An Italianate style rowhouse built in 1872-73 with a 20th century garage. Application is to modify a window opening, modify the garage parapet and replace the garage door installed without Landmarks Preservation Commission permits. Community District 6.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF BROOKLYN 11-2825 - Block 1078, lot 63-527 3rd Street - Park Slope Historic District
A Queen Anne style rowhouse with neo-Grec details built circa 1889. Application is to alter the rear facade. Community District 6.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 11-0899 - Block 101, lot 26-259 Front Street - South Street Seaport Historic District
A Federal style building constructed in 1807-03. Application is to install a bracket sign. Community District 1.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 10-9123 Block 224, lot 29-460 Greenwich Street - Tribeca North Historic District
A Renaissance Revival style store and loft building designed by Franklin Baylies and built in 1897. Application is to legalize the installation of storefront infill, and lighting without Landmarks Preservation Commission permits. Community District 1.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 10-4161 - Block 487, lot 16-393 Broadway - SoHo-Cast Iron Historic District
A warehouse designed by J.B. Snook & Sons, and built in 1889-90. Application is to alter window openings and install windows. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 11-0379 - Block 176, lot 14-

175 West Broadway - 175 West Broadway Building - Individual Landmark

A commercial building designed by Scott and Umbach and built in 1877. Application is to install a painted wall sign. Zoned C6-2A. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 11-3643 - Block 515, lot 25-155 Wooster Street - SoHo-Cast Iron Historic District
A Classical Revival style store and loft building designed by George F. Pelham and built in 1897-1898. Application is to install a painted wall sign. Zoned M1-5A. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 11-3037 - Block 553, lot 17-48-50 West 8th Street - Greenwich Village Historic District
A pair of Queen Anne style flats houses built in 1876. Application is to reconstruct the façade. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 11-2794 - Block 620, lot 1-243-247 West 10th Street, aka 520-524 Hudson Street - Greenwich Village Historic District
An apartment building designed by Samuel Roth and built in 1947. Application is to modify a bracket sign installed without Landmarks Preservation Commission permits. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 11-2634 - Block 592, lot 68-373 6th Avenue - Greenwich Village Historic District
A neo-Grec style building built in 1875. Application is to install storefront infill, signage, and light fixtures. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 11-2178 - Block 621, lot 43-84 Perry Street - Greenwich Village Historic District
An Italianate style dwelling designed by R.G. Hatfield and built in 1866-68. Application is to replace the front door. Community District 2.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 10-8517 - Block 719, lot 4-467 West 22nd Street - Chelsea Historic District
An Italianate style rowhouse built in 1853. Application is to legalize alterations to the rear facade performed without Landmarks Preservation Commission permits. Community District 4.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 11-3352 - Block 697, lot 31-259 10th Avenue - West Chelsea Historic District
An Industrial Modern style warehouse building designed by Cass Gilbert and built in 1927-28. Application is to alter the ground floor, construct rooftop additions, and install mechanical equipment. Zoned C6-3. Community District 4.

MODIFICATION OF USE AND BULK
BOROUGH OF MANHATTAN 11-3525 - Block 697, lot 31-259 10th Avenue - West Chelsea Historic District
An Industrial Modern style warehouse building designed by Cass Gilbert and built in 1927-28. Application is to request that the Landmarks Preservation Commission issue a report to the City Planning Commission relating to an application for a Modification of Use pursuant to Section 74-711 of the Zoning Resolution. Zoned C6-3. Community District 4.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 10-9811 - Block 860, lot 16-120 Madison Avenue - Colony Club/Academy of Dramatic Arts- Individual Landmark
A Federal Eclectic style building designed by Stanford White and built in 1905. Application is to construct a barrier-free access ramp and railing. Community District 5.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 11-2253 - Block 1288, lot 33-360-376 Park Avenue, aka 75-83 East 52nd Street, 60-64 East 53rd Street - Racquet and Tennis Club Building- Individual Landmark
A neo-Italian Renaissance style club building designed by McKim, Mead and White and built in 1916-1918. Application is to replace storefront infill and a canopy. Community District 5.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 11-0663 - Block 1196, lot 29-225 Central Park West - Upper West Side /Central Park West Historic District
A neo-Renaissance style apartment hotel designed by Emery Roth and built in 1925-26. Application is to alter two greenhouse additions. Zoned R10A, R8B. Community District 7.
CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 11-2579 - Block 1126, lot 11-43 West 73rd Street - Upper West Side/Central Park West Historic District
A German Renaissance Revival style rowhouse designed by Henry J. Hardenbergh and built in 1882-1885. Application is to alter the rear facade and construct rooftop additions. Zoned R8B. Community District 7.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 09-5402 - Block 1211, lot 63-180 West 81st Street - Upper West Side /Central Park West Historic District
A Renaissance/Romanesque Revival style apartment building designed by A.B. Odgen & Son and built in 1889-90. Application is to construct a rooftop addition. Zoned C2-7A. Community District 7.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 11-3484 - Block 1416, lot 105-205 East 61st Street - Treadwell Farm Historic District
A rowhouse built in 1873-74 and remodeled in the 20th century. Application is to install a barrier free access lift. Community District 8.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 11-3346 - Block 1502, lot 12-17 East 90th Street - 17 East 90th Street House- Individual Landmark Carnegie Hill Historic District

A neo-Georgian style townhouse designed by F. Burrell Hoffman, Jr., and built in 1917-19. Application is to alter the front entrance to provide barrier-free access, infill a lightwell at the east facade, and the construct a rear yard addition. Zoned R8B. Community District 8.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 11-3347 - Block 1502, lot 59-22 East 91th Street - Expanded Carnegie Hill Historic District
A neo-Georgian style school with dormitory designed by John Russell Pope and built in 1929, with a four-story addition, designed by Fox & Fowle, and built in 1985-87. Application is to alter at the front entrance to provide barrier-free access, and construct a rear yard addition. Zoned R8B/C1-5. Community District 8.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 10-5578 - Block 1718, lot 72-188 Lenox Avenue - Mount Morris Park Historic District
A Queen Anne style rowhouse designed by Herman J. Schwarzman and Buchman and built in 1886-87. Application is to legalize the removal of the stoop without Landmarks Preservation Commission permits, and to install new storefront infill and alter the facade. Community District 10.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 11-2950 - Block 2061, lot 135-739 St. Nicholas Avenue, aka 400 West 147th Street - Hamilton Heights/Sugar Hill Historic District
A Classical Revival style rowhouse designed by Henri Fouchaux and built in 1898-1900. Application is to install railings at the stoop and areaway wall.

n9-23

TUESDAY NOVEMBER 16, 2010

NOTICE IS HEREBY GIVEN THAT PURSUANT to the provisions of 3020 of the New York City Charter and Chapter 3 of Title 24 of the Administrative Code of the City of New York (Sections 25-303 and 25-313) that on **Tuesday, November 16, 2010 at 9:30 A.M.**, at the Landmarks Preservation Commission will conduct a *public hearing* in the Public Meeting Room of the Landmarks Preservation Commission, located at The Municipal Building, 1 Centre Street, 9th Floor North, City of New York with respect to the following proposed Landmarks, Landmark Sites and Historic Districts. Any person requiring reasonable accommodation in order to participate in the hearing should call or write the Landmarks Preservation Commission, [Municipal Building, 1 Centre Street, 9th Floor North, New York, NY 10007, (212) 669-7700] no later than five (5) business days before the hearing. There will also be a public meeting on that day.

ITEMS TO BE HEARD

PUBLIC HEARING ITEM NO. 1
LP-2429
ENGINEERS' CLUB, 32 West 40th Street (aka 32-34 West 40th Street), Manhattan.
Landmark Site: Borough of Manhattan Tax Map Block 841, Lot 69

o29-n15

PUBLIC MEETING

NOTICE IS HEREBY GIVEN THAT PURSUANT to the provisions of Title 25, Chapter 3 of the Administrative Code of the City of New York that on **Tuesday, November 16, 2010**, there will be a Public Meeting of the Landmarks Preservation Commission in the Public Hearing Chamber at 1 Centre Street, 9th Floor North, Borough of Manhattan, City of New York. For information about the Public Meeting agenda, please contact the Public Information Officer at (212) 669-7817.

n10-15

TAXI AND LIMOUSINE COMMISSION

MEETING

PUBLIC NOTICE IS HEREBY GIVEN THAT THE NEW YORK CITY TAXI AND LIMOUSINE COMMISSION will hold a Commission Meeting on Thursday, November 18, 2010 at 10:00 A.M., at the offices of the New York City Taxi and Limousine Commission, located at 40 Rector Street, 5th Floor, New York, New York.

n10

TRANSPORTATION

PUBLIC HEARINGS

COMMUTER VAN SERVICE AUTHORITY Six-Year Renewal

NOTICE IS HEREBY GIVEN THAT the Department of Transportation is conducting a hearing on the six-year renewal and expansion of vans for a van authority currently authorized in the Borough of Brooklyn. The van company requesting this expansion is: Pebbles Transportation Company, Inc. The address is 3712 Flatlands Avenue, Apt. 2F, Brooklyn, NY 11234. The applicant currently utilizes 16 vans daily and is requesting 10 additional vans to provide daily service 24 hours a day.

There will be a public hearing held on Friday, December 3, 2010 at the Brooklyn Borough President's Office, 209 Joralemon Street, Court Room, 2nd Floor, Brooklyn, NY 11201 from 2:00 P.M. - 4:00 P.M. for an opportunity to voice your position on this application. In addition, written comments in support or in opposition to this application may be sent to Ms. Dorothy Szorc at the New York City Department of Transportation, Traffic Management Division,

6th Floor, 55 Water Street, New York, NY 10041 no later than December 3, 2010. Any written comments received after this date may not be considered. Those opposing the application must clearly specify why the proposed service will not meet present and/or future public convenience and necessity.

n8-12

COURT NOTICES

SUPREME COURT

NOTICE

QUEENS COUNTY IA PART 8 NOTICE OF ACQUISITION INDEX NUMBER 18977-2010

In the Matter of the Application of the CITY OF NEW YORK, relative to acquiring title in fee, to real property needed for the widening of

142nd Street from Bascom Avenue to Sutter Avenue, 142nd Street from 135th Avenue to North Conduit Avenue, and 145th Street from 129th Avenue to 133rd Avenue,

in the Borough of Queens, City and State of New York. **PLEASE TAKE NOTICE**, that by order of the Supreme Court of the State of New York, County of Queens, IA Part 8 (Hon. Jaime A. Rios, J.S.C.), duly entered in the office of the Clerk of the County of Queens on October 25, 2010, the application of the City of New York to acquire certain real property, for the widening of 142nd Street from Bascom Avenue to Sutter Avenue, 142nd Street from 135th Avenue to North Conduit Avenue, and 145th Street from 129th Avenue to 133rd Avenue, was granted and the City was thereby authorized to file an acquisition map with the Office of the City Register. Said map, showing the property acquired by the City, was filed with the City Register on October 29, 2010. Title to the real property vested in the City of New York on October 29, 2010.

PLEASE TAKE FURTHER NOTICE, that the City has acquired the following parcels of real property:

Damage Parcel	Block	Part of Lot
1	12057	58
2	12057	60
3	Bed of 142 Street	n/a
4	12060	62 (subject to encroachments, as shown on map)
5	Bed of 142 Street	n/a
6	Bed of 142 Street	n/a
7	Bed of 142 Street	n/a
8	Bed of 142 Street	n/a
9	Bed of 142 Street	n/a
10	Bed of 142 Street	n/a
11	Bed of 142 Street	n/a
12	Bed of 142 Street	n/a
13	Bed of 142 Street	n/a
14	Bed of 142 Street	n/a (subject to encroachments, as shown on map)
15	12070	85
15A	Bed of 145 Street	n/a
16	12070	86
16A	Bed of 145 Street	n/a
17	Bed of 145 Street	n/a
18	Bed of 145 Street	n/a
19	Bed of 145 Street	n/a
20	Bed of 145 Street	n/a
21	Bed of 145 Street	n/a
22	Bed of 145 Street	n/a
23	Bed of 145 Street	n/a
24	Bed of 145 Street	n/a
25	Bed of 145 Street	n/a
26	Bed of 145 Street	n/a
27	Bed of 145 Street	n/a
28	Bed of 145 Street	n/a
29	Bed of 145 Street	n/a
30	Bed of 145 Street	n/a
31	Bed of 145 Street	n/a
32	12081	185
32A	Bed of 145 Street	n/a
33	12081	186
33A	Bed of 145 Street	n/a
34	12081	188
34A	Bed of 145 Street	n/a
35	12081	189
35A	Bed of 145 Street	n/a
36	12081	191
36A	Bed of 145 Street	n/a
37	12081	193
37A	Bed of 145 Street	n/a
38	12081	195
38A	Bed of 145 Street	n/a
39	12081	197
39A	Bed of 145 Street	n/a
40	12081	199
40A	Bed of 145 Street	n/a
41	12080	218
41A	Bed of 145 Street	n/a
42	12080	232
42A	Bed of 145 Street	n/a
43	12080	235
43A	Bed of 145 Street	n/a
44	12080	237

44A	Bed of 145 Street	n/a
45	12080	239
45A	Bed of 145 Street	n/a
46	12080	240
46A	Bed of 145 Street	n/a
47	12080	242
47A	Bed of 145 Street	n/a
48	Bed of 145 Street	n/a
49	Bed of 145 Street	n/a
50	Bed of 145 Street	n/a
51	Bed 145 Street	n/a
52 & 52A	12099	1
52B	Bed of 142 Street	n/a
53 & 53A	12095	2
53B	Bed of 142 Street	n/a
54	12095	6
54A	Bed of 142 Street	n/a

PLEASE TAKE FURTHER NOTICE, that pursuant to said Order and to §§ 503 and 504 of the Eminent Domain Procedure Law of the State of New York, each and every person interested in the real property acquired in the above-referenced proceeding and having any claim or demand on account thereof is hereby required, on or before October 29, 2011 (which is one (1) calendar year from the title vesting date), to file a written claim with the Clerk of the Court of Queens County, and to serve within the same time a copy thereof on the Corporation Counsel of the City of New York, Tax and Bankruptcy Litigation Division, 100 Church Street, New York, New York 10007.

Pursuant to EDPL § 504, the claim shall include:

- A) the name and post office address of the condemnee;
- B) reasonable identification by reference to the acquisition map, or otherwise, of the property affected by the acquisition, and the condemnee's interest therein;
- C) a general statement of the nature and type of damages claimed, including a schedule of fixture items which comprise part or all of the damages claimed; and,
- D) if represented by an attorney, the name, address and telephone number of the condemnee's attorney.

Pursuant to EDPL § 503(C), in the event a claim is made for fixtures or for any interest other than the fee in the real property acquired, a copy of the claim, together with the schedule of fixture items, if applicable, shall also be served upon the fee owner of said real property.

PLEASE TAKE FURTHER NOTICE, that, pursuant to § 5-310 of the New York City Administrative Code, proof of title shall be submitted to the Corporation Counsel of the City of New York, Tax and Bankruptcy Litigation Division, 100 Church Street, New York, New York 10007 on or before October 29, 2012 (which is two (2) calendar years from the title vesting date).

Dated: November 3, 2010, New York, New York
MICHAEL A. CARDOZO
 Corporation Counsel of the City of New York
 Attorney for the Condemnor
 100 Church Street
 New York, New York 10007
 Tel. (212) 788-0716

n8-22

**RICHMOND COUNTY
 IA PART 74
 NOTICE OF ACQUISITION
 INDEX NUMBER (CY) 4024/10**

In the Matter of the Application of THE CITY OF NEW YORK relative to acquiring title in fee simple where not heretofore acquired for the same purpose for

SOUTH RICHMOND BLUEBELT, PHASE 3

located in the Bluebelt areas known as Jack's Pond and Wolfe's Pond, in Community District 3, South Richmond, Borough of Staten Island, County of Richmond, City and State of New York.

PLEASE TAKE NOTICE, that by order of the Supreme Court of the State of New York, County of Richmond, IA Part 74 (Hon. Abraham G. Gerges, J.S.C.), duly entered in the office of the Clerk of the County of Richmond on October 26, 2010, the application of the City of New York to acquire certain real property, for South Richmond Bluebelt, Phase 3, was granted and the City was thereby authorized to file an acquisition map with the Clerk of Richmond County. Said map, showing the property acquired by the City, was filed with the Clerk of Richmond County on October 26, 2010. Title to the real property vested in the City of New York on October 26, 2010.

PLEASE TAKE FURTHER NOTICE, that the City has acquired the following parcels of real property:

Damage Parcel	Block	Lot
1	5133	Part of 1
2	6550	71

PLEASE TAKE FURTHER NOTICE, that pursuant to said Order and to §§ 503 and 504 of the Eminent Domain Procedure Law of the State of New York, each and every person interested in the real property acquired in the above-referenced proceeding and having any claim or demand on account thereof is hereby required, on or before October 26, 2011 (which is one (1) calendar year from the title vesting date), to file a written claim with the Clerk of the Court of Richmond County, and to serve within the same time a copy thereof on the Corporation Counsel of the City of New York, Tax and Bankruptcy Litigation Division, 100 Church Street,

New York, New York 10007. Pursuant to EDPL §504, the claim shall include:

- A) the name and post office address of the condemnee;
- B) reasonable identification by reference to the acquisition map, or otherwise, of the property affected by the acquisition, and the condemnee's interest therein;
- C) a general statement of the nature and type of damages claimed, including a schedule of fixture items which comprise part or all of the damages claimed; and,
- D) if represented by an attorney, the name, address and telephone number of the condemnee's attorney.

Pursuant to EDPL § 503(C), in the event a claim is made for fixtures or for any interest other than the fee in the real property acquired, a copy of the claim, together with the schedule of fixture items, if applicable, shall also be served upon the fee owner of said real property.

PLEASE TAKE FURTHER NOTICE, that, pursuant to § 5-310 of the New York City Administrative Code, proof of title shall be submitted to the Corporation Counsel of the City of New York, Tax and Bankruptcy Litigation Division, 100 Church Street, New York, New York 10007 on or before October 26, 2012 (which is two (2) calendar years from the title vesting date).

Dated: November 1, 2010, New York, New York
MICHAEL A. CARDOZO
 Corporation Counsel of the City of New York
 Attorney for the Condemnor
 100 Church Street
 New York, New York 10007
 Tel. (212) 788-0714

n3-17

PROPERTY DISPOSITION

CITYWIDE ADMINISTRATIVE SERVICES

MUNICIPAL SUPPLY SERVICES

■ AUCTION

PUBLIC AUCTION SALE NUMBER 11001-J

NOTICE IS HEREBY GIVEN of a public auction of City fleet vehicles consisting of cars, vans, light duty vehicles, trucks, heavy equipment and miscellaneous automotive equipment to be held on Wednesday, November 10, 2010 (SALE NUMBER 11001-J). Viewing is on auction day only from 8:30 A.M. until 9:00 A.M. The auction begins at 9:00 A.M.

LOCATION: 570 Kent Avenue, Brooklyn, NY (in the Brooklyn Navy Yard between Taylor and Clymer Streets).

A listing of vehicles to be offered for sale in the next auction can be viewed on our website, on the Friday prior to the sale date at:

<http://www.nyc.gov/autoauction>
 or
<http://www.nyc.gov/autoauctions>

Terms and Conditions of Sale can be viewed at this site. For further information, please call (718) 417-2155 or (718) 625-1313.

o27-n10

■ SALE BY SEALED BID

SALE OF: THREE YEAR ALUMINUM REMOVAL CONTRACT FROM DOT MASPETH CENTRAL OPERATIONS QUEENS SITE FROM DECEMBER 1, 2010 THRU NOVEMBER 30, 2013.

S.P.#: 11012 DUE: November 19, 2010

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

n5-19

SALE OF: COMPOST/MATERIAL HANDLING EQUIPMENT AND CRUSHING PLANT, USED.

S.P.#: 11011 DUE: November 16, 2010

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

n1-16

POLICE

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

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

Recovered, lost, abandoned property, property obtained from prisoners, emotionally disturbed, intoxicated and deceased persons; and property obtained from persons incapable of caring for themselves. Motor vehicles, boats, bicycles, business machines, cameras, calculating machines, electrical and optical property, furniture, furs, handbags, hardware, jewelry, photographic equipment, radios, robes, sound systems, surgical and musical instruments, tools, wearing apparel, communications equipment, computers, and other miscellaneous articles.

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

FOR MOTOR VEHICLES

(All Boroughs):

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

FOR ALL OTHER PROPERTY

- * Manhattan - 1 Police Plaza, New York, NY 10038, (212) 374-4925.
- * Brooklyn - 84th Precinct, 301 Gold Street, Brooklyn, NY 11201, (718) 875-6675.
- * Bronx Property Clerk - 215 East 161 Street, Bronx, NY 10451, (718) 590-2806.
- * Queens Property Clerk - 47-07 Pearson Place, Long Island City, NY 11101, (718) 433-2678.
- * Staten Island Property Clerk - 1 Edgewater Plaza, Staten Island, NY 10301, (718) 876-8484.

j1-d31

PROCUREMENT

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

AGING

■ AWARDS

Human / Client Service

SERVICES FOR SENIOR CITIZENS – Renewal – Catholic Charities Neighborhood Services Inc. 191 Joralemon Street, 14th Floor, Brooklyn, NY 11201 PIN#: 12511CMA04MF - Contract Amount: \$3,147,957

Regional Aid For Interim Needs Inc. 2405 East Tremont Avenue, Bronx, NY 10461 PIN#: 12511SC1011E - Contract Amount: \$248,341

Isabella Geriatric Center Inc. 515 Audubon Avenue, New York, NY 10040 PIN#: 12511CMA03MB - Contract Amount: \$3,663,471

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SERVICES FOR SENIOR CITIZENS – Negotiated Acquisition – PIN# 12511SCNA11M – AMT: \$473,397.00 – TO: Regional Aid For Interim Needs Inc., 811 Morris Park Avenue, Bronx, NY 10462. Negotiated Acquisition Extension contract.

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CITYWIDE ADMINISTRATIVE SERVICES

MUNICIPAL SUPPLY SERVICES

■ SOLICITATIONS

Goods

VEHICLE, CONSTRUCTION TRUCK - DEP – Competitive Sealed Bids – PIN# 8571000014 – DUE 12-06-10 AT 10:30 A.M.

● **GRP: WEMCO, PUMP PARTS AND HYDROGRITER PARTS** – Competitive Sealed Bids – PIN# 8571100197 – DUE 12-07-10 AT 10:30 A.M.

● **CEILING TILE - FURNISH ONLY** – Competitive Sealed Bids – PIN# 8571100103 – DUE 12-06-10 AT 10:30 A.M.

● **COMPRESSED GASES: PROPANE GAS** – Competitive Sealed Bids – PIN# 8571000902 – DUE 12-06-10 AT 10:30 A.M.

● **GRP: INGERSOLL-RAND AIR COMPRESSORS** – Competitive Sealed Bids – PIN# 8571100184 – DUE 12-06-10 AT 10:30 A.M.

● **TASK WIPERS** – Competitive Sealed Bids – PIN# 8571100218 – DUE 12-06-10 AT 10:30 A.M.

● **PLATES AND BOWLS (PAPER)** – Competitive Sealed Bids – PIN# 8571100282 – DUE 12-07-10 AT 10:30 A.M.

● **TRUCK, FIRE, 95' AERIAL PLATFORM APPARATUS** – Competitive Sealed Bids – PIN# 8571000590 – DUE 12-07-10 AT 10:30 A.M.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
 Department of Citywide Administrative Services
 1 Centre Street, Room 1800, New York, NY 10007.
 Anna Wong (212) 669-8610, fax: (212) 669-7603,
 dcasdmssbids@dcas.nyc.gov

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VENDOR LISTS

Goods

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

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

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

jy17-j4

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

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

Applications for consideration of equipment products for inclusion on the acceptable brands list are available from: Vendor Relations, Department of Citywide Administrative Services, Division of Municipal Supply Services, 1 Centre Street, 18th Floor, New York, NY 10007. (212) 669-8610.

jy17-j4

OPEN SPACE FURNITURE SYSTEMS - CITYWIDE – In accordance with PPB Rules, Section 2.05(c)(3), an Acceptable Brands List, #AB-17W-1:99, has been established for open space furniture systems.

Application for consideration of product for inclusion on this acceptable brands list shall be made in writing and addressed to: Vendor Relations, Department of Citywide Administrative Services, Division of Municipal Supply Services, 1 Centre Street, 18th Floor, New York, NY 10007, (212) 669-8610.

jy17-j4

EDUCATION

CONTRACTS AND PURCHASING

SOLICITATIONS

Goods & Services

WINDOW AIR CONDITIONERS – Competitive Sealed Bids – PIN# B1532040 – DUE 12-09-10 AT 4:00 P.M. – Supply, deliver and install window air conditioners. The bid consists of ten (10) different air conditioner sizes as well as sixteen (16) additional labor/installation components. Vendors will be required to service all schools and offices in all five boroughs. If you cannot download this bid, please send an e-mail to VendorHotline@schools.nyc.gov with the bid number and title in the subject line of your e-mail. For all questions related to this bid, please send an e-mail to NLabetti@schools.nyc.gov with the bid number and title in the subject line of your e-mail.

Bid opening: Friday, December 10th, 2010 at 11:00 A.M.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Department of Education, 65 Court Street, Room 1201 Brooklyn, NY 11201. Vendor Hotline (718) 935-2300
vendorhotline@schools.nyc.gov

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HEALTH AND HOSPITALS CORPORATION

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

j1-d31

SOLICITATIONS

Goods

ABORBABLE HEMOSTATIC PARTICLES AND BIOGLUE SYRINGE APPLICATION – Competitive Sealed Bids – PIN# QHN2011-1047QHC – DUE 11-23-10 AT 10:00 A.M.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Queens Health Network, 82-68 164th Street, "S" Building, Jamaica, NY 11432. Monique Thomas (718) 883-6000, fax: (718) 883-6222, Thomasmon@nychhc.org

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HEALTH AND MENTAL HYGIENE

AGENCY CHIEF CONTRACTING OFFICER

SOLICITATIONS

Human/Client Service

NEW YORK/NY III SUPPORTED HOUSING CONGREGATE – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 81608PO076300R0X00-R – DUE 03-22-12 AT 4:00 P.M. – The Department is issuing a RFP to establish 3,000 units of citywide supportive housing in newly constructed or rehabilitated single-site buildings for various homeless populations pursuant to the New York III Supported Housing agreement. The subject RFP will be open-ended and proposals will be accepted on an on-going basis. The RFP is available on-line at <http://www.nyc.gov/html/doh/html/acco/acco-rfp-nynycongregate-20070117-form.shtml>. A pre-proposal conference was held on March 6, 2007 at 2:00 P.M. at 125 Worth Street, 2nd Floor Auditorium, New York, N.Y. Any questions regarding this RFP must be sent in writing in advance to Contracting Officer at the above address or fax to (212) 219-5865. All proposals must be hand delivered at the Agency Chief Contracting Officer, 93 Worth Street, Room 812, New York, NY 10013, no later than March 22, 2012.

As a minimum qualification requirement for (1) the serious and persistent mentally ill populations, the proposer must be incorporated as a not-for-profit organization, and (2) for the young adult populations, the proposer must document site control and identify the source of the capital funding and being used to construct or renovate the building. Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Health and Mental Hygiene, 93 Worth Street, Room 812 New York, NY 10013. Huguette Beauport (212) 219-5883, fax: (212) 219-5890, hbeaupor@health.nyc.gov

o1-m21

AGENCY CHIEF CONTRACTING OFFICER

AWARDS

Services (Other Than Human Services)

STORAGE OF EARLY INTERVENTION RECORDS – Other – PIN# 10AC083601R0X00 – AMT: \$36,600.00 – TO: CITISTORAGE, LLC, 5 North 11th Street, Brooklyn, New York 11211. The Department intends to enter into an extension of the Contract for Storage of Early Intervention Records, contract term will be from 4/1/10 to 3/31/11, contract amount not to exceed \$36,600.00. Any questions regarding this award can be addressed to Jeannette Soto at (212) 219-5518.

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HOMELESS SERVICES

AWARDS

Construction Related Services

WITNESSING OF ELEVATOR TESTING INSPECTION – Competitive Sealed Bids – PIN# 07111S011488 – AMT: \$21,600.00 – TO: MJR Elevator Consulting Group, LLC, 11 Penn Plaza, 5th Floor, New York, NY 10001.
● **INTEGRATED PEST MANAGEMENT** – Competitive Sealed Bids – PIN# 07110B0018001 – AMT: \$237,276.00 – TO: Kingsway Exterminating Co., LLC, 2216 Flatbush Avenue, Brooklyn, NY 11234-4516.

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OFFICE OF CONTRACTS AND PROCUREMENT

SOLICITATIONS

Human/Client Service

CORRECTION: TRANSITIONAL RESIDENCES FOR HOMELESS/ DROP-IN CENTERS – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 071-00S-003-262Z – DUE 06-27-11 AT 10:00 A.M. – CORRECTION: The Department of Homeless Services is soliciting proposals from organizations interested in developing and operating transitional residences for homeless adults and families including the Neighborhood Based Cluster Residence and drop-in centers for adults. This is an open-ended solicitation; there is no due date for submission.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Department of Homeless Services, 33 Beaver Street, 13th Floor, New York, NY 10004.
Marta Zmoira (212) 361-0888, mzmaira@dhs.nyc.gov

j6-20

HOUSING AUTHORITY

SOLICITATIONS

Construction/Construction Services

ELEVATOR REHABILITATION FOR ONE (1) ELEVATOR AT BETANCES II, 13 – Competitive Sealed Bids – PIN# EV1019481 – DUE 12-01-10 AT 10:00 A.M. – Bid documents are available Monday through Friday, 9:00 A.M. to 4:00 P.M., for a \$25.00 fee in the form of a money order or certified check made payable to NYCHA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Housing Authority, 90 Church Street, 11th Floor, New York, NY 10007. Gloria Guillo, MPA, CPPO, (212) 306-3121, fax: (212) 306-5151, gloria.guillo@nycha.nyc.gov

n9-16

REQUEST FOR PROPOSAL FOR ELEVATOR - DESIGN CONSULTING SERVICES – Competitive Sealed Bids – PIN# ELEVATOR-RFP – DUE 11-30-10 AT 4:00 P.M. – Bid documents are available Monday through Friday, 9:00 A.M. to 4:00 P.M., for a \$25.00 fee in the form of a money order or certified check made payable to NYCHA.

A proposers' conference is scheduled for Friday, November 19, 2010 at 10:00 A.M. at 250 Broadway, 12th Floor Board Room. Although attendance is not mandatory, it is strongly recommended that you attend.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Housing Authority, 90 Church Street, 11th Floor, New York, NY 10007. Gloria Guillo, MPA, CPPO, (212) 306-3121, fax: (212) 306-5151, gloria.guillo@nycha.nyc.gov

n8-15

INFORMATION TECHNOLOGY AND TELECOMMUNICATIONS

AGENCY CHIEF CONTRACTING OFFICER

SOLICITATIONS

Services (Other Than Human Services)

CABLE TELEVISION FRANCHISES – Other – PIN# 85810FRANCHI – DUE 12-03-10 AT 3:00 P.M. – In accordance with the New York City Charter, the New York City Department of Information Technology and Telecommunications ("DoITT") is issuing, as of the date of this notice, a Solicitation for Submissions regarding renewal of cable television franchises previously renewed in 1998 for the boroughs of Queens, Staten Island, Manhattan and the franchise held by Time Warner Entertainment Company L.P. for the borough of Brooklyn.

Solicitation submissions will only be accepted from current New York City Cable Television franchisees that have previously renewed cable television franchises in 1998 for parts or all of the boroughs of Queens, Staten Island, Manhattan, and the franchise held by Time Warner Entertainment Company L.P. for the Borough of Brooklyn. Copies of this Solicitation are available by downloading the document from DoITT's website (www.nyc.gov/doitt). Hard copies are available upon request at a price of .25 per page by contacting the Office of Franchise Administration at DoITT at rchambers@doitt.nyc.gov

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Department of Information Technology and Telecommunications, 75 Park Place, 9th Floor, New York, NY 10007. Jean Blanc (212) 788-6236, acco@doitt.nyc.gov

n4-18

CABLE TELEVISION FRANCHISES – Other – PIN# 85810FRANCHI2 – DUE 12-03-10 AT 3:00 P.M. – CORRECTION: In accordance with the New York City Charter, the New York City Department of Information Technology and Telecommunications ("DoITT") is issuing, as of the date of this notice, a Solicitation for Submissions regarding renewal of cable television franchises previously renewed in 1998 for the borough of The Bronx and the franchise held by Cablevision Systems New York City Corporation for the borough of Brooklyn.

Solicitation submissions will only be accepted from current New York City Cable Television franchisees that have previously renewed cable television franchises in 1998 for parts or all of the borough of The Bronx and for the franchise held by Cablevision Systems New York City Corporation for the Borough of Brooklyn. Copies of this Solicitation are available by downloading the document from DoITT's website (www.nyc.gov/doitt). Hard copies are available upon request at a price of .25 per page by contacting the Office of Franchise Administration at DoITT at rchambers@doitt.nyc.gov

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Department of Information Technology and Telecommunications, 75 Park Place, 9th Floor, New York, NY 10007. Jean Blanc (212) 788-6236, acco@doitt.nyc.gov

n4-18

JUVENILE JUSTICE

SOLICITATIONS

Human/Client Service

PROVISION OF NON-SECURE DETENTION GROUP HOMES – Negotiated Acquisition – Judgment required in evaluating proposals - PIN# 13010DJJ000 – DUE 06-30-11 AT 2:00 P.M. – The Department of Juvenile Justice is soliciting applications from organizations interested in operating non-secure detention group homes in New York City. This is an open-ended solicitation; applications will be accepted on a rolling basis until 2:00 P.M. on 6/30/11.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Department of Juvenile Justice, 110 William Street 14th Floor, New York, NY 10038.
Chuma Uwechia (212) 442-7716, cwuechia@djj.nyc.gov

jy1-d16

AGENCY RULES

CONSUMER AFFAIRS

NOTICE

NOTICE OF PUBLIC HEARING AND OPPORTUNITY TO COMMENT

Notice of Public Hearing and Opportunity to Comment on Proposed Amendments to Rule Regarding the Licensing of Process Servers.

NOTICE IS HEREBY GIVEN PURSUANT TO THE AUTHORITY VESTED IN the Commissioner of the Department of Consumer Affairs by Section 20-104 (b) of Chapter 1, Title 20 of the Administrative Code of the City of New York and in accordance with the requirements of Section 1043 of the New York City Charter that the Department intends to adopt new rules regarding the licensing of process servers.

Written comments regarding this amendment may be sent to the office of Fran Freedman, Deputy Commissioner of External Affairs, Department of Consumer Affairs, 42 Broadway, 8th floor, New York, N.Y. 10004 on or before December 10, 2010. A public Hearing shall be held on December 10, 2010 at 10:00 A.M., 66 John Street, 11th Floor Hearing Room, New York, N.Y. 10038. Persons seeking to testify are requested to notify the Office of the Commissioner at the foregoing address. Persons who request that a sign language interpreter or other form of reasonable accommodation for a disability be provided are asked to notify the Office of the Commissioner at the foregoing address by November 29, 2010. The public may also submit comments on the rule electronically through NYC RULES at www.nyc.gov/rules. Written comments and a summary of oral comments received at the hearing will be available for public inspection, within a reasonable time after receipt, between the hours of 9:00 A.M. and 5:00 P.M. at the office of Fran Freedman, Deputy Commissioner of External Affairs, Department of Consumer Affairs, 42 Broadway, 8th floor, New York, N.Y. 10004.

RULE

Section 1. Section 2-231 of subchapter W of Chapter 2 of Title 6 of the Rules of the City of New York is amended to read as follows:

§ 2-231 Definitions.

For the purposes of the application of Subchapter 23 of Chapter 2 of Title 20 of the Administrative Code, (unless the context indicates otherwise), the following definitions apply.

Bound volume. "Bound volume" means a book or ledger that at the time of purchase contains a specified number of unfolded sheets of paper or other material that are permanently secured to covers by stitching, glue or any other such method that is calculated to make readily discernable the removal or insertion of one or more sheets after the first use of such volume.

Chronological. "Chronological" with respect to the notation in a process server record or log means that each notation shall be entered sequentially according to the time and date of the activity recorded and without leaving any blank spaces between each entry that would allow for the insertion of any additional notation between any two entries.

Contemporaneous. "Contemporaneous" in relation to entries in records means at or near the time of the event as to which an entry is recorded, but in any event no later than twenty-four hours after the event.

Engaged in the business of serving. "Engaged in the business of serving" means the following:

- (1) Service of five or more processes within the City of New York in any one calendar year; or
- (2) One who assigns, distributes or delivers processes to another for actual service.

Image file. "Image file" in relation to scans of the records kept by process servers or process server agencies means a file that contains graphic data such that the file is an exact replica of a specific set of data, and is saved in a graphics format such as a portable data file ("pdf"), joint photography experts group ("jpeg"), graphics interchange format ("gif") or tagged image file ("tif") file.

Legible. "Legible" with respect to the handwriting in the record kept by process servers and in the scanned or copied images of such record means easily read and discernable in all of its details, and in no way obscured.

Paginated. "Paginated" means that each page in a volume or log, at the time of purchase, is sequentially numbered starting with the number "1" or contains an indelible label stating the number of pages the volume originally contained.

Person. "Person" shall mean any individual, firm, company, partnership, corporation, association or other organization.

Portable media device. "Portable media device" as it pertains to electronic record-keeping means an electronic data storage device used to record and store data, such as a flash memory device, CD-ROM or external hard drive.

Process. "Process" shall mean a summons, notice of petition, order to show cause, subpoena, notice, citation or other legal paper issued under the laws of the State of New York directing an appearance or response to a legal action, legal proceeding or administrative proceeding; provided, however, that if under the laws of the State of New York the mailing of such legal paper is sufficient to effect service, such legal paper shall not be process for the purpose of this subchapter.

Process Server. "Process Server" shall mean a person engaged in the business of serving process upon any person,

corporation, governmental or political subdivision or agency.

Process Serving Agency. "Process serving agency" shall mean any person, firm, partnership, association or corporation, other than an attorney or a law firm located in this state, who maintains an office, bureau or agency, the purpose of which is to assign or distribute process to individual process servers for actual service in the City of New York.

Scanning. "Scanning" in relation to electronic record-keeping means the process of translating a document into a digital form that can be recognized by a computer. A "scan" with respect to electronic record-keeping is the image file that is created by scanning.

Section 2. Subchapter W of Chapter 2 of Title 6 of the Rules of the City of New York is amended by adding new sections 2-232a, 2-232b, 2-232c and 2-232d to read as follows:

§ 2-232a Surety Bond Requirements for Process Server and Process Serving Agencies

(a) The surety bond required under Section 20-406.1 of the Administrative Code shall be paid in full and must be effective for the entire term of the license.

(b) If a process server or process serving agency's surety bond lapses for any reason, the license issued pursuant to Section 20-403 of the Administrative Code shall become void for such process server or process serving agency.

§ 2-232b Employee Exemption from Bond

(a) Any process server seeking exemption from the bond requirement pursuant to Section 20-406.1(a) of the Administrative Code because he or she serves process exclusively as an employee of a licensed process serving agency shall furnish to the Department upon application or renewal, a certification from the licensed process serving agency for which he or she works in a form approved by the Commissioner that affirms that

- (1) the process server serves process exclusively as an employee of the process serving agency;
- (2) the bond that the licensed process server agency has furnished to the commissioner is conditioned upon the process server's compliance with the laws and rules governing the activities of a process server and upon the further conditions set forth in Section 20-406.1(a) of the Administrative Code; and
- (3) the process serving agency acknowledges that it must notify the Department in writing within five (5) days of the date that the process server ceases to serve process exclusively as an employee of the process serving agency.

(b) The process server or the process serving agency shall provide additional documentation that the Department may seek regarding the process server's employee status.

§ 2-232c Process Server Trust Fund. (a) *Establishment.* There is hereby established a Process Server Trust Fund (hereinafter, "the Fund") to provide for the payment of outstanding awards to aggrieved consumers and fines owed to the City. The Fund shall be administered by the Comptroller of the City of New York pursuant to §93 (h) of the New York City Charter.

(b) *Participation in the Fund.* (1) To qualify for participation in the Fund, an applicant for a process server license or renewal therefore shall submit with such server's application a copy of its completed application to two sureties approved by the Commissioner for the bond required by §20-406.1 of the Administrative Code of the City of New York and the original copies of the rejection or denial of such application by such sureties. Pursuant to such section, process serving agencies shall not be eligible to participate in the Fund.

(2) Any process server who qualifies for participation in the fund may participate by submitting with the application for a process server license or renewal thereof a certified check or money order in the amount \$1,000, made payable to the New York City Consumer Affairs Department for depositing the amount in such Fund.

(3) A bonded licensee may participate in the Fund in lieu of continued compliance with the bond requirement of §20-206.1 (a) of such Code by submitting proof that consists of an original copy from the process server's current surety denying renewal and the completed applications and original denials from two additional sureties approved by the Commissioner, and upon submitting to the Department a certified check or money order in the amount of \$1,000 made payable to the New York City Department of Consumer Affairs, prior to the expiration or cancellation of the licensee's bond.

(4) The required deposit to be made by applicants to participate in the Fund shall not be refundable upon the issuance of a process server license. If the Department denies issuance of a license or renewal thereof, the deposit made by the applicant shall be refunded within thirty days after the application for a license or renewal thereof is denied.

(5) Participation in the Fund does not relieve a licensee of any obligation to pay awards or fines imposed by the Department or judgments or arbitration awards rendered against the licensee by a court of competent jurisdiction. In the event that a process server's license is revoked, surrendered or the process server fails to renew its license, and the Fund is invaded to pay an award, fine or judgment that was rendered against such process server pursuant to the provisions of the Code or these rules, no license shall be issued or reinstated to such process server unless the amount(s) paid out of the Fund on behalf of such process server is reimbursed by such process server in full.

(c) *Invasion of the Fund.* (1) If the Department has revoked a process server's license or the licensee has surrendered or failed to renew the license, the Commissioner may require that disbursements be made from the Fund to pay to the City any fine, penalty or other obligation the City imposes relating to the violation of subchapter 23 of Chapter 2, Title 20 of the

Administrative Code of the City of New York and any rules promulgated thereunder or to pay a final outstanding judgment recovered in an action arising out of the violation of the provisions of such subchapter.

(2) No disbursement shall be made from the Fund to pay an award, fine or judgment that is rendered against a licensee who has furnished a bond pursuant to the requirements of §20-406.1 (a) of the Administrative Code of the City of New York or against a process server who was not licensed by the Department or a participant in the Fund at the time of the violation.

(3) Disbursement from the Fund shall be made at the discretion of the Commissioner or his or her designee, provided, however, that invasion of the fund shall be limited to no more than \$10,000 for all awards, fines or judgments arising out of a single service of process.

(4) The Commissioner or his or her designee may order that partial payment of awards, fines or judgments be made from the Fund.

(5) Nothing contained herein shall be construed to limit the rights and remedies of any party, including the Department, to pursue a cause of action against a process server who is a participant in the Fund.

(6) Nothing contained herein shall be construed to provide for the payment of awards or judgments rendered against Fund participants in personal injury actions.

(d) *Accounting.* The Commissioner shall, by January 31 of each year, cause an accounting to be made of all of the Fund's activities during the preceding calendar year.

§ 2-232d Testing.

Every person who applies for a process server license or renewal thereof shall be required to pass an examination prior to being issued a license or renewal. Such examination shall test the applicant or licensee's knowledge regarding proper service of process within the city of New York and familiarity with relevant laws and rules. The fee for this examination will be \$75 and is not refundable. An applicant who fails the exam on the first attempt may take the examination a second time without an additional fee. After the second successive failure, the applicant's application or renewal will be denied and he or she must reapply for a process server license.

Section 3. Section 2-233 of subchapter W of Chapter 2 of Title 6 of the Rules of the City of New York is to read as follows

§ 2-233 Records.

(a) *Duty of individual licensee to keep records.* Each process server shall keep records in compliance with the provisions of [§ 89-cc] 89-cc of the General Business Law, as follows:

- (1) Each process server shall maintain a legible record of all service made by him as prescribed in this section.
- (2) The record to be maintained shall include the following information, where applicable:
 - (i) the title of the action or a reasonable abbreviation thereof;
 - (ii) the name of the person served, if known;
 - (iii) the date and approximate time service was effected;
 - (iv) the address where service was effected;
 - (v) the nature of the papers served;
 - (vi) the court in which the action has been commenced;
 - (vii) the index number of the action, if known.
- (3) If service is effected pursuant to subdivisions one, two, or three of section three hundred eight of the civil practice law and rules, the record shall also include the description of the person served, including, but not limited to, sex, color of skin, hair color, approximate age, height and weight and other identifying features.
- (4) If service is effected pursuant to subdivision four of section three hundred eight of the civil practice law and rules, the record shall also include the dates, addresses and time of attempted service pursuant to subdivisions one, two or three of such section. All attempts must be entered in a separate, chronological entry.
- (5) If [the process server files] an affidavit of service is filed with the court, [his] the record shall include the date of such filing.
- (6) Process servers shall retain each record required to be kept under this § 2-233(a) for a period of [two] seven years from the date of service. Where a process server is employed as a process server by any person, a copy of such records shall also be maintained by such person at his principal office in this state for the same period.

(b) *Licensees who serve process shall also include in/maintain their records in the following manner:*

- (1) The licensee shall make a separate and contemporaneous entry of the date, time and address of every attempted and effected service of process in chronological order in a bound, paginated volume.
- (2) The licensee shall make entries in only one volume at a time, which shall contain every attempted and effected service made by the licensee, until all of the available space in the volume is filled.
- (3) The written entry for each service shall include the type of service effected whether personal, substituted or conspicuous.
- (4) If service is effected pursuant to CPLR § 308(4) or RPAPL § 735(1), the entry shall include a description of the area adjacent to the door to which process is affixed including the color and composition of hallway walls, color and composition of hallway floor or doorstep, and location of premises in relation to stairs, elevator or entranceway.
- (5) If service pursuant to RPAPL § 735(1) is effected by affixing a copy of the notice and petition upon a conspicuous part of the property sought to be recovered or placing a copy under the entrance door of such premises then the record shall also include the dates, addresses and time of attempted service. All attempts must be entered in a separate, chronological entry.
- (6) The [person or firm] entry shall include the name and

license number of the process server organization from whom the process served was received, or, if not received from a process server organization, of such other person or firm from whom the process served was received.

[(3) Type of service effected whether personal, substituted or conspicuous.]

(7) If service is made pursuant to RPAPL § 735(1) in a manner other than by delivery of the notice of petition and petition to the respondent personally, the entry in the process server's record of service or attempted service shall include [The] the postal receipt number of registered or certified mail [if service is effected pursuant to RPAPL 735(1)]

[(5) Records shall be kept in chronological order in a bound, paginated volume.]

(8) Corrections in records shall be made only by drawing a straight line through the inaccurate entry and clearly printing the accurate information directly above the inaccurate entry. All other methods of correction, including but not limited to, erasing, opaquing, obliterating, or redacting, are prohibited.

(c) Duty of [other licensees] licensed process serving agencies to keep records. Every [licensee] process serving agency shall keep complete and accurate records with respect to each individual licensee to whom it distributes, assigns or delivers process to be served. Such records shall be kept in a searchable manner that permits ready identification of (i) the daily activity of each such individual licensee and (ii) any or all process assigned or distributed for service by the name of the person or entity from whom the process serving agency received such papers for service.

(1) The records shall at a minimum include:

(i) The name and license number of the individual licensee to whom process is distributed, assigned or delivered to be served;

[(2) The names and index numbers of each case;]

[(3) The date that such papers were assigned for service, and the date that service was effected;]

[(4) The person from whom such papers were received for service;]

[(5) The date of filing of papers with the court.]

(ii) All of the information required to be maintained pursuant to paragraphs (1) through (5) of subdivisions (a) and paragraphs (3) through (5), and (7), of subdivision (b) of this rule.

(iii) A copy or a scan to an image file that legibly reproduces the original record in all details of the individual licensee's record maintained pursuant to subdivisions (a) and (b) of this rule for each day on which the individual licensee attempted or effected service of the process assigned to the individual licensee;

(iv) A copy of every routing sheet, work order or other written instruction given to the individual licensee;

(v) Copies of any notes, memoranda or other writings submitted by the individual licensee containing information related to the attempted or effected service of process;

(vi) A copy of every affidavit of service signed by the individual licensee.

(2)[(d)] Availability of records. All records shall be retained by the licensee for [two] seven years or until further order of the Department and shall be available for inspection by the Commissioner of Consumer Affairs or his designee.

Section 4. Subchapter W of Chapter 2 of Title 6 of the Rules of the City of New York is amended by adding a new section 2-233a to read as follows:

§2-233a Electronic Records.

Licensed process servers and process serving agencies must maintain records in an electronic format that is resistant to tampering.

(a) Process Servers. Process servers shall maintain electronic records in accordance with the provisions of this subdivision. A licensed process server may meet the requirement to maintain records in an electronic format as required by § 20-406.3 of the Administrative Code by

(1) scanning into an image file that legibly reproduces in all details on a daily basis the original record the process server maintains in a bound volume pursuant to section 2-233,

(i) the image file shall be named with the date of the service recorded in the bound volume and the process server's license number, and shall be date and time stamped with the date and time that the file was created; and

(ii) such scanning shall be done within twenty-four hours from the last event that the record records such that the date the file was last modified is within twenty-four hours from the last event that this file records; and

(iii) the process server must save the scanned image file to a portable media device at least once per week and shall maintain the portable media device in a manner designed to ensure its security and preservation, including by keeping it in a location separate from the original image file; and

(iv) such portable media device shall be labeled with the process server's last name, license number, and the date range of the records stored on the device; or by

(2) maintaining electronic records in accordance with the provisions set forth in subdivision (b) of this section.

(3) Nothing in this section shall be construed to relieve the licensed process server of the duty to maintain a bound, chronological, and contemporaneous record of service as provided under section 2-233 of this rule.

(b) Process Server Agencies. Process server agencies shall maintain electronic records in accordance with this subdivision. Such agencies must maintain all information required to be maintained pursuant to section 2-233(c) of this rule.

(1) Licensees shall input information required to be maintained pursuant to § 2-233(c) into the electronic record-keeping system within twenty-four hours after the day of the event recorded occurred.

(2) The licensee shall use an electronic records management system that:

(i) ensures the authenticity, reliability and integrity of the digital records;

(ii) permits the efficient retrieval of digital records;

(iii) contains a backup support system such that the electronic records shall be capable of being reconstructed in the event of an electronic or computer malfunction or

unforeseen accident resulting in the destruction of the system or the information contained therein.

(3) The information required to be maintained pursuant to section 233(c)(1)(a) shall be maintained in electronic form in a format provided by the Department as an Excel spreadsheet and accessible at the following internet address: or by a third party document management system in any of the following formats provided that the records shall contain such separate fields with parameters as follow:

(i) name of the individual process server to whom service is assigned, which will be entered as last name, first name;

(ii) the license number of the individual process server to whom service is assigned, which will be specified as a seven digit number, where the first number shall be zero if the process server's license number is less than seven digits;

(iii) the title of the action, if any;

(iv) the name of the person served, if known, which shall be entered as last name, first name;

(v) the date that service was effected, which shall be entered as MM/DD/YYYY;

(vi) the time service was effected, which shall be entered as military time;

(vii) the address where service was effected, which shall be entered as three different fields such that one field will be for the street address and any apartment number, the second field will be for the city or borough, and the third field will be for zip code;

(viii) the nature of the papers served;

(ix) the court in which the action has been commenced, which shall be entered as either Civil Court NYC, Civil Supreme, Criminal, Housing(L/T), or District Court, followed by the county of the court, the judicial department if appellate, or the federal district;

(x) the full index number, which shall be entered with all information necessary to identify the case, such as XXXXX/XX, unless the case is a Civil Local matter, in which case, it will include the prefix of CV, CC, LT, MI, NC, RE, SC, or TS;

(xi) if service was effected pursuant to subdivisions (1) through (3) of CPLR § 308, a description of the person served which shall consist of six fields, including sex, hair color, approximate age, height, weight, and any other identifying features;

(xii) whether service was delivered, as indicated by a Y or N;

(xiii) the type of service effected, which shall be entered as a P for personal service, an S for substitute service, or a C for conspicuous service;

(xiv) if service was effected pursuant to subdivision (4) of CPLR § 308 or subdivision one of RPAPL § 735, a description of the door and the area adjacent.

(4) If the process serving agency elects to record the information required to be maintained pursuant to section 233(c)(1)(b)-(e) itself rather than through a third-party provider, it shall convert such information into a portable document ("pdf") format within twenty four hours from the last event the record records.

(i) The process serving agency shall ensure that the security settings for this converted pdf are set so that editing and printing of the document is restricted and no edits or changes may be made to the document.

(5) Licensees shall preserve the electronic records by either (a) submitting the record entries to a third party service on a daily basis or (b) copying the file to a portable media device within one week of a creation of the file. Such device must be maintained in a manner designed to ensure its security and preservation, including by keeping it in a separate off-site location.

(c) Process servers shall not tamper with data or properties of any electronic record kept pursuant to this section more than twenty-four hours after the last event by modifying, amending, deleting, rearranging or in any other way altering any such data or properties.

Section 5. Subchapter W of Chapter 2 of Title 6 of the Rules of the City of New York is amended by adding a new section 2-233b to read as follows:

§ 2-233b Electronic Record of Service

Process servers shall comply with all rules regarding the tracking of service with a global positioning system ("GPS") as shall be promulgated by the Commissioner.

Section 6. Subchapter W of Chapter 2 of Title 6 of the Rules of the City of New York is amended by adding new sections 2-234a and 2-234b to read as follows:

§ 2-234a Duties of Process Serving Agencies.

(a) **Legal Responsibility.** (1) A process serving agency shall be legally responsible for the acts of each process server to whom it assigns or distributes process for service if it knows or reasonably should know that the process server is acting improperly and/or is not complying with relevant laws or rules. (2) An agency shall not assign or distribute process for service to an individual process server who:

(i) is not licensed to serve process;

(ii) has not complied with the requirements of Section 20-406.1 of the Administrative Code;

(iii) does not display integrity and honesty in his or her process serving activities; and

(iv) does not comply with the recordkeeping requirements applicable to the service of process in the City of New York, including maintaining an electronic record of service.

(b) **Compliance Plan.** A process serving agency shall develop and implement policies and procedures set forth in a written Compliance Plan to ensure that an individual process server acts with integrity and honesty and complies with the recordkeeping requirements applicable to process servers.

(1) The process serving agency shall take appropriate disciplinary action against an individual process server who fails to comply with the law, including, but not limited to, suspending or terminating its employment, agency or other relationship with the individual process server;

(2) The policies and procedures to review the individual process server's compliance with recordkeeping requirements shall require the agency to:

(i) at least once each month, review for completeness and accuracy the records of each individual process server to whom it assigns or distributes process;

(ii) prepare a monthly written report of its review of the records maintained pursuant to section 2-233 of these Rules of each individual process server to whom it assigns or distributes process during that month;

(iii) maintain each monthly report for at least seven years;

(iv) maintain records of any disciplinary actions taken against the individual licensed process server;

(v) report to the Department in writing the name and license number of each individual licensed process server who does not comply with the law governing process servers within ten (10) days of learning of such non-compliance;

(vi) make available, upon request, to the Department a copy of its record review procedures, any written reports of the reviews it maintains, and copies of any referrals of individual process servers to the Department.

(c) **Implementation Affirmation.** A process serving agency in possession of a license issued by the Department on the effective date of this Rule shall submit an affirmation to the Department that it has adopted a written Compliance Plan within sixty (60) days of such effective date. After the effective day of this Rule, no license shall be issued or renewed until the process serving agency files with the Department an affirmation that it has adopted a Compliance Plan.

(d) **Persons to Whom the Agency Assigns Service.**

(1) A process serving agency must notify the Department in writing at the time of its application or renewal, or at such times as requested by the Department of:

(i) the names, addresses, and Department license numbers of each process server who serves process exclusively as an employee of the process serving agency; and

(ii) the names, addresses, and Department license numbers of each process server who serves process on behalf of the process serving agency.

(2) If additional process servers are assigned process by the process serving agency or a new process server is hired to serve process exclusively as an employee of the process serving agency after the date of such application or renewal, the licensee must notify the Department in writing within five (5) days of the new assignment or employee with the names, addresses and Department license numbers of such additional process servers.

(3) If a process server ceases to serve process exclusively as an employee of a process serving agency after the date of such application or renewal, the process serving agency must notify the Department in writing within five (5) days that the process server ceases to serve process exclusively as an employee with the name, address and Department license number of such process server.

(4) The process serving agency must advise the Department of any process server who is misrepresenting his or her license status or his or her compliance with the requirements of Section 20-406.1 of the Administrative Code.

§ 2-234b Duty of Process Servers to Report Agencies That Assign Service.

(a) A process server must report the name and license number of the process serving agency for whom he or she serves process exclusively as an employee when applying for a license or renewal thereof.

(b) A process server must report to the Department in writing when he or she ceases to exclusively serve process as an employee of a process serving agency within five (5) days that he or she ceases such employment. The process server must include the name and license number of any other process serving agency that he serves process exclusively as an employee.

(c) When applying for a license or renewal thereof, a process server shall report the name and license number of every process serving agency which he or she has reason to believe assigns process for service to the applicant.

(d) A process server applying for a renewal of a license shall report the name and license number of every process serving agency from which it has accepted assignment of service of process within the previous two years.

(e) A process server shall keep a list of the name and address of each process serving agency that assigns service to the process server. The process server shall maintain the list for seven years and produce it upon request by the Department.

Section 7. Section 2-235 of subchapter W of Chapter 2 of Title 6 of the Rules of the City of New York is to read as follows:

§ 2-235 Preparation of Affidavits of Service.

No licensee shall sign or notarize or cause to be signed or notarized an affidavit of service until all factual averments have been set forth. The licensee shall include his/her license number on all affidavits of service signed by him/her. The licensee shall maintain a copy of every affidavit of service for at least seven years.

Section 8. Subchapter W of Chapter 2 of Title 6 of the Rules of the City of New York is amended by amending section 2-236 to read as follows:

§ 2-236 Duty to Report Hearings Contesting Service.

(a) Whenever a process server or process server agency receives any type of notice, including an oral communication, that a court has scheduled a hearing to determine whether service of process made or assigned by such licensee was effective, [T]he licensee shall [notify] submit a report to the Department (attention of Counsel's Office), in writing, by certified mail, or by e-mail to an address designated by the Department, within ten days of [the] receiving such notice. [conclusion of any court hearing, including, but not limited to, hearings commonly known as "traverse hearings," where service of process is contested.] Such written report [notice] shall include:

[(a)] (1) the title and index number of the action;

[(b)] (2) the court and the judge before whom the hearing [took place] is scheduled;

[(c)] (3) the date(s) of the hearing;

[(d)] any finding of the court regarding the service of process,

if known.] (4) the name and license number of every licensee who effected service or assigned or distributed the process for service; and (5) copies of all records, including but not limited to, routing sheets, the pages of the licensee's log book for each day on which service of the process in issue was attempted or effected, and all affidavits of service, pertaining to the contested service.

(b) The licensee shall have an affirmative obligation to learn and report to the Department the result of the hearing, including any judicial order or voluntary settlement resolving the challenge to service of process, within ten days of the issuance of a decision on or settlement of the challenge.

Statement of Basis and Purpose. Section 20-104 (a) of the New York City Administrative Code confers on the Commissioner cognizance and control over all licenses issued under Chapter 2 of such Code, which includes process servers who are required to be licensed pursuant to Subchapter 23 of Chapter 2 of Title 20 of the Code. Section 20-104 (b) confers on the Commissioner the power to promulgate rules necessary to carry out his or her powers and duties, to require licensees to keep such records as he or she may determine are necessary or useful to carrying out the purpose of Chapter 2 governing licensing laws and all other laws conferring such powers upon him and her, and to protecting the health, safety, convenience and welfare of the general public with respect to licensed activities. Those powers include the authority to promulgate rules prescribing how licensees maintain records that they are by law required to keep; to require that licensees, their employees and agents, conduct their activities consistent with the requirements of the laws applicable to the service of process in the City of New York and with standards of honesty and integrity; and to require the licensees notify the Department and the public when they fail to carry out their duties in a competent and lawful manner.

The Department has concluded that the Rules applicable to persons and entities engaged in the business of process service in the City of New York require strengthening. These proposed rules will tighten the recordkeeping requirements that currently exist; impose specific duties on process server organizations to ensure that the individual process servers to whom they assign process for service act with honesty and integrity, and maintain records of their activities in compliance with legal requirements; require a process server organization to notify the Department and disclose to the public when it has reason to know that the requirements of the law applicable to process service have not been followed; require that records be maintained for seven years in an electronic format; and direct that all process servers utilize a global positioning system device to ensure that all service is made in accordance with rules to be promulgated by the Department.

Section 1 of the Rule amends definitions already in the Rules and adds new definitions to clarify the meaning of terms used in the Rules that have previously been undefined. The terms "bound volume", "paginated", "legible" and "chronological" have previously appeared in the Rules without definition. The definitions will clarify for process servers their duty to maintain records of their process serving activities in a manner that is resistant to tampering and manipulation. The term "contemporaneous" has been added to ensure that process servers maintain records in a timely manner when memory of their activity is fresh and accurate. Terms that relate to electronic records have also been added to clarify the requirements for that rule.

Section 2 of the Rule adds Section 2-232a, 2-232b, 2-232c, and 2-232d. Section 2-232a implements the surety bond for process servers and process serving agencies and requiring that a surety bond must be effective for the entire term of the license period. This Section also provides that if a process server or a process serving agency's bond lapses for any reason, the license is void.

Section 2-232b elaborates on the exemption from the bond requirement set forth in Section 20-406.1 of the Code for process servers who serve process exclusively as employees of an agency under the Rule, if an applicant for a license or renewal claims that he or she is an employee of an agency, and therefore exempt, that process server must submit a certification from the agency affirming that the process server serves process exclusively as an employee of the agency and that the bond that the agency submitted is conditioned upon the process server's compliance with the laws and rules governing the activities of a process server. This section also requires that if a process server ceases to be an employee of a process serving agency, the agency must notify the Department within five (5) days of the process server is ceasing to be an employee.

Section 2-232c establishes a Trust Fund into which process server applicants can deposit a minimum of \$1,000 in lieu of providing the required bond upon providing proof satisfactory that they were unable to obtain such bond. Proposed Rule 2-232c (a) creates the necessary Trust Fund; subdivision (b) prescribes the proof applicants must submit that they are unable to obtain the bond and the conditions under which process server licensees participate in the Trust Fund; subdivision (c) specifies how the Trust Fund may be invaded to pay awards to consumers and fines and penalties on behalf of licensees participating in the Trust Fund; and subdivision (d) provides for the Commissioner accounting annually for all of the activities of the Fund.

The Department has also concluded that to ensure that the Trust Fund remains financially solvent to pay prospective obligations, process server applicants be required to make a contribution of at least the minimum \$1,000 whenever they apply for license renewals.

Section 2 of the Rule also adds § 2-232d which establishes the test required under § 20-406(c) of the Code. This Rule establishes that all applicants and renewals for a process server license must pass an examination that will test the laws and rules for service of process in the city. The test fee is \$75. If the process server applicant or renewal fails the test on the first attempt, he or she may take the test a second time for no additional fee. If the applicant or renewal fails the test on the second attempt, the application or renewal will be denied and he or she must reapply for a license. Section 3 of the Rule amends Section 2-233 of the Rules, which sets forth recordkeeping requirements applicable to

individual process servers and process server organizations. It clarifies that individual process servers must keep a contemporaneous record of every attempted and effected service of process in a bound and paginated volume. The Rule has not previously required that every attempted service be recorded in chronological order, only that attempted services be recorded after "nail and mail" service is completed. The requirement that attempted and effected service be recorded chronologically will prevent process servers from post hoc recording of attempted service to avoid detection of dishonesty. Together with the requirements that records be kept in bound, paginated volumes and that corrections do not obscure original entities, these new rules will ensure that process servers' records will be more complete and transparent than in the past. Section 6 also adds new responsibilities to process serving agencies to collect and maintain records of service performed by the individuals they hire to complete service to provide a second set of data available to the Department and the public and thereby achieve greater compliance with process serving laws.

Section 4 of the Rule adds a new Section 2-233a to require process servers and process serving agencies maintain their records in an electronic format. The rules specify the manner in which licensees must comply with this requirement to ensure the integrity, security and legibility of the electronic records. The new section will give process server individuals who are not exclusive employees of an agency two options. The first option allows the process server individual to scan information that he or she is required to maintain under New York State and City Law into an electronic format. The process server must make these scans within twenty-four (24) hours of the last recorded service for a day. The scans must be saved to a labeled portable media device, such as a flash drive or a CD-ROM. In the alternative, a process server may follow the same requirement as a process serving agency. The process server will still be required to maintain a bound, paginated volume that records service. Process serving agency licensees must maintain records in a tamper-proof electronic format that is maintained by a third-party or they may enter it into a spreadsheet such as the one that will be made available on the Department's website and converted to a pdf and copied to a portable media device. The measures outlined will help to ensure that the records maintained are easily accessible and searchable by the Department and others.

Section 5 pertains to the new electronic record of service provision that will be promulgated at a later date. It requires that all process servers and process serving agencies will comply with any rule regarding electronic record of service promulgated by the Commissioner.

Section 6 of the Rule adds new Sections 2-234a and 2-234b to the Rules to clarify the responsibilities of process serving agencies to ensure that the individual process servers to whom they assign or distribute process are properly licensed, have the requisite bond or trust fund membership, act with honesty and integrity, and comply with recordkeeping requirements.

Subsection (a)(1) codifies in the Rules the legal responsibility set forth in section 89-ee(2) of the General Business Law. Subsection (a)(2) specifies that a process serving agency shall not assign or distribute process for service to an individual process server who is not licensed, does not display integrity and honesty in process serving activities, and does not comply with recordkeeping requirements.

Subsection (b) requires each process serving agency to develop and implement a Compliance Plan for complying with Subsection (a)(2) of the new rule. It requires a process serving agency to develop and implement policies and procedures to regularly review for completeness and accuracy the records kept by individual process servers. Implementation of plans written by the agencies will provide explicit direction to the agencies about how to ensure that individuals they hire act in accordance with the law, and will provide information from which the Department can assess whether the agencies are meeting their supervisory responsibilities. Those plans will obligate the agencies to take corrective actions when they discover that individual process servers have not acted in compliance with the law or have failed to display integrity in their practices, and to make those findings available to the Department, the agencies' clients and to the public. Subsection(c) provides that no process serving agency can maintain a license unless it has submitted an affirmation that it has developed and implemented a Compliance Plan consistent with the requirements of subsection (b).

Subsection (d) compels process serving agencies to provide a list of all licensed process servers to whom service is assigned at time of application or renewal, as well as a list of all process servers who are employees of the agency. It also requires that the agency update this list within five days when a new process server is assigned service or when a process server ceases to be an employee of the agency. Process serving agencies will also have an affirmative duty to ensure that it only assigns service to process servers who either carry an individual bond or are exclusive employees of the agency, or process servers who participate in the trust fund. This section also requires a process serving agency to notify the Department when a process server misrepresents his or her licensing status.

Section 2-234b requires that a process server report to the Department the name and license number of the process serving agency that assigns service. The process server will have to report this information when applying for the license or renewing. Additionally, process servers who serve process exclusively as an employee have an affirmative obligation to notify the Department in writing when he or she ceases to serve exclusively as an employee for an agency. Process servers must also maintain a list of all agencies that assign service to the process server. These lists must be maintained for seven (7) years, and must be provided to the Department on request.

Section 7 of the Rule amends Section 2-235 to require that process servers maintain for seven years copies of affidavits of service that they execute.

Section 8 of the Rule amends Section 2-236 to clarify the responsibilities of process servers, including process serving agencies, who receive notice that a court has scheduled a

hearing in a challenge alleging that process was not properly served. The amended rule clarifies that both the process serving agency and the individual process server to whom process was assigned or distributed for service have an obligation to notify the Department of the scheduling of a hearing and provide documents related to the challenged service within ten days. In addition, the amended rule imposes an affirmative obligation upon licensees to track developments in the challenge to service. The licensee must learn and report to the Department the results of the challenge, including any judicial order or voluntary settlement resolving the challenge, within ten days of the issuance of a decision on or settlement of the challenge.

• n10

SPECIAL MATERIALS

HOUSING PRESERVATION & DEVELOPMENT

■ NOTICE

OFFICE OF ENFORCEMENT & NEIGHBORHOOD SERVICES CERTIFICATION OF NO HARASSMENT UNIT

REQUEST FOR COMMENT ON APPLICATION FOR CERTIFICATION OF NO HARASSMENT PURSUANT TO LOCAL LAW 19 OF 1983

DATE OF NOTICE: November 10, 2010

TO: OCCUPANTS, FORMER OCCUPANTS AND OTHER INTERESTED PARTIES OF

Address	Application #	Inquiry Period
347 West 19th Street, Manhattan	94/10	October 15, 2007 to Present
336 West 19th Street, Manhattan	96/10	October 26, 2007 to Present
93 St. Marks Avenue, Brooklyn	95/10	October 26, 2007 to Present

The Department of Housing Preservation and Development has received an application for a certification that during the inquiry period noted for the premises above, that no harassment has occurred at such premises in the form of threats, use of physical force, deprivation of essential services such as heat, water, gas or electric, or by any other conduct intended to cause persons to vacate the premises or waive rights related to their occupancy. Upon the issuance of a Certification, an owner can legally convert the premises to non-single room occupancy use.

Comments as to whether harassment has occurred at the premises should be submitted to the Anti-Harassment Unit, 100 Gold Street, 3rd 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 call (212) 863-5277, (212) 863-8211 or (212) 863-8298.

• n10-22

WATER BOARD

■ NOTICE

PUBLIC NOTICE is hereby given pursuant to Section 1045-h(8) of the New York State Public Authorities Law, that the New York City Water Board (the "Board"), at its meeting held on September 24, 2010, adopted a resolution approving additions and revisions to its Regulation No. 1, the Reimbursable Metering Program ("RMP"). The RMP allows owners of unmetered properties, or properties with outdated or malfunctioning water meters, the opportunity to have meters installed/replaced by licensed master plumbers of their own choosing and to receive reimbursement from the Board. Reimbursement is in the form of a credit to the property's water/wastewater account with the New York City Department of Environmental Protection ("DEP"), which can be applied against current or future bills or may be refunded to those customers who are eligible and so request. The credit is equal to the scheduled amount or the actual amount paid to a plumber for each type and size of meter installed or replaced, whichever is less. The adopted changes include the following:

1. Extending the time period for licensed plumbers to return original completed meter permits to a DEP Bureau of Customer Services Borough Office from 72 hours to ten (10) business days;
2. Adjustments to the scheduled reimbursement amounts for various meter sizes and types;
3. Addition of "Enhanced Meter Reimbursement Amounts" (effective for two years only) for meters 3" and larger that were installed before 1995;
4. Merging of reimbursements for replacement of compound, single-jet or electromagnetic meters with single-jet or electromagnetic meters;
5. Requirement that requests for extensions of meter installation or replacement permits be received prior to the expiration of each permit;
6. Elimination of reimbursement for telephone-based AMR equipment installations;
7. Elimination of reimbursement for installing or replacing detector check valve assemblies; and
8. Minor updates and editorial changes to the RMP booklet.

Specific details, including the rules, guidelines, forms, and reimbursement schedule are provided in DEP's RMP booklet. Copies of the booklet with the approved changes can be downloaded from <http://nyc.gov/nycwaterboard>.

• n10

CHANGES IN PERSONNEL

BOARD OF ELECTION POLL WORKERS FOR PERIOD ENDING 09/17/10

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF_DATE. Lists personnel changes for the Board of Election Poll Workers.

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF_DATE. Lists personnel changes for the Manhattan Community Board #5.

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF_DATE. Lists personnel changes for the Manhattan Community Board #8.

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF_DATE. Lists personnel changes for the Queens Community Board #13.

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF_DATE. Lists personnel changes for the Community College (Bronx).

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF_DATE. Lists personnel changes for the Community College (Queensboro).

Table with columns: NAME, TITLE, NUM, SALARY, ACTION, PROV, EFF_DATE. Lists personnel changes for the Community College (Queensboro).

Table with 7 columns: Name, Title, Salary, Action, Prov, Eff Date. Lists employees including LI JINYU, LIEBER MICHAEL, LINCOLN SUSAN, etc.

Table with 7 columns: Name, Title, Salary, Action, Prov, Eff Date. Lists employees including DENYER HEATHER, DERI BELEN, DOKU PHILIP, etc.

COMMUNITY COLLEGE (KINGSBORO)
FOR PERIOD ENDING 09/17/10

Table with 7 columns: Name, Title, Salary, Action, Prov, Eff Date. Lists employees including ARMOUR LAURA, BACKSTROM BRIAN, CORDERO YOLANDA, etc.

Table with 7 columns: Name, Title, Salary, Action, Prov, Eff Date. Lists employees including JAMES TIFFANY, JIANG CATHERINE, JOHNSON CAROLINA, etc.

COMMUNITY COLLEGE (MANHATTAN)
FOR PERIOD ENDING 09/17/10

Table with 7 columns: Name, Title, Salary, Action, Prov, Eff Date. Lists employees including ADEDEJI ABRAHAM, AGWU NKECHI, ALBANY KATIE, etc.

Table with 7 columns: Name, Title, Salary, Action, Prov, Eff Date. Lists employees including MALDONADO SHEILA, MANDERY EDWARD, MASSARA MARCELLE, etc.

OFFICE OF PROBATION
FOR PERIOD ENDING 09/17/10

Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF_DATE. Rows include JENKINS, MUHAMMAD, NURSE.

DEPARTMENT OF BUSINESS SERV.
FOR PERIOD ENDING 09/17/10

Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF_DATE. Rows include ACEVEDO, ACOSTA, ALI, ARGAMASO, BATTISTA, CARROLL, CHO, CORRAO, DAVIS, DELISE, FINK, HERNANDEZ, HOROWITZ, IHLE, KLEVA, LAWRENCE, LENIHAN, LENIHAN, LYNCH, MALIKOV, MCCANN, MCCANN, MERCER, MOY, OLSEN, OWH, RICHARDSON, SZE, WALL.

HOUSING PRESERVATION & DVLPMT
FOR PERIOD ENDING 09/17/10

Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF_DATE. Rows include DEL PRETE, EICKMANN, FEE, HOOPER-MARSHALL, MACCRACKEN, MEDINA, MEDINA, MONDRAGON, SCHWARZ, WINTERS.

DEPARTMENT OF BUILDINGS
FOR PERIOD ENDING 09/17/10

Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF_DATE. Rows include ARANGO, ASLAM, DISTEFANO, GLICKMAN, LIPTACK, TURNER.

DEPT OF HEALTH/MENTAL HYGIENE
FOR PERIOD ENDING 09/17/10

Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF_DATE. Rows include ADAMS, ALEXY, ARABADJIEF, BLAETTTLER, BRANT, BRODDIE, CADET, CHASSEN, CHICAIZA, CHOW, COOK, CUDJOE, CUPO, DZIEKAN, GAINES, GLATZER, GRAVES, GREEN, HADI, HALL, HASSAN, IWIG, JACOB, JEFFERSON, JOHN, KENT, KOWALSKI, LACEWELL, LAROCHEL, LIAO, LOPEZ, MACK, MADAD, MALLISHAM, MANNERS, MORGAN, MOSES, MULLALLY, NEWELL, NUNEZ, OLANREWAJU, PEARSON, PEDERSEN, PEREZ, REGAN, REID, RIGBY-HARRIS, ROBINSON, ROBINSON, ROSEN, SAFFORD, SAHL, SCHWARZ, SCOTT III, THOMPSON, VARELA, VARGAS-O'CONNOR, VILLAREAL, WILLIAMS.

DEPT OF ENVIRONMENT PROTECTION
FOR PERIOD ENDING 09/17/10

Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF_DATE.

Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF_DATE. Rows include ABBADESSA JR, ANDREWS, ANHOUSE, BERRYHILL, BHAGWAN, BROWN, BUCKLEY, BUDGELL, CHOI, CHU, CLARK, COOKES, DELALUZ, DEY, DOYLE, ESPONDA, FERGUSON, FITZGIBBON, FOUGERE, FRAWLEY, FUMAGALLI, GAINY, GIETZ, GIUDICE, GORMAN, GRAHAM, HUANG, HUGHES, HUSSEL, KEHOE, KOCH, MASSI, MCNAIR, MURPHY, O'KANE, ORTIZ, PAZAN, POPE, PORTANNESE, RADINE, RIVERA, RODRIGUEZ, RODRIGUEZ-NUNEZ, RUSSO, SALOMON, SANDS, SCAGLIONE, SCOTT, SHELTO, SMITH, SOMRAH, STEIN, STEPHANIDES, TUMMINO, WILLIAMS, WONG, YOC.

DEPARTMENT OF SANITATION
FOR PERIOD ENDING 09/17/10

Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF_DATE. Rows include ADAMS, AQUILINA, AUGUSTY, BRASH, BRIGHT, CHARLES, CLARK, COLETTI, COSTARELLA, CRUZ, DANIELLO, DINAPOLI, EDMONDSON, ENEA, ERRANTE, FERNANDEZ, FLORES, FRANCO, GONZALEZ, HART, JENSEN, JIMENEZ, KENNY, LANGLEY, LINEA, LOPEZ, LORCA, LUBA, LUCIDO, MARQUEZ, MARRERO, MCGOWAN, ORTIZ, PEREZ, PRYOR, RICHARDSON, RICUCCI, ROBLES, RODRIGUEZ, SCOLLO, SCOPE, TUCKER, YOUNG.

BUSINESS INTEGRITY COMMISSION
FOR PERIOD ENDING 09/17/10

Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF_DATE. Rows include AHERN, BAYNES.

DEPARTMENT OF FINANCE
FOR PERIOD ENDING 09/17/10

Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF_DATE. Rows include GABRIEL, MAITLAND.

DEPARTMENT OF TRANSPORTATION
FOR PERIOD ENDING 09/17/10

Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF_DATE. Rows include AMIN, BETANCUR, BRATHWAITE, BURNS, BURNS, COOK, DELVES, GEBHART, ISPIRSKI, JOHNSON, KATANAKIS, KENNEDY, KHAN, LENORE, LI, MACNEIL.

Table listing employees and their details for the City of Philadelphia, including names, addresses, salaries, and employment status.

DEPT OF PARKS & RECREATION FOR PERIOD ENDING 09/17/10. Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF DATE. Lists various staff members and their details.

Table listing employees and their details for the City of Philadelphia, including names, addresses, salaries, and employment status.

DEPT OF DESIGN & CONSTRUCTION FOR PERIOD ENDING 09/17/10. Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF DATE. Lists various staff members and their details.

DEPT OF INFO TECHNOLOGY & TELE FOR PERIOD ENDING 09/17/10. Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF DATE. Lists various staff members and their details.

DEPT OF CITYWIDE ADMIN SVCS FOR PERIOD ENDING 09/17/10. Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF DATE. Lists various staff members and their details.

CONSUMER AFFAIRS FOR PERIOD ENDING 09/17/10. Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF DATE. Lists various staff members and their details.

DEPT OF CITYWIDE ADMIN SVCS FOR PERIOD ENDING 09/17/10. Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF DATE. Lists various staff members and their details.

Table with columns: NAME, LAST NAME, ID, SALARY, ACTION, PROV, EFF DATE. Includes names like RODRIGUEZ, SAPHYR, SQUIRE, THOMAS, TSU, TYLER, ULLMAN, VAZQUEZ, WIJEMANNE.

DISTRICT ATTORNEY-MANHATTAN

FOR PERIOD ENDING 09/17/10

Table with columns: NAME, LAST NAME, ID, SALARY, ACTION, PROV, EFF DATE. Lists numerous names and their employment details for the District Attorney-Manhattan.

BRONX DISTRICT ATTORNEY

FOR PERIOD ENDING 09/17/10

Table with columns: NAME, LAST NAME, ID, SALARY, ACTION, PROV, EFF DATE. Lists names and their employment details for the Bronx District Attorney.

DISTRICT ATTORNEY KINGS COUNTY

FOR PERIOD ENDING 09/17/10

Table with columns: NAME, LAST NAME, ID, SALARY, ACTION, PROV, EFF DATE. Lists names and their employment details for the District Attorney Kings County.

DISTRICT ATTORNEY QNS COUNTY

FOR PERIOD ENDING 09/17/10

Table with columns: NAME, LAST NAME, ID, SALARY, ACTION, PROV, EFF DATE. Lists names and their employment details for the District Attorney QNS County.

DISTRICT ATTORNEY RICHMOND COU

FOR PERIOD ENDING 09/17/10

Table with columns: NAME, LAST NAME, ID, SALARY, ACTION, PROV, EFF DATE. Lists names and their employment details for the District Attorney Richmond Cou.

DISTRICT ATTORNEY-SPECIAL NARC

FOR PERIOD ENDING 09/17/10

Table with columns: NAME, LAST NAME, ID, SALARY, ACTION, PROV, EFF DATE. Lists names and their employment details for the District Attorney-Special NARC.

OFFICE OF THE MAYOR

FOR PERIOD ENDING 10/01/10

Table with columns: NAME, LAST NAME, ID, SALARY, ACTION, PROV, EFF DATE. Lists names and their employment details for the Office of the Mayor.

Table with columns: NAME, LAST NAME, ID, SALARY, ACTION, PROV, EFF DATE. Includes names like SUMMERS, PATRICIA L, WHITE, JEROME D.

BOARD OF ELECTION

FOR PERIOD ENDING 10/01/10

Table with columns: NAME, LAST NAME, ID, SALARY, ACTION, PROV, EFF DATE. Lists names and their employment details for the Board of Election.

CAMPAIGN FINANCE BOARD

FOR PERIOD ENDING 10/01/10

Table with columns: NAME, LAST NAME, ID, SALARY, ACTION, PROV, EFF DATE. Lists names and their employment details for the Campaign Finance Board.

NYC EMPLOYEES RETIREMENT SYS

FOR PERIOD ENDING 10/01/10

Table with columns: NAME, LAST NAME, ID, SALARY, ACTION, PROV, EFF DATE. Lists names and their employment details for NYC Employees Retirement Sys.

PRESIDENT BOROUGH OF MANHATTAN

FOR PERIOD ENDING 10/01/10

Table with columns: NAME, LAST NAME, ID, SALARY, ACTION, PROV, EFF DATE. Lists names and their employment details for the President Borough of Manhattan.

BOROUGH PRESIDENT-BRONX

FOR PERIOD ENDING 10/01/10

Table with columns: NAME, LAST NAME, ID, SALARY, ACTION, PROV, EFF DATE. Lists names and their employment details for the Borough President-Bronx.

BOROUGH PRESIDENT-QUEENS

FOR PERIOD ENDING 10/01/10

Table with columns: NAME, LAST NAME, ID, SALARY, ACTION, PROV, EFF DATE. Lists names and their employment details for the Borough President-Queens.

BOROUGH PRESIDENT-STATEN IS

FOR PERIOD ENDING 10/01/10

Table with columns: NAME, LAST NAME, ID, SALARY, ACTION, PROV, EFF DATE. Lists names and their employment details for the Borough President-Statens Is.

OFFICE OF THE COMPTROLLER

FOR PERIOD ENDING 10/01/10

Table with columns: NAME, LAST NAME, ID, SALARY, ACTION, PROV, EFF DATE. Lists names and their employment details for the Office of the Comptroller.

OFFICE OF EMERGENCY MANAGEMENT

FOR PERIOD ENDING 10/01/10

Table with columns: NAME, LAST NAME, ID, SALARY, ACTION, PROV, EFF DATE. Lists names and their employment details for the Office of Emergency Management.

OFFICE OF MANAGEMENT & BUDGET

FOR PERIOD ENDING 10/01/10

Table with columns: NAME, LAST NAME, ID, SALARY, ACTION, PROV, EFF DATE. Lists names and their employment details for the Office of Management & Budget.

TAX COMMISSION

FOR PERIOD ENDING 10/01/10

Table with columns: NAME, LAST NAME, ID, SALARY, ACTION, PROV, EFF DATE. Lists names and their employment details for the Tax Commission.

LAW DEPARTMENT

FOR PERIOD ENDING 10/01/10

Table with columns: NAME, LAST NAME, ID, SALARY, ACTION, PROV, EFF DATE. Lists names and their employment details for the Law Department.

Table with columns: NAME, LAST, FIRST, MIDDLE, TITLE, SALARY, ACTION, PROV, EFF DATE. Includes names like MORGANO, NASCA, RIVERA, RIZVI, SILVERBERG, SITARAS, SNYDER, STACHOUSE, TCHERNOVA, YI.

DEPARTMENT OF CITY PLANNING FOR PERIOD ENDING 10/01/10

Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF DATE. Includes names like MCGLASHEN, SCHILDGE, TIEN.

DEPARTMENT OF INVESTIGATION FOR PERIOD ENDING 10/01/10

Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF DATE. Includes names like ALFRED, ANCRUM, CELIK, CHARLES, CIMINO, KENTON, KONG, POORAN, SULLIVAN.

TEACHERS RETIREMENT SYSTEM FOR PERIOD ENDING 10/01/10

Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF DATE. Includes names like CHAPLIN, CHOW, COYNE, FILATOVA, FRENKEL, GORELIK, HART, HECHAM, HUANG, KOYAMA, LESZCZYNSKI, LEUNG, LI, LIZARDI, LU, MARSHALL, MENSAH, NEVEROVA, SCOTT, TCHERNOVA, YUKHVIDOV.

CIVILIAN COMPLAINT REVIEW BD FOR PERIOD ENDING 10/01/10

Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF DATE. Includes names like D'OLIMPIO, EDIDIN, LAM, SACHS, SAINT-FORT.

POLICE DEPARTMENT FOR PERIOD ENDING 10/01/10

Table with columns: NAME, NUM, SALARY, ACTION, PROV, EFF DATE. Includes names like ABEL, ABREU, ACEVEDO, ADAMS-EDWARDS, AHMED, ALBINO, ALLEN, ALSBROOKS, ANDERSON, APANA, ARENSON, ARJUN, ASARO, ASHE, AUGUSTUS, AUGUSTUS, AVVENIRE, BACCHUS, BACCHUS, BAEZ, BALKARAN, BANKS, BARNES, BASNIGHT, BASNIGHT, BIRMINGHAM, BERTIN, BETZ, BHAROSE, BHUIYAN, BLOCK, BRAADT, BRAXTON-SLATER, BROWN, BRUNACHE, BURGIE, BUSH, BUTLER, BUTLER, CABAN, CABRAL, CAIN, CALIENDO, CAMPBELL, CAMPBELL, CARRINGTON-BALT, CHALK, CHARLES, CHAVEZ, CLARKE, CLINKSCALES, COEN, COOPER, COOPER, CORDERO, CORDERO, COX, CROMARTIE, CRUDUP, CRUZ, CUNALATA, D'AMATO, DANIELS, DARCY, DAS, DAVID, DAVID, DAVIS, DEGONZAGUE, DEJESUS, DELORBE, DELVA, DENIS, DHANESSUR, DIAZ, DIGENNARO, DINEEN, DOILEY, DOLCY, DORNER.

Table with columns: NAME, LAST, FIRST, MIDDLE, TITLE, SALARY, ACTION, PROV, EFF DATE. Includes names like DORSAINT, DORSEY, DOUGLAS, DOWD, DUAH, DUNN, EDWARDS, EDWARDS, EDWARDS, EDWARDS, ENGLISH, EXUM, FELDER, FELICIANO, FINKELSTEIN, FRASIER, FULGIERI, FUSSELL, GABRIELSEN, GALATI, GARCIA, GARCIA-GRAU, GARDENHIRE, GIDLUND, GILLET, GOLDEN.

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LATE NOTICE

DESIGN COMMISSION

MEETING

Design Commission Meeting Agenda Monday, November 15, 2010

Public Meeting

9:50 a.m. Consent Items

- 24012: Construction of a shark exhibit, New York Aquarium, Surf Avenue at West Eighth Street, Brooklyn. (Preliminary) (CC 47, CB 13) DCLA/DPR
24013: Design of a prototypical vent stack for installation citywide. (Preliminary and Final) DEP/DOT
24014: Installation of an exhaust fan, 2960 Frederick Douglass Boulevard, Manhattan. (Preliminary and Final) (CC 9, CB 10) DHS
24015: Installation of a distinctive sidewalk, 330 West 39th Street and 329 West 38th Street, Manhattan. (Preliminary and Final) (CC 3, CB 4) DOB
24016: Installation of interactive touch screens in public payphone kiosks citywide. (Preliminary and Final) DoITT
24017: Installation of a canopy by Frank Stella, 401 East 34th Street, Manhattan. (Preliminary and Final) (CC 4, CB 6) DOT
24018: Reconstruction of J.J. Byrne Playground, Washington Park, Fifth Avenue, Third Street, Fourth Avenue and Fourth Street, Brooklyn. (Final) (CC 39, CB 6) DPR
24019: Construction of Idlewild Park, Brookville Boulevard, Rockaway Boulevard, Thurston Basin and Head of Bay Basin, Queens. (Preliminary) (CC 31, CB 13) DPR
24020: Reconstruction of Sperandeo Brothers Playground, including the rehabilitation of a comfort station, Atlantic Avenue, Linwood Street and Elton Street, Brooklyn. (Final) (CC 37, CB 5) DPR
24021: Construction of the Arts Plaza as part of the BAM Cultural District master plan, Ashland Place between Lafayette Avenue and Fulton Street, Brooklyn. (Preliminary) (CC 35, CB 2) EDC/DCLA

Public Hearing

9:55 a.m.

- 24022: Construction of a co-generation plant, including a gas turbine building and a substation building, Rikers Island, 17-25 Hazen Street, Bronx. (Preliminary and Final) (CC 22, CB 1) DCAS

10:20 a.m.

- 23974: Reconstruction of the entrance, including installation of prototypical signage, Queens Central Library, 89-11 Merrick Boulevard, Queens. (Preliminary) (CC 27, CB 12) QL

10:40 a.m.

- 24023: Construction of a maintenance and operations facility, High Line, Gansevoort Street and Washington Street, Manhattan. (Preliminary) (CC 3, CB 4) DPR/EDC

11:00 a.m.

- 24024: Reconstruction of a bar pavilion, shed and adjacent site work, Loeb Boathouse, East Drive at East 74th Street, Central Park, Manhattan. (Preliminary) (CC 8, CB 5, 7, 8, 10 & 11) DPR

11:30 a.m.

- 24025: Construction of a salt shed, 297 West Street between Canal Street and Spring Street, Manhattan. (Preliminary) (CC 3, CB 2) DOS

12:00 p.m. Break

12:45 p.m.

- 24026: Reconstruction of the John T. Brush commemorative stairs, Highbridge Park, Manhattan. (Preliminary and Final) (CC 7, CB 12) DPR

1:05 p.m.

- 24027: Rehabilitation of the Sands Street Gatehouses, Brooklyn Navy Yard Industrial Park, 63 Flushing Avenue, Brooklyn. (Preliminary) (CC 33, CB 2) BNYDC

1:25 p.m.

- 23944: Installation of a prototypical newsstand, 300 East 66th Street, southeast corner of Second Avenue and East 66th Street, Manhattan. (Preliminary and Final) (CC 5, CB 8) DCA/DOT

1:40 p.m.

- 24028: Installation of a prototypical newsstand, 1630 Broadway, southeast corner of Broadway and West 50th Street, Manhattan. (Preliminary and Final) (CC 3, CB 5) DCA/DOT

Design Commission meetings are held in the conference room on the fifth floor of 253 Broadway, unless otherwise indicated. Please note that all times are approximate and subject to change without notice.

Members of the public are encouraged to arrive at least 45 minutes in advance of the estimated time; those who also plan to testify are encouraged to submit their testimony in writing at least three (3) business days in advance of the meeting date.

Design Commission 253 Broadway, Fifth Floor Phone: 212-788-3071 Fax: 212-788-3086

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