



# THE CITY RECORD

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**THE CITY RECORD**

**MICHAEL R. BLOOMBERG, Mayor**

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

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**PUBLIC HEARINGS AND MEETINGS**

*See Also: Procurement; Agency Rules*

**ADMINISTRATION FOR CHILDREN'S SERVICES**

**■ PUBLIC HEARINGS**

NOTICE IS HEREBY GIVEN that a Public Hearing will be held at the Administration for Children's Services, 150 William Street, 9th Floor – Conference Room 9C-1, Borough of Manhattan, on Wednesday, February 18, 2009, commencing at 10:00 A.M. on the following:

PUBLIC HEARING in the matter of one proposed contract between the Administration for Children's Services of the City of New York and the contractor listed below, for the provision of Building Management Services. The term of the contract will be from approximately April 2, 2008 to April 1, 2009.

**Contractor/Address**

1) Newmark & Company Real Estate  
 125 Park Avenue – 11th Floor  
 New York, NY 10017-5529

PIN	Amount
068009NEG0004	\$480,000.00

PUBLIC HEARING in the matter of one proposed contract between the Administration for Children's Services of the City of New York and the contractor listed below, for the provision of Quality Assurance/Improvement Training Services. The term of the contract will be from approximately October 2, 2008 to March 31, 2009.

Contractor/Address	PIN	Amount
1) Fordham University 441 East Fordham Road FMH 523, Bronx, NY 10458-5170	068009NEX0011	\$400,000.00

The proposed contractors have been selected by means of a Negotiated Acquisition process, pursuant to Section 3-04 (b)(2)(iii) of the Procurement Policy Board Rules.

A copy of the draft contract is available for public inspection at the New York City Administration for Children's Services, Office of Administrative Contracts, 150 William Street, 9th Floor, Borough of Manhattan, on business days from February 13, 2009 through February 18, 2009, exclusive of holidays, between the hours of 10:00 A.M. and 4:00 PM. Please contact Diane Headley of the Office of Administrative Contracts at (212) 341-3459 to arrange a visit.

☛ f13

**QUEENS BOROUGH PRESIDENT**

**■ PUBLIC HEARINGS**

In accordance with Section 241 of the New York City Charter, The Queens Borough Board will hold a public hearing on

Wednesday, February 18th, 2009 starting at 9:30 A.M. The hearing will be held in Room 213 in Queens Borough Hall, 120-55 Queens Boulevard, Kew Gardens.

This hearing is to obtain the views and recommendations of the community boards within the borough, residents of the borough and others with substantial interests in the borough on the proposals contained in the preliminary budget and on the capital and service needs of the borough.

Those wishing to testify can register to speak by calling (718) 286-2900 between the hours of 9:00 A.M. and 5:00 P.M. until Monday, February 16th at 5:00 P.M. After that time, speakers will be added to the end of the list, on a first come first served basis. Thirty copies of your written testimony must be provided at the time of the hearing.

f9-18

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Borough President of Queens, Helen Marshall, on Thursday, February 19, 2009 at 10:30 A.M., in the Borough Presidents Conference Room located at 120-55 Queens Boulevard, Kew Gardens, New York 11424, on the following items:

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

**CD 11 - BSA #303-08 BZ** - IN THE MATTER of an application submitted by Carl A. Sulfaro, Esq on behalf of Luciano Calandra pursuant to Section 11-411 of the NYC Zoning Resolution, to reopen and extend the term of variance which expired on March 5, 2002 allowing for the continued operation of an existing gasoline station with accessory uses in an C2-2/R5-B district located at **34-67 Francis Lewis Boulevard**, Block 6077, Lot 43, Zoning Map 10c, Bayside, Borough of Queens.

**CD 7 and 11 - ULURP #090281 ZMQ** - IN THE MATTER of an application submitted by the Department of City Planning pursuant to Section 197-c of the New York City Charter to contextually rezone all or portions of two hundred fifty seven (257) blocks, **generally bounded by Union Street to the west, the Clearview Expressway and Francis Lewis Boulevard to the east, 25th Avenue to the north and Northern Boulevard and Depot Road to the south and a small area located north of Powell's Cove Boulevard on the east side of 159th Street in Beechhurst to the north of North Flushing**, zoning maps 7d, 10a and 10c, North Flushing and Beechhurst, Borough of Queens. (Related item: ULURP #N090252 ZRY)

☛ f13-19

**Citywide - ULURP #N090252 ZRY** - IN THE MATTER of an application submitted by the Department of City Planning pursuant to Section 197-c of the New York City Charter for zoning text amendments to the NYC Zoning Resolution to establish a new R1-2A district that would require the same single-family detached housing type as currently required under R1-2 district regulations but with revised floor area exemptions, front yard setbacks, lot coverage, and height regulations. (Related item: ULURP #090281 ZMQ)

**CITY COUNCIL**

**■ HEARINGS**

**HEARING BY THE COMMITTEE ON HOUSING AND BUILDINGS**

**THE COMMITTEE ON HOUSING AND BUILDINGS WILL HOLD A HEARING ON MONDAY, MARCH 16,**

**2009 AT 10:00 A.M. IN THE COUNCIL CHAMBERS, CITY HALL, NEW YORK, NEW YORK 10007 ON THE FOLLOWING MATTERS:**

Int. No. 923, a Local Law to amend the administrative code of the City of New York, in relation to extending the rent stabilization laws.

Res. No. 1815, a Resolution determining that a public emergency requiring rent control in the City of New York continues to exist and will continue to exist on and after April 1, 2009.

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

Michael McSweeney  
 Acting City Clerk, Clerk of the Council

☛ f13-m16

**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, February 18, 2009, commencing at 10:00 A.M.**

**BOROUGH OF BROOKLYN  
 No. 1  
 THE GARVEY**

**CD 3 C 090141 HAK**  
**IN THE MATTER OF** an application submitted by the Department of Housing Preservation and Development (HPD):

- 1) pursuant to Article 16 of the General Municipal Law of New York State for:
  - a) the designation of property located at 1598, 1600, and 1602 Fulton Street (Block 1699, Lots 26-28), Site 17D of the Fulton Park Urban Renewal Area, as an Urban Development Action Area; and
  - b) an Urban Development Action Area Project for such area; and
- 2) pursuant to Section 197-c of the New York City Charter for the disposition of such property to a developer selected by HPD;

to facilitate development of a mixed-use building, tentatively known as the Garvey, with approximately 78 residential units, and commercial space to be developed under the Department of Housing Preservation and Development's Cornerstone Program.

**No. 2  
 THE BRADFORD**

**CD 3 C 090142 HAK**  
**IN THE MATTER OF** an application submitted by the Department of Housing Preservation and Development (HPD):

- 1) pursuant to Article 16 of the General Municipal Law of New York State for:
  - a) the designation of property located at 1560 Fulton Street (Block 1699, Lot 7), Site 17A of the Fulton Park Urban Renewal Area; 1562, 1564, and 1566 Fulton Street (Block 1699, Lots 8-10); 1568, 1570, 1572, 1574, and 1576 Fulton

Street (Block 1699, Lots 11-15), Site 17B of the Fulton Park Urban Renewal Area; and 43 Albany Street (Block 1699, Lot 6), as an Urban Development Action Area; and

- b) an Urban Development Action Area Project for such area; and
2) pursuant to Section 197-c of the New York City Charter for the disposition of property located at 1560 Fulton Street (Block 1699, Lot 7), Site 17A of the Fulton Park Urban Renewal Area; and 1568, 1570, 1572, 1574, and 1576 Fulton Street (Block 1699, Lots 11-15), Site 17B of the Fulton Park Urban Renewal Area, to a developer selected by HPD;

to facilitate development of a mixed-use building, tentatively known as the Bradford, with approximately 96 residential units and commercial space.

No. 3
354 CLARKSON AVENUE

CD 17 C 070396 ZMK
IN THE MATTER OF an application submitted by ESP Group LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 17b:

- 1. changing from an M1-1 District to an R7A District property bounded by Clarkson Avenue, a line 100 feet westerly of New York Avenue, a line midway between Clarkson Avenue and Lenox Avenue, and a line 100 feet easterly of Nostrand Avenue; and
2. establishing within the proposed R7A District a C2-4 District bounded by Clarkson Avenue, a line 100' westerly of New York Avenue, a line midway between Clarkson Avenue and Lenox Avenue, and a line 100 feet easterly of Nostrand Avenue;

as shown on a diagram (for illustrative purposes only) dated November 17, 2008.

No. 4
FLATLANDS INDUSTRIAL SITE 1

CD 18 C 090164 PPK
IN THE MATTER OF an application submitted by the New York City Department of Citywide Administrative Services (DCAS), pursuant to Section 197-c of New York City Charter, for the disposition of one (1) city-owned property located at 1145 Rockaway Avenue (Block 3644, Lot 210) pursuant to zoning.

BOROUGH OF MANHATTAN
No. 5
LOWER EAST SIDE GIRL'S CLUB

CD 3 N 090252 HAM
IN THE MATTER OF an application submitted by the Department of Housing Preservation and Development (HPD):

- 1) pursuant to Article 16 of the General Municipal Law of New York State for:
a) the designation of property located at 400-402 East 8th Street; 103, 101, and 97-99 Avenue D; 281 and 279 East 7th Street (Block 377, Lots 35, 41-43, and 47-48), as an Urban Development Action Area; and
b) an Urban Development Action Area Project for such area;

to facilitate the development of a 12-story mixed-use building, tentatively known as Lower East Side Girls Club, with approximately 78 residential units, retail and community facility space.

No. 6
150 AMSTERDAM AVENUE ZONING CHANGE

CD 7 C 090132 ZMM
IN THE MATTER OF an application submitted by 150 Amsterdam Avenue Holdings, LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 8c, by establishing within an existing R8 District a C2-5 District bounded by a line 230 feet northerly of West 66th Street, Amsterdam Avenue, West 66th Street and a line 100 feet westerly of Amsterdam Avenue, as shown on a diagram (for illustrative purposes only) dated November 17, 2008.

BOROUGH OF STATEN ISLAND
Nos. 7 & 8
121ST POLICE PRECINCT

CD 1 C 080106 ZSR
IN THE MATTER OF an application submitted by the Police Department and the Department of Citywide Administrative Services pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-67 of the Zoning Resolution as follows:

- a. to allow a police station to be located in a residence district; and
b. to allow the applicable district bulk regulations for community facility buildings as set forth in Article II, Chapter 4 to apply to a proposed building;

to facilitate the development of a police station, on property located at 970 Richmond Avenue (Block 1704, Lot 1), in an R3-2 District.

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

No. 8

CD 1 C 080107 PSR
IN THE MATTER OF an application submitted by the

Police Department and the Department of Citywide Administrative Services, pursuant to Section 197-c of the New York City Charter for the site selection of property located at 970 Richmond Avenue (Block 1704, Lot 1) for use as a police precinct station house.

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

f4-18

COMMUNITY BOARDS

PUBLIC HEARINGS

BOROUGH OF BROOKLYN

Community Board #10 - Public Hearing on Capital and Expense Budget for FY 2010 will take place on Monday, February 23, 2009 at 7:15 P.M. at Knight of Columbus, 1305 86th Street, Brooklyn.

f13-20

BOROUGH OF BROOKLYN

Community Board #7 - Public Hearing on Capital and Expense Budget for FY 2010 will take place on Wednesday, February 18, 2009 at 5:00 P.M. at 4201 Fourth Avenue, Brooklyn, NY 11232.

f11-17

BOROUGH OF BROOKLYN

Community Board #12 - Public Hearing on Capital and Expense Budget for FY 2010 will take place on Tuesday, February 24, 2009 at 6:30 P.M. at Community Board 12's office, 5910 13th Avenue, Brooklyn.

f13-20

BOROUGH OF MANHATTAN

Community Board #9 - Public Hearing on Capital and Expense Budget for FY 2010 will take place on Thursday, February 19, 2009 at 6:30 P.M. at Fortune Society, 630 Riverside Drive at 140th Street, New York, New York 10031.

f12-18

BOROUGH OF THE BRONX

Community Board #9 - Public Hearing on Capital and Expense Budget for FY 2010 will take place on Thursday, February 19, 2009 at 7:00 P.M. at 1967 Turnbull Avenue, Suite 7, Bronx, NY 10473.

f12-18

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, February 18, 2009 at 8:00 P.M., Kings Plaza Community Room, Flatbush Avenue and Avenue V, Brooklyn, NY

Public comment on agency responses to the Community Board's proposed Capital and Expense Budget for FY 2010 as well as the Community Board's Statement of Needs and Priorities.

f12-18

BOROUGH OF BROOKLYN

Community Board #17 - Public Hearing on Capital and Expense Budget for FY 2010 will take place on Wednesday, February 18, 2009 at 7:00 P.M. at IS 232, 905 Winthrop Street, Brooklyn.

f12-18

BOROUGH OF STATEN ISLAND

Community Board #3 - Public Hearing on Capital and Expense Budget for FY 2010 will take place on Wednesday, February 18, 2009 at 7:00 P.M. at Community Board 3 office, 655-218 Rossville Avenue, Staten Island, New York 10309.

f12-18

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. 9 - Thursday, February 19, 2009, 7:00 P.M., Community Board 9, 1967 Turnbull Avenue, Suite 7, Bronx, NY

Public Hearing on the Preliminary Capital and Expense Budget for FY 2010.

#C 090249PPX

IN THE MATTER OF an application submitted by the New York City Department of Citywide Administrative Services (DCAS), pursuant to Section 197-c of the New York City Charter, for the disposition of city-owned property, pursuant to zoning.

#N 090239ZRY

A proposed DCP Waterfront Text Amendment concerning Article VI, Chapter 2 of the Zoning Resolution, which will primarily modify design regulations for public access areas. The proposed changes will generally apply to new residential and commercial developments on waterfront lots in medium and high-density zoning districts.

f13-19

BOROUGH OF BROOKLYN

Community Board #15 - Public Hearing on Capital and Expense Budget for FY 2010 will take place on Tuesday, February 24, 2009 at 7:00 P.M. at King's Borough Community College, 2001 Oriental Blvd., Room U220, Brooklyn.

f9-13

CONSUMER AFFAIRS

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN, PURSUANT TO LAW, that the New York City Department of Consumer Affairs will hold a Public Hearing on Wednesday, February 18, 2009, at 2:00 P.M., at 66 John Street, 11th Floor, in the Borough of Manhattan, on the following petitions for sidewalk cafe revocable consent:

- 1) 345 Court St Corp. 345 Court Street, in the Borough of Brooklyn (To continue, maintain, and operate an enclosed sidewalk cafe for a term of two years.)
2) 51 Street Pasta Presto Inc. 959 Second Avenue, in the Borough of Manhattan (To continue, maintain, and operate an unenclosed sidewalk cafe for a term of two years.)
3) 520 Columbus Avenue LTD 520 Columbus Avenue, in the Borough of Manhattan (To establish, maintain, and operate an unenclosed sidewalk cafe for a term of two years.)
4) 675 Hudson Vault, LLC 675 Hudson Street, in the Borough of Manhattan (To continue, maintain, and operate an unenclosed sidewalk cafe for a term of two years.)
5) Amantia Estiatorio Corp. 20-01 Steinway Street, in the Borough of Queens (To establish, maintain, and operate an unenclosed sidewalk cafe for a term of two years.)
6) Apple Jack Coffee Shop Inc. 230 West 55 Street, in the Borough of Manhattan (To continue, maintain, and operate an unenclosed sidewalk cafe for a term of two years.)
7) Defonte's Of New York, Inc. 261 Third Avenue, in the Borough of Manhattan (To establish, maintain, and operate an enclosed sidewalk cafe for a term of two years.)
8) Deluxe On Broadway, Inc. 2896 Broadway, in the Borough of Manhattan (To continue, maintain, and operate an unenclosed sidewalk cafe for a term of two years.)
9) Eros Restaurant Corp. 947 Second Avenue, in the Borough of Manhattan (To continue, maintain, and operate an unenclosed sidewalk cafe for a term of two years.)
10) Fifth & 5th LLC 330-332 Fifth Avenue, in the Borough of Brooklyn (To establish, maintain, and operate an unenclosed sidewalk cafe for a term of two years.)
11) Greek Kitchen, Inc. 885-889 Tenth Avenue, in the Borough of Manhattan (To establish, maintain, and operate an enclosed sidewalk cafe for a term of two years.)
12) Groove Enterprises Inc. 125 Macdougall Street, in the Borough of Manhattan (To establish, maintain, and operate an unenclosed sidewalk cafe for a term of two years.)
13) Italian Mother Corporation 162 Avenue A, in the Borough of Manhattan (To continue, maintain, and operate an unenclosed sidewalk cafe for a term of two years.)
14) Ladl LLC 80 University Place, in the Borough of Manhattan (To continue, maintain, and operate an unenclosed sidewalk cafe for a term of two years.)
15) Mulberry Street Bar LLC 176 1/2 Mulberry Street, in the Borough of Manhattan (To continue, maintain, and operate an unenclosed sidewalk cafe for a term of two years.)
16) New Ko-Sushi Japanese Restaurant Inc. 1329-35 Second Avenue, in the Borough of Manhattan (To establish, maintain, and operate an enclosed sidewalk cafe for a term of two years.)
17) Peck Slip Restaurant Corp. 22 Peck Slip, in the Borough of Manhattan (To continue, maintain, and operate an unenclosed sidewalk cafe for a term of two years.)
18) Pollos Mario Woodhaven Corp. 63-20 Woodhaven Blvd., in the Borough of Queens (To establish, maintain, and operate an enclosed sidewalk cafe for a term of two years.)
19) Radiante LLC 131 Duane Street, in the Borough of Manhattan (To continue, maintain, and operate an unenclosed sidewalk cafe for a term of two years.)
20) Sol Y Sombra, LTD 462 Amsterdam Avenue, in the Borough of Manhattan (To continue, maintain, and operate an unenclosed sidewalk cafe for a term of two years.)
21) Splendido New Foods LLC 1593 Second Avenue, in the Borough of Manhattan (To continue, maintain, and operate an unenclosed sidewalk cafe for a term of two years.)

- 22) Steven Jay, LLC  
1600 Third Avenue, in the Borough of Manhattan  
(To establish, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- 23) Union Square Catering Facility Inc.  
19 Union Square West, in the Borough of Manhattan  
(To continue, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- 24) Vero Inc.  
1483 Second Avenue, in the Borough of Manhattan  
(To continue, maintain, and operate an unenclosed sidewalk café for a term of two years.)

Individuals requesting Sign Language Interpreters should contact the Department of Consumer Affairs, Legal Division, 42 Broadway, 9th Floor, New York, NY 10004, (212) 487-4379, no later than five (5) business days before the hearing.

☛ f13

## OFFICE OF EMERGENCY MANAGEMENT

### MEETING

The NYC Local Emergency Planning Committee will reconvene on Wednesday, February 25, 2009 at 3:00 P.M. at the New York City Office of Emergency Management, North-South Conference Room, 165 Cadman Plaza East, Brooklyn, NY 11201.

f11-13

## EMPLOYEES' RETIREMENT SYSTEM

### 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 Thursday, February 19, 2009 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.

☛ f13-18

## ENVIRONMENTAL CONTROL BOARD

### MEETING

The next meeting will take place on Thursday, February 26, 2009 at 40 Rector Street, Large Hearing Room, 6th Floor, New York, NY 10006 at 9:15 A.M. at the call of the Chairman.

f12-17

## ENVIRONMENTAL PROTECTION

### BUREAU OF ENGINEERING DESIGN AND CONSTRUCTION

#### PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Public Hearing will be held at the Department of Environmental Protection Offices at 59-17 Junction Boulevard, 17th Floor Conference Room, Flushing, New York, on February 26, 2009 commencing at 10:00 A.M. on the following:

IN THE MATTER OF a proposed contract between the Department of Environmental Protection and Hatch Mott MacDonald/Malcolm Pirnie, A Joint Venture, 104 Corporate Park Drive, PO Box 751, White Plains, New York 10602 for CDA-FP1: Facility Planning for the Construction of The Third Catskill and Delaware Aqueduct and Associated Facilities. The Contract term shall be 1,827 consecutive calendar days from the date of the written notice to proceed. The Contract amount shall be \$30,452,193.00 - Location: NYC Watershed Region - PIN# 82608W000099.

A copy of the Contract may be inspected at the Department of Environmental Protection, 59-17 Junction Boulevard, Flushing, New York, 11373, on the 17th Floor Bid Room, on business days from February 13, 2009 to February 26, 2009 between the hours of 9:30 A.M. - 12:00 P.M. and from 1:00 P.M. - 4:00 P.M.

Note: Individuals requesting Sign Language Interpreters should contact Ms. Debra Butlien, Office of the ACCO, 59-17 Junction Boulevard, 17th Floor, Flushing, New York 11373, (718) 595-3423, no later than FIVE(5) BUSINESS DAYS PRIOR TO THE PUBLIC HEARING.

☛ f13

## 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, **February 17, 2009**, 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 THE BRONX 09-3008 - Block Various, lot Various-  
Various Addresses - Fieldston Historic District

A Romantic style planned suburb laid out in 1914 by engineer Albert Wheeler based on recommendations made by Frederick Law Olmsted and James R. Croe. The Historic District is characterized by an eclectic variety of residential buildings and styles including variants of the Colonial Revival, Craftsman, various picturesque revivals styles including Medieval, Tudor, and Mediterranean, as well as formal modernist houses. Application is to establish a Master Plan to govern certain types of alterations to buildings, other improvements and landscape improvements within the Fieldston Historic District, authorizing the staff to approve such work if it meets the requirements of the Master Plan.

PROPOSED RULEMAKING  
BOROUGH OF THE BRONX 09-6620 – Block Various, lot Various-

Various Addresses – Fieldston Historic District  
A Romantic style planned suburb laid out in 1914 by engineer Albert Wheeler based on recommendations made by Frederick Law Olmsted and James R. Croe. The Historic District is characterized by an eclectic variety of residential buildings and styles including variants of the Colonial Revival, Craftsman, various picturesque revivals styles including Medieval, Tudor, and Mediterranean, as well as formal modernist houses. Application is to adopt the Fieldston Historic District Implementation Rules for a proposed master plan for certain alterations to improvements in the Fieldston Historic District pursuant to the City Administrative Procedures Act.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF THE BRONX 09-3624 - Block 5633, lot 36-21 Tier Street - 21 Tier Street House-Individual Landmark  
A Shingle style house designed by Samuel H. Booth and built in 1896. Application is to demolish two sheds and construct new building. Zoned R3A.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF QUEENS 09-6450 - Block 1472, lot 11-37-12-37-18 85th Street - Jackson Heights Historic District  
A neo-Romanesque style garden apartment building designed by Andrew J. Thomas and built in 1919-21. Application is to replace windows.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF QUEENS 09-0248 - Block 1472, lot 20-37-34-37-40 85th Street - Jackson Heights Historic District  
A neo-Romanesque style garden apartment building designed by Andrew J. Thomas and built in 1919-21. Application is to replace windows.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF BROOKLYN 09-6165 - Block 43, lot 26-72 Hudson Avenue - Vinegar Hill Historic District  
An Italianate style rowhouse built circa 1869-1876. Application is to construct a rooftop bulkhead.

ADVISORY REPORT  
BOROUGH OF BROOKLYN 09-6368 - Block 2119, lot 9-305 Cumberland Street - Fort Greene Historic District  
An Italianate style frame house built in 1851. Application is to alter the rear facade.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF BROOKLYN 09-3772 - Block 1915, lot 47-254 Clinton Avenue - Clinton Hill Historic District  
Originally a 19th century rowhouse, altered as a one-story institutional building by Henry McGill in 1940. Application is to demolish the existing building and construct a new gymnasium. Zoned R6B.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 09-2831 - Block 222, lot 1-441-453 Greenwich Street, aka 34-48 Vestry Street, 9-17 Desbrosses Street - Tribeca North Historic District  
A Romanesque Revival style warehouse designed by Charles C. Haight and built in 1883-1884. Application is to replace paving and install lighting at the sidewalk.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 09-5789 - Block 521, lot 67-296 Elizabeth Street - NoHo East Historic District  
An early 19th century building with late-20th century alterations. Application is to construct a stair bulkhead. Zoned C6-2.

BINDING REPORT  
BOROUGH OF MANHATTAN 09-5939 - Block 549, lot 1,2,3,4-Washington Square Park - Greenwich Village Historic District  
A public park built in 1826 with subsequent alterations. Application is to construct a stage platform, and ater the pathway.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 09-6148 - Block 1305, lot 1-109 East 50th Street - St. Bartholomew's Church and Community House- Individual Landmark  
A Byzantine-style church, designed by Bertram Goodhue, and built in 1914-19. Application is to install a stair enclosure at the terrace.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 09-6467 - Block 1118, lot 52-56 West 66th Street - First Battery Armory-Individual Landmark  
An armory building designed by Horgan and Slattery and built in 1900-1903. Application is to modify and legalize rooftop mechanical equipment installed without Landmarks Preservation Commission permits. Zoned C4-7.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 09-5281 - Block 1149, lot 29-105 West 77th Street - Upper West Side/Central Park West Historic District  
A Renaissance Revival style flats building designed by Thom & Wilson and built in 1892. Application is to legalize the installation of storefront infill without Landmarks Preservation Commission permits.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 08-8307 - Block 1168, lot 8-243 West 76th Street - West End-Queenate Historic District  
An Eclectic style rowhouse with Queen Anne and Romanesque style details designed by William H. Boylan, and built in 1889-90. Application is to remove an altered stoop and create a window opening.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 09-5577 - Block 1150, lot 37-118 West 79th Street - Upper West Side/Central Park West

Historic District  
A neo-Romanesque style apartment building designed by Emery Roth and built in 1925. Application is to alter window openings.

BINDING REPORT  
BOROUGH OF MANHATTAN 09-6384 - Block 2109, lot 106-65 Jumel Terrace - Morris-Jumel Mansion-Individual Landmark  
A Georgian style mansion built in 1765, and remodeled in 1810 in the Federal style. Application is to reconstruct the perimeter wall and construct a barrier-free access ramp.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 09-6388 - Block 1377, lot 15-690 Madison Avenue - Upper East Side Historic District  
A neo-Grec style apartment building designed by J.H. Valentine and built in 1878-79. Application is to install a new storefront, alter the façade, create new window openings and construct a rooftop addition. Zoned C5-1.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 09-4241 - Block 1380, lot 69-4 East 66th Street - Upper East Side Historic District  
A neo-Italian Renaissance style apartment building designed by J.E.R. Carpenter and built in 1919-20. Application is to install a window.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 09-4942 - Block 1405, lot 8-115 East 70th Street - Upper East Side Historic District  
A neo-French Classic style residence designed by Patrick J. Murray and built in 1921-22. Application is to legalize the installation of a metal lattice at the roof and entryway light fixtures without Landmarks Preservation Commission permits.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 09-6197 - Block 1390, lot 57-20 East 76th Street - Upper East Side Historic District  
A neo-Classical style apartment hotel designed by Schwartz & Gross and built in 1925-26. Application is to install a marquee and awnings.

CERTIFICATE OF APPROPRIATENESS  
BOROUGH OF MANHATTAN 09-5841 - Block 1505, lot 33-75 East 93rd Street - (former) George F. Baker House-Individual Landmark  
A modified Federal style residence designed by Delano & Aldrich and built in 1917-18. Application is to construct a rooftop addition and modify the courtyard. Zoned R10.

f3-17

## LOFT BOARD

### PUBLIC MEETING

NOTICE IS HEREBY GIVEN PURSUANT TO ARTICLE 7 OF THE PUBLIC OFFICERS LAW that the New York City Loft Board will have its monthly Board meeting on **Thursday, February 19, 2009**. The meeting will be held at 2:00 P.M. at Spector Hall, 22 Reade Street, 1st Floor, The proposed agenda will include cases and general business.

The general public is invited to attend and observe the proceedings.

f11-13

## MAYOR'S OFFICE OF CONTRACT SERVICES

### MEETING

PUBLIC NOTICE IS HEREBY GIVEN THAT the Franchise and Concession Review Committee will hold a Special Public Meeting on Thursday, February 19, 2009 at 2:30 P.M. at 22 Reade Street, 2nd Floor Conference Room, Borough of Manhattan in the matter of the intent to seek Franchise and Concession Review Committee approval to utilize a different procedure, pursuant to Section 1-16 of the Concession Rules of the City of New York, for the New York City Department of Parks and Recreation to enter into a sole source license agreement with Queens Ballpark Company, L.L.C. ("QBC") for the operation, maintenance and management of certain parking areas at Flushing Meadows-Corona Park, Flushing, Queens. This matter was adjourned from February 11, 2009 to February 19, 2009.

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

☛ f13

## SCHOOL CONSTRUCTION AUTHORITY

### NOTICE

### NOTICE OF PUBLIC HEARING PURSUANT TO ARTICLE 2 OF THE NEW YORK STATE EMINENT DOMAIN PROCEDURE LAW

The New York City School Construction Authority ("SCA") will hold a public hearing on February 26, 2009, at 4:00 P.M., pursuant to Article 2 of the New York State Eminent Domain Procedure Law with respect to the SCA's proposed acquisition, by condemnation, of Tax Block 2803, Lot 1, located in the Borough of Queens, City and State of New York, for the purpose of constructing at the site an approximately 1,100-seat public high school facility accommodating students in ninth through twelfth grades pursuant to the New York City Department of Education's Five-Year Educational Capital Facilities Plan. The subject property is located at the northwest corner of 74th Street and 57th Avenue in the Maspeth section of the Borough of Queens. **The public hearing will be held at P.S. 58Q, located at 72-50 Grand Avenue in the Borough of Queens.**

The purposes of the hearing are to inform the public of the proposed project, to review the public use to be served by the proposed project and to give all interested persons an opportunity to be heard concerning the proposed public project. Property owners who may subsequently wish to challenge condemnation of their property via judicial review may do so only on the basis of issues, facts and objections raised at the hearing. All persons are invited to attend the hearing and to present oral and/or written statements concerning the proposed acquisition. The SCA will accept written comments on the proposed project at the address listed below until March 12, 2009. Materials relating to the project are available for examination during normal business hours at the Legal Department of the SCA at 30-30 Thomson Avenue, Long Island City, New York 11101. For further information, contact Gregory P. Shaw, Principal Attorney of the SCA, at (718) 472-8232.

**f9-13**

**BOARD OF STANDARDS AND APPEALS**

**■ PUBLIC HEARINGS**

**MARCH 3, 2009, 10:00 A.M.**

**NOTICE IS HEREBY GIVEN** of a public hearing, Tuesday morning, March 3, 2009, 10:00 A.M., at 40 Rector Street, 6th Floor, New York, N.Y. 10006, on the following matters:

**SPECIAL ORDER CALENDAR**

**66-90-BZ**  
APPLICANT – Walter T. Gorman, P.E., P.C., for A.H.G. Realty Corporation, owner.  
SUBJECT – Application February 9, 2009 – Extension of Time/waiver to obtain a Certificate of Occupancy for a UG16 Gasoline Service Station (Mobil), in an R-5 zoning district, which expired on December 31, 2008.  
PREMISES AFFECTED – 43-07 Astoria Boulevard, north east corner of 43rd Street, Block 780, Lot 18, Borough of Queens.  
**COMMUNITY BOARD #1Q**

**332-98-BZ**  
APPLICANT – Law Office of Howard Goldman, LLC, for Workmen’s Circle Home & Infirmary, owners.  
SUBJECT – Application January 30, 2009 – Extension of Time/waiver to Complete Construction of a previously approved Variance (72-21) for the enlargement of a (UG3) existing nursing home, in an R5 zoning district, which expired on April 13, 2003.  
PREMISES AFFECTED – 3155 Grace Avenue, bounded by Grace, Hammersley, Ely and Burke Avenues, Block 4777, Lots 2 & 57, Borough of Bronx.  
**COMMUNITY BOARD #12BX**

**215-06-BZ**  
APPLICANT – Sheldon Lobel, P.C., for Cumberland Farms, Incorporated, owner.  
SUBJECT – Application January 28, 2009 – Extension of Time/waiver to obtain a Certificate of Occupancy for an existing gasoline service station (Exxon) with accessory convenience store, in a C1-2/R4 zoning district, which expired on January 24, 2008.  
PREMISES AFFECTED – 202-06 Hillside Avenue, southeast corner of Hillside Avenue and 202nd Street, Block 10496, Lot 52, Borough of Queens.  
**COMMUNITY BOARD #3Q**

**APPEALS CALENDAR**

**142-08-A**  
APPLICANT – Eric Palatnik, P.C., for George Kraff, owner.  
SUBJECT – Application May 9, 2008 – Proposed construction of a three story residential building which does not front on an officially mapped street contrary to General City Law Section 36. R6-OP Zoning District.  
PREMISES AFFECTED – 225 Brighton 2nd Lane, corner of Brighton 2nd Lane and Brighton 2nd Place., Block 8662, Lots 153, Borough of Brooklyn.  
**COMMUNITY BOARD #13BK**

**272-08-A**  
APPLICANT – Elizabeth Safian, Sheldon Lobel, P.C., for Brighton 2nd Place, LLC, owner.  
SUBJECT – Application November 5, 2008 – Proposed construction of residential building not fronting on a legally mapped street contrary to General City Law Section 36. R6 Zoning District.  
PREMISES AFFECTED – 35 Brighton 2nd Place, premises is located on the west side of Brighton 2nd Place approximately 120 feet north of Brighton 2nd Lane, Block 8662, Lots 230, 232, 234, Borough of Brooklyn.  
**COMMUNITY BOARD #13BK**

**307-08-BZY**  
APPLICANT – Howard Zipser, Akerman Senterfitt LLP, for 163 Orchard Street LLC, owner.  
SUBJECT – Application December 17, 2008 – Extension of time to complete construction (11-331) of a minor development commenced prior to the amendment of the zoning district regulations. C4-4A Zoning District.  
PREMISES AFFECTED – 163 Orchard Street, through lot between Orchard and Houston Street between Stanton and Rivington Street, Block 416, Lot 58, Borough of Manhattan.  
**COMMUNITY BOARD #3M**

**MARCH 3, 2009, 1:30 P.M.**

**NOTICE IS HEREBY GIVEN** of a public hearing, Tuesday afternoon, March 3, 2009, at 1:30 P.M., at 40 Rector Street, 6th Floor, New York, N.Y. 10006, on the following matters:

**ZONING CALENDAR**

**269-06-BZ/193-08-A**  
APPLICANT – Joseph Margolis, for Bruno Salvo, owner.  
SUBJECT – Application October 4, 2006 – Variance (§72-21) to permit the conversion of 11,000 sf of vacant space into retail/commercial space. The proposal is contrary to section 22-00. R3-2 district (South Richmond Special District).  
SUBJECT – Application July 15, 2008 – Proposed

construction of retail/commercial space located in an existing shopping center not fronting on a mapped street contrary to General City Law Section 36. R3-2 Zoning District.  
PREMISES AFFECTED – 125 Greaves Lane, between Timber Ridge drive on the east and Greaves Lane on the west, Block 4645, Lot 425, Borough of Staten Island.  
**COMMUNITY BOARD #3SI**

**177-07-BZ**  
APPLICANT – Manish S. Savani, for Maurice Dayan, owner.  
SUBJECT – Application July 6, 2007 – Variance (§72-21) to construct a two story, two family residential building on a vacant corner lot. This application seeks to vary the front yard requirement on one street frontage (23-45) in an R-5 zoning district.  
PREMISES AFFECTED – 886 Glenmore Avenue, corner of Glenmore Avenue and Milford Street, Block 4208, Lot 17, Borough of Brooklyn.  
**COMMUNITY BOARD #7BK**

**88-08-BZ**  
APPLICANT – Alfonso Duarte, for Naresh M. Gehi, owner.  
SUBJECT – Application April 11, 2008 – Variance pursuant to §72-21 to allow the commercial office conversion of an existing residential building; contrary to use regulations §22-00. R5 District.  
PREMISES AFFECTED – 101-17 Lefferts Boulevard, East side, 150 ft. south of 101st Avenue, Block 9487, Lot 68, Borough of Queens.  
**COMMUNITY BOARD #9Q**

**310-08-BZ**  
APPLICANT – Friedman & Gotbaum, LLP, for Convent of the Sacred Heart, owner.  
SUBJECT – Application December 18, 2008 – Special Permit (73-19) to allow construction of a school building in a C8-4 zone, contrary to use regulations. C8-4 District.  
PREMISES AFFECTED – 406 East 91st Street, south side of East 91st Street, 94’ west of First Avenue, Block 1570, Lot 41, Borough of Manhattan.  
**COMMUNITY BOARD #8M**

*Jeff Mulligan, Executive Director*

**f13-17**

**TRANSPORTATION**

**■ PUBLIC HEARINGS**

**NOTICE IS HEREBY GIVEN**, pursuant to law, that the following proposed revocable consents, have been scheduled for a public hearing by the New York City Department of Transportation. The hearing will be held at 40 Worth Street, Room 814 commencing at 2:00 P.M. on Wednesday, March 4, 2009. Interested Parties can obtain copies of proposed agreements or request sign-language interpreters (with at least seven days prior notice) at 40 Worth Street, 9th Floor South, New York, NY 10013, or by calling (212) 442-8040.

**#1** In the matter of a proposed revocable consent authorizing 1056 Fifth Avenue Corp. to construct, maintain and use planted areas on the east sidewalk of Fifth Avenue, south of East 87th Street, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the Date of Approval by the Mayor to June 30, 2019 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:  
From the Approval Date to June 30, 2019 - \$1,106/annum

the maintenance of a security deposit in the sum of \$1,800, and the filing of an insurance policy in the minimum amount of \$250,000/ \$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

**#2** In the matter of a proposed revocable consent authorizing Turner Homeowners Association, Inc. to construct maintain and use a force main, together with a manhole, under and across Turner Street and under and along Crabtree Avenue, north of Turner Street, in the Borough of Staten Island. The proposed revocable consent is for a term of ten years from the Date of Approval by the Mayor to June 30, 2019 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

From the date of approval to June 30, 2009 - \$3,522/annum

For the period July 1, 2009 to June 30, 2010 - \$3,628  
For the period July 1, 2010 to June 30, 2011 - \$3,734  
For the period July 1, 2011 to June 30, 2012 - \$3,840  
For the period July 1, 2012 to June 30, 2013 - \$3,946  
For the period July 1, 2013 to June 30, 2014 - \$4,052  
For the period July 1, 2014 to June 30, 2015 - \$4,158  
For the period July 1, 2015 to June 30, 2016 - \$4,264  
For the period July 1, 2016 to June 30, 2017 - \$4,370  
For the period July 1, 2017 to June 30, 2018 - \$4,476  
For the period July 1, 2018 to June 30, 2019 - \$4,582

the maintenance of a security deposit in the sum of \$10,000, and the filing of an insurance policy in the minimum amount of \$250,000/ \$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

**#3** In the matter of a proposed revocable consent authorizing Stella D'Oro Biscuit Company, Inc. to continue to maintain and use a pipe under and across West 237th Street, east of Broadway, in the Borough of the Bronx. The proposed revocable consent is for a term from July 1, 2009 to June 30, 2019 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2009 to June 30, 2010 - \$1,885  
For the period July 1, 2010 to June 30, 2011 - \$1,940  
For the period July 1, 2011 to June 30, 2012 - \$1,995  
For the period July 1, 2012 to June 30, 2013 - \$2,050  
For the period July 1, 2013 to June 30, 2014 - \$2,105  
For the period July 1, 2014 to June 30, 2015 - \$2,160

For the period July 1, 2015 to June 30, 2016 - \$2,215  
For the period July 1, 2016 to June 30, 2017 - \$2,270  
For the period July 1, 2017 to June 30, 2018 - \$2,325  
For the period July 1, 2018 to June 30, 2019 - \$2,380

the maintenance of a security deposit in the sum of \$4,000, and the filing of an insurance policy in the minimum amount of \$250,000/ \$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

**#4** In the matter of a proposed revocable consent authorizing Brian R. Zipp to continue to maintain and use a fenced-in area on the north sidewalk of East 92nd Street, between Park Avenue and Lexington Avenue, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2008 to June 30, 2018 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period from July 1, 2008 to June 30, 2018 - \$100/annum

the maintenance of a security deposit in the sum of \$2,000, and the filing of an insurance policy in the minimum amount of \$250,000/ \$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

**#5** In the matter of a proposed revocable consent authorizing El Dorado LP to maintain and use an accessibility ramp, together with steps, on the south sidewalk of Pacific Street, west of Ralph Avenue, in the Borough of Brooklyn. The proposed revocable consent is for a term of ten years from the Date of Approval by the Mayor to June 30, 2019 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

From the Approval Date to June 30, 2019 - \$25/annum

the maintenance of a security deposit in the sum of \$5,000, and the filing of an insurance policy in the minimum amount of \$500,000/ \$2,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$200,000.

**#6** In the matter of a proposed revocable consent authorizing The Cooper Union for the Advancement of Science and Art to continue to maintain and use a conduit under and across Third Avenue at East 7th Street, in the Borough of Manhattan. The proposed revocable consent is for a term from July 1, 2009 to June 30, 2019 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2009 to June 30, 2010 - \$4,058  
For the period July 1, 2010 to June 30, 2011 - \$4,181  
For the period July 1, 2011 to June 30, 2012 - \$4,303  
For the period July 1, 2012 to June 30, 2013 - \$4,425  
For the period July 1, 2013 to June 30, 2014 - \$4,547  
For the period July 1, 2014 to June 30, 2015 - \$4,669  
For the period July 1, 2015 to June 30, 2016 - \$4,791  
For the period July 1, 2016 to June 30, 2017 - \$4,913  
For the period July 1, 2017 to June 30, 2018 - \$5,035  
For the period July 1, 2018 to June 30, 2019 - \$5,157

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

**#7** In the matter of a proposed revocable consent authorizing Trinity Episcopal Schools Corporation to continue to maintain and use a planted area, together with surrounding fence, on the north sidewalk of West 91st Street, west of Columbus Avenue, in the Borough of Manhattan. The proposed revocable consent is for a term from July 1, 2009 to June 30, 2019 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period from July 1, 2009 to June 30, 2019 - \$824/annum

the maintenance of a security deposit in the sum of \$7,000, and the filing of an insurance policy in the minimum amount of \$250,000/ \$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

**#8** In the matter of a proposed revocable consent authorizing Growth Through Art and Museum Experience, Inc. (The Children’s Museum of Manhattan) to continue to maintain and use a ramp, stair and banner post on the south sidewalk of West 83rd Street, between Amsterdam Avenue and Broadway, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2009 to June 30, 2019 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period from July 1, 2009 to June 30, 2019- \$175/annum

the maintenance of a security deposit in the sum of \$5,000, and the filing of an insurance policy in the minimum amount of \$500,000/ \$2,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$200,000.

**#9** In the matter of a proposed revocable consent authorizing Kostas Alexiou to maintain and use retaining walls and planted-in areas on the south sidewalk of 28th Avenue and on the west sidewalk of 215th Street, at 28-08 215th Street in the Borough of Queens. The proposed revocable consent is for a term from the Date of Approval by the Mayor to June 30, 2019 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

From the Approval Date to June 30, 2019 - \$100/annum

the maintenance of a security deposit in the sum of \$2,000, and the filing of an insurance policy in the minimum amount of \$250,000/ \$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

**#10** In the matter of a proposed revocable consent authorizing Visiting Nurse Association of Staten Island Inc. to continue to maintain and use a pipe under and across Lake Avenue, north of Forest Avenue, in the Borough of Staten Island. The proposed revocable consent is for a term from July 1, 2009 to June 30, 2019 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2009 to June 30, 2010 - \$1,885  
 For the period July 1, 2010 to June 30, 2011 - \$1,940  
 For the period July 1, 2011 to June 30, 2012 - \$1,995  
 For the period July 1, 2012 to June 30, 2013 - \$2,050  
 For the period July 1, 2013 to June 30, 2014 - \$2,105  
 For the period July 1, 2014 to June 30, 2015 - \$2,160  
 For the period July 1, 2015 to June 30, 2016 - \$2,215  
 For the period July 1, 2016 to June 30, 2017 - \$2,270  
 For the period July 1, 2017 to June 30, 2018 - \$2,325  
 For the period July 1, 2018 to June 30, 2019 - \$2,380

the maintenance of a security deposit in the sum of \$2,400, and the filing of an insurance policy in the minimum amount of \$250,000/ \$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

**#11** In the matter of a proposed revocable consent authorizing The Brookdale Hospital Medical Center to continue to maintain and use a pipe under and across East 98th Street, between Hegeman Avenue and Strauss Street, in the Borough of Brooklyn. The proposed revocable consent is for a term from July 1, 2009 to June 30, 2019 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2009 to June 30, 2010 - \$1,775  
 For the period July 1, 2010 to June 30, 2011 - \$1,827  
 For the period July 1, 2011 to June 30, 2012 - \$1,879  
 For the period July 1, 2012 to June 30, 2013 - \$1,931  
 For the period July 1, 2013 to June 30, 2014 - \$1,983  
 For the period July 1, 2014 to June 30, 2015 - \$2,035  
 For the period July 1, 2015 to June 30, 2016 - \$2,087  
 For the period July 1, 2016 to June 30, 2017 - \$2,139  
 For the period July 1, 2017 to June 30, 2018 - \$2,191  
 For the period July 1, 2018 to June 30, 2019 - \$2,243

the maintenance of a security deposit in the sum of \$2,300, and the filing of an insurance policy in the minimum amount of \$250,000/ \$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

**#12** In the matter of a proposed revocable consent authorizing Carlton Mews LLC to construct, maintain and use a fenced-in area, together with stoops, on the east sidewalk of Carlton Avenue, south of Willoughby Avenue, in the Borough of Brooklyn. The proposed revocable consent is for a term of ten years from the Date of Approval by the Mayor to June 30, 2019 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

From the date of the approval to June 30, 2009 - \$1,500/annum  
 For the period July 1, 2009 to June 30, 2010 - \$1,545  
 For the period July 1, 2010 to June 30, 2011 - \$1,590  
 For the period July 1, 2011 to June 30, 2012 - \$1,635  
 For the period July 1, 2012 to June 30, 2013 - \$1,680  
 For the period July 1, 2013 to June 30, 2014 - \$1,725  
 For the period July 1, 2014 to June 30, 2015 - \$1,770  
 For the period July 1, 2015 to June 30, 2016 - \$1,815  
 For the period July 1, 2016 to June 30, 2017 - \$1,860  
 For the period July 1, 2017 to June 30, 2018 - \$1,905  
 For the period July 1, 2018 to June 30, 2019 - \$1,950

the maintenance of a security deposit in the sum of \$7,500, and the filing of an insurance policy in the minimum amount of \$250,000/ \$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

**#13** In the matter of a proposed revocable consent authorizing The Jewish Community Center in Manhattan, Inc. to maintain and use bollards on the north sidewalk of Amsterdam Avenue west of West 76th Street and on the west sidewalk of West 76th Street north of Amsterdam Avenue, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from the Date of Approval by the Mayor to June 30, 2019 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

From the Approval Date to June 30, 2019 - N/A

the maintenance of a security deposit in the sum of \$25,000, and the filing of an insurance policy in the minimum amount of \$250,000/ \$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000.

f11-m4

## COURT NOTICE

### SUPREME COURT

#### NOTICE

#### KINGS COUNTY IA PART 74 NOTICE OF ACQUISITION INDEX NUMBER 33132/08

In the Matter of the CITY OF NEW YORK, relative to acquiring title in fee simple, to real property needed for the **FIFTH AMENDED BROOKLYN CENTER URBAN RENEWAL PROJECT, PHASE 2** within an area bounded by Fulton Street, Duffield Street, Willoughby Street, and

Albee Square, and a second area bounded by Lafayette Avenue, Rockwell Place, Fulton Street and Ashland Place, both of which areas are located in the Borough of Brooklyn, City and State of New York.

**PLEASE TAKE NOTICE**, that by order of the Supreme Court of the State of New York, County of Kings, IA Part 74 (Hon. Abraham G. Gerges, J.S.C.), duly entered in the office of the Clerk of the County of Kings on January 27, 2009, the application of the City of New York to acquire certain real property, for the **FIFTH AMENDED BROOKLYN CENTER URBAN RENEWAL PROJECT, PHASE 2**, 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 January 27, 2009. Title to the real property vested in the City of New York on January 27, 2009.

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

Damage Parcel	Tax Block	Tax Lot
10	146	16
11	146	17
12	146	29
13	146	34
14	146	35
15	146	36
16	146	41
17	146	42
18	2107	15
19	2107	24
20	2107	30
21	2107	36
22	2107	40
23	2107	41

Said property was acquired by the City of New York in fee simple absolute, (1) subject to encroachments, if any, of structures, improvements and appurtenances standing or maintained partly upon the parcels to be acquired (as shown on said map), and partly upon the lands and premises adjoining the same, as long as such encroachments shall stand, and (2) subject to any easements that burden properties in Block 2107, and benefit the Metropolitan Transportation Authority and New York City Transit. Furthermore, Damage Parcels 16 and 17 (Block 146, Lots 41 and 42), were acquired subject to the Declaration of Zoning Lot Restrictions, Dated July 23, 2007; and the Zoning Lot Development and Easement Agreement, Dated July 23, 2007.

**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 January 27, 2010 (which is one (1) calendar year from the title vesting date), to file a written claim with the Clerk of the Court of Kings 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:

- the name and post office address of the condemnee;
- reasonable identification by reference to the acquisition map, or otherwise, of the property affected by the acquisition, and the condemnee's interest therein;
- 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,
- 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 January 27, 2011 (which is two (2) calendar years from the title vesting date).

Dated: January 27, 2009, New York, New York  
 MICHAEL A. CARDOZO  
 Corporation Counsel of the City of New York  
 100 Church Street  
 New York, New York 10007  
 Tel. (212) 788-0716

f2-13

## PROPERTY DISPOSITION

### CITYWIDE ADMINISTRATIVE SERVICES

#### DIVISION OF MUNICIPAL SUPPLY SERVICES

#### AUCTION

#### PUBLIC AUCTION SALE NUMBER 09001 - Q AND R

NOTICE IS HEREBY GIVEN of a bi-weekly 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, March 4, 2009 (SALE

NUMBER 09001-R). This auction is held every other Wednesday unless otherwise notified. Viewing is on auction day only from 8:30 A.M. until 9:00 A.M. The auction begins at 9:00 A.M.

NOTE: The auction scheduled for Wednesday, February 18, 2009 (SALE NUMBER 09001-Q) has been cancelled.

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 web site, on the Friday prior to the sale date at: <http://www.nyc.gov/auctions>. Terms and Conditions of Sale can also be viewed at this site. For further information, please call (718) 417-2155 or (718) 625-1313.

f5-m4

#### SALE BY SEALED BID

#### SALE OF: 1 LOT OF UNUSED FLUSH VALVES.

S.P.#: 09013 DUE: February 17, 2009

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.

f2-17

#### SALE OF: 1 LOT OF UNUSED MISCELLANEOUS OFFICE SUPPLIES.

S.P.#: 09014 DUE: February 24, 2009

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.

f9-24

## 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

#### AUCTION

#### PUBLIC AUCTION SALE NUMBER 1152

NOTICE IS HEREBY GIVEN of a ONE (1) day public auction of unclaimed salvage vehicles, motorcycles, automobiles, trucks, and vans. Inspection day is February 9, 2009 from 10:00 A.M. - 2:00 P.M.

Salvage vehicles, motorcycles, automobiles, trucks, and vans will be auctioned on February 10, 2009 at approximately 9:30 A.M.

Auction will be held at the Erie Basin Auto Pound, 700 Columbia Street (in Redhook area of B'klyn., 2 blocks from Halleck St.)

For information concerning the inspection and sale of these items, call the Property Clerk Division's Auction Unit information line (646) 610-4614.

f11-23





**PLAYGROUND REDEVELOPMENT** – Competitive Sealed Bids – PIN# SCA09-12360D-1 – DUE 02-27-09 AT 2:30 P.M. – PS 97 (Queens). Project Range: \$930,000.00 - \$981,000.00.

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

f9-13

**EXTERIOR MASONRY AND PARAPETS** – Competitive Sealed Bids – PIN# SCA09-12185D-1 – DUE 03-02-09 AT 11:00 A.M. – JHS 228 (Brooklyn). Project Range: \$2,220,000.00 to \$2,335,000.00.  
Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA, (718) 752-5432.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
School Construction Authority, 30-30 Thomson Avenue Long Island City, NY 11101. Rookmin Singh (718) 752-5843 rsingh@nycsca.org

f9-13

**SCIENCE LAB UPGRADE** – Competitive Sealed Bids – PIN# SCA09-004445-1 – DUE 03-05-09 AT 11:00 A.M. – Science Lab Upgrade. Four (4) Schools in Brooklyn Project Range: \$1,280,000.00 to \$1,352,000.00.  
Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA, (718) 472-8360.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
School Construction Authority, Plans Room Window, 30-30 Thomson Avenue, Room #1046, Long Island City, NY 11101. Keantae Idlett (718) 472-8360, kidlett@nycsca.org

f13-20

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*Construction Related Services*

**ENVIRONMENTAL CONSULTING/HAZARDOUS MATERIAL SERVICES** – Request for Proposals – PIN# SCA09-00043 – DUE 02-26-09 AT 2:00 P.M. – The SCA anticipates awarding up to four (4) requirement-type contracts (services to be ordered by the SCA on an “as required” basis) in the not to exceed amount of Four Million Dollars (\$4,000,000) each. The term of each contract shall be for a two (2) year period with an option to renew for one (1) additional year. The renewal option will be exercised at the discretion of the SCA.

Firms that have been initially invited to submit proposals include the following:  
AKRF Engineering PC, ARCADIS BBL, Athenica Environmental Services, Dvirka and Bartilucci Consulting Engineers, EA Engineering, FPM Group, H2M Labs, Haley and Aldrich of New York, HRP Associates, HydroQual, Leggett Brashears and Graham, Malcolm Pirnie, Metcalf and Eddy, O'Brien and Gere Engineers, P.W. Grosser Consulting, STV, Inc., TRC Engineers.

Additional qualified firms are invited to request the full RFP.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
School Construction Authority, 30-30 Thomson Avenue First Floor, Long Island City, NY 11101.  
Patricia Geraghty (718) 752-5885, pgeraghty@nycsca.org

f9-13

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*Human/Client Service*

**TRANSPORTATION EXPENSE BENEFITS SERVICES** – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 09-00049R – DUE 02-19-09 AT 2:00 P.M. – A provider to process the Authority's Qualified Transportation Expense (OTE) Employee Benefits Program. Proposals will be accepted from the following firms:  
Accor Services, USA; Benefit Resources, Inc.; eTrac; Conexis; TransitCenter; and WageWorks.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
School Construction Authority, 30-30 Thomson Avenue Long Island City, NY 11101. Sal DeVita (718) 472-8049 sdevita@nycsca.org

f11-18

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*Services (Other Than Human Services)*

**CONSULTANT SERVICES** – Competitive Sealed Proposals – PIN# SCA09-00047R – DUE 02-20-09 AT 2:00 P.M. – In Connection with Auditing the NYC School Construction Authority's Financial Statements.  
Proposals will be accepted from the following firms:  
BDO Consulting; Ernst and Young LLP; Grant Thornton, LLP; J.H. Cohn LLP; Margolin Winer and Evens; Marks, Paneth and Shron, LLP; Pricewaterhousecoopers, LLP.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
School Construction Authority, 30-30 Thomson Avenue, 1st Floor, Long Island City, New York 11101.  
Nacardie Louis (718) 752-5851, nlouis@nycsca.org

f11-18

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**CONTRACT SECTION**

■ SOLICITATIONS

*Construction / Construction Services*

**EXTERIOR MASONRY, PARAPETS AND ELECTRICAL SYSTEMS UPGRADE** – Competitive Sealed Bids – PIN# SCA09-12184D-1 – DUE 03-03-09 AT 11:00 A.M. PS 119 (Brooklyn). Project Range: \$3,120,000.00 to \$3,290,000.00.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
School Construction Authority, 30-30 Thomson Avenue, First Floor, Long Island City, NY 11101.  
Ricardo Forde (718) 752-5288, rforde@nycsca.org

f9-13

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**AGENCY RULES**

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**BUILDINGS**

■ NOTICE

**NOTICE OF ADOPTION OF RULE**

**NOTICE IS HEREBY GIVEN**, pursuant to the authority vested in the Commissioner of the Department of Buildings by Section 643 of the New York City Charter and in accordance with section 1043 of the Charter, that the Department of Buildings hereby repeals Subchapter B of Chapter 13 of Title 1 of the Rules of the City of New York and adopts the addition of Subchapter E and Section 105-05 to Chapter 100 of Title 1 of such Rules, regarding adjudications.

This rule was first published on December 22, 2008 and a public hearing thereon was held on January 23, 2009.

Dated: February 4, 2009      Robert D. LiMandri  
New York, New York      Commissioner

Section 1. Subchapter B of Chapter 13 of Title 1 of the Rules of the City of New York, relating to Rules Governing Adjudication Procedures is REPEALED.

Section 2. Chapter 100 of Title 1 of the Rules of the City of New York is amended by adding a new Subchapter E and Section 105-05, to read as follows:

Subchapter E  
Miscellaneous Provisions

§ 105-05 Adjudications.

(a) Hearings concerning the following matters under the jurisdiction of the Department shall be held before the Office of Administrative Trials and Hearings and shall be governed by the rules of procedure utilized at that tribunal:

- (1) Proceedings pursuant to Administrative Code §28-104.2.1 and §28-104.2.1.3.2 against a registered design professional seeking suspension, exclusion, or other limitation on such registered design professional's participation in the Professional Certification Program
- (2) Proceedings pursuant to Administrative Code §§28-104.2.1, §28-114.1 and §28-115.2 seeking the suspension, revocation, disqualification or other limitation, with or without penalties, of the authority of any licensee or holder of a certificate of competence issued by the Department, approved agency, special inspector, registered design professional or any other person to conduct inspections of work or tests or to participate in any program authorizing either less than full examination of documents based on a registered design professional's professional certification or self-certification of the results of document preparation or review or an inspection
- (3) Proceedings pursuant to Administrative Code §28-211.1.2 charging a person with having knowingly or negligently made a false statement or having knowingly or negligently falsified or allowed to be falsified any certificate, form, signed statement, application, report or certification of the correction of a violation required under the provisions of the code or of any rule of any agency
- (4) Proceedings pursuant to Administrative Code Articles 212 and 214 seeking an order of closure
- (5) Disciplinary proceedings pursuant to Administrative Code §28-401.19 seeking suspension or revocation, with or without penalties, against any licensee or holder of a certificate of competence issued by the Department
- (6) Hearings pursuant to Administrative Code Article 419 for the return of seized property, separately or in conjunction with hearings to adjudicate the violation underlying the seizure
- (7) Civil service employee disciplinary matters
- (8) Any other administrative adjudicatory hearing not otherwise committed to the jurisdiction of another agency.

**STATEMENT OF BASIS AND PURPOSE**

This rule is promulgated as an update of the Department's current rule governing adjudications. 1 RCNY 13-11 et seq. It makes three changes. First, rather than separately list each license type whose disciplinary proceedings are returnable at the Office of Administrative Trials and Hearings (“OATH”), it provides that disciplinary proceedings for all license types shall be returnable there. Second, it updates the types of proceedings returnable at OATH to reflect recent legislation, including changes enacted as part of the New York City Construction Codes. Finally, it formally eliminates the roles

of the Master Electricians License Board and the Plumbing and Fire Suppression Piping Contractor License Board in the disciplinary referral process. While the Department expects these Boards to continue to consider and make recommendations on certain referrals, this change is designed to enable the Department to proceed expeditiously to OATH as a routine matter.

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**ENVIRONMENTAL PROTECTION**

■ NOTICE

**NOTICE OF PUBLIC HEARING AND OPPORTUNITY TO COMMENT**

PROPOSED AMENDMENTS TO CHAPTER 16 OF TITLE 15 OF THE RULES OF THE CITY OF NEW YORK:

**RULES FOR THE RECREATIONAL USE OF WATER SUPPLY LANDS AND WATERS**

IN COMPLIANCE WITH SECTION 1043(b) OF THE NEW YORK CITY CHARTER NOTICE IS HEREBY GIVEN of the intention of the Department of Environmental Protection to amend §16-02, §16-03, §16-07, §16-08, §16-13, §16-18 and §16-20 of Chapter 16 of Title 15 of the Rules of the City of New York, the NYCDEP Rules for the Recreational Use of Water Supply Lands and Waters. These amendments expand recreational boating opportunities on specifically designated areas, beginning with designated areas of the Cannonsville Reservoir, by allowing additional types of boats to be used in these areas without the requirement that occupants of these boats be engaged in fishing. The amendments have been written to allow the Department of Environmental Protection to similarly expand recreational boating opportunities in the future at other City-owned reservoirs or portions thereof, after compliance with environmental review requirements.

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

Further notice is hereby given that the Department of Environmental Protection will hold hearings on the proposed rules on the following dates:

Location	Date	Time
SUNY Delhi 2 Main Street Sanford Hall Room 001 Delhi, NY 13753	March 16, 2009 (Monday)	7:00 p.m. – 9:00 p.m.
Putnam County Training and Operations Building, 112 Old Route 6 Carmel, New York 10512	March 17, 2009 (Tuesday)	7:00 p.m. – 9:00 p.m.
NYCDEP 59-17 Junction Blvd. 19th Floor Legal Library Flushing, New York 11373	March 18, 2009 (Wednesday)	7:00 p.m. – 9:00 p.m.

Persons interested in pre-registering to speak should give written notice to Melissa Siegel, Department of Environmental Protection (DEP), Bureau of Legal Affairs, 19th Floor, 59-17 Junction Boulevard, Flushing, New York, 11373. Please include a telephone number where you can be reached during normal working hours. Speakers will be limited to five minutes. Persons who request that a sign language interpreter or other form of reasonable accommodation for a disability be provided are asked to notify Melissa Siegel in writing at the foregoing address at least 10 days prior to the hearing date.

Persons who wish to comment on the proposal in writing must submit written comments to Melissa Siegel at the above address or at [rules@dep.nyc.gov](mailto:rules@dep.nyc.gov) on or before March 20, 2009.

Registration to testify at the hearings will be accepted at the door at each location until 8:30 P.M. Preference in order of testimony will be given to those who pre-register.

A copy of the proposed rules may be obtained from the offices of the Department of Environmental Protection, Bureau of Legal Affairs, 19th Floor, 59-17 Junction Boulevard, Flushing, New York, 11373 and at [www.nyc.gov/dep](http://www.nyc.gov/dep).

Written comments and a transcript of the public hearing will be available for public inspection within a reasonable time after receipt of a request, between the hours of 10:00 A.M. and 4:00 P.M. at the offices of the Department of Environmental Protection, Bureau of Legal Affairs, 19th Floor, 59-17 Junction Boulevard, Flushing, New York, 11373.

**STATEMENT OF BASIS AND PURPOSE**

The purpose of the proposed rule is to amend Chapter 16 of Title 15 of the Rules of the City of New York to provide expanded recreational boating opportunities to the public by allowing additional types of boats to be used without requiring that occupants of these boats be engaged in fishing in areas specifically designated on the Cannonsville Reservoir. DEP will ensure that appropriate procedures are in place to protect water quality and maintain security. The amendments have been written to allow the Department of Environmental Protection to similarly expand recreational boating opportunities in the future at other City-owned reservoirs or portions thereof, after compliance with environmental review requirements. Two definitions have been added to §16-02 to accommodate the expanded recreational boating opportunities and the definition section has been re-lettered accordingly. The amendments also eliminate the need for hunters to apply for and maintain a Hunt Tag in order to hunt at Hunting Areas and the rules have been adjusted accordingly to eliminate all references to the Hunt Tag. The language to be deleted is bracketed and the new parts to be added are underlined.

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

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



Section one. Subdivision (q) of section 16-02 of Title 15 of the Rules of the City of New York is amended, subdivision (r) of such section is repealed, subdivisions (s) through (v) are relettered subdivisions (r) through (u), new subdivisions (v) and (w) are added, and subdivisions (w) through (aa) are relettered subdivisions (x) through (bb), to read as follows:

#### §16-02 Definitions.

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

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

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

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

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

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

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

(v) **Recreational Boat Tag.** "Recreational Boat Tag" means an instrument of permission issued for the purpose of allowing Access Permit holders to use and store boats for use when boating on Recreational Boating Areas, as further described in §16-07 herein.

(w) **Recreational Boating Area.** "Recreational Boating Area" means a location designated by NYCDEP that is available for boating that does not require boat occupants to be plausibly engaged in the activity of Fishing.

(x) **Vehicle Tag.** "Vehicle Tag" means an instrument of permission issued in support of an Access Permit for the purpose of allowing visitors to park a vehicle on City Property while accessing City Property for recreational use, as further described in §16-11 herein.

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

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

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

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

§2. The first unnumbered paragraph of Section 16-03 of Title 15 of the Rules of the City of New York is amended to read as follows:

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

§3. Section 16-07 of Title 15 of the Rules of the City of New York, relating to hunt tags, is REPEALED, and a new section 16-07 is added, to read as follows:

#### §16-07 Recreational Boating Areas.

NYCDEP may, in its discretion, designate portions of, or entire, City reservoirs and controlled lakes as Recreational Boating Areas which may be entered and used by persons with valid Access Permits for boating. For purposes of this section, individuals shall comply with all provisions of this Chapter with the exception of §16-05 and §16-06. Recreational Boating Areas and launch sites shall be designated by NYCDEP on sign postings, on the NYCDEP website, on Public Maps, and/or in other publications and notices available from NYCDEP and at local sporting outfitters. In compliance with both the State Environmental Quality Review Act and the City Environmental Quality Review requirements, NYCDEP will undertake environmental reviews for each reservoir it proposes to designate a Recreational Boating Area prior to making such designation, including review of any cumulative impact of such designation to the watershed.

(a) **Season.** Access to Recreational Boating Areas begins at sunrise on the Friday immediately preceding Memorial Day weekend, is available seven (7) days a week from sunrise to sunset and ends on Columbus Day at sunset except as otherwise restricted on NYCDEP sign postings, the NYCDEP website, Public Maps, and/or in other publications or notices.

(b) **Recreational Boat Tags.** Due to the threat of Water Supply contamination by organisms such as zebra mussel larvae that may be introduced to City waters by boats previously used in contaminated waters, all boats used in Recreational Boating Areas shall be registered and steam cleaned by NYCDEP or its designee and must have a valid Recreational Boat Tag affixed to the upper port side exterior bow.

(1) **Eligibility.** Boats eligible for Recreational Boat Tags include canoes, sculls, small sailboats with removable center/dagger boards and jonboats that measure no less than eleven feet five inches (11' 5") in length and kayaks that measure no less than nine feet (9') in length. Inflatable boats, collapsible boats and motorized boats are prohibited. NYCDEP may, at its discretion, add to or delete from the list of boats

eligible for Recreational Boat Tags. Changes to the list shall be designated by NYCDEP on sign postings, the NYCDEP website, Public Maps, and/or in other publications and notices available from NYCDEP and at local sporting outfitters.

(2) **Term.** At the option of the applicant, Recreational Boat Tags shall be valid for the following terms: (i) one through seven days ("temporary"); or (ii) from sunrise on the Friday immediately preceding Memorial Day weekend through sunset on Columbus Day ("season") unless revoked or suspended pursuant to §16-19(e). Recreational Boat Tags shall only remain valid as long as the boat owner's Access Permit is valid. If an Access Permit holder's Access Permit and/or Recreational Boat Tag is suspended or revoked, he or she must remove the boat within 24 hours of the suspension date, in the company of a NYCDEP representative.

(3) **Application.** Recreational Boat Tag applications shall be available at the same locations as Access Permit applications, and may also be available at local hotels, motels, B&Bs, sporting outfitters and other merchants designated by NYCDEP for processing certain boats for use in Recreational Boating Areas.. No application fee is required.

(4) **Required Information.** A Recreational Boat Tag application shall require the following information:

- (i) Applicant's valid Access Permit number;
- (ii) Applicant's name, mailing address, phone number, electronic mail address, if available, and date of birth;
- (iii) Boat make, model, color, width, length, material, hull shape and, if known, serial number;
- (iv) Term of Recreational Boat Tag;
- (v) Acknowledgment of risk and waiver of liability;
- (vi) Applicant signature and date of signature; and
- (vii) If applicant is under 18, parent or legal guardian signature and date of signature.

(5) **Boat Processing, Registration, Steam Cleaning and Recreational Boat Tag Issuance.** Recreational Boat Tag applications may be completed in advance of submission, except for the portions which need to be completed by NYCDEP or its designee when the boat is registered, steam cleaned and placed on the reservoir. Prior to entering Recreational Boating Areas, all boats shall be steam cleaned by NYCDEP or its designee. Boat owners applying for temporary Recreational Boat Tags may have their boats processed, registered, steam cleaned and receive their Recreational Boat Tags without an appointment at local merchants designated by NYCDEP. Boat Owners applying for season Recreational Boat Tags must have their boats processed by appointment with NYCDEP at the Downsville Office, which can be made by contacting the Downsville office at the number listed on NYCDEP's website.

(c) **Boat Launch Sites.** Boats shall only be placed in or taken out of Recreational Boating Areas at boat launch sites as designated by NYCDEP. Boat launch sites shall be designated by NYCDEP on sign postings, the NYCDEP website, Public Maps, and/or in other publications and notices available from NYCDEP and at local sporting outfitters.

(d) **Boat Storage Areas and Boat Storage.** NYCDEP will assign a Boat Storage Area to boats with season Recreational Boat Tags. Boats with temporary or season Recreational Boat Tags may not be stored in shoreline buffer zones, which are generally within ten (10) feet of the shoreline, but may be more or less than ten (10) feet as designated. Boats shall not be stored on or against other stored boats. Boats stored in Boat Storage Areas within Recreational Boating Areas shall not be secured to dead trees or trees marked with blue paint by NYCDEP for removal. Boats with temporary Boat Tags may be stored, at the owner's risk, in the vicinity of the Recreational Boating Area's launch sites above the high water mark back from the shoreline so as not to obstruct access to the water and in a hull up position so as not to collect water.

(e) **Owner Removal of Boat With Recreational Boat Tag.** Boats with Recreational Boat Tags may be removed from Recreational Boat Areas by their owners at any time before the Recreational Boat Tag's expiration date. Boat owners with season Recreational Boat Tag shall notify the NYCDEP Downsville Office prior to such removal. Upon removal of a boat from a Recreational Boating Area, its Recreational Boat Tag shall be immediately rendered invalid. Boat owners wishing to return a once-registered, removed boat to a Recreational Boating Area must secure a new Recreational Boat Tag.

(f) **NYCDEP Removal of Boats.** Any boat left in the water unattended; found on land outside of the boat's assigned Boat Storage Area; found in a closed Boat Storage Area to which it was not assigned; found without a valid Recreational Boat Tag or found on City Property after expiration, suspension or revocation of the owner's Recreational Boat Tag or Access Permit; or found in a restricted area is subject to removal and storage by NYCDEP at the owner's expense of \$120.00 for removal and \$1.00 per day for storage. While boats without valid Recreational Boat Tags may be removed from City Property, confiscated, and stored by NYCDEP at any time, such boat removal shall generally commence on the day after Columbus Day of each year and be completed before the Friday preceding Memorial Day the following year. NYCDEP shall attempt to contact the owner of an invalid or removed boat at least once during the removal process or the three-month storage period in order to notify him or her of the boat's status. This contact may be by USPS mail, telephone,

or electronic mail for the contact information on file for the boat, such contacts shall be documented.

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

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

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

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

(j) **Lost and Stolen Boats.** Boat owners shall report boats believed to be lost or stolen to NYCDEP immediately upon discovery. NYCDEP staff shall document the report, attempt to locate the boat, and, if unsuccessful, submit the report to the NYCDEP Police for further investigation.

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

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

(m) **Condition and Maintenance.** Boat owners are responsible for the sanitary condition and seaworthiness of their vessels and for all activities that occur thereon.

§4. Subdivisions (b), (c), (e) and (f) of section 16-08 of Title 15 of the Rules of the City of New York are amended, subdivision (l) of such section is deleted, and subdivisions (m) and (n) are relettered (l) and (m), to read as follows:

#### §16-08 Hunting and Hunting Areas.

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

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

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

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

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

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

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

§5. The first unnumbered paragraph of section 16-13 of Title 15 of the Rules of the City of New York is amended to read as follows:

NYCDEP may, in its discretion, designate portions of City Property as Public Access Areas that may be entered and used by the public for recreational uses as allowed by New



OFFICIAL FUEL PRICE SCHEDULE NO. 6203
FUEL OIL AND REPAIRS

Table with 6 columns: CONTRACT NO., ITEM NO., FUEL/OIL TYPE, VENDOR, CHANGE, PRICE EFF. 2/9/2009. Rows include items 2787112, 2787113, 2787114, 2787115.

OFFICIAL FUEL PRICE SCHEDULE NO. 6204
GASOLINE

Table with 6 columns: CONTRACT NO., ITEM NO., FUEL/OIL TYPE, VENDOR, CHANGE, PRICE EFF. 2/9/2009. Rows include items 2687312, 2787192, 2887274, etc.

f13

ENVIRONMENTAL PROTECTION
NOTICE

Public Notice of Ratification of Minor Rules Violation:

The City Chief Procurement Officer (CCPO) ratified a request submitted by the Department of Environmental Protection (DEP) for ratification of minor rules violations for one (1) non-significant competitive sealed proposal award...

1. Contract: CDA-FP1: Facility Planning for the Construction of The Third Catskill and Delaware Aqueduct and Associated Facilities. Hatch Mott MacDonald/Malcolm Pirnie, A Joint Venture, 104 Corporate Park Drive, PO Box 751, White Plains, New York 10602. The Contract term shall be 1,827 consecutive calendar days from the date of the written notice to proceed. The Contract amount shall be \$30,452,193.00 - PIN 82608W000099.

f13

MAYOR'S OFFICE OF ENVIRONMENTAL COORDINATION
NOTICE

NOTICE OF CEQR COMMENCEMENT

Table with 4 columns: CEQR NO., Project Name, Borough, CD. Rows include Board of Elections Voting & Office Machine Facility, 245 Varet Street, 847 Kent Avenue, etc.

Table with 6 columns: CONTRACT NO., ITEM NO., FUEL/OIL TYPE, VENDOR, CHANGE, PRICE EFF. 2/9/2009. Rows include 09DCP013Q, 09DCP020M, 09DCP025K, etc.

DETERMINATION OF SIGNIFICANCE

Negative Declaration

Table with 6 columns: CONTRACT NO., ITEM NO., FUEL/OIL TYPE, VENDOR, CHANGE, PRICE EFF. 2/9/2009. Rows include 08BOE002X, 08DCP032R, 08DCP061M, etc.

Table with 6 columns: CONTRACT NO., ITEM NO., FUEL/OIL TYPE, VENDOR, CHANGE, PRICE EFF. 2/9/2009. Rows include 09DCP025K, 09DCP026K, 09DHS001K, etc.

Modified Conditional Negative Declaration

Positive Declaration

Draft Scope of Work

Final Scope of Work

Draft EIS and NOC

Final EIS and NOC

Technical Memorandum

SCOPING

ENVIRONMENTAL IMPACT STATEMENT

NOTICE

In advance of the release of the Workforce 1 Career Center Request for Proposal, the Department of Small Business Services (DSBS) is issuing a concept report presenting the purpose and plan for this program. This report, (PIN# 801SBS90077) will be posted on the department's website www.nyc.gov/sbs from February 13, 2009 through March 31, 2009. Public comment is encouraged and should be emailed to Daryl Williams, Agency Chief Contracting Officer at dwilliams@sbs.nyc.gov

f9-13

SMALL BUSINESS SERVICES

NOTICE

f9-13

