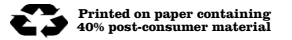




# THE CITY RECORD

Official Journal of The City of New York

THE CITY RECORD  
U.S.P.S. 0114-660



VOLUME CXXXVIII NUMBER 38

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<b>TABLE OF CONTENTS</b>		<b>PROPERTY DISPOSITION</b>		Health and Mental Hygiene . . . . .445		Office of Criminal Justice Coordinator . .446	
<b>PUBLIC HEARINGS &amp; MEETINGS</b>		Citywide Administrative Services . . . . .444		Agency Chief Contracting Officer . . . .445		Homeless Services . . . . .446	
Brooklyn Borough President . . . . .437		Municipal Supply Services . . . . .444		Homeless Services . . . . .445		Housing Preservation and Development .446	
Staten Island Borough President . . . . .437		Auction . . . . .444		Office of Contracts and Procurement . .445		Parks and Recreation . . . . .446	
City Council . . . . .437		Police . . . . .444		Housing Authority . . . . .445		<b>AGENCY RULES</b>	
City Planning Commission . . . . .437		<b>PROCUREMENT</b>		Human Resources Administration . . . . .445		Buildings . . . . .447	
Community Boards . . . . .442		City University . . . . .444		ACCO/Contracts . . . . .445		Transportation . . . . .451	
Consumer Affairs . . . . .442		Citywide Administrative Services . . . . .444		Juvenile Justice . . . . .445		<b>SPECIAL MATERIALS</b>	
Deferred Compensation Plan Board . . . .442		Municipal Supply Services . . . . .444		Parks and Recreation . . . . .446		Citywide Administrative Services . . . . .451	
Board of Education Retirement System .442		Vendor Lists . . . . .444		Contract Administration . . . . .446		Design and Construction . . . . .452	
Equal Employment Practices Commission.442		Correction . . . . .445		Revenue and Concessions . . . . .446		Finance . . . . .452	
Landmarks Preservation Commission . .442		Central Office of Procurement . . . . .445		Small Business Services . . . . .446		<b>LATE NOTICES</b>	
Transportation . . . . .443		Finance . . . . .445		Procurement . . . . .446		Criminal Justice Coordinator . . . . .452	
		Contracts . . . . .445		<b>AGENCY PUBLIC HEARINGS</b>		Health and Mental Hygiene . . . . .452	
		Health and Hospitals Corporation . . . . .445		Administration for Children's Services .446			
				Citywide Administrative Services . . . . .446			

**THE CITY RECORD** **MICHAEL R. BLOOMBERG, Mayor**

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

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**PUBLIC HEARINGS AND MEETINGS**

See Also: Procurement; Agency Rules

**BROOKLYN BOROUGH PRESIDENT**

MEETINGS

**Brooklyn Borough Board Public Meeting**

NOTICE IS HEREBY GIVEN that Brooklyn Borough President Marty Markowitz will hold a meeting of the Brooklyn Borough Board in the Court Room, Second Floor, Brooklyn Borough Hall, 209 Joralemon Street, Brooklyn, New York 11201, commencing at 6:00 P.M. on Tuesday, March 1, 2011.

- A public hearing and vote will be held on a proposal by the Prospect Park Alliance

Note: To request a sign language interpreter, or to request TTD services, call Mr. Andrew Steininger at (718) 802-3877 at least 5 business days before the day of the hearing.

f22-m1

**STATEN ISLAND BOROUGH PRESIDENT**

PUBLIC MEETING

NOTICE OF PUBLIC MEETING OF The Staten Island Borough Board on Wednesday, March 2, 2011 at 5:30 P.M. at the Staten Island Borough Hall, Stuyvesant Place, Conference Room 122, Staten Island, New York 10301.

f24-m2

**CITY COUNCIL**

PUBLIC HEARINGS

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

The Subcommittee on Zoning and Franchises will hold a public hearing on the following matters in the Council Committee Room, 250 Broadway, 16th Floor, New York City, New York 10007, commencing at 9:30 A.M. on Monday, February 28, 2011:

**DINER**

**BROOKLYN CB - 1** 20115165 TCK  
Application pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of

Marlow, Inc., d/b/a Diner, to continue to maintain and operate an unenclosed sidewalk café located at 85 Broadway.

**IL SOLE** 20115231 TCM  
**MANHATTAN CB - 12**  
Application pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of Sol's Restaurant, Inc., d/b/a IL Sole, to continue to maintain and operate an unenclosed sidewalk café located at 233 Dyckman Street.

**BARBERRY** 20115294 TCK  
**BROOKLYN CB - 1**  
Application pursuant to Section 20-226 of the Administrative Code of the City of New York, concerning the petition of Agora, Inc., d/b/a Barberrry, to continue to maintain and operate an unenclosed sidewalk café located at 152 Metropolitan Avenue.

The Subcommittee on Landmarks, Public Siting and Maritime Uses will hold a public hearing in the Council Committee Room, 250 Broadway, 16th Floor, New York City, New York 10007, commencing at 11:00 A.M. on Monday, February 28, 2011.

The Subcommittee on Planning, Dispositions and Concessions will hold a public hearing on the following matter in the Council Committee Room, 250 Broadway, 16th Floor, New York City, New York 10007, commencing at 1:00 P.M. on Monday, February 28, 2011:

**NORTH PARK APARTMENTS**

**MANHATTAN CB - 7** 20115463 HAM  
Application submitted by the New York Department of Housing Preservation and Development pursuant to the New York Private Housing Finance Law for approval of a termination of a prior exemption and the voluntary dissolution of the current owner for property located at Block 1837/Lot 21, Council District 8, Borough of Manhattan.

f22-28

**CITY PLANNING COMMISSION**

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN THAT RESOLUTIONS Have been adopted by the City Planning Commission Scheduling public hearings on the following matters to be held at Spector Hall, 22 Reade Street New York, New York, on Wednesday, March 2, 2011 at 10:00 A.M.

**BOROUGH OF MANHATTAN**  
No. 1  
**WEST 129TH STREET**

**CD 10** C 110068 MMM  
**IN THE MATTER OF** an application submitted by the New York City Housing Authority pursuant to Sections 197-c and 199 of the New York City Charter, and Section 5-430 et seq. of the New York City Administrative Code, for an amendment to the City Map involving:

- the elimination, discontinuance and closing of a cul-de-sac in West 129th Street west of Adam Clayton Powell Jr. Boulevard;
- the establishment of West 129th Street westerly

thereof; and the modification of grades necessitated thereby,

including authorization for any acquisition or disposition of real property related thereto, in accordance with Map No. 30226, dated November 8, 2010 and signed by the Borough President.

**Nos. 2 & 3**  
**SOUTH JAMAICA REZONING**  
No. 2

**CD 12** C 110145 ZMQ  
**IN THE MATTER OF** an application submitted by the Department of City Planning pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section Nos. 14d, 18c, 18d, 19a and 19b:

- eliminating from within an existing R3-2 District a C1-2 District bounded by:
  - 110th Avenue/Brinkerhoff Avenue, 153rd Street, 111th Avenue, and a line 150 feet southwesterly of Sutphin Avenue;
  - 112th Avenue, a line 150 feet northeasterly of Sutphin Boulevard, 115th Avenue, Sutphin Boulevard, 115th Avenue, a line 100 feet southwesterly of Sutphin Boulevard, a line 150 feet southeasterly of Linden Boulevard, 149th Street, Linden Boulevard, a line 150 feet southwesterly of Sutphin Boulevard, the southwesterly centerline prolongation of 113th Avenue, and Sutphin Boulevard;
  - Foch Boulevard, a line midway between 164th Street and Guy R. Brewer Boulevard, 118th Avenue, Guy R. Brewer Boulevard, a line midway between 118th Road and 119th Avenue, and a line 150 feet southwesterly of Guy R. Brewer Boulevard;
  - 121st Avenue, a line 150 feet northeasterly of Sutphin Boulevard, 122nd Avenue, and Sutphin Boulevard;
  - a line 100 feet southerly of 123rd Avenue, 142nd Place, Rockaway Boulevard, 143rd Street, a line 100 feet southerly of Rockaway Boulevard, the easterly service road of the Van Wyck Expressway, Rockaway Boulevard, and 140th Street;
  - 118th Road, Merrick Boulevard, Victoria Road, Merrill Street, 119th Avenue, and a line 150 feet southwesterly of Merrick Boulevard;
  - Garrett Street, Farmers Boulevard, Westgate Street, a line 150 feet easterly of Farmers Boulevard, Bedell Street, Farmers Boulevard, 137th Avenue, and a line 150 feet westerly of Farmers Boulevard; and
  - a line 150 feet northerly of 140th Avenue, Southgate Street, 140th Avenue, and Bedell Street;
- eliminating from within an existing R4 District a C1-2 District bounded by 109th Avenue, Guy R. Brewer Boulevard, a line 150 feet southeasterly of 109th Avenue, and Union Hall Street;
- eliminating from within an existing R3-2 District a C1-3 District bounded by 119th Avenue, a line 100 feet southwesterly of Sutphin Boulevard, a line 100 feet southeasterly of 119th Avenue, and a line midway between 147th Street and Sutphin Boulevard;
- eliminating from within an existing R3-2 District a C1-4 District bounded by a line 100 feet

- northeasterly of Merrick Boulevard, Anderson Road, Merrick Boulevard, and Leslie Road;
5. eliminating from within an existing R3A District a C1-4 District bounded a line 300 feet northwesterly of Sunbury Road, a line 100 feet southwesterly of Irwin Place, Sunbury Road, and Merrick Boulevard;
  6. eliminating from within an existing R4B District a C1-4 District bounded a line 100 feet northeasterly of Merrick Boulevard, Leslie Road, Merrick Boulevard, and Ursina Road;
  7. eliminating from within an existing R3-2 District a C2-2 District bounded:
    - a. Phroane Avenue, a line 150 feet northeasterly of Guy R. Brewer Boulevard, Linden Boulevard, Dillon Street, a line 150 feet northwesterly of Linden Boulevard, a line 100 feet southwesterly of Guy R. Brewer Boulevard, 112<sup>th</sup> Road, and Guy R. Brewer Boulevard;
    - b. 115th Avenue, Sutphin Boulevard, 115th Avenue, a line 150 feet northeasterly of Sutphin Boulevard, 116th Avenue, a line 150 feet northeasterly of Sutphin Boulevard, 119th Avenue, Sutphin Boulevard, 119th Avenue, a line 150 feet southwesterly of Sutphin Boulevard, Foch Boulevard, a line 100 feet southwesterly of Sutphin Boulevard, 116th Avenue, 149th Street, a line 200 feet northerly of 116th Avenue, and a line 100 feet westerly of Sutphin Boulevard,
    - c. a line 150 feet northerly of Rockaway Boulevard, 147th Street, Rockaway Boulevard, 150th Street, a line 150 feet southerly of Rockaway Boulevard, and Inwood Street;
    - d. Foch Boulevard, Merrick Boulevard, 118th Road, and a line 150 feet southwesterly of Merrick Boulevard;
    - e. 125th Avenue, Merrick Boulevard, a line perpendicular to the southerly street line of Merrick Boulevard distant 125 feet northwesterly (as measured along the street line) from the point of intersection of the southerly street line of Merrick Boulevard and the southwesterly street line of Belknap Street, a line 100 feet
    - f. northeasterly of Mathewson Court, a line 100 feet southeasterly of Farmers
    - g. Boulevard, Mathewson Court, Farmers Boulevard, and a line 100 feet southwesterly of Merrick Boulevard; and
    - h. 137th Avenue, Farmers Boulevard, Bedell Street, a line 150 feet southeasterly of Farmers Boulevard, a line 100 feet northerly of 140th Avenue, Farmers Boulevard, 143rd Road, 174th Street, and a line 150 feet northwesterly of Farmers Boulevard;
  8. eliminating from within an existing R4 District a C2-2 District bounded by 108th Avenue, Sutphin Boulevard, 108th Avenue, a line 100 feet northeasterly of Sutphin Boulevard, 110th Avenue/Brinkerhoff Avenue, a line 150 feet southwesterly of Sutphin Boulevard, the southwesterly prolongation of the southeasterly street line of 109th Avenue, Sutphin Boulevard, 109th Avenue, and a line 150 feet southwesterly of Sutphin Boulevard;
  9. eliminating from within an existing R6 District a C2-2 District bounded by a line 150 feet northerly of Rockaway Boulevard, a line perpendicular to the southwesterly street line of Sutphin Boulevard and passing through the point of intersection of a line 150 feet northerly of Rockaway Boulevard and a line 100 feet southwesterly of Sutphin Boulevard, Sutphin Boulevard, Rockaway Boulevard, and 147th Street;
  10. eliminating from within an existing R5B District a C2-3 District bounded by a line 115 feet southeasterly of 116th Avenue, Merrick Boulevard, Foch Boulevard, a line 100 feet southwesterly of Merrick Boulevard, a line 200 feet southeasterly of 116th Avenue, and 171st Street;
  11. changing from an R3-2 District to an R2 District property bounded by:
    - a. 137th Avenue, Eastgate Plaza, Sloan Street, 139th Avenue, Southgate Plaza, 104th Avenue, Thurston Street, and Westgate Street;
    - b. 137th Avenue, a line 100 feet westerly of Farmers Boulevard, 139th Road, and 175th Street;
    - c. the southwesterly boundary line of the Long Island Railroad right-of way (Old Southern Division), 141st Street and its easterly centerline prolongation, 184th Street, Edgewood Avenue, 140th Avenue, the northwesterly prolongation of the southwesterly street line of 180th Street, a line 100 feet northwesterly of 140th Avenue, a line 150 feet easterly of Farmers Boulevard, a line perpendicular to the northeasterly street line of 182nd Street distant 100 feet southeasterly (as measured along the street line) from the point of intersection of the northeasterly street line of 182nd Street and the easterly street line of Farmers Boulevard, a line midway between Bedell Street and 182nd Street, a line perpendicular to the southwesterly street line of Bedell Street distant 100 feet southeasterly (as measured along the street line) from the point of intersection of the southwesterly street line of Bedell Street and the easterly street line of Farmers Boulevard, Bedell Street, and a line perpendicular to the southwesterly street line of Westgate Street distant 160 feet southeasterly (as measured along the street line) from the point of intersection of the southwesterly street line of Westgate Street and the easterly street line of Farmers Boulevard; and
    - d. 137th Avenue, a line midway between 169th Street and 170th Street, 140th Avenue, and a line midway between 167th Street and 168th Street;
  12. changing from a C8-1 District to an R2 District property bounded by a line 100 feet northwesterly of Merrick Boulevard, a line 260 feet northeasterly of Montauk Street, a line 100 feet southeasterly of Williamson Avenue, and Montauk Street;
  13. changing from an R3-2 District to an R3-1 District property bounded by:
    - a. Sayres Avenue, the westerly street line of former 166th Street, Linden Boulevard, and Guy R. Brewer Boulevard;
    - b. a line midway between 113th Avenue and Linden Boulevard, 157th Street, 115th Road, and 155th Street;
    - c. Bascom Avenue, 142nd Street, a line midway between Bascom Avenue and Sutter Avenue, a line 100 feet westerly of 143rd Street, 133rd Avenue, 142nd Street, 135th Avenue, a line midway between 140th Street and 142nd Street, 133rd Avenue, a line 100 feet northeasterly of 140th Street, 130th Avenue, a line 150 feet northeasterly of 140th Street, a line perpendicular to the northeasterly street line of 140th Street distant 100 feet south easterly (as measured along the street line) from the point of intersection of the northeasterly street line of 140th Street and the southerly street line of Sutter Avenue, and 140th Street;
    - d. a line 100 feet southerly of Sutter Avenue, 145th Street, 135th Avenue, the westerly boundary line of a park and its northerly and southerly prolongations, 133rd Avenue, and a line midway between 143rd Street and 144th Street;
    - e. 137th Avenue, a line midway 167th Street and 168th Street, 140th Avenue, and Guy R. Brewer Boulevard;
    - f. Eastgate Plaza, Springfield Boulevard, 144th Avenue, 185th Street, a line 465 feet southerly of 141st Avenue, a line 100 feet easterly of 185th Street, a line 100 feet southerly of 141st Avenue, a line 170 feet easterly of 185th Street, 141st Avenue and its easterly centerline prolongation, the southwesterly boundary line of the Long Island Railroad right-of way (Old Southern Division), a line perpendicular to the southwesterly street line of Westgate Street distant 160 feet southeasterly (as measured along the street line) from the point of intersection of the southwesterly street line of Westgate Street and the easterly street line of Farmers Boulevard, Westgate Street, Thurston Street, 140th Avenue, Southgate Plaza, 139th Avenue, and Sloan Street;
  14. changing from an R2 District to an R3-2 District property bounded by a line 175 feet northwesterly of 122nd Avenue, a line 110 feet easterly of Farmers Boulevard, a line 110 feet northeasterly of Nellis Street, 122nd Avenue, a line 230 feet southwesterly of Milburn Street, a line 660 feet northwesterly of Nashville Boulevard, Nellis Street, a line 470 feet northwesterly of Nashville Boulevard, Montauk Street and its northwesterly centerline prolongation, and Farmers Boulevard;
  15. changing from an R5B District to an R3-2 District property bounded by a line 115 feet southeasterly of 116th Avenue, Merrick Boulevard, Foch Boulevard, a line 100 feet southwesterly of Merrick Boulevard, a line 200 feet southeasterly of 116th Avenue, and 171st Street;
  16. changing from a C8-1 District to an R3-2 District property bounded by:
    - a. Linden Boulevard, Guy R. Brewer Boulevard, the southwesterly prolongation of a line 100 feet southeasterly of 115th Avenue, and the southwesterly boundary line of the Long Island Railroad right-of way (Old Southern Division); and
    - b. Anderson Road, a line 120 feet northeasterly of Merrick Boulevard, a line midway between Zoller Road and Eveleth Road, and a line 100 feet northeasterly of Merrick Boulevard;
  17. changing from an M1-1 District to an R3-2 District property bounded by:
    - a. Farmers Boulevard, Montauk Street and its northwesterly centerline prolongation, a line perpendicular to the southwesterly street line of Montauk Street distant 135 feet southeasterly (as measured along the street line) from the point of intersection of the southwesterly street line of Montauk Street and the southeasterly street line of 122nd Avenue, and the northeasterly boundary line of the Long Island Railroad right-of way (Montauk Division); and
    - b. Mars Place, Farmers Boulevard, Sidway Place, and a line 100 feet southeasterly of Eveleth Road;
  18. changing from an R3-2 District to an R3A District property bounded by:
    - a. 104th Avenue, Remington Street and its southeasterly centerline prolongation, 109th Avenue, 143rd Street, 110th Avenue/Brinkerhoff Avenue, a line 100 feet southwesterly of Sutphin Avenue, 111th Avenue, a line 150 feet southwesterly of Sutphin Avenue, a line 165 feet southeasterly of 111th Avenue, a line 100 feet southwesterly of Sutphin Avenue, a line 100 feet southeasterly of Linden Boulevard, a line 100 feet northeasterly of 149th Street, a line 100 feet southwesterly and westerly of Sutphin Avenue, 149th Street, 116th Avenue, a line 100 feet southwesterly of Sutphin Avenue, a line perpendicular to the northeasterly street line of 148th Street distant 165 feet northwesterly (as measured along the street line) from the point of intersection of the northeasterly street line of 148th Street and the northerly street line of Foch Boulevard, 148th Street, Foch Boulevard, a line 125 feet southwesterly of Sutphin Avenue, a line 100 feet southeasterly of Foch Boulevard, a line 100 feet southwesterly of Sutphin Avenue, a line 100 feet southeasterly of 119th Avenue, a line 150 feet southwesterly of Sutphin Avenue, 120th Avenue, a line 100 feet northeasterly of 147th Street, a line 100 feet southeasterly of 120th Avenue, a line 80 feet northeasterly of 147th Street, a line 115 feet northwesterly of 123rd Avenue, Sutphin Boulevard, a line 220 feet southeasterly of 123rd Avenue, 147th Street, a line 100 feet northerly of Rockaway Boulevard, 143rd Street, 123rd Avenue, a line 100 feet westerly of 143rd Street, a line 100 feet southerly of 123rd Avenue, 140th Street, Rockaway Boulevard, and the northeasterly service road of the Van Wyck Expressway; and excluding the area bounded by 111th Avenue, 145th Street, a line 425 feet northwesterly of Linden Boulevard, Inwood Street, a line 460 feet northwesterly of Linden Boulevard, a line midway between Inwood Street and 146th Street, a line 300 feet northwesterly of 115th Avenue, Inwood Street, a line 400 feet northwesterly of 115th Avenue, a line midway between 145th Street and Inwood Street, 115th Avenue, 144th Street, Linden Boulevard, 143rd Street, a line 300 feet northwesterly of Linden Boulevard, 144th Street, a line 340 feet northwesterly of Linden Boulevard, and a line midway between 144th Street and 145th Street;
    - b. 110th Avenue/Brinkerhoff Avenue, a line midway between Union Hall Street and Guy R. Brewer Boulevard, 111th Avenue, a line perpendicular to the northwesterly street line of Claude Avenue distant 115 feet southwesterly (as measured along the street line) from the point of intersection of the northwesterly street line of Claude Avenue and the southwesterly street line of Guy R. Brewer Boulevard, Claude Avenue, a line 100 feet northeasterly of Dillon Street, Mathias Avenue, a line 100 feet southwesterly of Guy R. Brewer Boulevard, Linden Boulevard, the southwesterly boundary line of the Long Island Railroad right-of way (Old Southern Division), Guy R. Brewer Boulevard, 116th Avenue, 157th Street, 116th Avenue, Barron Street, Foch Boulevard, a line 650 feet southwesterly of 155th Street, 118th Avenue, 152nd

- Street, 119th Avenue, 153rd Street, a line midway between 119th Avenue and 119th Road, a line 100 feet northeasterly of Sutphin Boulevard, 115th Avenue, a line 100 feet northeasterly of Sutphin Boulevard, a line 125 feet northwesterly of 114th Road, a line 150 feet northeasterly of Sutphin Boulevard, Linden Boulevard, and a line 100 feet northeasterly of Sutphin Boulevard; and excluding the area bounded a line midway between 113th Avenue and Linden Boulevard, 157th Street, 115th Road, and 155th Street;
- c. 110th Avenue/Brinkerhoff Avenue, a line 100 feet southwesterly of Merrick Boulevard, 111th Avenue, 170th Street, Sayres Avenue, Merrick Boulevard, 113th Avenue, a line 130 feet southwesterly of Merrick Boulevard, Linden Boulevard, 170th Street, a line 200 feet southeasterly of Linden Boulevard, a line 100 feet southwesterly of Merrick Boulevard, 171st Street, a line 100 feet northwesterly of Foch Boulevard, a line midway between 170th Street and 171st Street, a line 280 feet northwesterly of Foch Boulevard, 170th Street, a line 310 feet northwesterly of Foch Boulevard, 169th Street, a line 195 feet southeasterly of 116th Avenue, 168th Street, 116th Avenue, 167th Street, Foch Boulevard, Smith Street, a line 100 feet southeasterly of Foch Boulevard, a line midway between 169th Street and 170th Street, a line 100 feet northwesterly of 118th Avenue, 170th Street, a line midway between Foch Boulevard and 118th Avenue, a line 100 feet southwesterly of Merrick Boulevard, a line 100 feet southeasterly of 119th Avenue, Merrill Street, a line midway between 119th Avenue and 119th Road and its southwesterly prolongation, a line 100 feet southwesterly of Ring Place, 120th Avenue, 172nd Street, a line midway between Victoria Drive and Amelia Road, a line 100 feet southwesterly of Merrill Street, Victoria Drive, Merrill Street, Victoria Road, a line 100 feet northeasterly of Merrill Street, a line 150 feet northwesterly of Baisley Boulevard, Merrill Street, a line 160 feet southeasterly of Brocher Road, a line 100 feet southwesterly of Merrill Street, a line 100 feet southeasterly of Brocher Road, a line 440 feet southwesterly of Merrill Street, a line 75 feet southeasterly of Brocher Road, 172nd Street, Baisley Boulevard, the southwesterly boundary line of the Long Island Railroad right-of way (Old Southern Division), 120th Avenue, Bedell Street, 168th Street, Baisley Boulevard, 167th Street, a line 190 feet northwesterly of Baisley Boulevard, 166th Street, Baisley Boulevard, Lakeview Lane, 122nd Avenue, Lake View Boulevard East, 118th Avenue, Long Street, Foch Boulevard, a line 100 feet southwesterly of Guy R. Brewer Boulevard, 118th Avenue, Guy R. Brewer Boulevard, 119th Avenue, a line 100 feet southwesterly of 164th Street, Foch Boulevard, the southwesterly boundary line of the Long Island Railroad right-of way (Old Southern Division), Guy R. Brewer Boulevard, a line 100 feet southeasterly of 115th Avenue, Marsden Street, 115th Avenue, 165th Street, Linden Boulevard, 167th Street, Sayres Avenue, a line 100 feet northeasterly of Guy R. Brewer Boulevard, 110th Road, and a line midway between Guy R. Brewer Boulevard and 164th Street;
- d. 125th Avenue, a line 620 feet southwesterly of Merrill Street, a line 75 feet northwesterly of 125th Avenue, a line 475 feet southwesterly of Merrill Street, a line 100 feet northwesterly of 125th Avenue, a line 290 feet southwesterly of Merrill Street, 124th Avenue and its northeasterly centerline prolongation, a line 290 feet northeasterly of Merrill Street, a line 100 feet northwesterly of 125th Avenue, a line 235 feet northeasterly of Merrill Street, 125th Avenue, a line 700 feet northeasterly of 174th Place, a line midway between 125th Avenue and 126th Avenue, a line 785 feet northeasterly of 174th Place, 126th Avenue, a line 895 feet northeasterly of 174th Place, a line midway between 126th Avenue and 127th Avenue, a line 875 feet northeasterly of 174th Place, 127th Avenue, a line 100 feet northeasterly of 177th Street, 129th Avenue, a line 60 feet southwesterly of the northwesterly centerline prolongation of 178th Place, a line midway between 129th Avenue and 130th Avenue, 176th Street, 129th Avenue, 172nd Street, 126th Avenue and its southwesterly centerline prolongation, and 172nd Street;
- e. Farmers Boulevard, Mathewson Court, a line 90 feet southeasterly of Farmers Boulevard, a line 100 feet northeasterly of Mathewson Court, a line perpendicular to the southwesterly street line of Merrick Boulevard distant 125 feet northwesterly (as measured along the street line) from the point of intersection of the southwesterly street line of Merrick Boulevard and the southwesterly street line of Belknap Street, Merrick Boulevard, Belknap Street, 137th Avenue, and Westgate Street;
- f. 134th Road, Bedell Street, the northeasterly prolongation of the southeasterly street line of 134th Road, the southwesterly boundary line of the Long Island Railroad right-of way (Old Southern Division), the southwesterly centerline prolongation of 133rd Road, Garrett Street, a line 100 feet northwesterly of Farmers Boulevard, 137th Avenue, and 173rd Street;
- g. 140th Avenue, 175th Street, 139th Road, Farmers Boulevard, 140th Avenue, 182nd Street, 141st Avenue, a line 170 feet northeasterly of 185th Street, a line 100 feet southeasterly of 141st Avenue, a line 100 feet northwesterly of 185th Street, a line 465 feet southeasterly of 141st Avenue, 185th Street, 144th Avenue, Springfield Boulevard, North Conduit Avenue, and Guy R. Brewer Boulevard; and
- h. a line perpendicular to the southwesterly street line of 140th Street distant 100 feet southeasterly (as measured along the street line) from the point of intersection of the southwesterly street line of 140th Street and the southerly street line of Rockaway Boulevard, a line 100 feet northerly of Bascom Avenue, a line 100 feet westerly of 143rd Street, Bascom Avenue, 143rd Street, a line 100 feet southerly of Rockaway Boulevard, 150th Street, North Conduit Avenue, the southerly prolongation of the westerly street line of Inwood Street, 135th Avenue, 145th Street, 133rd Avenue, 145th Street, a line 100 feet southerly of Sutter Avenue, a line midway between 143rd Street and 144th Street, 133rd Avenue, the westerly boundary line of a park and its northerly and southerly prolongations, 135th Avenue, 142nd Street, 133rd Avenue, a line 100 feet westerly of 143rd Street, a line midway between Bascom Avenue and Sutter Avenue, 142nd Street, Bascom Avenue, 140th Street, a line perpendicular to the northeasterly street line of 140th Street distant 100 feet south easterly (as measured along the street line) from the point of intersection of the northeasterly street line of 140th Street and the southerly street line of Sutter Avenue, a line 150 feet northeasterly of 140th Street, 130th Avenue, a line 100 feet northeasterly of 140th Street, 133rd Avenue, a line midway between 140th Street and 142nd Street, 135th Avenue, a line 115 feet westerly of 142nd Street, North Conduit Avenue, 140th Street, 135th Avenue, and the northeasterly service road of the Van Wyck Expressway;
19. changing from an R4 District to an R3A District property bounded by 109th Avenue, a line 100 feet southwesterly of Merrick Boulevard, 110th Avenue/Brinkerhoff Avenue, and a line midway between Guy R Brewer Boulevard and 164th Street;
20. changing from a C8-1 District to an R3A District property bounded by a line 150 feet northwesterly of Baisley Boulevard, a line 100 feet northeasterly of Merrill Street, a line perpendicular to the northeasterly street line of Merrill Street distant 90 feet northwesterly (as measured along the street line) from the point of intersection of the northeasterly street line of Merrill Street and the northwesterly street line of Baisley Boulevard, and Merrill Street;
21. changing from an R3-2 District to an R3X District property bounded by:
- a. a line midway between 119th Avenue and 119th Road, 155th Street, 125th Avenue, Sutphin Boulevard, 122nd Avenue, and a line 100 feet northeasterly of Sutphin Boulevard; and
- b. a line midway between 129th Avenue and 130th Avenue, the northwesterly centerline prolongation of 178th Place, 130th Avenue, a line 100 feet northeasterly of 178th Place, a line midway between 130th Avenue and 130th Road, a line 200 feet northeasterly of 178th Place, 130th Road, a line 260 feet northeasterly of 178th Place, Farmers Boulevard, Garrett Street, and 176th Street;
22. changing from an R4 District to an R4-1 District property bounded by:
- a. a line 100 feet southeasterly of Liberty Avenue, a line 100 feet southwesterly of Sutphin Boulevard, Lakewood Avenue, Inwood Street, 110th Avenue/Brinkerhoff Avenue, 143rd Street, 109th Avenue, and Remington Street and its southeasterly centerline prolongation;
- b. 108th Avenue, 155th Street, 110th Avenue/Brinkerhoff Avenue, and a line 100 feet northeasterly of Sutphin Boulevard; and
- c. 107th Avenue, 166th Street, Hendrickson Place, a line 100 feet southwesterly of Merrick Boulevard, 108th Avenue, 167th Street, 108th Road, a line perpendicular to the southerly street line of 108th Road distant 100 feet westerly (as measured along the street line) from the point of intersection of the southerly street line of 108th Road and the southwesterly street line of 169th Place, 108th Drive and its westerly centerline prolongation, a line 100 feet southwesterly of Merrick Boulevard, 109th Avenue, and a line midway between 164th Street and Guy R. Brewer Boulevard;
23. changing from an R4 District to an R4A District property bounded by 108th Avenue, the southwesterly boundary line of the Long Island Railroad right-of way (Old Southern Division), 110th Avenue/Brinkerhoff Avenue, and 155th Street;
24. changing from an R4 District to an R5 District property bounded by 108th Avenue, 160th Street, 109th Avenue, Union Hall Street, 110th Avenue/Brinkerhoff Avenue, and the southwesterly boundary line of the Long Island Railroad right-of way (Old Southern Division);
25. changing from an R3-2 District to an R5B District property bounded by:
- a. Foch Boulevard, Merrick Boulevard, a line 150 feet northwesterly of Baisley Boulevard, a line 100 feet northeasterly of Merrill Street, Victoria Road, Merrill Street, a line 100 feet southeasterly of 119th Avenue, and a line 100 feet southwesterly of Merrick Boulevard; and
- b. a line 75 feet southeasterly of Brocher Road, a line 440 feet southwesterly of Merrill Street, a line 100 feet southeasterly of Brocher Road, a line 100 feet southwesterly of Merrill Street, a line 160 feet southeasterly of Brocher Road, Merrill Street, Baisley Boulevard, 124th Avenue, a line 290 feet southwesterly of Merrill Street, a line 100 feet northwesterly of 125th Avenue, a line 185 feet southwesterly of Merrill Street, a line 75 feet northwesterly of 125th Avenue, a line 620 feet southwesterly of Merrill Street, 125th Avenue, and 172nd Street;
26. changing from an R4 District to an R5B District property bounded by 104th Road, a line midway between 164th Street and 164th Place, a line 100 feet northwesterly of 107th Avenue, and a line midway between Guy R. Brewer Boulevard and 164th Street;
27. changing from a C8-1 District to an R5B District property bounded by:
- a. Merrick Boulevard, Baisley Boulevard, Merrill Street, a line perpendicular to the northeasterly street line of Merrill Street distant 90 feet northwesterly (as measured along the street line) from the point of intersection of the northeasterly street line of Merrill Street and the northwesterly street line of Baisley Boulevard, and Merrill Street; and
- b. Baisley Boulevard, Merrill Street, and 124th Avenue;
28. changing from an R3-2 District to an R5D District property bounded by:
- a. 110th Avenue/Brinkerhoff Avenue, a line 100 feet northeasterly of Sutphin Boulevard, Linden Boulevard, a line 150 feet northeasterly of Sutphin Boulevard, a line 125 feet northwesterly of 114th Road, a line 100 feet northeasterly of Sutphin Boulevard, 115th Avenue, a line 100 feet northeasterly of Sutphin Boulevard, 122nd Avenue, Sutphin Boulevard, 120th Avenue, a line 150 feet southwesterly of Sutphin Boulevard, a line 100 feet southeasterly of 119th Avenue, a line 100 feet southwesterly of Sutphin Boulevard, a line 100 feet southeasterly of Foch Boulevard, a line 125 feet southwesterly of Sutphin Boulevard, Foch Boulevard, 148th Street, a line perpendicular to the northeasterly street line of 148th Street distant 165 feet northwesterly (as measured along the street line) from the point of intersection of the northeasterly street line of 148th Street and the northerly street line of Foch Boulevard, a line 100 feet southwesterly of Sutphin

- Boulevard, 116th Avenue, 149th Street, a line 100 feet westerly of Sutphin Boulevard, a line 100 feet southwesterly of Sutphin Boulevard, a line 100 feet northeasterly of 149th Street, a line 100 feet southeasterly of Linden Boulevard, a line 100 feet southwesterly of Sutphin Boulevard, a line 165 feet southeasterly of 111th Avenue, a line 125 feet southwesterly of Sutphin Boulevard, 111th Avenue, and a line 100 feet southwesterly of Sutphin Boulevard;
- b. Rockaway Boulevard, 140th Street, a line 100 feet southerly of 123rd Avenue, a line 100 feet easterly of 143rd Street, 123rd Avenue, 143rd Street, a line 100 feet northerly of Rockaway Boulevard, 147th Street, Rockaway Boulevard, 150th Street, a line 100 feet southerly of Rockaway Boulevard, 143rd Street, Bascom Avenue, a line 100 feet westerly of 143rd Street, a line 100 feet northerly of Bascom Avenue, a line perpendicular to the southwesterly street line of 140th Street distant 100 feet southeasterly (as measured along the street line) from the point of intersection of the southwesterly street line of 140th Street and the southerly street line of Rockaway Boulevard, and the northeasterly service road of the Van Wyck Expressway; and
- c. the northeasterly centerline prolongation of 124th Avenue, Merrick Boulevard, Leslie Road, a line 70 feet northeasterly of Merrick Boulevard, Selover Road, a line 80 feet northeasterly of Merrick Boulevard, Anderson Road, Merrick Boulevard, a line perpendicular to the southwesterly street line of Merrick Boulevard distant 125 feet northwesterly (as measured along the street line) from the point of intersection of the southwesterly street line of Merrick Boulevard and the southwesterly street line of Belknap Street, a line 100 feet northeasterly of Mathewson Court, a line 90 feet southeasterly of Farmers Boulevard, Mathewson Court, a line 260 feet northeasterly of 178th Place, 130th Road, a line 200 feet northeasterly of 178th Place, a line midway between 130th Avenue and 130th Road, a line 100 feet northeasterly of 178th Place, 130th Avenue, the northwesterly centerline prolongation of 178th Place, a line midway between 129th Avenue and 130th Avenue, a line 60 feet southwesterly of the northwesterly centerline prolongation of 178th Place, 129th Avenue, a line 100 feet northeasterly of 177th Street, 127th Avenue, a line 875 feet northeasterly of 174th Place, a line midway between 126th Avenue and 127th Avenue, a line 895 feet northeasterly of 174th Place, 126th Avenue, a line 785 feet northeasterly of 174th Place, a line midway between 125th Avenue and 126th Avenue, a line 700 feet northeasterly of 174th Place, 125th Avenue, a line 235 feet northeasterly of Merrick Street, a line 100 feet northwesterly of 125th Avenue, and a line 190 feet northeasterly of Merrick Street;
29. changing from an R3A District to an R5D District property bounded by a line 300 feet northwesterly of Sunbury Road, a line 100 feet southwesterly of Irwin Place, Sunbury Road, and Merrick boulevard;
30. changing from an R4 District to an R5D District property bounded by:
- a. 108th Avenue, Sutphin Boulevard, 108th Avenue, a line 100 feet northeasterly of Sutphin Boulevard, 110th Avenue/ Brinkerhoff Avenue, and a line 100 feet southwesterly of Sutphin Boulevard; and
- b. a line 100 feet northwesterly of 109th Avenue, a line midway between Union Hall Street and Guy R. Brewer Boulevard, 109th Avenue, and Union Hall Street;
31. changing from an R4B District to an R5D District property bounded by Sunbury Road, a line midway between Merrick Boulevard and Irwin Place, Leslie Road, and Merrick Boulevard;
32. changing from a C8-1 District to an R5D District property bounded by:
- a. Baisley Boulevard, Irwin Place and its northwesterly centerline prolongation, a line 300 feet northwesterly of Sunbury Road, Merrick Boulevard, 124th Avenue and its northeasterly centerline prolongation, and Merrick Street; and
- b. Anderson Road, a line 100 feet northeasterly of Merrick Boulevard, Eveleth Road, and Merrick Boulevard;
33. establishing within a proposed R3-1 District a C1-2 District bounded by 137th Avenue, a line 150 feet northeasterly of Guy R. Brewer Boulevard, 140th Avenue, and Guy R. Brewer Boulevard;
34. establishing within a proposed R3-2 District a C1-2 District bounded by a line 175 feet northwesterly of 122nd Avenue, a line 110 feet easterly of Farmers Boulevard, a line 110 feet northeasterly of Nellis Street, 122nd Avenue, Nellis Street, and Farmers Boulevard;
35. establishing within a proposed R2 District a C1-3 District bounded by:
- a. a line 100 feet northwesterly of 140th Avenue, the southwesterly boundary line of the Long Island Railroad right-of way (Old Southern Division), 140th Avenue, and Bedell Street; and
- b. a line 100 feet northwesterly of 140th Avenue, a line midway between Thurston Street and Southgate Street, 140th Avenue, and Thurston Street;
36. establishing within a proposed R3-1 District a C1-3 District bounded by a line 100 feet northwesterly of 140th Avenue, Westgate Street, Thurston Street, 140th Avenue, and the southwesterly boundary line of the Long Island Railroad right-of way (Old Southern Division);
37. establishing within an existing R3-2 District a C1-3 District bounded by:
- a. Foch Boulevard, a line 100 feet southwesterly of 164th Street, 119th Avenue, Guy R. Brewer Boulevard, 118th Avenue, and a line 100 feet southwesterly of Guy R. Brewer Boulevard;
- b. Garrett Street, Farmers Boulevard, Westgate Street, a line perpendicular to the southwesterly street line of Westgate Street distant 160 feet southeasterly (as measured along the street line) from the point of intersection of the southwesterly street line of Westgate Street and the easterly street line of Farmers Boulevard, Bedell Street, a line perpendicular to the southwesterly street line of Bedell Street distant 100 feet southeasterly (as measured along the street line) from the point of intersection of the southwesterly street line of Bedell Street and the easterly street line of Farmers Boulevard, a line midway between Bedell Street and 182nd Street, a line perpendicular to the northeasterly street line of 182nd Street distant 100 feet southeasterly (as measured along the street line) from the point of intersection of the northeasterly street line of 182nd Street and the easterly street line of Farmers Boulevard, 182nd Street, a line 150 feet easterly of Farmers Boulevard, a line 100 feet northwesterly of 140th Avenue, the northwesterly prolongation of the southwesterly street line of 180th Street, 140th Avenue, Farmers Boulevard, 139th Road, and a line 100 feet westerly of Farmers Boulevard;
38. establishing within a proposed R3-2 District a C1-3 District bounded by a line 100 feet northwesterly of Farmers Boulevard, a line midway between Mars Place and Sidway Place, Farmers Boulevard, and Sidway Place;
39. establishing within a proposed R3A District a C1-3 District bounded by:
- a. Linden Boulevard, Meyer Avenue, and 157th Street;
- b. a line 115 feet northwesterly of 123rd Avenue, Sutphin Boulevard, 123rd Avenue, and a line 100 feet southwesterly of Sutphin Boulevard; and
- c. 122nd Avenue, a line 100 feet northeasterly of Guy R. Brewer Boulevard, Baisley Boulevard, 161st Place, a line 100 feet northwesterly of Baisley Boulevard, and a line 100 feet southwesterly of Guy R. Brewer Boulevard;
40. establishing within an existing R3X District a C1-3 District bounded by Baisley Boulevard, Guy R. Brewer Boulevard, 128th Avenue, and a line perpendicular to the northwesterly street line of 128th Avenue distant 210 feet southwesterly (as measured along the street line) from the point of intersection of the northwesterly street line of 128th Avenue and the southwesterly street line of Guy R. Brewer Boulevard;
41. establishing within an existing R4 District a C1-3 District bounded by 109th Avenue, Guy R. Brewer Boulevard, a line 110 feet southeasterly of 109th Avenue, and a line 100 feet southwesterly of Guy R. Brewer Boulevard;
42. establishing within a proposed R5B District a C1-3 District bounded by:
- a. Foch Boulevard, Merrick Boulevard, Victoria Road, Merrick Street, a line 100 feet southeasterly of 119th Avenue, and a line 100 feet southwesterly of Merrick Boulevard; and
- b. a line 120 feet southeasterly of Victoria Road, Merrick Boulevard, Baisley Boulevard, Merrick Street, 124th Avenue, a line 290 feet southwesterly of Merrick Street, a line 100 feet northwesterly of 125th Avenue, a line 475 feet southwesterly of Merrick Street, a line 75 feet northwesterly of 125th Avenue, a line 620 feet southwesterly of Merrick Street, 125th Avenue, 172nd Street, a line 75 feet southeasterly of Brocher Road, a line 440 feet southwesterly of Merrick Street, a line 100 feet southeasterly of Brocher Road, Merrick Street, a line perpendicular to the northeasterly street line of Merrick Street distant 90 feet northwesterly (as measured along the street line) from the point of intersection of the northeasterly street line of Merrick Street and the northwesterly street line of Baisley Boulevard, and a line 100 feet northeasterly of Merrick Street;
43. establishing within a proposed R5D District a C1-3 District bounded by:
- a. 110th Avenue/Brinkerhoff Avenue, a line 100 feet northeasterly of Sutphin Boulevard, 111th Avenue, a line 100 feet southwesterly of Sutphin Boulevard, a line midway between 110th Road and 111th Avenue, Sutphin Boulevard, 110th Road, and a line 100 feet southwesterly of Sutphin Boulevard;
- b. 112th Avenue, Sutphin Boulevard, 112th Avenue, a line 100 feet northeasterly of Sutphin Boulevard, Linden Boulevard, a line 150 feet northeasterly of Sutphin Boulevard, a line 125 feet northwesterly of 114th Road, a line 100 feet northeasterly of Sutphin Boulevard, 115th Avenue, Sutphin Boulevard, 115th Avenue, a line 100 feet southwesterly of Sutphin Boulevard, a line 100 feet northeasterly of 149th Street, a line 100 feet southeasterly of Linden Boulevard, and a line 100 feet southwesterly of Sutphin Boulevard;
- c. 119th Avenue, a line 100 feet northeasterly of Sutphin Boulevard, 119th Road, and Sutphin Boulevard;
- d. 120th Avenue, a line 100 feet northeasterly of Sutphin Boulevard, 122nd Avenue, and Sutphin Boulevard;
- e. Rockaway Boulevard, 140th Street, a line 100 feet southerly of 123rd Avenue, 142nd Place, Rockaway Boulevard, 143rd Street, Bascom Avenue, a line 100 feet westerly of 143rd Street, a line 100 feet northerly of Bascom Avenue, a line perpendicular to the southwesterly street line of 140th Street distant 100 feet southeasterly (as measured along the street line) from the point of intersection of the southwesterly street line of 140th Street and the southerly street line of Rockaway Boulevard, and the northeasterly service road of the Van Wyck Expressway;
- f. Baisley Boulevard, Irwin Place, a line 300 feet northwesterly of Sunbury Road, a line 100 feet southwesterly of Irwin Place, Sunbury Road, a line midway between Irwin Place and Merrick Boulevard, a line 100 feet southeasterly of Sunbury Road, and Merrick Boulevard; and
- g. Ursina Road, a line midway between Irwin Place and Merrick Boulevard, Leslie Road, a line 70 feet northeasterly of Merrick Boulevard, Selover Road, a line 80 feet northeasterly of Merrick Boulevard, Anderson Road, a line 100 feet northeasterly of Merrick Boulevard, Eveleth Road, and Merrick Boulevard;
44. establishing within a proposed R5D District a C1-4 District bounded by a line 100 feet northwesterly of 109th Avenue, a line midway between Union Hall Street and Guy R. Brewer Boulevard, 109th Avenue, and Union Hall Street;
45. establishing within an existing R3-2 District a C2-3 District bounded by 112th Road, Guy R. Brewer Boulevard, Phroane Avenue, a line 100 feet northeasterly of Guy R. Brewer Boulevard, Sayres Avenue, Guy R. Brewer Boulevard, Linden Boulevard, and a line 100 feet southwesterly of Guy R. Brewer Boulevard; and
46. establishing within a proposed R5D District a C2-3 District bounded by:
- a. 108th Avenue, a line 100 feet northeasterly of Sutphin Boulevard, 110th Avenue/Brinkerhoff Avenue, and a line 100 feet southwesterly of Sutphin Boulevard;
- b. 111th Avenue, Sutphin Boulevard, a line

- 165 feet southeasterly of 111th Avenue, and a line 125 feet southwesterly of Sutphin Boulevard;
- c. 115th Avenue, Sutphin Boulevard, 115th Avenue, a line 100 feet northeasterly of Sutphin Boulevard, 119th Avenue, a line 100 feet southwesterly of Sutphin Boulevard, a line 100 feet southeasterly of Foch Boulevard, a line 125 feet southwesterly of Sutphin Boulevard, Foch Boulevard, 148th Street, a line perpendicular to the northeasterly street line of 148th Street distant 165 feet northwesterly (as measured along the street line) from the point of intersection of the northeasterly street line of 148th Street and the northwesterly street line of Foch Boulevard, a line 100 feet southwesterly of Sutphin Boulevard, 116th Avenue, 149th Street, and a line 100 feet westerly and southwesterly of Sutphin Boulevard;
- d. Rockaway Boulevard, 145th Street, a line 100 feet southerly of Rockaway Boulevard, and 144th Street;
- e. a line 100 feet northerly of Rockaway Boulevard, 147th Street, Rockaway Boulevard, 150th Street, a line 100 feet southerly of Rockaway Boulevard, and Inwood Street; and
- f. Baisley Boulevard, Merrick Boulevard, a line perpendicular to the southerly street line of Merrick Boulevard distant 125 feet northwesterly (as measured along the street line) from the point of intersection of the southerly street line of Merrick Boulevard and the southwesterly street line of Belknap Street, a line 100 feet northeasterly of Mathewson Court, a line 90 feet southeasterly of Farmers Boulevard, Mathewson Court, a line 260 feet northeasterly of 178th Place, 130th Road, a line 200 feet northeasterly of 178th Place, a line midway between 130th Avenue and 130th Road, a line 100 feet northeasterly of 178th Place, 130th Avenue, the northwesterly centerline prolongation of 178th Place, a line midway between 129th Avenue and 130th Avenue, a line 60 feet southwesterly of the northwesterly centerline prolongation of 178th Place, 129th Avenue, a line 100 feet northeasterly of 177th Street, 127th Avenue, a line 875 feet northeasterly of 174th Place, a line midway between 126th Avenue and 127th Avenue, a line 895 feet northeasterly of 174th Place, 126th Avenue, a line 785 feet northeasterly of 174th Place, a line midway between 125th Avenue and 126th Avenue, a line 700 feet northeasterly of 174th Place, 125th Avenue, a line 235 feet northeasterly of Merrill Street, a line 100 feet northwesterly of 125th Avenue, a line 190 feet northeasterly of Merrill Street, 124th Avenue and its northeasterly centerline prolongation, and Merrill Street;

as shown in a diagram (for illustrative purposes only dated November 29, 2010 and subject to the conditions of CEQR Declaration E-266.

No. 3

CD 12 N 110146 ZRQ

IN THE MATTER OF an application submitted by the Department of City Planning pursuant to Section 201 of the New York City Charter for an amendment of the Zoning Resolution of the City of New York, relating to Article VI, Chapter 3 (Special Regulations Applying to FRESH Food Stores) and Article 1, Chapter 1 (Title, Establishment of Controls and Interpretation of Regulations).

PROPOSED TEXT AMENDMENT TO FRESH FOOD STORES IN COMMUNITY DISTRICT 12, BOROUGH OF QUEENS

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

ARTICLE 1: GENERAL PROVISIONS

Chapter 1

Title, Establishment of Controls and Interpretation of Regulations

11-151 Special requirements for properties in the Borough of Queens

- (a) The following site, Block 9898, Lots 1 and 117, shall be subject to the provisions of Section 11-15 (Environmental Requirements) governing (E) designations. The City Environmental Quality Review (CEQR) Declarations for these sites shall be listed in Appendix C (City Environmental Quality Review (CEQR) Environmental Designations) of the Zoning Resolution.
- (b) The following special requirements shall apply to a #development#, #enlargement# or change of #use# for properties in the Borough of Queens located within the areas described in the following paragraphs (a)(1) through (a)(5) of this Section:

- (a)(1) The regulations of an R4 District shall apply within an area bounded by Liberty Avenue, 170th Street, a line 100 feet southeasterly of Liberty Avenue, and a line 100 feet southwesterly of 168th Place.
- (a)(2) The regulations of a C8-1 District shall apply within an area bounded by Liberty Avenue, a line 100 feet southwesterly of 168th Place, a line 150 feet northwesterly of 104th Avenue, and Merrick Boulevard.
- (a)(3) The regulations of an M1-1 District shall apply within an area bounded by Liberty Avenue, Sutphin Boulevard, 105th Avenue, a line 50 feet southwesterly of 148th Street, a line 100 feet northwesterly of 105th Avenue, and a line 150 feet northeasterly of Sutphin Boulevard.
- (a)(4) The regulations of an R6 District with a C2-2 District overlay shall apply within an area bounded by 163rd Street, a line perpendicular to 163rd Street passing through a point distant 109.42 feet as measured along the easterly #street line# of 163rd Street from the intersection of the southeasterly line of Hillside Avenue and the northeasterly line of 163rd Street, a line 86 feet northeasterly of 163rd Street, a line perpendicular to 163rd Street passing through a point 146.92 feet distant as measured along the easterly #street line# of 163rd Street from the intersection of the southeasterly line of Hillside Avenue and the northeasterly line of 163rd Street.
- (a)(5) The regulations of a C8-1 District shall apply within an area bounded by Hillside Avenue, a line 388 feet westerly of 144th Street, a line 100 feet northwesterly of 88th Avenue, a line 100 feet northeasterly of 139th Street, a line 120 feet northwesterly of 88th Avenue, a line 60 feet northeasterly of 139th Street, a line 70 feet southeasterly of Hillside Avenue, and 139th Street; and within an area bounded by Queens Boulevard, Hillside Avenue, 139th Street, a line 100 feet southeasterly of Hillside Avenue, a line midblock between 139th Street and Queens Boulevard, a line perpendicular to Queens Boulevard passing through a point distant 140 feet as measured along the northeasterly #street line# of Queens Boulevard from the intersection of the southeasterly line of Hillside Avenue and the northeasterly line of Queens Boulevard.

However, in the event that the Chairperson of the City Planning Commission, based on consultation with the Department of Environmental Protection of the City of New York, provides a certificate of no effect to the Department of Buildings with regard to industrial air emissions for an area described in this Section, the regulations of the zoning districts designated on the #zoning map# shall apply to any #development#, #enlargement# or change of #use# within such area, to the extent permitted under the terms of the certificate of no effect.

\* \* \*

Article VI Special Regulations Applicable to Certain Areas

\* \* \*

Chapter 3 Special Regulations Applying to FRESH Food Stores

\* \* \*

63-02 Applicability The regulations of all other chapters of this Resolution are applicable, except as superseded, supplemented or modified by the provisions of this Chapter. In the event of a conflict between the provisions of this Chapter and other regulations of this Resolution, the provisions of this Chapter shall control.

(a) The provisions of this Chapter shall apply to all #commercial# and #manufacturing districts# in the following areas, except as provided in paragraph (b) of this section:

\* \* \*

(4) In the Borough of Queens, #Special Downtown Jamaica District#, and portions of Community District 12 outside of the #Special Downtown Jamaica District#, except those portions shown on Map 5 in Appendix A of this Chapter;

\* \* \*

63-25 Required Accessory Off-street Parking Spaces in Certain Districts

\* \* \*

(b) In the Borough of Brooklyn, in those portions of Community District 5 located south of Flatlands Avenue and east of the centerline prolongation of Schenck Avenue, and in the Borough of Queens, where applicable in Community District 12 outside of the #Special Downtown Jamaica District#, a #FRESH food store# shall provide #accessory# off-#street# parking spaces as required for #uses# in parking category B in the applicable #Commercial# and #Manufacturing Districts#.

\* \* \*

Appendix A FRESH Food Store Designated Areas: Excluded Portions

\* \* \*

Map 5. Excluded portions of Community District 12, Queens



BOROUGH OF STATEN ISLAND No. 4 UNION AVENUE REZONING

CD 1 C 100118 ZMR IN THE MATTER OF an application submitted by 647-649 Washington Avenue, LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 20c by changing from an M1-1 District to an R3A District property bounded by the southerly boundary line of a Railroad Right-Of-Way, Union Avenue, Leyden Avenue, and Harbor Road, as shown on a diagram (for illustrative purposes only) dated November 15, 2010 and subject to the conditions of CEQR Declaration E-265.

BOROUGH OF QUEENS No. 5

ADDISLEIGH PARK HISTORIC DISTRICT

CD 12 N 110213 HKQ

IN THE MATTER OF a communication dated February 10, 2011 from the Executive Director of the Landmarks Preservation Commission regarding the landmark designation of Addisleigh Park Historic District, designated by the Landmarks Preservation Commission on February 1, 2011 (List No. 438, LP No. 2405). The Historic District consists of the properties bounded by a line beginning at the southeast corner of Merrick Boulevard and 111th Road, extending easterly along the southern curb line of 111th Road, southerly along the western curb line of 172nd Street to a point in said curb line formed by its intersection with a line extending westerly from the northern property line of 172-01 Sayres Avenue, easterly across 172nd Street and along the northern property lines of 172-01 to 172-19 Sayres Avenue, across 173rd Street and along the northern property lines of 173-01 to 173-09 Sayres Avenue, northerly along the western property lines of 111-36 to 111-14 174th Street, easterly along the northern property line of 111-14 174th Street to the western curb line of 174th Street, southerly along said curb line to a point formed by its intersection with a line extending westerly from the northern property line of 111-23 174th Street, easterly across 174th Street and along said property line, northerly along the western property lines of 111-20 and 111-18 175th Street, easterly along the northern property line of 111-18 175th Street, southerly along the western curb line of 175th Street to a point in said curb line formed by its intersection with a line extending easterly from the northern property line of 111-28 175th Street, westerly along said property line, southerly along the eastern property line of 111-28 175th Street, westerly along the southern property line of 111-24 175th Street, southwesterly along the southeastern property line of 111-29 174th Street, westerly along the southern property line of 111-29 174th Street and across 174th Street to the western curb line of 174th Street, southerly along said curb line, crossing Sayres Avenue and continuing along the western curb line of Marne Place to a point in said curb line formed by the intersection of a line extending westerly from the northern property line of 174-05 Adelaide Road, easterly across Marne Place and long the northern property lines of 174-05 to 174-21 Adelaide Road, northerly along the western property line of 174-27 Adelaide Road, easterly along the northern property line of 174-27 Adelaide Road, southerly along the western curb line of 175th Street (crossing Adelaide Road) to a point in said curb line formed by its intersection with a line extending westerly from the northern property line of 112-39 175th Street, easterly across 175th Street and along said property line, northerly along the western property lines of 112-50 to 112-28 175th Place, easterly along the angled northern property line of 112-28 175th Place, across 175th Place and continuing easterly along the northern property line of 112-37 175th Place, southerly along the eastern property lines of 112-37 to 112-49 175th Place, easterly along the northern property line of 112-26 176th Street to the western curb line of 176th Street, southerly along said curb line to a point formed by its intersection with a line extending westerly from the northern property line of 112-31 176th Street, easterly across 176th Street and along said property line, northerly along the western property lines of 112-24 to 112-04 177th Street, easterly along the northern property line of 112-04 177th Street and across 177th Street to its eastern curb line, northerly along said curb line, easterly along the southern curb line of 112th Avenue, southerly along the eastern property lines of 112-03 and 112-07 177th Street, easterly along the northern property line of 112-08 178th Street, across 178th Street to its eastern curb line, northerly along said curb line, easterly along the southern curb line of 112th Avenue, southerly along the eastern property line of 112-07

178th Street, easterly along the northern property line of 112-06 178th Place, across 178th Place and the northern property line of 112-05 178th Place, southerly along the eastern property lines of 112-05 and 112-09 178th Place, easterly along the northern property line of 112-14 179th Street, across 179th Street to its eastern curb line, northerly along said curb line to a point formed by its intersection with a line extending westerly from the northern property line of 112-11 179th Street, easterly along said property line, southerly along the eastern property lines of 112-11 179th Street to 112-55 179th Street, easterly along the northern property lines of 179-11 and 179-17 Murdock Avenue to the western curb line of 180th Street, southerly along said curb line and across Murdock Avenue to the southwest corner of Murdock Avenue and 180th Street, easterly across 180th Street and along the southern curb line of Murdock Avenue, southerly along the eastern property lines of 114-01 to 115-09 180th Street, westerly along the southern property line of 115-09 180th Street to the eastern curb line of 180th Street, northerly along said curb line to a point formed by its intersection with a line extending easterly from the southern property line of 114-84 180th Street, westerly along the southern property line of 114-84 180th Street, southerly along the eastern property lines of 114-87 to 115-33 179th Street, and across 179th Street to the northwest corner of 179th Street and Linden Boulevard, northwesterly along the northeastern curb line of Linden Boulevard, northerly along the eastern curb line of 178th Place to a point formed by its intersection with a line extending easterly from the southern property line of 114-74 178th Place, westerly across 178th place and along the southern property lines of 114-74 178th Place, 178-12 and 178-02 114th Road and across 178th Street to the northwest corner of 178th Street and Linden Boulevard, northwesterly along the northeastern curb line of

Linden Boulevard to the southeast corner of Linden Boulevard and 114th Road, northerly across 114th Road to the northern curb line of 114th Road, easterly along said curb line to a point formed by its intersection with a line extending southerly from the western property line of 177-15 114th Road, northerly along said property line, westerly along the southern property line of 114-52 178th Street, southwesterly along the southeastern property line of 177-05 Linden Boulevard (aka 177-05 to 177-13 Linden Boulevard) to the northeastern curb line of Linden Boulevard, northwesterly along said curb line, northerly along the eastern curb line of 177th Street to a point formed by its intersection with a line extending easterly from the southern property line of 114-34 177th Street, westerly across 177th Street and along said property line, southerly along a portion of the eastern property line of 114-34 177th Street, westerly along a portion of the southern property line of 114-34 177th Street, northerly along the western property lines of 114-34 to 114-20 177th Street, westerly along the southern property line of 114-15 176th Street and across 176th Street to the western curb line of 176th Street, southerly along said curb line and across Linden Boulevard to the southern curb line of Linden Boulevard, easterly along said curb line (following its southward curve) to the southwest corner of Linden Boulevard and 177th Street, southerly along the western curb line of 177th Street to a point formed by its intersection with a line extending easterly from the southern property line of 176-16 Linden Boulevard, westerly along said property line, southerly along the eastern property lines of 114-45 (aka 114-45 to 114-49) to 114-83 176th Street to the northern curb line of 115th Avenue, westerly along said curb line, across 176th Street and 175th Place to a point formed by its intersection with a line extending southerly from the western property line of 114-78 175th Place, northerly along the western property lines of 114-78 to 114-34 175th Place and across Linden Boulevard to the northern curb line of Linden Boulevard, westerly along said curb line, across 175th Street, 174th Street, and Murdock Avenue to the northeast corner of Murdock Avenue and Marne Place, northerly along the eastern curbline of Marne Place to a point formed by its intersection with a line extending easterly from the northern property line of 172-01 Linden Boulevard, westerly across Marne Place and along said property line and the southern property line of St. Alban's Memorial Park to the eastern curb line of Merrick Boulevard, and northerly along said curb line to the point of the beginning.

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

f16-m2

## COMMUNITY BOARDS

### ■ PUBLIC HEARINGS

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

#### BOROUGH OF BROOKLYN

COMMUNITY BOARD NO. 02 - Monday, February 28, 2011 at 6:00 P.M., Long Island University, Flatbush and Dekalb Avenues, Jonas Board Room, Brooklyn, NY

A public hearing on the Preliminary Budget for Fiscal Year 2012; and the Citywide Statement of Needs for City Facilities for FY2012/2013.

f22-28

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

#### BOROUGH OF BROOKLYN

COMMUNITY BOARD NO. 10 - Monday, February 28, 2011, 7:15 P.M., Knights of Columbus, 1305 86th Street, Brooklyn, NY

Public Hearing on Capital and Expense Budget Priorities for FY 2012.

f22-28

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

#### BOROUGH OF MANHATTAN

COMMUNITY BOARD NO. 07 - Tuesday, March 1, 2011, 6:00 P.M., Jewish Home Lifecare, 120 West 106th Street, (at Columbus and Amsterdam Avenues), New York, NY

A Public Hearing on the Mayor's FY2012 Preliminary Budget.

f23-m1

## CONSUMER AFFAIRS

### ■ PUBLIC HEARINGS

#### Legal Notice

NOTICE IS HEREBY GIVEN, PURSUANT TO LAW, that the New York City Department of Consumer Affairs will hold a Public Hearing on Wednesday, March 2, 2011, at 2:00 P.M., at 66 John Street, 11th floor, in the Borough of Manhattan, on the following petitions for sidewalk café revocable consent:

- 1) 301 East 80th Grocery LLC  
1538 Second Avenue, in the Borough of Manhattan (To establish, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- 2) 394 City Island Ave., Inc.  
394 City Island Avenue, in the Borough of the Bronx (To continue to, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- 3) A & Z Restaurant Corp.  
65 Second Avenue, in the Borough of Manhattan (To continue to, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- 4) American Speciality Foods, Inc.  
300 Amsterdam Avenue, in the Borough of Manhattan (To continue to, maintain, and operate an enclosed sidewalk café for a term of two years.)
- 5) Broadway 21 LLC  
217 West 85th Street, in the Borough of Manhattan (To establish, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- 6) Cobra Caterers, Inc.  
575 Hudson Street, in the Borough of Manhattan (To continue to, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- 7) East Side DD 101 LLC  
601 Second Avenue, in the Borough of Manhattan (To establish, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- 8) Fultongrand Bar, Inc.  
1011 Fulton Street, in the Borough of Brooklyn (To establish, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- 9) Gigino, Inc.  
323 Greenwich Street, in the Borough of Manhattan (To continue to, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- 10) Gyro King Foods Corp.  
50 East Fordham Road, in the Borough of the Bronx (To continue to, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- 11) Jada Restaurant Inc.  
134 West Broadway, in the Borough of Manhattan (To continue to, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- 12) K & L Court Food, Inc.  
223 Smith Street, in the Borough of Brooklyn (To continue to, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- 13) Katouna Inc.  
2479 Broadway, in the Borough of Manhattan (To continue to, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- 14) LM Restaurant Group LLC  
120 East 15th Street, in the Borough of Manhattan (To continue to, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- 15) Maneken Corp.  
466 Hudson Street, in the Borough of Manhattan (To continue to, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- 16) Meath Trails, Inc.  
61 Second Avenue, in the Borough of Manhattan (To continue to, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- 17) Peckslip Restaurant Corp.  
22 Peck Slip, in the Borough of Manhattan (To continue to, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- 18) Progetto, Inc.  
352 West 44th Street, in the Borough of Manhattan (To continue to, maintain, and operate an unenclosed sidewalk café for a term of two years.)

- 19) Resto-Leon, Inc.  
351 East 12th Street, in the Borough of Manhattan (To continue to, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- 20) Taro Rest, Inc.  
1396 Third Avenue, in the Borough of Manhattan (To continue to, maintain, and operate an unenclosed sidewalk café for a term of two years.)
- 21) The Bordon Ave. Rest. Inc.  
2-03 Borden Avenue, in the Borough of Queens (To continue to, maintain, and operate an enclosed sidewalk café for a term of two years.)
- 22) Union Square Catering Facility Inc.  
29 Union Square West, in the Borough of Manhattan (To continue to, 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, Licensing division, 42 Broadway, 5th Floor, New York, NY 10004, (212) 487-4379, no later than five (5) business days before the hearing.

f25

## DEFERRED COMPENSATION PLAN BOARD

### ■ MEETING

The New York City Deferred Compensation Plan Board will hold its monthly meeting on Wednesday, March 2, 2011 from 10:00 A.M. to 12:00 P.M. The meeting will be held at 40 Rector Street, 3rd Floor, NYC.

f22-m1

## BOARD OF EDUCATION RETIREMENT SYSTEM

### ■ MEETING

The next regular meeting of the Board of Education Retirement System (BERS) of the City of New York Trustees will meet on Tuesday, March 1, 2011. This meeting will be held at Brooklyn Technical High School, 29 Fort Greene Place, Room #IW26, Brooklyn, New York 11217.

The meeting will convene at 4:30 P.M. An agenda will be distributed to BERS Trustees prior to the meeting.

If you need more information, please contact Noro Healy at (718) 935-4529 or email: nhealy@bers.nyc.gov

f22-28

## EQUAL EMPLOYMENT PRACTICES COMMISSION

### ■ MEETING

The next meeting of the Equal Employment Practices Commission will be held in the Commission's Conference Room/Library at 40 Rector Street (14th Floor) on Thursday, March 3, 2011 at 9:15 A.M.

f25-m3

## 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, **March 1, 2011 at 9:30 A.M.** in the morning of that day, a public hearing will be held in the Conference Room at 1 Centre Street, 9th Floor, Borough of Manhattan with respect to the following properties and then followed by a public meeting. Any person requiring reasonable accommodation in order to participate in the hearing or attend the meeting should call or write the Landmarks Commission no later than five (5) business days before the hearing or meeting.

CERTIFICATE OF APPROPRIATENESS  
 BOROUGH OF BROOKLYN 11-6104 - Block 276, lot 7  
 189-91 Atlantic Avenue - Brooklyn Heights Historic District  
 An eclectic style brick house built in 1880-1899. Application is to construct a rear yard addition. Community District 2.

CERTIFICATE OF APPROPRIATENESS  
 BOROUGH OF BROOKLYN 10-8694 - Block 249, lot 29-  
 136 Montague Street - Brooklyn Heights Historic District  
 An Anglo-Italianate style house built between 1861 and 1879. Application is to install a bracket sign. Community District 2.

CERTIFICATE OF APPROPRIATENESS  
 BOROUGH OF BROOKLYN 11-5172 - Block 247, lot 28-  
 68 Montague Street - Brooklyn Heights Historic District  
 An apartment house designed by George Pelham and built in 1910. Application is to construct a barrier-free-access ramp and reconstruct the stairs in the areaway.  
 Community District 2.

CERTIFICATE OF APPROPRIATENESS  
 BOROUGH OF BROOKLYN 11-5149 - Block 1918, lot 1101-  
 283 Washington Avenue - Clinton Hill Historic District  
 An Italianate style residence built circa 1874. Application to install a roof deck and railings. Community District 2.

## ADVISORY REPORT

BOROUGH OF BROOKLYN 11-6144 - Block 1117, lot 1-Prospect Park, Grand Army Plaza and the Concert Grove - Prospect Park- Scenic Landmark

Two of the formal spaces within the primarily naturalistic style park designed in 1865 by Frederick Law Olmsted and Calvert Vaux. Application is relocate statues, enlarge sidewalks, replace paving and plantings, and install benches. Community District 6,7,8,9,12,14.

## CERTIFICATE OF APPROPRIATENESS

BOROUGH OF BROOKLYN 11-1195 - Block 1183, lot 2-2 Eastern Parkway - Brooklyn Public Library- Individual Landmark

A Modern Classical style Library designed by Alfred Morton Githens and Francis Keally and built in 1935-41. Application is to install a rooftop generator and cooling tower. Community District 8.

## CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 11-5418 - Block 220, lot 42-32 Laight Street - Tribeca North Historic District

An early 19th century commercial style store and loft building designed by John Woolley and built in 1909. Application is to install storefront infill. Community District 1.

## CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 11-6067 - Block 485, lot 12-80-82 Greene Street - SoHo-Cast Iron Historic District

A store and storehouse designed by Griffith Thomas and built in 1872-73. Application is to extend the fire escape. Community District 2.

## CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 11-6043 - Block 614, lot 40-243 West 11th Street - Greenwich Village Historic District

A transitional Greek Revival style rowhouse built in 1851. Application is to remove sheet metal window, lintels, and sills. Community District 2.

## CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 09-2330 - Block 552, lot 63-69 Washington Place - Greenwich Village Historic District

A Greek Revival style house built in 1842. Application is to construct a rear yard addition and replace a window. Zoned R7-2. Community District 2.

## CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 11-5797 -Block 573, lot 43-24 Fifth Avenue - Greenwich Village Historic District

A Spanish Renaissance style apartment building designed by Emery Roth and built in 1926. Application is to modify window openings. Community District 2.

## CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 11-5555 - Block 744, lot 10-353 West 20th Street - Chelsea Historic District

A Greek Revival/Italianate style rowhouse built in 1852-3. Application is to construct rear yard and rooftop additions. Zoned R8. Community District 4.

## CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 10-8244 - Block 824, lot 54-132 East 19th Street - Gramercy Park Historic District

A small apartment house designed by Frederick J. Stevens and built in 1910. Application is to establish a Master Plan governing the future replacement of windows and the installation of through-window air conditioning units. Community District 6.

## CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 11-5700 - Block 1010, lot 61-180 West 58th Street - Alwyn Court Apartment- Individual Landmark

A French Renaissance-style apartment building designed by Harde & Short and built in 1907-09. Application is to modify a window and install mechanical equipment on the facade. Community District 5.

## CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 11-5012 - Block 1127, lot 56-48 West 75th Street - Upper West Side/Central Park West Historic District

A Romanesque Revival style rowhouse designed by George H. Budlong and built in 1890-91. Application is to construct a stoop and modify window openings at the rear façade. Community District 7.

## CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 11-5308 - Block 1244, lot 26-326 West 80th Street - Riverside Drive-West 80th Street Historic District

An Elizabethan Renaissance Revival style town house designed by Clarence True and built in 1898-99. Application is to construct a rooftop addition. Zoned R10A. Community District 7.

## ADVISORY REPORT

BOROUGH OF MANHATTAN 11-4479 - Block 1524, lot 12-131 East 95th Street - Expanded Carnegie Hill Historic District

A neo-Grec/Romanesque Revival style rowhouse designed by Frank Wennemer and built in 1889-1890. Application is to construct rooftop and rear yard addition. Zoned R8B. Community District 8.

## CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 10-8758 - Block 1396, lot 63-124 East 62nd Street - Upper East Side Historic District

A residence constructed in 1869-70 and later altered in 1938 by Eldredge Snyder. Application is to legalize the installation of an areaway fence installed without Landmarks Preservation Commission permit(s). Community District 8.

## CERTIFICATE OF APPROPRIATENESS

BOROUGH OF MANHATTAN 11-1047 - Block 1416, lot 8-215 East 61st Street - Treadwell Farm Historic District

A rowhouse designed by A. & S. Bussell and built in 1875 and later altered. Application is to construct a rear yard addition, replace windows and alter the facade. Zoned R8B. Community District 8.

f15-m1

## TRANSPORTATION

## PUBLIC HEARINGS

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

**#1** In the matter of a proposed revocable consent authorizing 1 Madison Office Fee LLC to continue to maintain and use a tunnel under and across East 24th Street, east of Madison Avenue, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2011 to June 30, 2021 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2011 to June 30, 2012 - \$39,283  
 For the period July 1, 2012 to June 30, 2013 - \$40,485  
 For the period July 1, 2013 to June 30, 2014 - \$41,687  
 For the period July 1, 2014 to June 30, 2015 - \$42,889  
 For the period July 1, 2015 to June 30, 2016 - \$44,091  
 For the period July 1, 2016 to June 30, 2017 - \$45,293  
 For the period July 1, 2017 to June 30, 2018 - \$46,495  
 For the period July 1, 2018 to June 30, 2019 - \$47,697  
 For the period July 1, 2019 to June 30, 2020 - \$48,899  
 For the period July 1, 2010 to June 30, 2011 - \$50,101

the maintenance of a security deposit in the sum of \$50,000, and the filing of an insurance policy in the minimum amount of \$1,250,000/\$5,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$1,000,000

**#2** In the matter of a proposed revocable consent authorizing Beth Israel Medical Center to continue to maintain and use four conduits under East 17th Street west of First Avenue, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2011 to June 30, 2021 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2011 to June 30, 2012 - \$3,000  
 For the period July 1, 2012 to June 30, 2013 - \$3,092  
 For the period July 1, 2013 to June 30, 2014 - \$3,184  
 For the period July 1, 2014 to June 30, 2015 - \$3,276  
 For the period July 1, 2015 to June 30, 2016 - \$3,368  
 For the period July 1, 2016 to June 30, 2017 - \$3,460  
 For the period July 1, 2017 to June 30, 2018 - \$3,552  
 For the period July 1, 2018 to June 30, 2019 - \$3,644  
 For the period July 1, 2019 to June 30, 2020 - \$3,736  
 For the period July 1, 2020 to June 30, 2021 - \$3,828

the maintenance of a security deposit in the sum of \$3,900 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 Beth Israel Medical Center to continue to maintain and use a planted area on the east sidewalk of East 32nd Street, north of Kings Highway, in the Borough of Brooklyn. The proposed revocable consent is for a term of ten years from July 1, 2011 to June 30, 2021 and provides among other terms and condition for compensation payable to the city according to the following schedule:

For the period July 1, 2011 to June 30, 2021 - \$240/annum.

the maintenance of a security deposit in the sum of \$900 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 BD Blakely LLC to continue to maintain and use a sidewalk Logo on the south sidewalk of West 55th Street, west of Avenue of the Americas, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2011 to June 30, 2021 and provides among other terms and conditions for compensation payable to the city according to the following schedule:

For the period July 1, 2011 to June 30, 2021 - \$300/annum

the maintenance of a security deposit in the sum of \$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.

**#5** In the matter of a proposed revocable consent authorizing H. Stern Jewelers, Inc. to continue to maintain and use a sidewalk plaque on the east sidewalk of Fifth Avenue, between East 51st Street and East 52nd Street, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2011 to June 30, 2021 and provides among other terms and condition for compensation payable to the city according to the following schedule: For the period from July 1, 2011 to June 30, 2021 - \$300/annum.

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

**#6** In the matter of a proposed revocable consent authorizing The Long Island College Hospital to continue to maintain and use a bridge over and across Amity Street, west of Henry Street, in the Borough of Brooklyn. The proposed revocable consent is for a term of ten years from July 1, 2011 to June 30, 2021 and provides among other terms and condition for compensation payable to the city according to the following Schedule:

For the period July 1, 2011 to June 30, 2012 - \$11,426  
 For the period July 1, 2012 to June 30, 2013 - \$11,776  
 For the period July 1, 2013 to June 30, 2014 - \$12,126  
 For the period July 1, 2014 to June 30, 2015 - \$12,476  
 For the period July 1, 2015 to June 30, 2016 - \$12,826  
 For the period July 1, 2016 to June 30, 2017 - \$13,176  
 For the period July 1, 2017 to June 30, 2018 - \$13,526  
 For the period July 1, 2018 to June 30, 2019 - \$13,876  
 For the period July 1, 2019 to June 30, 2020 - \$14,226  
 For the period July 1, 2010 to June 30, 2011 - \$14,576

the maintenance of a security deposit in the sum of \$20,000 and the filing of an insurance policy in the minimum amount of \$1,250,000/\$5,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$1,000,000.

**#7** In the matter of a proposed revocable consent authorizing Mathew Comfort and Susan Ziegler to construct, maintain and use a stoop and to maintain and use an existing fenced-in area on the south sidewalk of Baltic Street, between Clinton and Henry Streets, 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, 2021 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, 2021- \$25/annum.

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

**#8** In the matter of a proposed revocable consent authorizing Terminus Restaurant Associates LLC to continue to maintain and use a fenced-in area on the north sidewalk of East 75th Street, east of Lexington Avenue, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2011 to June 30, 2021 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2011 to June 30, 2012 - \$1,917  
 For the period July 1, 2012 to June 30, 2013 - \$1,974  
 For the period July 1, 2013 to June 30, 2014 - \$2,031  
 For the period July 1, 2014 to June 30, 2015 - \$2,088  
 For the period July 1, 2015 to June 30, 2016 - \$2,145  
 For the period July 1, 2016 to June 30, 2017 - \$2,205  
 For the period July 1, 2017 to June 30, 2018 - \$2,259  
 For the period July 1, 2018 to June 30, 2019 - \$2,316  
 For the period July 1, 2019 to June 30, 2020 - \$2,373  
 For the period July 1, 2010 to June 30, 2011 - \$2,430

the maintenance of a security deposit in the sum of \$2,500 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.

**#9** In the matter of a proposed revocable consent authorizing Washington 685, LLC, to continue to maintain and use electrical conduits, together with sidewalk lights under, along and in the east sidewalk of Washington Street, north of Charles Street, and under, along and in north of Charles Street, east of Washington Street, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2011 to June 30, 2021 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2011 to June 30, 2012 - \$750  
 For the period July 1, 2012 to June 30, 2013 - \$773  
 For the period July 1, 2013 to June 30, 2014 - \$796  
 For the period July 1, 2014 to June 30, 2015 - \$819  
 For the period July 1, 2015 to June 30, 2016 - \$842  
 For the period July 1, 2016 to June 30, 2017 - \$865  
 For the period July 1, 2017 to June 30, 2018 - \$888  
 For the period July 1, 2018 to June 30, 2019 - \$911  
 For the period July 1, 2019 to June 30, 2020 - \$934  
 For the period July 1, 2010 to June 30, 2011 - \$957

the maintenance of a security deposit in the sum of \$1,500 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.

**#10** In the matter of a proposed revocable consent authorizing Wai Yan Lui to maintain and use fenced-in areas on the east sidewalk of West 5th Street, north of Highlawn Avenue, and north sidewalk of Highlawn Avenue, east of West 5th Street, west of Seventh Avenue South, in the Borough of Brooklyn. The proposed revocable consent is for a term of ten years from July 1, 2011 to June 30, 2021 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period from July 1, 2011 to June 30, 2021 - \$206/annum.

the maintenance of a security deposit in the sum of \$4,500 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.

f9-m2

NOTICE IS HEREBY GIVEN, pursuant to law, that the following proposed revocable consents, have been scheduled for a public hearing by the New York City Department of Transportation. The hearing will be held at 55 Water Street,

9th Floor, Room 945 commencing at 2:00 P.M. on Wednesday, March 16, 2011. Interested parties can obtain copies of proposed agreements or request sign-language interpreters (with at least seven days prior notice) at 55 Water Street, 9th Floor SW, New York, NY 10041, or by calling (212) 839-6550.

**#1** In the matter of a proposed revocable consent authorizing Hudson Transmission Partners, LLC to construct, maintain and use 239kv and 345kv cable systems from PSE&G Bergen Substation in the State of New Jersey, under, along and across Hudson River, Pier 94, West 52nd Street and Twelfth Avenue to Consolidated Edison Company of New York, Inc. 49th Street Substation, 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, 2021 and provides among other terms and conditions for compensation payable to the city according to the following schedule:

From the date of Approval by the Mayor to June 30, 2011 - \$57,726/annum  
 For the period July 1, 2011 to June 30, 2012 - \$59,492  
 For the period July 1, 2012 to June 30, 2013 - \$61,258  
 For the period July 1, 2013 to June 30, 2014 - \$63,024  
 For the period July 1, 2014 to June 30, 2015 - \$64,790  
 For the period July 1, 2015 to June 30, 2016 - \$66,556  
 For the period July 1, 2016 to June 30, 2017 - \$68,322  
 For the period July 1, 2017 to June 30, 2018 - \$70,088  
 For the period July 1, 2018 to June 30, 2019 - \$71,854  
 For the period July 1, 2019 to June 30, 2020 - \$73,620  
 For the period July 1, 2010 to June 30, 2011 - \$75,386

the maintenance of a security deposit in the sum of \$76,000 and the filing of an insurance policy in the minimum amount of \$250,000/\$1,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$100,000

**#2** In the matter of a proposed revocable consent authorizing The Trustees of Columbia University in the City of New York to continue to maintain and use conduits under and across Amsterdam Avenue, north of West 116th Street, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2011 to June 30, 2021 and provides, among other terms and conditions, for compensation payable to the City according to the following schedule:

For the period July 1, 2011 to June 30, 2012 - \$6,026  
 For the period July 1, 2012 to June 30, 2013 - \$6,205  
 For the period July 1, 2013 to June 30, 2014 - \$6,384  
 For the period July 1, 2014 to June 30, 2015 - \$6,563  
 For the period July 1, 2015 to June 30, 2016 - \$6,742  
 For the period July 1, 2016 to June 30, 2017 - \$6,921  
 For the period July 1, 2017 to June 30, 2018 - \$7,100  
 For the period July 1, 2018 to June 30, 2019 - \$7,279  
 For the period July 1, 2019 to June 30, 2020 - \$7,458  
 For the period July 1, 2010 to June 30, 2011 - \$7,637

the maintenance of a security deposit in the sum of \$7,700 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 the Trustees of Columbia University in the City of New York to continue to maintain and use a tunnel under and across West 116th Street, west of Amsterdam Avenue, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2011 to June 30, 2021 and provides among other terms and condition for compensation payable to the city according to the following schedule:

For the period July 1, 2011 to June 30, 2012 - \$17,633  
 For the period July 1, 2012 to June 30, 2013 - \$18,157  
 For the period July 1, 2013 to June 30, 2014 - \$18,681  
 For the period July 1, 2014 to June 30, 2015 - \$19,205  
 For the period July 1, 2015 to June 30, 2016 - \$19,729  
 For the period July 1, 2016 to June 30, 2017 - \$20,253  
 For the period July 1, 2017 to June 30, 2018 - \$20,777  
 For the period July 1, 2018 to June 30, 2019 - \$21,301  
 For the period July 1, 2019 to June 30, 2020 - \$21,825  
 For the period July 1, 2010 to June 30, 2011 - \$22,349

the maintenance of a security deposit in the sum of \$22,400 and the filing of an insurance policy in the minimum amount of \$1,250,000/\$5,000,000 for bodily injury and property damage for each occurrence in the aggregate amount of \$1,000,000.

**#4** In the matter of a proposed revocable consent authorizing The Trustees of Columbia University in the City of New York to continue to maintain and use conduits and cable in the facilities of the Empire City Subway Company, under and along West 120th Street, Amsterdam Avenue and West 121st Streets, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2011 to June 30, 2021 and provides among other terms and conditions for compensation payable to the city according to the following schedule:

For the period July 1, 2011 to June 30, 2012 - \$ 8,742  
 For the period July 1, 2012 to June 30, 2013 - \$ 9,010  
 For the period July 1, 2013 to June 30, 2014 - \$ 9,278  
 For the period July 1, 2014 to June 30, 2015 - \$ 9,546  
 For the period July 1, 2015 to June 30, 2016 - \$ 9,814  
 For the period July 1, 2016 to June 30, 2017 - \$10,082  
 For the period July 1, 2017 to June 30, 2018 - \$10,350  
 For the period July 1, 2018 to June 30, 2019 - \$10,618  
 For the period July 1, 2019 to June 30, 2020 - \$10,886  
 For the period July 1, 2010 to June 30, 2011 - \$11,154

the maintenance of a security deposit in the sum of \$11,000 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 the Trustees of Columbia University in the City of New York to continue to maintain and use a stoop and a fenced-in area on the south sidewalk of West 85th Street, between Central Park West and Columbus Avenue, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2011 to June 30, 2021 and provides among other terms and condition for compensation payable to the city according to the following schedule:

For the period from July 1, 2011 to June 30, 2021 - \$25/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.

**#6** In the matter of a proposed revocable consent authorizing The Trustees of Columbia University in the City of New York to continue to maintain and use two pipes under and diagonally across Claremont Avenue, south of West 119th Street, in the Borough of Manhattan. The proposed revocable consent is for a term of ten years from July 1, 2011 to June 30, 2021 and provides among other terms and condition for compensation payable to the city according to the following Schedule:

For the period July 1, 2011 to June 30, 2012 - \$3,556  
 For the period July 1, 2012 to June 30, 2013 - \$3,662  
 For the period July 1, 2013 to June 30, 2014 - \$3,768  
 For the period July 1, 2014 to June 30, 2015 - \$3,874  
 For the period July 1, 2015 to June 30, 2016 - \$3,980  
 For the period July 1, 2016 to June 30, 2017 - \$4,086  
 For the period July 1, 2017 to June 30, 2018 - \$4,192  
 For the period July 1, 2018 to June 30, 2019 - \$4,298  
 For the period July 1, 2019 to June 30, 2020 - \$4,404  
 For the period July 1, 2010 to June 30, 2011 - \$4,510

the maintenance of a security deposit in the sum of \$4,500 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.

f23-m16

## PROPERTY DISPOSITION

## CITYWIDE ADMINISTRATIVE SERVICES

### MUNICIPAL SUPPLY SERVICES

#### ■ AUCTION

#### PUBLIC AUCTION SALE NUMBER 11001-L

NOTICE IS HEREBY GIVEN of a public auction of City fleet vehicles consisting of cars, vans, light duty vehicles, trucks, heavy equipment and miscellaneous automotive equipment to be held on Wednesday, March 2, 2011 (SALE NUMBER 11001-L). Viewing is on auction day only from 8:30 A.M. until 9:00 A.M. The auction begins at 9:00 A.M.

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

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

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

Terms and Conditions of Sale can also be viewed at this site.

For further information, please call (718) 417-2155 or (718) 625-1313.

f14-m2

## POLICE

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

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

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

#### INQUIRIES

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

#### FOR MOTOR VEHICLES

##### (All Boroughs):

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

#### FOR ALL OTHER PROPERTY

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

j1-d31

## PROCUREMENT

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

## CITY UNIVERSITY

### ■ SOLICITATIONS

#### Construction Related Services

**METAL FABRICATION** – Competitive Sealed Bids – PIN# ITB1630027 – DUE 03-23-11 AT 2:00 P.M. – Remove existing steel guard railing and fabricate, deliver and install new guard rail at Roscoe C. Brown Jr. Student Center Terrace. This procurement opportunity is open to New York State small businesses, businesses certified pursuant to Article 15-A of the New York State Executive Law.

A mandatory site visit is required on March 16, 2011 at 11:00 A.M.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
 Bronx Community College, 2155 University Avenue, Colston Hall, 8th Floor, Room 821, Bronx, NY 10453.  
 Sharon Luckie or Nelda Alvarez (718) 298-5800,  
 Fax: (718) 289-6466, sharon.luckie@bcc.cuny.edu; nelda.alvarez@bcc.cuny.edu

f24-m14

## CITYWIDE ADMINISTRATIVE SERVICES

### ■ AWARDS

#### Construction/Construction Services

**ARCHITECTURAL DESIGN SERVICES** – Renewal – PIN# 85609P0001CNVR001 – AMT: \$4,000,000.00 – TO: Stantec Architecture, Inc., 50 West 23rd Street, New York, NY 10010-5205.  
 Architectural Design Services, Manhattan below Duane Street.

Contract to utilize M/WBE subcontracting requirements as set forth by Local Law 129.

f25

### ■ AWARDS

#### Goods

**UREA, DIESEL EXHAUST FLUID** – Competitive Sealed Bids – PIN# 8571000654 – AMT: \$1,759,360.00 – TO: Brenntag Northeast, Inc., 5083 Pottsville Pike, Reading, PA 19605.

f25

**SNACK ITEMS - DJJ** – Competitive Sealed Bids – PIN# 8571100383 – AMT: \$13,101.50 – TO: Mivila Corp. dba Mivila Foods, 226 Getty Avenue, Paterson, NJ 07503.  
**● SNACK ITEMS - DJJ** – Competitive Sealed Bids – PIN# 8571100383 – AMT: \$6,880.10 – TO: Cookies and More Inc., 145 Price Parkway, Farmingdale, NY 11735.  
**● SNACK ITEMS - DJJ** – Competitive Sealed Bids – PIN# 8571100383 – AMT: \$1,731.55 – TO: Universal Coffee Corp., 123 47th Street, P.O. Box 320187, Brooklyn, NY 11232.  
**● SNACK ITEMS - DJJ** – Competitive Sealed Bids – PIN# 8571100383 – AMT: \$420.00 – TO: Jamac Frozen Food Corporation, 570 Grand Street, Jersey City, NJ 07302.

f25

### ■ VENDOR LISTS

#### Goods

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



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

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

j5-d31

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

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

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

j5-d31

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

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

j5-d31

## CORRECTION

### CENTRAL OFFICE OF PROCUREMENT

#### SOLICITATIONS

*Services (Other Than Human Services)*

**INSTALLATION, OPERATION, AND MAINTENANCE OF 100 BEVERAGES, SNACK AND FOOD VENDING MACHINES** – Competitive Sealed Bids – PIN# 072201117BUD – DUE 03-23-11 AT 11:00 A.M. – At various Department of Correction facilities in Manhattan, Brooklyn, The Bronx, and Queens.

A pre-bid meeting and site tour will be held on Tuesday, March 8, 2011 at 10:00 A.M. at the TEAMS Trailer on Rikers Island. If you are considering responding to this RFB, please make every effort to attend this meeting and site tour. For admission to the pre-bid meeting and site tour, vendors must execute a "Clearance Request and Authorization Form" provided with the RFB. This form must be faxed no later than 48 hours prior to the pre-bid meeting to Ms. Shaneza Shinath at (718) 278-6218 or (718) 278-6205. In addition, vendor must provide proper photo identification at the security clearance trailer on the day of the pre-bid meeting and site tour.

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.

*The Bulova Corporate Center, 75-20 Astoria Blvd., Suite 160, East Elmhurst, NY 11370. Shaneza Shinath (718) 546-0684, fax: (718) 278-6218, shaneza.shinath@doc.nyc.gov*

f14-28

## FINANCE

### CONTRACTS

#### INTENT TO AWARD

*Services (Other Than Human Services)*

**INSTALLATION SOFTWARE CONFIGURATION AND TRAINING SERVICES OF THE QMATIC SYSTEMS** – Sole Source – Available only from a single source - PIN# 83611S0004 – DUE 03-04-11 AT 3:00 P.M.

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

*Department of Finance, 1 Centre Street, New York, NY 10007. Jean Kressner (212) 669-3896, fax: (212) 669-4294, Kressnerj@finance.nyc.gov*

f18-25

## HEALTH AND HOSPITALS CORPORATION

The New York City Health and Hospitals Corporation is regularly soliciting bids for supplies and equipment

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

j1-d31

#### SOLICITATIONS

*Goods & Services*

**REPAIR, TESTING AND CLEANING OF FUEL TANK #2** – Competitive Sealed Bids – PIN# 331-11-022 – DUE 03-14-11 AT 11:00 A.M.  
**● FULL SERVICE MAINTENANCE AGREEMENT FOR AUTOMATIC DOOR** – Competitive Sealed Bids – PIN# 331-11-023 – DUE 03-15-11 AT 11:00 A.M.

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

*Coney Island Hospital, 2601 Ocean Parkway, Room 1N45, Brooklyn, NY 11235. Nadine Patterson (718) 616-4271; Fax: (718) 616-4614.*

f25

#### INTENT TO AWARD

*Goods*

**SEPRAFILM ADHESION BARRIER** – Sole Source – Available only from a single source - PIN# 231-11-048SS – DUE 03-02-11 AT 9:30 A.M. – The North Brooklyn Health Network intends to enter into a sole source contract for the Seprafilm Adhension Barrier with Genzyme Biosurgery, P.O. Box, Pittsburgh, PA 15251.

Any other supplier who is capable of providing the Seprafilm Adhension Barrier for the NBHN may express their interest in doing so by writing to: Abraham Caban, Procurement Analyst, 100 North Portland Avenue, Room C-32, Brooklyn, NY 11205, (718) 260-7593, Fax: (718) 260-7619, Abraham.Caban@woodhullhc.nychhc.org

f23-m1

## HEALTH AND MENTAL HYGIENE

### AGENCY CHIEF CONTRACTING OFFICER

#### SOLICITATIONS

*Human / Client Services*

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

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

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
*Health and Mental Hygiene, 93 Worth Street, Room 812 New York, NY 10013. Huguette Beauport (212) 219-5883 fax: (212) 219-5890, hbeauport@health.nyc.gov*

o1-m21

## HOMELESS SERVICES

### OFFICE OF CONTRACTS AND PROCUREMENT

#### SOLICITATIONS

*Human / Client Services*

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

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
*Department of Homeless Services, 33 Beaver Street,*

13th Floor, New York, NY 10004.

*Marta Zmoira (212) 361-0888, mzmaira@dhs.nyc.gov*

j6-20

## HOUSING AUTHORITY

### SOLICITATIONS

*Goods & Services*

**GSD\_MAINTENANCE PAINTING OF APARTMENTS** – Competitive Sealed Bids – DUE 03-18-11 – PIN# 27893 - McKinley Houses and Eagle Avenue - E. 163rd Street, Bronx Due at 10:00 A.M.  
 PIN# 27894 - Twin Parks East and West, E. 180th Street - Monterey, Bronx Due at 10:05 A.M.  
 PIN# 27895 - Mott Haven Houses, Bronx Due at 10:10 A.M.  
 PIN# 27896 - Rangel Houses, Manhattan Due at 10:15 A.M.  
 PIN# 27897 - High Bridge Gardens, Bronx Due at 10:20 A.M.  
 PIN# 27898 - Ravenswood Houses, Queens Due at 10:25 A.M.  
 PIN# 27899 - Queensbridge South Houses, Queens Due at 10:30 A.M.  
 PIN# 27900 - Woodside Houses, Queens Due at 10:35 A.M.  
 PIN# 27901 - Todd Hill and Berry Houses, Staten Island Due at 10:40 A.M.

Maintenance painting of apartments. Term one (1) year; six month renewal option and (50 percent) increase funding clause. Pre-qualification: Bidder must be established "approved" supplier via NYCHA-Technical Services Paint Program and appear on the active approved vendor list; non-compliance will result in the bid/bidder being deemed non-responsive. Please ensure that bid response includes documentation as required and attached/included in electronic bid proposal submittal. Failure to comply will result in your bid being deemed non-responsive.

Interested firms may obtain a copy and submit it on NYCHA's website: Doing Business with NYCHA. [Http://www.nyc.gov/nychabusiness](http://www.nyc.gov/nychabusiness); Vendors are instructed to access the "Register Here" link for "New Vendors"; if you have supplied goods or services to NYCHA in the past and you have your log-in credentials, click the "Log into iSupplier" link under "Existing Vendor". If you do not have your log-in credentials, click the "Request a Log-in ID" using the link under "Existing Vendor." Upon access, reference applicable RFQ number per solicitation.

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

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

f25

## HUMAN RESOURCES ADMINISTRATION

### AWARDS

*Goods & Services*

**INTEGRATED SOFTWARE** – Intergovernmental Purchase – Judgment required in evaluating proposals - PIN# 069113106075 – AMT: \$177,054.40 – TO: Lockheed Martin Desktop Solutions, Inc., 2700 Prosperity Avenue, Fairfax, Virginia 22031. Contract Period: 11/01/2010 - 10/31/2013.

f25

### ACCO/CONTRACTS

#### AWARDS

*Human / Client Services*

**TRANSITIONAL HOUSING - TIER II SHELTER** – Competitive Sealed Proposals – PIN# 09610P0014001 – AMT: \$11,257,850.00 – TO: Safe Horizon, Inc., 2 Lafayette Street, 3rd Fl., New York, New York 10007. Term: 04/01/2011 to 03/31/2016. HRA PIN#: 06909H064301.

f25

## JUVENILE JUSTICE

### SOLICITATIONS

*Human / Client Services*

**PROVISION OF NON-SECURE DETENTION GROUP HOMES** – Negotiated Acquisition – Judgment required in evaluating proposals - PIN# 13010DJJ000 – DUE 06-30-11 AT 5:00 P.M. – ACS Division of Youth and Family Justice is soliciting applications from organizations interested in operating non-secure detention group homes in New York City. This is an open-ended solicitation; applications will be accepted on a rolling basis until 5:00 P.M. on 6/30/11.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.  
*Department of Juvenile Justice, 150 William Street, 9th Floor, New York, NY 10038. Patricia Chabla (212) 341-3505, fax: (212) 341-3625, Patricia.chabla@dfa.state.ny.us*

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## PARKS AND RECREATION

### CONTRACT ADMINISTRATION

#### ■ SOLICITATIONS

*Construction / Construction Services*

**RECONSTRUCTION OF THE PORCH AND CELLAR WATERPROOFING AT THE KINGSLAND HOMESTEAD** – Competitive Sealed Bids – PIN# 8462011Q022C01 – DUE 04-05-11 AT 10:30 A.M. – Located North of 37th Avenue and West of Parsons Boulevard in Weeping Beech Park, Queens, known as Contract #Q022-206M. E-PIN: 84611B109001.

This procurement is subject to participation goals for MBEs and/or WBEs as required by Local Law 129 of 2005.

“Bidders are hereby advised that this contract is subject to the Project Labor Agreement (“PLA”) covering specified renovation and rehabilitation of City Owned Buildings and Structures entered into between the City and the Building and Construction Trades Council of Greater New York (“BCTC”) affiliated local unions. Please refer to the bid documents for further information.”

A pre-bid meeting is scheduled for Monday, March 14, 2011 at 11:30 A.M. at the Site.

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

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

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### REVENUE AND CONCESSIONS

#### ■ SOLICITATIONS

*Services (Other Than Human Services)*

**SALE OF FOOD FROM PUSHCARTS, PROCESSING CARTS, NUT CARTS, ICE CREAM CARTS AND MOBILE TRUCKS** – Competitive Sealed Bids – PIN# CWB2011A – DUE 03-14-11 AT 11:00 A.M. – At various locations, Citywide.

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

*Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.*  
*Parks and Recreation, The Arsenal-Central Park*  
*830 Fifth Avenue, Room 407, New York, NY 10021.*  
*Glenn Kaalund (212) 360-1397, fax: (212) 360-3434,*  
*revenue@parks.nyc.gov*

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### OPERATION OF TENNIS PROFESSIONAL CONCESSIONS

– Competitive Sealed Bids – PIN# CWTP2011 – DUE 03-24-11 AT 3:00 P.M. – At various locations, Citywide.

TELECOMMUNICATIONS DEVICE FOR THE DEAF (TDD) 212-504-4115.

*Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.*  
*Parks and Recreation, The Arsenal-Central Park*  
*830 Fifth Avenue, Room 407, New York, NY 10021.*  
*Evan George (212) 360-1397; Fax: (212) 360-3434,*  
*evan.george@parks.nyc.gov*

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## SMALL BUSINESS SERVICES

### PROCUREMENT

#### ■ SOLICITATIONS

*Services (Other Than Human Services)*

**ORACLE SOFTWARE LICENSES REQUIRE/ NECESSARY TO ACCESS WORKFORCE DATA** – Sole Source – Available only from a single source - PIN# 801-11SBS6932 – DUE 03-08-11 AT 12:00 P.M. – The Department of Small Business Services intends to enter into sole source negotiations with Oracle America, Inc. to purchase CRM on Demand Access to Oracle proprietary Software. Oracle is the owner and manufacturer of the software program entitled Oracle CRN on Demand-Multi-Tenant Enterprise Edition and Oracle Contract On Demand. The Oracle CRM on Demand Program and the required Technical Support are proprietary and are therefore only available through Oracle. Any firm that believes that it can provide this product and service or would like to provide this product and service in the future is invited to do so. Please indicate your interest by letter, (only mailed written Expressions of Interest will be considered) which must be received no later than March 8, 2011, 12:00 P.M. to: Daryl Williams, Agency Chief Contracting Officer, Department of Small Business Services, 110 William Street, 7th Floor, New York, NY 10038, (212) 618-8731, fax: (212) 618-8867, dwilliams@sbs.nyc.gov

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## AGENCY PUBLIC HEARINGS ON CONTRACT AWARDS

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

## 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 March 7 commencing at 10:00 A.M. on the following:

**IN THE MATTER** of one (1) proposed contract between the Administration for Children's Services of the City of New York and Abbott House located at 100 North Broadway, Irvington, NY 10533, for the provision of Non-Secure Detention Group Home Services. The term of the contract will be from approximately March 15, 2011 to March 14, 2014 with one 3-year option to renew from March 15, 2014 to March 14, 2017. The PIN number is 13011N0001001 in the amount of \$3,306,905.00.

The proposed contractor has been selected by means of the Negotiated Acquisition process, pursuant to Section 3-04 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, 150 William Street, 9th Floor, Borough of Manhattan, on business days from February 25, 2011 through March 7, 2011, exclusive of holidays, between the hours of 10:00 A.M. and 4:00 P.M. Please contact Patricia Chabla at (212) 341-3505 to arrange a visit.

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## CITYWIDE ADMINISTRATIVE SERVICES

### ■ PUBLIC HEARINGS

**NOTICE IS HEREBY GIVEN** that a Contract Public Hearing will be held on Thursday, March 10, 2011, in Spector Hall, 22 Reade Street, Main Floor, Borough of Manhattan, commencing at 10:00 A.M. on the following:

**IN THE MATTER** of a proposed contract between the Department of Citywide Administrative Services of the City of New York and Oracle America, Inc., located at 500 Oracle Parkway, Redwood Shores, CA 94065, for the provision of Oracle CRM on Demand software access. The contract amount shall be \$458,640. The contract term shall be from December 3, 2009 to December 2, 2011 with a one renewal option from December 3, 2011 to December 2, 2012. PIN#: 85611S0004001.

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

A draft copy of the proposed contract is available for public inspection at the Department of Citywide Administrative Services, Office of Contracts, 1 Centre Street, 18th Floor North, New York, NY 10007, from February 25, 2011 to March 10, 2011, Monday to Friday, excluding Holidays, from 10:00 A.M. to 3:00 P.M. Contact Robert Aboulafia at (212) 669-3538 or email: raboulafia@dcas.nyc.gov.

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## OFFICE OF THE CRIMINAL JUSTICE COORDINATOR

### ■ PUBLIC HEARINGS

**NOTICE IS HEREBY GIVEN** that a Contract Public Hearing will be held on Thursday, March 10, 2011, in Spector Hall, 22 Reade Street, Main Floor, Borough of Manhattan, commencing at 10:00 A.M. on the following:

**IN THE MATTER** of a proposed contract between the Criminal Justice Coordinator's Office and Northern Manhattan Improvement Corporation, located at 76 Wadsworth Avenue, New York, NY 10033, for the provision of Legal services for the working poor. The contract term shall be from July 1, 2010 to June 30, 2011. There shall be no option to renew. The contract shall be in an amount not to exceed \$239,674. E-PIN#: 00211L0032001.

The proposed contractor is being funded through City Council Discretionary Funds Appropriation, pursuant to Section 1-02 (e) of the Procurement Policy Board Rules.

A draft copy of the proposed contract is available for public inspection at the Office of the Criminal Justice Coordinator, One Centre Street, Room 1012N, New York, NY 10007, from February 25, 2011 to March 10, 2011, excluding Saturdays, Sundays and Holidays, from 9:00 A.M. to 12:00 P.M. and from 2:00 P.M. to 4:00 P.M.

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## HOMELESS SERVICES

### ■ PUBLIC HEARINGS

**NOTICE IS HEREBY GIVEN** that a Contract Public Hearing will be held on Thursday, March 10, 2011, in Spector Hall, 22 Reade Street, Main Floor, Borough of Manhattan, commencing at 10:00 A.M. on the following:

**IN THE MATTER** of a proposed contract between the Department of Homeless Services and The Doe Fund, Inc., located at 232 East 84th Street, New York, NY 10028, to develop and operate a stand-alone transitional residence for homeless adults at 89-111 Porter Avenue, Brooklyn, NY 11237, Community District 1. The total contract amount shall be \$235,276,599. The contract term shall be from February 1, 2011 to January 31, 2011. PIN#: 07110P0002013.

The proposed contractor has been selected by means of the Competitive Sealed Proposal Method (Open Ended Request for Proposals), pursuant to Section 3-03 (b) (2) of the Procurement Policy Board Rules.

A draft copy of the proposed contract is available for public inspection at the Department of Homeless Services, 33 Beaver Street, NY, NY 10004, from February 25, 2011 to March 10, 2011, excluding Saturdays, Sundays and Holidays from 9:00 A.M. to 5:00 P.M.

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## HOUSING PRESERVATION & DEVELOPMENT

### ■ PUBLIC HEARINGS

**NOTICE IS HEREBY GIVEN** that a Contract Public Hearing will be held on Thursday, March 10, 2011, in Spector Hall, 22 Reade Street, Main Floor, Borough of Manhattan, commencing at 10:00 A.M. on the following:

**IN THE MATTER** of a proposed contract between the Department of Housing Preservation and Development and the Contractor listed below, for the provision of a Pilot Weatherization Program. The contract term shall be from July 1, 2010 to June 30, 2011.

#### Contractor/Address

Pratt Institute  
200 Willoughby Avenue, Brooklyn, NY 11205

**Amount** \$400,000 **E-PIN#** 80611L0059001  
**Boro/CD** Bronx, Brooklyn, Queens and Staten Island-All Borowide

The proposed contractor was selected by Line Item Appropriations/Discretionary Funds, pursuant to Section 1-02 (e) of the Procurement Policy Board Rules.

A draft copy of the proposed contract is available for public inspection at the Department of Housing Preservation and Development, 100 Gold Street, 8th Floor, Room 8-S6, New York, NY 10038, on business days, from February 25, 2011 to March 10, 2011, excluding Holidays, from 10:00 A.M. to 4:00 P.M. Contact Mr. Jay Bernstein, Deputy Agency Chief Contracting Officer at Department of Housing Preservation and Development, 100 Gold Street, Room 8-S4, New York, NY 10038, (212) 863-6657.

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**NOTICE IS HEREBY GIVEN** that a Contract Public Hearing will be held on Thursday, March 10, 2011, in Spector Hall, 22 Reade Street, Main Floor, Borough of Manhattan, commencing at 10:00 A.M. on the following:

**IN THE MATTER** of a proposed contract between the Department of Housing Preservation and Development and the Contractor listed below, for the provision of Legal/Anti-Eviction Services. The contract term shall be from July 1, 2010 to June 30, 2011.

#### Contractor/Address

Housing Court Answers Inc.  
125 Maiden Lane, Room 318, New York, NY 10038

**Amount** \$503,500 **E-PIN#** 80611L0074001  
**Boro/CD** Citywide

The proposed contractor was selected by Line Item Appropriations/ Discretionary Funds, pursuant to Section 1-02 (e) of the Procurement Policy Board Rules.

A draft copy of the proposed contract is available for public inspection at the Department of Housing Preservation and Development, 100 Gold Street, 8th Floor, Room 8-S6, New York, NY 10038, on business days, from February 25, 2011 to March 10, 2011, excluding Holidays, from 10:00 A.M. to 4:00 P.M. Contact Mr. Jay Bernstein, Deputy Agency Chief Contracting Officer at Department of Housing Preservation and Development, 100 Gold Street, Room 8-S4, New York, NY 10038, (212) 863-6657.

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## PARKS AND RECREATION

### ■ PUBLIC HEARINGS

**NOTICE IS HEREBY GIVEN** that a Contract Public Hearing will be held on Thursday, March 10, 2011, in Spector Hall, 22 Reade Street, Main Floor, Borough of Manhattan, commencing at 10:00 A.M. on the following:

**IN THE MATTER** of a proposed contract between the City of New York Parks & Recreation (Parks) and Asphalt Green, Inc., 555 East 90th Street, New York, NY 10128, to provide services for the Waterproofing Program and the Recess Enhancement Program. The term of this contract will be from July 1, 2010 to June 30, 2011. The contract amount will be \$200,000. PIN#: 846CCA11001, E-PIN#: 84611L0001001.

The proposed contractor is being funded through City Council Discretionary Funds Appropriation, pursuant to Section 1-02 (e) of the Procurement Policy Board Rules.

A draft copy of the proposed contract is available for public inspection at Parks - Arsenal West, Purchasing & Accounting, 3rd Floor, 24 West 61st Street, New York, NY 10023, from February 25, 2011 to March 10, 2011, excluding Weekends and Holidays, from 9:00 A.M. to 5:00 P.M.

Anyone who wishes to speak at this public hearing should request to do so in writing. The written request must be

received by Parks within 5 business days after publication of this notice. Written requests should be sent to Sandra Galante, Contracts Analyst, 3rd Floor, 24 West 61st Street, New York, NY 10023, or sandra.galante@parks.nyc.gov. If Parks receives no written requests to speak within the prescribed time, Parks reserves the right not to conduct the public hearing. In such case, a notice will be published in The City Record canceling the public hearing.

125

## AGENCY RULES

### BUILDINGS

#### NOTICE

#### NOTICE OF PUBLIC HEARING

**Subject:** Opportunity to comment on proposed amendment to Section 5000-01 of Title 1 of the Rules of the City of New York relating to construction document compliance with the Energy Code.

**Date / Time:** March 28, 2011/ 10:00 A.M.

**Location:** Department of Buildings  
280 Broadway, 6th Floor Training Room  
New York, NY 10007

**Contact:** Ms. Deborah Taylor  
Chief Sustainability Officer  
Department of Buildings  
280 Broadway, 7th Floor  
New York, NY 10007  
detaylor@buildings.nyc.gov

#### Proposed Rule Amendment

Pursuant to the authority vested in the Commissioner of Buildings by section 643 of the New York City Charter, and in accordance with section 1043 of the Charter, the Department of Buildings proposes to amend Section 5000-01 of Chapter 5000 of Title 1 of the Rules of the City of New York. Matter underlined is new; matter [in brackets] is deleted.

#### Instructions

- Prior to the hearing, you may submit written comments about the proposed amendment to Ms. Taylor by mail or electronically through NYC RULES at [www.nyc.gov/nycrules](http://www.nyc.gov/nycrules) by March 28, 2011.
- To request a sign language interpreter or other reasonable accommodation for a disability at the hearing, please contact Ms. Taylor by March 11, 2011.
- Written comments and a summary of oral comments received at the hearing will be available until April 28, 2011 at the Office of the Commissioner, Department of Buildings, 280 Broadway, 7th floor, New York, NY 10007.

The rule was not included in the agency's most recent regulatory agenda as the law that it supports, Local Law 1 of 2011, was not enacted until late December of 2010.

**Section 1.** Subdivision c of section 5000-01 of Chapter 5000 of Title 1 of the Rules of the City of New York is amended to read as follows:

(c) **Definitions.** For the purposes of this chapter, the following terms shall have the following meanings:

(1) **ADDITION.** An addition as defined in the Energy Code.

(2) **APPROVED PROGRESS INSPECTION AGENCY.** An approved progress inspection agency as described in subparagraph (iii) of paragraph (3) of subdivision (c) of section 101-07 of the rules of the Department.

(2)3 **COMMERCIAL BUILDING.** A commercial building as defined in the Energy Code.

(4) **DESIGN APPLICANT.** An applicant of record who develops, signs and seals the construction drawings. The design applicant may be someone other than the registered design professional who prepares, signs and seals the energy analysis.

(3)5 **ENERGY CODE.** The New York City Energy Conservation Code ("ECC"), including American Society of Heating, Refrigerating and Air Conditioning Engineers, Inc., Standard 90.1, "Energy Standard for Buildings Except Low-Rise Residential Buildings," ("ASHRAE 90.1") where applicable.

(4)6 **PROJECT.** A [design and construction undertaking comprised of work related to one or more buildings and the site improvements. A project is represented by one or more plan/work applications, including construction documents compiled in accordance with Section BC 106 of the

New York City Building Code, that relate either to the construction of a new building or buildings or to the demolition or alteration of an existing building or buildings. Applications for a project may have different registered design professionals and different job numbers, and may result in the issuance of one or more permits.]project as defined in the Energy Code.

(15)7 **RESIDENTIAL BUILDING.** A residential building as defined in the Energy Code.

§2. Section 5000-01 of Chapter 5000 of Title 1 of the Rules of the City of New York is amended by adding a new subdivision d to read as follows:

#### (d) Applicability.

(1) **Applicable version and edition of Energy Code.** Applications must comply with the Energy Code version and edition in effect when the application is filed, continuing through construction and sign-off of the application by the Department.

(2) **Commercial building projects.** All applications related to a single commercial building project must use either ECC Chapter 5 or ASHRAE 90.1 (as required by section ECC 501).

(3) **Commercial buildings with vertical fenestration exceeding 40% of the above-grade wall.** Commercial buildings with vertical fenestration exceeding 40% of the above-grade wall must be designed in accordance with either section ECC 506 or ASHRAE 90.1, and the design team must use energy modeling to comply with the Energy Code, as provided in subparagraph (iv) of paragraph (1) of subdivision (f) of this section.

(4) **Identification of related applications.** Applicants must indicate in the application form all applications related to the project or, if an application has not yet been filed, the name of the applicant or the applicant's firm and discipline for any anticipated related applications.

§3. Subdivision d of section 5000-01 of Chapter 5000 of Title 1 of the Rules of the City of New York is re-lettered e and amended to read as follows:

[(d)](e) **Professional statement.** Every application filed by a registered design professional for approval of construction documents[,] for a new building or alteration shall include a professional statement of either compliance with or exemption from the Energy Code [as set forth in Section BC 106.13; however, if the project is exempt from the requirements of the Energy Code in accordance with Section ECC 101, the professional shall include a statement of exemption instead and provide the citation to the provision that allows the exemption].

(1) **Compliance.** All new building and alteration applications must indicate compliance on the application form, except as specifically excluded in paragraph (2) of this subdivision.

(2) **Exemption.** Only applications that consist entirely of work exempt from the Energy Code may indicate exemption in the professional statement. The application must state one of the following bases for exemption:

(i) **Historic building.** All the proposed work is in or on the premises of

(A) a National- or State-designated historic building

(B) a building certified as a contributing building within a National or State historic district

(C) or, a building certified as eligible for such designation, as provided in section ECC 101.4.2.

(ii) **Envelope of low-energy building.** All the proposed work is related to the envelope system of a low-energy or unconditioned building, as described in section ECC 101.5.2.

(iii) **Categories of work not affecting energy use.** Temporary structures (as described in sections 28-111 and BC 3103) are exempt from compliance with the Energy Code. In addition, the following work types are exempt:

- (A) FA (fire alarm)
- (B) FP (fire suppression in a range hood)
- (C) SD (standpipe)
- (D) SP (sprinklers)
- (E) FS (fuel storage)
- (F) EQ (construction equipment)
- (G) CC (curb cut)
- (H) OT/BPP (builder's pavement plan)
- (I) OT/FPP (fire protection plan).

§4. Subdivision e of section 5000-01 of Chapter 5000 of Title 1 of the Rules of the City of New York is deleted.

[(e)] **Owner statement.** The owner of the property for which an application for construction document approval is being filed shall attest on the application form that he or she shall not knowingly authorize construction documents or construction work that fail to comply with the Energy Code.]

§5. Subdivision f of section 5000-01 of Chapter 5000 of Title 1 of the Rules of the City of New York is amended to read as follows:

(f) **Energy analysis.** [The applicant shall include an energy analysis on a sheet in the construction drawing set in the initial application filing.] An energy analysis is required for every project that is not entirely exempt. The energy analysis shall identify the compliance path followed, demonstrate how the [applicant intends to comply with the Energy Code] project design complies with the Energy Code and, for commercial projects, indicate whether the project is designed in accordance with ECC Chapter 5 or with ASHRAE 90.1.

[**Exception:** An energy analysis is not required for a project that is exempt from the Energy Code.]

(1) **Accepted formats for energy analysis.** One of the following formats may be used to present the energy analysis:

(i) **Tabular analysis.** For new buildings, additions and/or alterations to existing residential or commercial buildings for which either ECC Chapter 4 [or 8], ECC Chapter 5 or ASHRAE 90.1 has been used, the applicant may create a table entitled "Energy Analysis" as described in figure 1.

Such table shall compare the proposed values of each Energy Code-regulated item in the scope of work with the prescriptive values required by the Energy Code. The items shall be organized by discipline, including Envelope Systems, Mechanical and Service Water Heating Systems, and Lighting and Electrical Systems, as applicable.

[Commercial]For commercial building [alterations and] additions and/or alterations involving lighting, the applicant may choose to utilize the Lighting Application Worksheet from COMcheck [and the tenant-area or portion-of-building method] for the lighting part of the analysis in lieu of including [it]lighting in the tabular analysis. See subparagraph iii of this paragraph.

Figure 1: Sample tabular energy analysis:

#### ENERGY ANALYSIS

Code chapter and/or standard used for design  
Climate Zone XXX (climate zone shall be identified here)4A

Item Description	Proposed Design Value	Code Prescriptive Value and Citation
(list)List all elements of the scope of work in the detail that they are addressed by the energy code.)	(list)List the value used in the design.)	(list)List the prescriptive value required by the Energy Code and provide the citation for such value.)

(ii) **REScheck Software Program.** The REScheck software program available from the United States Department of Energy website may be used for residential buildings as follows:

(A) **New buildings.** REScheck may be used for new residential buildings.

(B) **Additions.** REScheck may be used for additions only where a whole-building analysis, including the existing building and the addition, is performed.

(C) **Alterations and repairs.** REScheck may be used for alterations and repairs only where a whole-building analysis, including the existing-to-remain and altered envelope and mechanical systems, is performed.

(D) **New York State form.** 1. Only the New York State version of the REScheck form [shall be] is permitted.

2. For applications filed on or after December 28, 2010, the report must specify the 2010 Energy Conservation Construction Code of New York State.

3. For applications filed before December 28, 2010, the report must specify the edition of REScheck that matches the edition of the Energy Conservation Construction Code of New York State in effect when the application was filed.

(iii) **COMcheck.** The COMcheck software program available from the United States Department of Energy website may be used for commercial buildings as follows:

(A) **New buildings.** COMcheck may be used for new commercial buildings.

(B) **Additions.** COMcheck may be used for additions only as follows:

1. Where a whole-building analysis, including the existing building and the addition, is performed; or

2. Where the COMcheck report states "addition" as the project type.

(C) **Alterations and repairs.** COMcheck may be used for alterations and repairs only as follows:

1. Where a whole-building analysis, including the existing-to-remain and altered parts of the building, is performed; or

2. Where the COMcheck report states "alteration" as the project type.

(D) **COMcheck versions.** [Only] Applicants must use only the New York State COMcheck form [shall be permitted, except that where ASHRAE 90.1 is used in accordance with ECC Chapter 8, the

comparable ASHRAE 90.1 COMcheck form shall be used instead] or the ASHRAE 90.1 COMcheck form, whichever reflects the standard used for project design.

All three parts of the COMcheck report – the envelope, the mechanical/service water heating and the lighting/power parts – shall be presented, except where the project type is an addition or alteration as described above and some parts of the report are not relevant to the scope of work.

Where ECC Chapter 5 has been used for design, the report must specify the 2010 Energy Conservation Construction Code of New York State version of COMcheck unless a stand-alone New York State-specific version of the software is no longer supported. In the event that a New York State-specific version is no longer supported, the report must specify the 2007 ASHRAE 90.1 version of the software.

Where ASHRAE 90.1 has been used for design, the report must specify the 2007 ASHRAE 90.1 version of the software.

(iv) **Energy [cost budget worksheet] modeling based on DOE2.** For new commercial buildings and additions or alterations to commercial buildings, where [the Energy Cost Budget Method of ASHRAE 90.1 is] trade-offs among disciplines and/or the performance path are used in accordance with section ECC [Chapter 8]506 or ASHRAE 90.1 section 11, an energy modeling program developed by the United States Department of Energy, including DOE2 or updates of DOE2, shall be used; such updates include DOE2.1E, VisualDOE, EnergyPlus and eQuest.

Other energy modeling programs must be approved by the Secretary of State of New York State [may also be used. The lead energy professional shall identify the software and report inputs and outputs on a Department form.]and the commissioner. The commissioner may at his or her discretion require the energy modeling report to be submitted to the Department.

The applicant shall provide the project-relevant utility company energy cost time-of-use rate structure in effect on January 1 of the calendar year in which the initial filing of the project application(s) occurs, and shall utilize the time-of-use electricity, gas and steam prices from the rate structure in the energy model. Fuel oil prices used in the model shall be supported by comparable local supplier information from the provider in effect on January 1 of such calendar year.

The results of the energy modeling report must be reported on a Department form.

(v) **Alternative formats.** Formats other than those listed in subparagraphs i through iv of this paragraph, including, but not limited to, [the simulated performance alternative set forth in section ECC 404 or the total building performance method set forth in section ECC 806, may be used only if they are approved in advance by the commissioner. Use of these performance methods, when approved by the commissioner, shall utilize software programs acceptable to the commissioner. The applicant shall provide the project-relevant utility company energy cost rate structure in effect on January 1 of the calendar year in which the initial submission of the project application(s) is filed, and shall utilize the electricity, gas and steam prices from the rate structure in the energy model. Fuel oil prices used in the model shall be supported by comparable local supplier information from the provider in effect on January 1 of such calendar year.]the home energy software programs described in section ECC 101.5.1, may be used for a project only if they are approved in advance by both the Secretary of State of New York State and the commissioner.

(2) **Mixed-occupancy buildings three stories or fewer.** In accordance with section ECC 101.4.6, buildings three stories or fewer above grade with mixed residential and non-residential occupancies must comply with the respective requirements of Chapters 4 and 5, and must have separate energy analyses, except that a tabular analysis format may be used to show both the residential and non-residential requirements.

(3) **Build-outs of tenant space prior to issuance of new building certificate of occupancy.** The energy analysis for any alteration application for a build-out of a new building tenant space before the final certificate of occupancy is issued must be consistent with the energy analysis for the new building. Such energy analysis for the new building must be provided upon request.

(2)4 **Professional responsibility for energy analysis.** The energy analysis shall be signed and sealed by registered design professional(s)[as follows]:

(i) **Lead professional.** Where a whole-building analysis is performed for the energy analysis or where the design uses tradeoffs such that one or more systems of the energy analysis –

envelope, mechanical/ service water heating and lighting/power – could not meet the prescriptive requirements of the Energy Code on its own, a lead professional shall be identified who shall sign and seal the entire energy analysis for all systems involved. Such lead professional shall be a registered design professional and may or may not be an applicant of record.

(ii) **Responsibility by discipline.** Where each system of the energy analysis – envelope, mechanical/service water heating and lighting/power – meets the prescriptive requirements of the Energy Code individually, different registered design professionals may sign and seal their respective parts of the energy analysis report individually; however, all parts of the energy analysis report shall be presented together on a sheet in the drawing set of the initial filing.]

(i) **Election.** The project team must elect one of the following methods for performing the energy analysis:

(A) **Responsibility by discipline.** Where each system of the energy analysis – envelope, mechanical/service water heating and lighting/ power – meets the prescriptive requirements of the Energy Code individually, different registered design professionals may sign and seal their respective parts of the energy analysis report and include them as follows:

1. If all such systems are filed with the Department under the same application number, each registered design professional may include his or her part of the energy analysis in his or her respective parts of the project construction drawings.

2. If such systems are filed with the Department under different application numbers, all parts of the energy analysis shall be filed in the initial application for the project; except that in the case of foundation and earthwork permits issued pursuant to section 28-104.2.5, the energy analysis for the new building project must be submitted with subsequent construction documents. Refer also to paragraph (5) of this subdivision.

(B) **Lead professional.** Where energy modeling (whole-building analysis) is performed for the energy analysis or where the project design uses tradeoffs among disciplines such that one or more systems of the energy analysis – envelope, mechanical/service water heating and lighting/power – could not meet the prescriptive or performance requirements of the Energy Code on its own, a lead professional must be identified who must sign and seal the entire energy analysis for all systems involved.

The energy modeling program must be based on the DOE2 energy modeling software in accordance with subparagraph (iv) of paragraph (1) of this subdivision. The energy analysis must be presented in the construction drawings for one application only. The lead professional must be a registered design professional and need not be a design applicant.

(ii)(i) **Registered design professional other than [an] a design applicant [of record].** A registered design professional other than [an] a design applicant [of record] may prepare, sign and seal the energy analysis, either as lead professional or for individual discipline(s) in accordance with subparagraph [ii] of this paragraph. Such registered design professional shall file a PW1 form as a subsequent filing [to the initial application document] and indicate “Energy” or “Electrical” as applicable in Section 6D, OT - Other.

(5) **Foundation and earthwork permits.** When phased or partial approval is requested by the applicant for the purpose of issuance of a foundation and earthwork permit in accordance with §28-104.2.5 of the Administrative Code, a tabular analysis must be filed showing the foundation insulation requirements of the ECC. Refer also to subclause 2 of clause (A) of subparagraph (i) of paragraph (4) of this subdivision.

§6. Subdivision g of section 5000-01 of Chapter 5000 of Title 1 of the Rules of the City of New York is amended to read as follows:

(g) **Supporting documentation.** The construction drawings submitted for approval shall provide all energy design elements and shall match or exceed the energy efficiency of each value in each part of the energy analysis – envelope, mechanical/service water heating and lighting/power.

In addition, other mandatory Energy Code requirements shall be provided as described in paragraphs 1 through [4 and as referenced in paragraph] 5 of this subdivision.

Further, supporting documentation shall provide all information necessary for a progress inspector to verify during construction that the building has been [constructed]built in accordance with the approved

construction documents [and subdivision h of this section] to meet the requirements of the Energy Code.

For additions and alterations, the applicant must clearly show those physical portions of the systems that are being brought up to code and those that are not being upgraded.

(1) **Envelope.** Building wall sections and details shall be provided for each unique type of roof/ceiling, wall, and either the foundation, slab-on-grade, basement or cellar assembly. Such building wall sections shall show each layer of the assembly, including, but not limited to, insulation, moisture control and [vapor retarders, and the] air barriers. The insulation in each case shall be labeled and shall be equal to or greater than the R values, and an assembly in each case shall be equal to or less than the assembly U factors, in the energy analysis.

Door, window and skylight schedules shall include columns for U and SHGC values for each fenestration assembly type, and such values shall be equal to or less than those in the energy analysis. Mandatory requirements to prevent air leakage shall be detailed. Siding attachment over foam sheathing shall comply with the Energy Code as required.

(2) **Mechanical/service water heating.** Mechanical system design criteria, and mechanical and service water heating system and equipment types, sizes and efficiencies shall be provided.

Space heating and cooling equipment, energy recovery equipment, economizers, ventilation equipment, service water heating equipment, and mandatory requirements including control systems, duct sealing and duct and piping insulation shall be shown on the construction drawings and shall be equal to or greater than the energy efficiency requirements established in the energy analysis, the Energy Code and/or this section, as applicable. A narrative shall be provided for each mandatory control system describing its function and operation and specifying proper setpoints of equipment and controls.

(i) **Joints and sealing in residential buildings.** In accordance with the New York State Residential Code as referenced in the Energy Code, joints of duct systems in residential buildings shall be made substantially airtight by means of tapes, mastics or gasketing. Closure systems used with rigid fibrous glass ducts shall comply with UL 181A and shall be marked “181A-P” for pressure-sensitive tape, “181A-M” for mastic or “181A-H” for heat-sensitive tape. Closure systems used with flexible air ducts and flexible air connectors shall comply with UL 181B and shall be marked “181B-FX” for pressure-sensitive tape or “181B-M” for mastic. Duct connections to flanges of air distribution system equipment or sheet metal fittings shall be mechanically fastened. Crimp joints for round ducts shall have a contact lap of at least 1.5 inches (38 mm) and shall be mechanically fastened by means of at least three sheet metal screws or rivets equally spaced around the joint.]

(3) **Electrical.** The applicant must provide supporting documents for lighting, power and controls on either electrical drawings or drawings of other disciplines as appropriate. Such documents must:

- support the energy analysis;
- satisfy mandatory requirements of the Energy Code, such as controls, transformers, metering, voltage drop and electric motor requirements; and
- support progress inspections required by this section.

The drawings must be numbered with an “E,” “EN” or other discipline designator and must be signed and sealed by a registered design professional. If the registered design professional is an electrical engineer, the engineer must file a PW1 form as an initial or subsequent filing and indicate either “Electrical” or “Energy” in Section 6D, OT – Other.

(i) **Interior and exterior lighting.** Supporting documentation for lighting must be as follows:

[(3) Lighting/power.] (A) **Commercial buildings, except dwelling units.** The applicant shall provide reflected ceiling plans, floor plans and/or electrical drawings with lighting layouts for each floor or space in the project, and for exterior lighting as applicable.

The lighting fixtures shall be described and keyed to the lighting plans, including type designation, brief description, locations, lamp type, ballast/transformer type, watts per lamp, quantity of lamps per fixture, [ballast/transformer type,] and system input watts per fixture, such that the drawings support the energy analysis.

In addition, mandatory lighting controls shall be shown and described, and a narrative provided describing their function and operation.

Control devices and zones shall be indicated on drawings. [Lighting documentation shall not be required within dwelling units as such term is defined in the Energy Code and for buildings regulated by ECC Chapter 4.]

(B) **Dwelling units in residential and commercial buildings.** In homes and dwelling units, the applicant must indicate on floor plans what fixtures are to be installed with high-efficacy

lamps, and where the separate meter for each dwelling unit is located.

(ii) **Exterior lighting zones.** Exterior lighting zones as set forth in ECC Table 505.6.2(1) correspond with the following zoning districts in the New York City Zoning Resolution:

- Lighting zone 1: Park land.
- Lighting zone 2: All R districts, R districts with C overlays and MX districts.
- Lighting zone 3: M districts, except MX; C districts, except C5, C6 and C overlays on R districts.
- Lighting zone 4: C5 and C6 districts.

(iii) **Fan motors and controls.** Fan motor horsepower and controls must be shown on the drawings and described.

(iv) **Feeders.** For applications using ASHRAE 90.1 for compliance, calculated feeder voltage drops must be provided in accordance with ASHRAE 90.1 section 8.4.

(4) **Electrical construction drawings required.** Construction documents, including a single-line diagram of the building or tenant electrical distribution system and other relevant electrical construction drawings, shall be submitted as supporting documentation if required for any of the following: to support the energy analysis; to satisfy mandatory requirements of the Energy Code, such as controls, transformer, metering, voltage drop and electric motor requirements; or to support progress inspections required by this section. Such drawings shall be numbered with an "EN" discipline designator and shall be signed and sealed by a registered design professional. Such registered design professional, if not an applicant of record, shall file a PW1 form as a subsequent filing to the initial application document.

(5)(4) **Mandatory requirements.** The construction documents shall comply with all mandatory requirements of the Energy Code.

For residential buildings, references for such requirements are listed in Section ECC [404.2]401.2.

For commercial buildings complying with ECC Chapter [8]5 provisions, references for such requirements are listed [as the Exceptions to Section ECC 801.2]throughout Chapter 5 or, if Section 506 is used, in Section ECC 506.2; for commercial buildings complying with ASHRAE 90.1, such requirements are set forth in Sections 5.4, 6.4, 7.4, 8.4, 9.4 and 10.4.

**Exception:** Sections ECC 402.5 and 502.5 shall not be mandatory as vapor barriers are not required in Zone 4A.

(6)(5) **Permanent certificate in residential buildings.** For residential buildings, the construction documents shall indicate the following [with regard to the permanent certificate required] in accordance with Section ECC 401.3:

(i) **New buildings.** For new buildings regulated under ECC Chapter 4, a permanent certificate shall be required to be installed indoors and in accordance with Section ECC 401.3, except that it may be posted near the electrical distribution panel at eye level and in plain sight.

(ii) **Additions and alterations.** For additions and alterations affecting information on an existing permanent certificate, such permanent certificate shall be updated, initialed where changed and reposted such that the values on the posted permanent certificate remain current.

(7)(6) **Deferred submittals.** Drawings showing design intent and performance criteria matching those in the energy analysis may be submitted as supporting documentation [for the initial construction document approval] provided that, in accordance with Section 28-104.2.6 of the Administrative Code, the applicant [elects to defer any additional drawings that may be required by Section 28-104.7.1.] lists such deferred submittals in the construction drawings and submits them for approval prior to installation or construction. If required, the energy analysis must be updated when deferred submittals are provided for approval.

(8)(7) **Required progress inspections.** Supporting documentation shall also set forth all applicable required progress inspections in accordance with the Energy Code, 1 RCNY §101-07 and this section.

(i) **Applicant's instructions regarding required progress inspections.** Progress inspections required to be performed during construction for any new building, addition or alteration project shall be identified by the design applicant according to the scope of work and listed and described in the approved construction drawings as required progress inspections.

The description shall set forth the standard of construction and the inspection criteria [in accordance with the cited section(s)]as appropriate for the scope of work in accordance with Table I or Table II of subdivision (h) of this section, as applicable; simple reference to the citations provided, without such description, is not sufficient.

The applicant shall include the instruction that, in accordance with Sections BC 109.9 and ECC 104.2.3, where an inspection or test fails, the construction shall be corrected and must be made available for reinspection and/or retesting by the progress inspector until it complies.

For additions and alterations, the applicant must clearly indicate what portions of the altered systems should be inspected and/or tested, and what inspection and/or testing may be outside the scope of the work.

(ii) **Construction scheduling instructions.** The drawings shall state that, in accordance with Article 116 of Title 28 and Section BC 109, construction shall be scheduled to allow required progress inspections to take place, and that roofs, ceilings, exterior walls, interior walls, floors, foundations, basements and any other construction shall not be covered or enclosed until required progress inspections are completed or the progress inspector indicates that such covering or enclosure may proceed, at each stage of construction, as applicable.

(iii) **Commercial building reference standards and citations.** Progress inspection reference standards and citations shall conform to the respective requirements of ECC Chapter [(8)5] or ASHRAE 90.1 as used for design, in accordance with the following:

(A) When ECC Chapter [(8)5] has been used for the project design, as reflected in the energy analysis, the applicant shall [direct]list on the drawings [that]the respective references and citations for ECC [shall be used]for the progress inspection.

(B) When ASHRAE 90.1 has been used for the project design, as reflected in the energy analysis, the applicant shall [direct]list on the drawings [that]the respective references and citations for ASHRAE 90.1 [shall be used]for the progress inspection.

§7. Subdivision h of section 5000-01 of Chapter 5000 of Title 1 of the Rules of the City of New York is amended to read as follows:

(h) **List of progress inspections required.** The following progress inspections and/or testing set forth in Tables I and II shall be required when applicable to the scope of work and shall be identified/described in the supporting documentation. Energy Code sections cited in Tables I and II of this section shall be understood to include the section, all subsections, [and]all tables and, when ASHRAE 90.1 is used, appendices related to the cited Energy Code section.

(1) **Residential buildings.** The progress inspections and tests described in Table I shall be performed for buildings regulated by ECC Chapter 4. For heating, cooling and/or service hot water systems in multiple dwellings, including where such systems serve a single dwelling unit, the applicant shall list inspections, tests and citations from Table II, in accordance with Section ECC 403.7.

TABLE I - PROGRESS INSPECTIONS FOR ENERGY CODE COMPLIANCE - RESIDENTIAL BUILDINGS

Inspection/ Test	Frequency (minimum)	Reference Standard (See ECC Chapter [(10)8] or Other Criteria)	ECC or Other Citation
<b>IA Envelope Inspections</b>			
<b>IA1 Protection of exposed foundation insulation:</b> Insulation shall be visually inspected to verify proper protection where applied to the exterior of basement or cellar walls, crawl-space walls and/or the perimeter of slab-on-grade floors.	Prior to backfill	Approved construction documents	[102.2.1] 303.2.1
<b>IA2 Insulation placement and R-values:</b> Installed insulation for each component of the conditioned space envelope and at junctions between components shall be visually inspected to ensure that the R-values are marked, that such R-values conform to the R-values identified in the construction documents and that the insulation is properly installed.	As required to verify continuous enclosure while walls, ceilings and floors are open	Approved construction documents	[102.1] 303.1, 303.1.1, 303.1.2, 402.1, 402.2, [402.2.5] 402.4.2.2, Table 402.4.2
Certifications for unmarked insulation shall be similarly visually inspected.			
<b>IA3 Fenestration thermal values and product ratings [for U-factors]:</b> U-factors of installed fenestration shall be verified by visual inspection for conformance with the U-factors identified in the construction drawings, either by verifying the manufacturer's NFRC labels or, where not labeled, using the ratings in ECC Tables [102]303.1.3(1) and (2).	As required during installation	Approved construction drawings; NFRC 100, Tables 102.1.3	[102.1.3] 303.1, 303.1.3, 402.1, 402.3, 402.6
<b>IA4 Fenestration product ratings for air leakage:</b> Windows, skylights and sliding glass doors, except site-built windows, skylights and doors, shall be visually inspected to verify that installed assemblies are listed and labeled to the referenced standard.	As required during installation	NFRC 400, AAMA/WDMA/CSA 101/I.S.2, or AAMA/WDMA 101/I.S.2/NAF S 1A440	402.4.[2]4
<b>IA5 Fenestration areas:</b> Dimensions of windows, doors and skylights shall be verified by visual inspection.	Prior to final construction inspection	Approved construction documents	402.3, [402.5.1] 402.6
<b>IA6 [Sealing]Air sealing and insulation - visual inspection option:</b> Openings and penetrations in the building envelope, including site-built fenestration and doors, shall be visually inspected to verify that they are properly sealed, in accordance with Table 402.4.2.	As required during envelope construction	Approved construction documents; ASTM E283; ASTM E84; RCNYS	402.4.1, 402.4.2.2, 402.4.3
<b>IA7 [Whole building envelope infiltration testing: When the R values of ECC Table 402.1(2) are used for the design, and ECC 402.1, Exception 3.1 is utilized as a result, the results</b>	Prior to final construction inspection	ASHRAE/ASTM E779; ANSI Z65; Approved construction documents	[402.4.4] 402.4.2.1

	of the air change test shall be reviewed for compliance with ECC 402.4.4.] <b>Air sealing and insulation - testing option:</b> Testing shall be performed in accordance with section ECC			
	402.4.2.1 and shall be accepted if the building meets the requirements detailed in such section. Test results shall be retained in accordance with the provisions of Title 28.			
[IA8]	[Moisture control, vapor retarder: Construction, including, but not limited to, above-grade frame walls, floors and ceilings that are not ventilated to allow moisture to escape, shall be visually inspected for covering vapor retarder.]	[As required during envelope construction and prior to covering vapor retarder]	[Approved construction documents]	[402.5]
<b>IB Mechanical and Plumbing Inspections</b>				
IB1	<b>Fireplaces:</b> Provision of combustion air and tight-fitting fireplace doors shall be verified by visual inspection.	Prior to final construction inspection	Approved construction documents; ANSI Z21.60 (see also MC 904), ANSI Z21.50	[102.5] 303.1.5; BC 2111; MC Chapters 7, 8; FGC Chapter 6
IB2	<b>[Fresh]Outdoor air intake and exhaust dampers:</b> Not less than 20% of installed automatic or gravity dampers, and a minimum of one of each type, shall be visually inspected and physically tested for proper operation.	Prior to final construction inspection	Approved construction documents	403.5, 403.7, 503
IB3	<b>Equipment [efficiencies]:</b> [When the R values of ECC Table 402.1(2) are used for the design, and ECC 402.1, Exception 3.3 is utilized as a result, the efficiencies of all installed mechanical]Heating and cooling equipment shall be verified by visual inspection for proper sizing. Pool heaters and covers shall be verified by visual inspection.	Prior to final plumbing and construction inspection	ACCA Manual; Approved construction documents, including energy analysis	403.6, 403.7, 403.9, 503
IB4	<b>Controls:</b> System controls shall be inspected to verify that each dwelling is provided with at least one individual programmable thermostat[s] with capabilities as described in ECC 403.1.1, and that such controls are set and operate as specified in ECC 403.1.1.  Controls for supplementary electric-resistance heat pumps shall be inspected to verify that such controls prevent supplemental heat operation when the heat pump compressor can meet the heating load.  Controls for snow- and ice-melting systems and pools shall be inspected for proper operation. Not less than 20% or one of each control type, whichever is more, shall be inspected.	Prior to final electrical and construction inspection	Approved construction documents, including control system narratives	403.1, [403.1.1]403.4, 403.7, 403.8, 403.9, 503, 504
IB5	<b>Duct and piping insulation and duct sealing:</b> Installed duct and piping insulation shall be visually inspected to verify correct insulation placement and values.  Ducts, air handlers, filter boxes and building cavities used as ducts shall be visually inspected for proper sealing.	Prior to closing ceilings and walls and prior to final construction inspection	Approved construction documents; RCNYS M1601.3.1	403.2.1, 403.2.2, 403.3, 403.4, 403.7, 503, 504; MC Section 603; 1RCNY §5000-01
IB6	<b>Duct leakage testing:</b> [When the R values of ECC Table 402.1(2) are used for the design, and ECC 402.1, Exception 3.2 is utilized as a result, the results of the duct leakage tests shall be reviewed for compliance with ECC 403.2.4. Where the air handler and/or some ductwork is in unconditioned space, duct-leakage testing shall be performed either after rough-in or post-construction to ensure compliance with ECC 403.2.2. Not less than 20% of such ductwork shall be tested.	Prior to closing ceilings and walls and prior to final construction inspection	Approved construction documents; ANSI/ASHRAE 152, ASTM E1554 Test Method A	[403.2.4] 403.2.2, 403.7, 503
<b>IC [Other]Electrical Power and Lighting Systems</b>				
IC1	<b>Electrical metering:</b> The presence and operation of individual meters or other means of monitoring individual dwelling units shall be verified by visual inspection for all dwelling units.	Prior to final electrical and construction inspection	Approved construction documents	[102.4] 404.2
IC2	[Transformers: Single-phase and three phase dry-type and liquid-filled distribution transformers installed as part of the scope of work (and not by the utility) shall be visually inspected to ensure that the installed transformers are listed and labeled to the referenced standard, or that associated product literature confirms that the transformers meet the referenced standard.] <b>Lighting in dwelling units:</b>  Lamps in permanently installed lighting fixtures shall be visually inspected to verify compliance with high-efficacy requirements.	Prior to final electrical and construction inspection	Approved construction documents; NEMA TP1	[102.6, 805.7] 404.1
[IC3]	<b>[Permanent certificate:</b> The installed permanent certificate shall be visually inspected for location, completeness and accuracy.]	[Prior to final inspection]	[Approved construction documents]	[401.3; 1RCNY 5000-01]
[IC4]	<b>[Maintenance information:</b> Maintenance manuals for equipment and systems requiring preventive maintenance shall be reviewed for applicability to installed equipment and systems before such manuals are provided to the owner.  Labels required for such equipment or systems shall be inspected for accuracy and completeness and for compliance with ECC 102.3.]	[Prior to sign-off or issuance of Certificate of Occupancy]	[Approved construction documents]	[102.3]
<b>ID Other</b>				
ID1	<b>Maintenance information:</b> Maintenance manuals for equipment and systems requiring preventive maintenance shall be reviewed for applicability to installed equipment and systems before such manuals are provided to the	Prior to sign-off or issuance of Certificate of Occupancy	Approved construction documents	303.3

owner.			
Labels required for such equipment or systems shall be inspected for accuracy and completeness.			
<b>ID2 Permanent certificate:</b>	Prior to final plumbing, electrical and/or construction inspection as applicable	Approved construction documents	401.3; 1RCNY 5000-01(g)(5)
The installed permanent certificate shall be visually inspected for location, completeness and accuracy.			

(2) **Commercial buildings.** The progress inspections and tests described in Table II shall be performed for buildings regulated by either ECC Chapter [8, including]5 or ASHRAE 90.1 [where]as applicable.

**TABLE II - PROGRESS INSPECTIONS FOR ENERGY CODE COMPLIANCE - COMMERCIAL BUILDINGS**

Inspection/ Test	Periodic (minimum)	Reference Standard (See ECC Chapter [10] or Other Criteria)	ECC or Other Citation
<b>IIA Envelope Inspections</b>			
<b>IIA1 Protection of exposed foundation insulation:</b> Insulation shall be visually inspected to verify proper protection where applied to the exterior of basement or cellar walls, crawl-space walls and/or the perimeter of slab-on-grade floors.	As required during foundation work and prior to backfill	Approved construction documents	[102.2.1] 303.2.1; ASHRAE 90.1 - 5.8.1.7
<b>IIA2 Insulation placement and R-values:</b> Installed insulation for each component of the conditioned space envelope and at junctions between components shall be visually inspected to ensure that the R-values are marked, that such R-values conform to the R-values identified in the construction documents and that the insulation is properly installed. Certifications for unmarked insulation shall be similarly visually inspected.	As required to verify continuous enclosure while walls, ceilings and floors are open	Approved construction documents	[102.1, 802.2, Tables 802.2.1, 303.1, 303.1.1, 303.1.2] 502.1, 502.2; ASHRAE 90.1 - [5.4.1, 5.5, 5.6.] or 11; 5.8.1
<b>IIA3 Fenestration thermal values and product ratings</b> [for U-factors and SHGC values]: U-factors and SHGC values of installed fenestration shall be visually inspected for conformance with the U-factors and SHGC values identified in the construction drawings by verifying the manufacturer's NFRC labels or, where not labeled, using the ratings in ECC Tables [102]303.1.3(1), (2) and (3). Where ASHRAE 90.1 is used, visible light transmittance values shall also be verified.	As required during installation	Approved construction documents; NFRC 100, NFRC 200, Tables 102.1.3	[102.1.3, Tables 802.2.1] 303.1, 303.1.3; ASHRAE 90.1 - [5.4.2, 5.5.4, Tables] 5.5; 5.6.] or 11; 5.8.2
<b>IIA4 Fenestration and door assembly product ratings for air leakage:</b> Windows, skylights and sliding or swinging door assemblies, except site-built windows, skylights and/or doors, shall be visually inspected to verify that installed assemblies are labeled by the manufacturer to the referenced standard. For curtain wall, storefront glazing, commercial entrance doors and revolving doors, the testing reports shall be reviewed to verify that the installed assembly complies with the standard cited in the approved plans.	As required during installation, prior to final construction inspection	NFRC 400, AAMA/WDMA [CSA 101/ I.S.2], AAMA/WDMA 101/I.S.2/NAF S-02; I/A440; ASTM E283, ANSI/DASMA 105	[802.3.1, 802.3.2.] 502.4; ASHRAE 90.1 - [5.4.3.1, 5.4.3.2, 5.5.4, 5.6, 5.8.2]
<b>IIA5 Fenestration areas:</b> Dimensions of windows, doors and skylights shall be verified by visual inspection.	Prior to final construction inspection	Approved construction documents	[802.2.] 502.3; ASHRAE 90.1 - 5.5.4.[1, 5.6 or 11]
<b>IIA6 Sealing:</b> Openings and penetrations in the building envelope, including site-built fenestration and doors, shall be visually inspected to verify that they are properly sealed. A continuous air barrier around the envelope forms an air-tight enclosure. The progress inspector shall visually inspect to verify that materials and/or assemblies have been tested and meet the requirements of the respective standards, or that the building is tested and meets the requirements of the standard(s) cited in the approved plans.	As required during construction	Approved construction documents; ASTM E2178, ASTM E2357, ASTM E1677, ASTM E779, ASTM E283.	[802.3.3, 802.3.5, 802.3.6, 802.3.7.] 502.4.3, 502.4.7; ASHRAE 90.1 - 5.4.3.1, 5.4.3.3, 5.4.3.4
<b>IIA7 Projection factors:</b> Where the energy analysis utilized a projection factor > 0, the projection dimensions of overhangs, eaves or permanently attached shading devices shall be verified [against] for conformance with approved plans by visual inspection.	Prior to final construction inspection	Approved construction documents, including energy analysis	[Tables 802.2, 802.2.3] 502.3; ASHRAE 90.1 - 5.5.4, 5.6 or 11
<b>IIA8 Moisture control, vapor retarder:</b> Framed walls, floors and ceilings that are not ventilated to allow moisture to escape, shall be visually inspected for installation of a vapor retarder for moisture control. Loading dock weatherseals: Weatherseals at loading docks shall be visually verified.	As required during construction of envelope and prior to covering vapor barrier] Prior to final construction inspection	Approved construction documents; ASTM E96 Procedure A]	[802.1.2] 502.4.5; ASHRAE 90.1 - 5.4.3.3
<b>IIA9 Building entrance vestibules:</b> Required entrance vestibules shall be visually inspected for proper operation.	Prior to final construction inspection	Approved construction documents	502.4.6; ASHRAE 90.1 - 5.4.3.4
<b>IIB Mechanical and Service Water Heating Inspections</b>			
<b>IIB1 Fireplaces:</b> Provision of combustion air and tight-fitting fireplace doors shall be verified by visual inspection.	Prior to final construction inspection	Approved construction documents; ANSI Z21.60 (904), ANSI Z21.50	[102.5.] 303.1.5; BC 2111; MC Chapters 7, 9; FGC Chapter 6
<b>IIB2 Dampers integral to the building thermal envelope; Outdoor air intakes and exhaust openings:</b>	As required during installation	Approved construction documents;	[802.3.4] 502.4.4; ASHRAE

Dampers for stair and elevator shaft vents and other outdoor air intakes and exhaust openings integral to the building envelope shall be visually inspected to verify that such openings are equipped with motorized dampers that have been tested and listed or labeled. If such dampers are not listed or labeled, they shall be tested and shall meet the requirements to the satisfaction of the progress inspector. Dampers, except where permitted to be gravity dampers, comply with approved construction drawings. Manufacturer's literature shall be reviewed to verify that the product has been tested and found to meet the standard.		AMCA 500D	90.1 - 6.4.3.4[4]
<b>IIB3 HVAC (and), service water heating and pool equipment sizing and performance:</b> Equipment sizing, efficiencies and other performance factors of all major equipment units, as determined by the applicant of record, and no less than 15% of minor equipment units, shall be verified by visual inspection and, where necessary, review of manufacturer's data.	Prior to final plumbing and construction inspection	Approved construction documents	[803.2.2, Tables 803.2.2; 803.3.2, 803.3.2; 804.2, Table 804.2; ASHRAE 90.1 - 6.1, 6.3, 6.4.1, 6.8, Tables 6.8.1; 7.4.2, Table 7.8] 503.2, 504.2, 504.7; ASHRAE 90.1 - 6.3, 6.4.1, 6.4.2, 6.8; 7.4, 7.8
Pool heaters and covers shall be verified by visual inspection.			
<b>IIB4 HVAC system controls and economizers and service hot water system controls:</b> No less than 20% of each type of required controls and economizers shall be verified by visual inspection and tested for functionality and proper operation. Such controls shall include, but are not limited to: <ul style="list-style-type: none"> <li>Thermostatic;</li> <li>Set point overlap restriction;</li> <li>Off-hour;</li> <li>Shutoff damper;</li> <li>Snow-melt system</li> <li>Demand control systems</li> <li>Outdoor heating systems</li> <li>Zones</li> <li>Economizers;</li> <li>Air systems</li> <li>Variable air volume fan;</li> <li>Hydronic systems;</li> <li>Heat rejection equipment fan speed;</li> <li>Complex mechanical systems serving multiple zones;</li> <li>Ventilation;</li> <li>Energy recovery systems;</li> <li>Hot gas bypass limitation</li> <li>Temperature</li> <li>Service water heating;</li> <li>Hot water system;</li> <li>Pool heater and time switches</li> <li>Exhaust hoods;</li> <li>Radiant heating systems; and Hot gas bypass systems.</li> </ul> <b>Controls with seasonally dependent functionality:</b> Controls whose complete operation cannot be demonstrated due to prevailing weather conditions typical of the season during which progress inspections will be performed shall be permitted to be signed off for the purpose of a Temporary Certificate of Occupancy with only a visual inspection, provided, however, that the progress inspector shall perform a supplemental inspection where the controls are visually inspected and tested for functionality and proper operation during the next immediate season thereafter. The owner shall provide full access to the progress inspector within two weeks of the progress inspector's request for such access to perform the progress inspection. For such supplemental inspections, the Department shall be notified by the approved progress inspection [approved] agency of any unresolved deficiencies in the installed work within 180 days of such supplemental inspection.	After installation and (before) prior to final electrical and construction inspection, except that for controls with seasonally dependent functionality, such testing shall be performed before sign-off for issuance of a Final Certificate of Occupancy	Approved construction documents, including control system narratives; ASHRAE Guideline 1: The HVAC Commissioning Process, where applicable	[803.2.3, 803.2.4, 803.2.5, 803.2.6, 803.2.7, 803.3.3, 803.3.4, 803.3.5, 803.3.9, 804.3, 804.6; ASHRAE 90.1 - 6.3, 6.4.3, 6.5, 6.7.2.4, 7.4.4, Appendix E; 1RCNY 5000-01(g)(2)] 503.2.4, 503.2.5.1, 503.2.11, 503.3, 503.4, 504.3, 504.6, 504.7; ASHRAE 90.1 - 6.3, 6.4, 6.5, 6.7.2.4, 7.4.4, 7.4.5
<b>IIB5 Duct, plenum and piping insulation and sealing:</b> Installed duct and piping insulation shall be visually inspected to verify proper insulation placement and values. Joints, longitudinal and transverse seams and connections in ductwork shall be visually inspected for proper sealing.	After installation and prior to closing shafts, ceilings and walls	Approved construction documents; SMACNA Duct Construction Standards, Metal and Flexible; UL 181A or UL 181B	[803.2.8, 803.2.9, 803.3.6, 803.3.7, 804.5; ASHRAE 90.1 - 6.3, 6.4.4.2.1, Tables 6.8.2 and 6.8.3; 7.4.3] 503.2.7, 503.2.8, 504.5; ASHRAE 90.1 - 6.3, 6.4.4.2, 6.8.2, 6.8.3; 7.4.3
<b>IIB6 Air leakage testing for high-pressure duct systems:</b> For duct systems designed to operate at static pressures in excess of 3 inches w.g. (746 Pa): [Representative], representative sections, as determined by the progress inspector, totaling at least 25% of the duct area, per ECC [803.3.6]503.2.7.1.3, shall be tested to verify that actual air leakage is below allowable amounts.	After installation and sealing and prior to closing shafts, ceilings and walls	Approved construction documents; SMACNA HVAC Air Duct Leakage Test Manual	[803.2.8.1.1, 803.3.6; 503.2.7.1.3; ASHRAE 90.1 - 6.4.4.2].[2]
<b>IIC Electrical Power and Lighting Systems</b>			
<b>IIC1 Electrical metering:</b> The presence and operation of individual meters or other means of monitoring individual apartments shall be verified by visual inspection for all apartments.	Prior to final electrical and construction inspection	Approved construction documents	[102.4; 805.8] 505.7
<b>IIC2 Transformers: Single-phase and three phase dry-type and liquid-filled</b>	Prior to final electrical and construction inspection	Approved construction documents	[102.6, 805.7] 505.5.3

distribution transformers shall be visually inspected to ensure that the installed transformers are listed and labeled to the referenced standard, or that associated product literature confirms that the transformers meet the referenced standard. Lighting in dwelling units: Lamps in permanently installed lighting fixtures shall be visually inspected to verify compliance with high-efficacy requirements.	construction inspection	documents; NEMA TP1]	
<b>IIC3 Electric motors:</b> Where required by the construction documents for energy code compliance, motor listing or labels shall be visually inspected to verify that they comply with the respective energy requirements in the construction documents. Interior lighting power: Installed lighting shall be verified for compliance with the lighting power allowance by visual inspection of fixtures, lamps, ballasts and transformers.	Prior to final electrical and construction inspection	Approved construction documents	505.5; ASHRAE 90.1 - [10.4.1] 9.1, 9.2, 9.5, 9.6; 1RCNY §101-07(g)(3)(v)(C) 4
<b>IIC4 Lighting controls:</b> Not less than 15% of each type of required lighting controls, including manual interior lighting controls, light-reduction controls, automatic lighting shut-off, guestroom controls, exterior building lighting controls and exterior grounds lighting controls, shall be verified by visual inspection and tested for functionality and proper operation. Exterior lighting: Installed lighting shall be verified for compliance with source efficacy and/or the lighting power allowance by visual inspection of fixtures, lamps, ballasts and relevant transformers.	Prior to final electrical and construction inspection	Approved construction documents, including control system narratives]	[805.2; ASHRAE 90.1 - 9.1, 9.4.1; 1RCNY 5000-01(g)(3)] 505.6; ASHRAE 90.1 - 9.4.4, 9.4.5; 1RCNY §101-07(g)(3)(v)(C) 4
<b>IIC5 Tandem wiring:</b> Tandem wiring shall be tested for functionality. Lighting controls: Each type of required lighting controls, including: <ul style="list-style-type: none"> <li>occupant sensors</li> <li>manual interior lighting controls</li> <li>light-reduction controls</li> <li>automatic lighting shut-off</li> <li>daylight zone controls</li> <li>sleeping unit controls</li> <li>exterior lighting controls</li> </ul> shall be verified by visual inspection and tested for functionality and proper operation.	Prior to final electrical and construction inspection	Approved construction documents, including control system narratives	[805.3;] 505.2, 505.2.2; ASHRAE 90.1 - [9.4.2] 9.4.1, 9.4.1.2 (as modified by section ECC A102)
<b>IIC6 Exit signs:</b> Installed exit signs shall be visually inspected to verify that the label indicates that they do not exceed maximum permitted wattage.	Prior to final electrical and construction inspection	Approved construction documents	[805.4;] 505.4; ASHRAE 90.1 - 9.4.3
<b>IIC7 Interior lighting power:</b> Installed lighting shall be verified for compliance with the lighting power allowance by visual inspection of fixtures, lamps, ballasts and relevant transformers. Tandem wiring: Tandem wiring shall be tested for functionality.	Prior to final electrical and construction inspection	Approved construction documents	[805.5; ASHRAE 90.1 - 9.1.3, 9.1.4, 9.2.1, 9.5, 9.6; 1RCNY 5000-01(i)] 505.3; ASHRAE 90.1 - 9.4.2
<b>IIC8 Exterior lighting power:</b> Installed lighting shall be verified for compliance with source efficacy and/or the lighting power allowance by visual inspection of fixtures, lamps, ballasts and relevant transformers. Electric motors (including but not limited to fan motors): Where required by the construction documents for energy code compliance, motor listing or labels shall be visually inspected to verify that they comply with the respective energy requirements in the construction documents.	Prior to final electrical and construction inspection	Approved construction documents	[805.6; ASHRAE 90.1 - 9.1.1, 9.4.4, 9.4.5] 503.2.10; ASHRAE 90.1 - 10.4
<b>IID Other</b>			
<b>IID1 Maintenance information:</b> Maintenance manuals for mechanical, service hot water and electrical equipment and systems requiring preventive maintenance shall be reviewed for applicability to installed equipment and systems before such manuals are provided to the owner. Labels required for such equipment or systems shall be inspected for accuracy and completeness [and for compliance with ECC 102.3].	Prior to sign-off or issuance of Final Certificate of Occupancy	Approved construction documents, including electrical drawings where applicable; ASHRAE Guideline 4: Preparation of Operating and Maintenance Documentation for Building Systems	[102.3; 803.3.8.3;] 303.3, 503.2.9.3; ASHRAE 90.1 - 4.2.2.3, 6.7.2.2, 8.7.2

§8. Subdivision i of section 5000-01 of Chapter 5000 of Title 1 of the Rules of the City of New York is amended to read as follows:

(i) **Energy Analysis of Constructed Conditions.** In accordance with Section 28-104.3 of the Administrative Code and section ECC 103.4, if constructed work differs from the last-approved full energy analysis, an as-built energy analysis shall be submitted [as a post-approval amendment] to the Department, listing the actual values used in the building for all applicable Energy Code-regulated items and demonstrating that the building complies with the Energy Code. Such energy analysis shall be signed and sealed by a registered design professional, who, The progress inspector shall certify that to the best of his or her knowledge and belief the building as built complies with [the Energy Code;] such signed and sealed energy analysis and construction drawings for energy code compliance; where no trade-offs have been used among disciplines, more than one registered design professional may sign and seal the elements of the energy analysis. The energy analysis shall be approved or accepted by the Department prior to sign-off [or issuance of the certificate of occupancy].

**Statement of Basis and Purpose**

This rule amendment is proposed pursuant to the authority

of the Commissioner of Buildings under Sections 643 and 1043 of the New York City Charter.

On December 28, 2010, Local Law 1 of 2011 became effective. Local Law 1 updates the New York City Energy Conservation Code ("City Energy Code") to comply with the requirements of the State Energy Law and the 2010 update to the Energy Conservation Construction Code of New York State ("State Energy Code"). This proposed rule amends the implementing rule for the City Energy Code, 1 RCNY §5000-01, to conform to changes in the 2011 City Energy Code.

For the purposes of this rule amendment, the terms "shall" and "must" have the same meaning.

The rule details filing requirements outlined in the City Energy Code and reflects changes in the State Energy Code regarding specific tests, inspections and code references.

Specifically, this amendment to section 5000-01:

- Updates submission requirements for compliance with the updated City Energy Code.
- Clarifies how to apply new exterior lighting zones in the City Energy Code by correlating them with zoning districts in the Zoning Resolution.
- Clarifies how a professional who is not a design applicant of record but prepares an energy analysis and/or electrical drawings may file such professional's business and licensing information with the Department.
- Clarifies the role of lead professional in the filing of an energy analysis.

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

**CERTIFICATION PURSUANT TO**

**CHARTER §1043(d)**

**RULE TITLE:** Energy Code Amendments

**REFERENCE NUMBER:** 2010 RG 160

**RULEMAKING AGENCY:** Department of Buildings

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

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

/s/ STEVEN GOULDEN Date: February 14, 2011  
Acting Corporation Counsel

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

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

**RULE TITLE:** Energy Code Amendments

**REFERENCE NUMBER:** DOB-3

**RULEMAKING AGENCY:** DOB

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

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

/s/ Francisco Navarro  
Mayor's Office of Operations

2/16/11  
Date

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**TRANSPORTATION**

■ NOTICE

**Notice of Adoption** of Rules Regarding Truck Routes.

**NOTICE IS HEREBY GIVEN PURSUANT TO THE AUTHORITY VESTED IN THE** Commissioner of the Department of Transportation by subdivision (b) of Section 2903 of the New York City Charter, Title 19 of the Administrative Code, and in accordance with the requirements of Section 1043 of the New York City Charter, that the Department of Transportation hereby adopts the amendments to paragraphs (1) and (2) of subdivision (b) of Section 4-08 of Chapter 4 of Title 34 of the Official Compilation of the Rules of the City of New York, the Traffic Rules. This rule was published on November 24, 2010 and a public hearing was held on January 4, 2011. This rule shall

take effect 30 days from the date hereof.

Section one. The Through Truck Route Network for the Borough of Queens set forth in paragraph (1) of subdivision (b) of section 4-13 of Title 34 of the Rules of the City of New York is amended by deleting the entries for Flushing Avenue and Grand Avenue. The amendments read as follows:

**THROUGH TRUCK ROUTE NETWORK**

Street	Limits
[Flushing Avenue]	[Kings County Line to Grand Avenue]
[Grand Avenue]	[Kings County Line to Long Island Expressway]

§ 2. The Local Truck Route Network for the Borough of Queens set forth in paragraph (2) of subdivision (b) of section 4-13 of Title 34 of the Rules of the City of New York is amended by adding, in alphabetical order, new entries for Flushing Avenue and Grand Avenue. The amendments read as follows:

**LOCAL TRUCK ROUTE NETWORK**

Street	Limits
Flushing Avenue	Kings County Line to Grand Avenue
Grand Avenue	Kings County Line to Long Island Expressway

**STATEMENT OF BASIS AND PURPOSE OF RULES**

The Commissioner of the Department of Transportation is authorized to promulgate rules regarding parking and traffic in the City pursuant to Section 2903 of the New York City Charter.

The Department of Transportation is amending provisions of Title 34, Section 4-13 of the Rules of the City of New York in order to establish a more consistent designation of truck routes between the Boroughs of Queens and Brooklyn. Based upon truck origin-destination data and on the recommendation from a truck study conducted in 2007, the Department is changing the designations of Grand Avenue and Flushing Avenue from Through Truck Routes to Local Truck Routes.

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**SPECIAL MATERIALS**

**CITYWIDE ADMINISTRATIVE SERVICES**

**MUNICIPAL SUPPLY SERVICES**

■ NOTICE

**OFFICIAL FUEL PRICE SCHEDULE NO. 6629  
FUEL OIL AND KEROSENE**

CONTRACT NO.	ITEM NO.	FUEL/OIL TYPE	VENDOR	CHANGE	PRICE EFF. 2/21/2011
2887105	2.0	#1DULS	MANH	SPRAGUE ENERGY CORP +.0021 GAL.	3.3019 GAL.
2887105	3.0	#1DULS	BRONX	SPRAGUE ENERGY CORP +.0021 GAL.	3.3019 GAL.
2887105	4.0	#1DULS	BROOKLYN	SPRAGUE ENERGY CORP +.0021 GAL.	3.3369 GAL.
2887105	5.0	#1DULS	QUEENS	SPRAGUE ENERGY CORP +.0021 GAL.	3.3369 GAL.
2887105	6.0	#1DULS	S.I.	SPRAGUE ENERGY CORP +.0021 GAL.	3.4019 GAL.
2887105	7.0	#1DULS	P/U	SPRAGUE ENERGY CORP +.0021 GAL.	3.2137 GAL.
2887086	3.0	#1DULSB20	CITY WIDE BY TW	SPRAGUE ENERGY CORP -.0287 GAL.	3.3811 GAL.
2887086	7.0	#1DULSB20	P/U	SPRAGUE ENERGY CORP -.0287 GAL.	3.3114 GAL.
2887086	1.0	#1DULSB5	CITY WIDE BY TW	SPRAGUE ENERGY CORP -.0056 GAL.	3.2602 GAL.
2887086	5.0	#1DULSB5	P/U	SPRAGUE ENERGY CORP -.0056 GAL.	3.1782 GAL.
3087064	1.0	#1DULSB50	CITY WIDE BY TW	METRO FUEL OIL CORP. -.0750 GAL.	4.1264 GAL.
2887052	1.0	#2	MANH	RAPID PETROLEUM +.0122 GAL.	2.8004 GAL.
2887052	4.0	#2	BRONX	RAPID PETROLEUM +.0122 GAL.	2.8002 GAL.
2887052	7.0	#2	BROOKLYN	RAPID PETROLEUM +.0122 GAL.	2.7898 GAL.
2887052	13.0	#2	S.I.	RAPID PETROLEUM +.0122 GAL.	2.8333 GAL.
2887053	10.0	#2	QUEENS	METRO FUEL OIL CORP. +.0122 GAL.	2.8231 GAL.
2887169	1.0	#2B5	CITY WIDE BY TW	METRO FUEL OIL CORP. +.0040 GAL.	3.2355 GAL.
2887105	8.0	#2DHS	BARGE M.T.F. 111	SPRAGUE ENERGY CORP +.0122 GAL.	3.0759 GAL.
2887106	9.0	#2DHS	BARGE WI	METRO FUEL OIL CORP. +.0122 GAL.	2.9873 GAL.
2887301	1.0	#2DLS	BARGE ST. GEORGE	METRO FUEL OIL CORP. +.0141 GAL.	3.0853 GAL.
2887301	3.0	#2DLS	P/U	METRO FUEL OIL CORP. +.0141 GAL.	2.9481 GAL.
2887105	1.0	#2DULS	CITY WIDE BY TW	SPRAGUE ENERGY CORP +.0294 GAL.	2.9782 GAL.
2887105	1.1	#2DULS	P/U	SPRAGUE ENERGY CORP +.0294 GAL.	2.9432 GAL.
2887301	2.0	#2DULS	BARGE ST. GEORGE	METRO FUEL OIL CORP. +.0294 GAL.	3.0579 GAL.
2887086	4.0	#2DULSB20	CITY WIDE BY TW	SPRAGUE ENERGY CORP -.0069 GAL.	3.2108 GAL.
2887087	8.0	#2DULSB20	P/U	METRO FUEL OIL CORP. -.0069 GAL.	3.5616 GAL.
2887086	2.0	#2DULSB5	CITY WIDE BY TW	SPRAGUE ENERGY CORP +.0204 GAL.	3.0606 GAL.
2887105	10.0	#2DULSB5	BARGE ST. GEORGE	SPRAGUE ENERGY CORP +.0204 GAL.	3.5959 GAL.
2887159	6.0	#2DULSB5	P/U	METRO FUEL OIL CORP. +.0204 GAL.	3.1083 GAL.
3087065	2.0	#2DULSB50	CITY WIDE BY TW	SPRAGUE ENERGY CORP -.0614 GAL.	3.9262 GAL.
2887274	7.0	#2DULSDISP	DISPENSED	SPRAGUE ENERGY CORP +.0294 GAL.	3.3051 GAL.
2887052	2.0	#4	MANH	RAPID PETROLEUM +.0359 GAL.	2.7092 GAL.
2887052	5.0	#4	BRONX	RAPID PETROLEUM +.0359 GAL.	2.7126 GAL.
2887052	8.0	#4	BROOKLYN	RAPID PETROLEUM +.0359 GAL.	2.7234 GAL.
2887052	14.0	#4	S.I.	RAPID PETROLEUM +.0359 GAL.	2.7564 GAL.
2887053	11.0	#4	QUEENS	METRO FUEL OIL CORP. +.0359 GAL.	2.7282 GAL.
2887052	3.0	#6	MANH	RAPID PETROLEUM +.0518 GAL.	2.6640 GAL.
2887052	6.0	#6	BRONX	RAPID PETROLEUM +.0518 GAL.	2.6640 GAL.
2887052	9.0	#6	BROOKLYN	RAPID PETROLEUM +.0518 GAL.	2.6790 GAL.
2887052	15.0	#6	S.I.	RAPID PETROLEUM +.0518 GAL.	2.7150 GAL.
2887054	12.0	#6	QUEENS	CASTLE OIL CORPORATION +.0518 GAL.	2.6831 GAL.
2787347	1.0	JETA	FLOYD BENNETT	SPRAGUE ENERGY CORP +.0279 GAL.	3.5971 GAL.

**OFFICIAL FUEL PRICE SCHEDULE NO. 6630  
FUEL OIL, PRIME AND START**

CONTRACT NO.	ITEM NO.	FUEL/OIL TYPE	VENDOR	CHANGE	PRICE EFF. 2/21/2011
3087154	1.0	#2	MANH	F & S PETROLEUM CORP. +.0122 GAL.	2.9069 GAL.
3087154	79.0	#2	BRONX	F & S PETROLEUM CORP. +.0122 GAL.	2.9069 GAL.
3087154	157.0	#2	BKLYN, QUEENS, SI	F & S PETROLEUM CORP. +.0122 GAL.	2.9869 GAL.
3087225	1.0	#4	CITY WIDE BY TW	METRO FUEL OIL CORP. +.0359 GAL.	3.1573 GAL.
3087225	2.0	#6	CITY WIDE BY TW	METRO FUEL OIL CORP. +.0518 GAL.	3.0690 GAL.

**OFFICIAL FUEL PRICE SCHEDULE NO. 6631  
FUEL OIL AND REPAIRS**

CONTRACT NO.	ITEM NO.	FUEL/OIL TYPE	VENDOR	CHANGE	PRICE EFF. 2/21/2011
3087115	1.0	#2	MANH & BRONX	PACIFIC ENERGY +.0122 GAL.	2.7323 GAL.
3087115	80.0	#2	BKLYN, QUEENS, SI	PACIFIC ENERGY +.0122 GAL.	2.7375 GAL.
3087218	1.0	#4	CITY WIDE BY TW	PACIFIC ENERGY +.0359 GAL.	3.0986 GAL.
3087218	2.0	#6	CITY WIDE BY TW	PACIFIC ENERGY +.0518 GAL.	3.1219 GAL.

**OFFICIAL FUEL PRICE SCHEDULE NO. 6632  
GASOLINE**

CONTRACT NO.	ITEM NO.	FUEL/OIL TYPE	VENDOR	CHANGE	PRICE EFF. 2/21/2011
3187093	5.0	E70	CITY WIDE BY TW	SPRAGUE ENERGY CORP. +.0434 GAL.	2.6550 GAL.
2887274	6.0	PREM	CITY WIDE BY VEHICLE	SPRAGUE ENERGY CORP. +.0445 GAL.	3.0379 GAL.
3187093	2.0	PREM	CITY WIDE BY TW	SPRAGUE ENERGY CORP. +.0445 GAL.	2.6984 GAL.
3187093	4.0	PREM	P/U	SPRAGUE ENERGY CORP. +.0445 GAL.	2.6193 GAL.
2887274	1.0	U.L.	MANH P/U BY VEHICLE	SPRAGUE ENERGY CORP. +.0405 GAL.	3.0012 GAL.
2887274	2.0	U.L.	BX P/U BY VEHICLE	SPRAGUE ENERGY CORP. +.0405 GAL.	2.9012 GAL.
2887274	3.0	U.L.	BR P/U BY VEHICLE	SPRAGUE ENERGY CORP. +.0405 GAL.	2.9012 GAL.
2887274	4.0	U.L.	QNS P/U BY VEHICLE	SPRAGUE ENERGY CORP. +.0405 GAL.	2.9012 GAL.
2887274	5.0	U.L.	S.I. P/U BY VEHICLE	SPRAGUE ENERGY CORP. +.0405 GAL.	2.9012 GAL.
3187093	1.0	U.L.	CITY WIDE BY TW	SPRAGUE ENERGY CORP. +.0405 GAL.	2.5900 GAL.
3187093	3.0	U.L.	P/U	SPRAGUE ENERGY CORP. +.0405 GAL.	2.5139 GAL.

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## DESIGN AND CONSTRUCTION

### NOTICE

#### DETERMINATION AND FINDINGS BY THE CITY OF NEW YORK PURSUANT TO SECTION 204 OF THE NEW YORK STATE EMINENT DOMAIN PROCEDURE LAW

Whereas, the New York City Department of Design and Construction ("DDC"), on behalf of the New York City Department of Transportation ("DOT") and the City of New York ("City"), has proposed the acquisition of certain street properties known as portions of Ozone Park Area in the Borough of Queens; and

Whereas, the New York State Eminent Domain Procedure Law ("EDPL") sets forth uniform procedures for condemnations by municipalities throughout the State of New York, which also govern over this acquisition; and

Whereas, pursuant to the EDPL, the City is required to hold a public hearing to determine whether the public would be better served by the proposed acquisition of the above-mentioned properties and the impact of such an acquisition on the neighborhood where the project is to be constructed; and

Whereas, the City held a public hearing in relation to this acquisition on November 30, 2010 in the Borough of Queens; and

Now, therefore, let it be known that the City, pursuant to Section 204 of EDPL, hereby determines and finds:

- (1) The public use and benefit of this project is for the reconstruction of roadways, sidewalks and curbs; the installation of storm and sanitary sewers; and the upgrade of existing water mains at certain portions of the Ozone Park Area in the Borough of Queens (the "Project").
- (2) The properties to be acquired are shown on the City's Tax Map for the Borough of Queens and include the following properties:
  - Block 11534, part of Lots 8, 10, 11, 12, 14, 17, 18, 19, 20, 22, 36;
  - Block 11535, part of Lots 1, 119, 121, 128, 129, 131, 133, 135, 136;
  - Block 11544, part of Lots 1001-1048;
  - Block 11545, part of Lots 26, 35;
  - Block 11546, part of Lots 18, 25;
  - Block 11547, part of Lots 59, 63, 64;
  - Block 11549, part of Lots 7, 8, 9, 11, 12, 16, 24, 26, 32, 1001-1060;
  - Block 11551, part of Lots 5, 9, 10, 12, 14, 16, 17, 18, 21, 22, 23, 25, 26, 27;
  - Block 11552, part of Lots 30, 31, 32, 35, 36, 37, 38, 39, 41, 42, 43, 45, 47, 48, 51, 54, 91, 94, 95, 100;
  - Block 11553, part of Lots 34, 35, 37, 38, 40, 41;
  - Block 11554, part of Lots 1, 3, 5, 6;
  - Block 11555, part of Lots 42, 51, 53, 55;
  - Block 11556, part of Lots 1, 8, 9, 11, 14, 19, 22, 23, 27, 53, 57, 63, 64, 65, 66, 67, 1001-1083;
  - Block 11557, part of Lots 1, 7, 9, 10, 11, 12, 13;
  - Block 11558, part of Lot 1;
  - Block 11559, part of Lots 7, 9, 30, 32, 33, 35, 38, 60;
  - Block 11560, part of Lots 1, 9, 10, 11;
  - Block 11561, part of Lots 21, 22, 35, 36, 122;
  - Block 11562, part of Lots 140, 152, 153, 168, 175, 179, 188;
  - Block 11519, part of Lot 151;
  - Block 11531, part of Lot 28;
  - Adjacent to Block 11532, adjacent to Lot 31;
  - Block 11536, part of Lot 1;
  - Block 11552, part of Lot 95;
  - Block 11555, part of Lot 16; and

Bed of Streets for Albert Road, Centreville Street, Hawtree Street, Cohancy Street, Bristol Avenue, Pitkin Avenue, Eckford Avenue, Huron Street, Raleigh Street, Tahoe Street, 94th Street, 95th Street, 96th Street, 96th Place, 99th Place, 135th Drive, and 150th Road.

The proposed acquisition shall consist of the following locations in the Borough of Queens:

- Albert Road from 149th Avenue Dead End to 96th Street, and from Centreville Street to 99th Place; 95th Street from Albert Road to 150th Road;
- 150th Road from 95th Street to Centreville Street;
- Centreville Street from Albert Road to North Conduit Avenue, and from Bristol Avenue to Pitkin Avenue;
- Tahoe Street from Albert Road to North Conduit Avenue;
- Raleigh Street from Albert Road to North Conduit Avenue;
- Hawtree Street from Bristol Avenue to Cohancy Street;
- Cohancy Street from Hawtree Street to North Conduit Avenue;
- Bristol Avenue from Hawtree Street to Centreville Street;
- 135th Drive from Centreville Street to Dead End

And

- Pitkin Avenue from Crossbay Boulevard to 97th Street, and from Hawtree Street to Dead End East of Hawtree Street;
- Hawtree Street from Pitkin Avenue to Linden Boulevard;
- 94th Street from Albert Road to 149th Avenue, and from 149th Avenue to Linden Boulevard;
- 95th Street from Albert Road to 149th Avenue, and from 149th Avenue to Linden Boulevard;
- 96th Street from 149th Avenue to Linden Boulevard;
- 96th Place from 149th Avenue to Linden Boulevard;
- 99th Place from Albert Road to Hawtree Street;
- Eckford Avenue from Centreville Street to Hawtree Street;
- Huron Street from Albert Road to Eckford Avenue;
- Raleigh Street from Albert Road to Eckford Avenue; and
- Tahoe Street from Albert Road to Eckford Avenue.

- (1) The City selected these locations based on a need for: the reconstruction of roadways, sidewalks and curbs; the installation of storm and sanitary sewers; and the upgrade of the existing water mains.
- (2) The general effect on the neighborhood will be

improved traffic and pedestrian safety and living conditions. The proposed Project involves reconstruction of roadways, sidewalks and curbs; the installation of storm and sanitary sewers; and the upgrade of existing water mains. The Project will not have a significant adverse effect on the environment. The proposed property acquisition locations were included in an Environmental Assessment Study (EAS) completed on August 31, 2010 by DOT. Based on the recommendations contained in the EAS, necessary mitigation measures will be included in the design for this Project and other projects in the area covered by the EAS.

- (3) Comments and concerns raised by the property owners at the public hearing and through subsequent written submissions are currently being reviewed by the City. Issues and concerns raised by the property owners include, as follows: a) the impact on their property as it relates to the resale value/market value of their homes after construction; b) the impact of construction activities on the residents and their quality of life; c) the associated property damage and the effect on utility services, such as water damage and rodent infestation due to open sewers; d) parking and access to and from the construction area, especially to families with disabled and elderly members, and to emergency vehicles; e) the destruction and subsequent replacement of trees lining the front and side of certain homes in the affected area; f) the need for improved communication with the community for a project of this magnitude; and g) the availability of plans and project details to homeowners.
- (4) The City will work with all public and private parties involved in the Project to minimize the impact of construction activities on the street, residents and environment. The City has also reviewed all potential alternate locations and has determined that no other sites are feasible for the Project. The City continues to review its plans and will make modifications to address the issues raised when possible. DDC will also work with DOT, other agencies and the community in order to review and address Project-related concerns as they arise.

### NOTICE:

Pursuant to EDPL Section 207, property owners have thirty (30) days from completion of the publication of this "Determination and Findings" to seek judicial review of this determination. Expected dates of publication are February 23, 2011 through February 25, 2011.

**Pursuant to EDPL Sections 207 and 208, the exclusive venue for the judicial review of this determination is the Appellate Division of the Supreme Court in the Judicial Department where any part of the property to be acquired is located.**

A copy of this Determination and Findings by the City is available without cost upon written request to:

New York City Department of Design and Construction  
Office of General Council – 4th Floor  
30-30 Thomson Avenue  
Long Island City, New York 11101

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## FINANCE

### NOTICE

#### NOTICE OF INTEREST RATES ON NEW YORK CITY INCOME AND EXCISE TAXES AND ANNUAL VAULT CHARGE

Pursuant to the power vested in the Commissioner of Finance by §11-537(f)(1), §11-687(5)a, §11-715(h)(1), §11-817(g)(1), §11-905(g)(1), §11-1114(g)(1), §11-1213(g)(1), §11-1317(d)(2), §11-1413(g)(1), §11-1515(g)(1), §11-2114(g)(1), §11-2414(g)(1), §11-2515(g)(1), and §11-2714(g)(1) of the Administrative Code of the City of New York, notice is hereby given of the interest rates to be set for the period April 1, 2011 through June 30, 2011 for underpayments and, where applicable, overpayments of New York City income and excise taxes and the Annual Vault Charge.

Interest on overpayments of the following taxes that remain or become overpaid on or after April 1, 2011 is to be paid at the rate of 3%:

City Business Taxes (General Corporation Tax and Banking Corporation Tax)  
(Chapter 6 of Title 11 of the Administrative Code of the City of New York)

City Unincorporated Business Income Tax  
(Chapter 5 of Title 11 of the Administrative Code of the City of New York)

Tax upon Foreign and Alien Insurers  
(Chapter 9 of Title 11 of the Administrative Code of the City of New York)

Interest on underpayments of the following taxes and charges that remain or become underpaid on or after April 1, 2011 is to be paid at the rate of 8%:

City Unincorporated Business Income Tax  
(Chapter 5 of Title 11 of the Administrative Code of the City of New York)

City Business Taxes (General Corporation Tax and Banking Corporation Tax)  
(Chapter 6 of Title 11 of the Administrative Code of the City of New York)

Commercial Rent or Occupancy Tax  
(Chapter 7 of Title 11 of the Administrative Code of the City of New York)

Tax on Commercial Motor Vehicles and Motor Vehicles for Transportation of Passengers  
(Chapter 8 of Title 11 of the Administrative Code of the City of New York)

Tax Upon Foreign and Alien Insurers  
(Chapter 9 of Title 11 of the Administrative Code of the City of New York)

Utility Tax  
(Chapter 11 of Title 11 of the Administrative Code of the City of New York)

Horse Race Admissions Tax

(Chapter 12 of Title 11 of the Administrative Code of the City of New York)

Cigarette Tax  
(Chapter 13 of Title 11 of the Administrative Code of the City of New York)

Tax on Transfer of Taxicab Licenses  
(Chapter 14 of Title 11 of the Administrative Code of the City of New York)

Tax on Coin Operated Amusement Devices  
(Chapter 15 of Title 11 of the Administrative Code of the City of New York)

Real Property Transfer Tax  
(Chapter 21 of Title 11 of the Administrative Code of the City of New York)

Tax on Retail Licensees of the State Liquor Authority  
(Chapter 24 of Title 11 of the Administrative Code of the City of New York)

Tax on Occupancy of Hotel Rooms  
(Chapter 25 of Title 11 of the Administrative Code of the City of New York)

Annual Vault Charge  
(Chapter 27 of Title 11 of the Administrative Code of the City of New York)

Questions regarding this notice may be directed to the New York City Department of Finance, Legal Affairs Division, 345 Adams Street, 3rd Floor, Brooklyn, New York, 11201 (718) 403-3600.

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## LATE NOTICES

## CRIMINAL JUSTICE COORDINATOR

### PUBLIC HEARINGS

**NOTICE IS HEREBY GIVEN** that a Contract Public Hearing will be held on Thursday, March 10, 2011, in Spector Hall, 22 Reade Street, Main Floor, Borough of Manhattan, commencing at 10:00 A.M. on the following:

**IN THE MATTER** of a proposed contract between the Criminal Justice Coordinator's Office and The Center for Alternative Sentencing and Employment Services, located at 346 Broadway, 3rd Floor, New York, New York 10013, for the provision of alternative to incarceration services to non-detained felony defendants in Bronx, Queens, Kings and New York Counties. The contract term shall be from July 1, 2010 to June 30, 2011. There shall be no option to renew. The contract shall be in an amount not to exceed \$236,689. E-PIN#: 00211L0027001.

The proposed contractor is being funded through City Tax Levy Discretionary Funds Appropriation, pursuant to Section 1-02 (e) of the Procurement Policy Board Rules.

A draft copy of the proposed contract is available for public inspection at the Office of the Criminal Justice Coordinator, One Centre Street, Room 1012N, New York, NY 10007, from February 25, 2011 to March 10, 2011, excluding Saturdays, Sundays and Holidays, from 9:00 A.M. to 12:00 P.M. and from 2:00 P.M. to 4:00 P.M.

**IN THE MATTER** of a proposed contract between the Criminal Justice Coordinator's Office and The Center for Alternative Sentencing and Employment Services, located at 346 Broadway, 3rd Floor, New York, New York 10013, for the provision of intensive supervision and transitional/referral services for seriously and persistently mentally ill repeat felons, as well as mental health training/outreach to court/program staff. The contract term shall be from July 1, 2010 to June 30, 2011. There shall be no option to renew. The contract shall be in an amount not to exceed \$148,200. E-PIN#: 00211L0028001.

The proposed contractor is being funded through City Tax Levy Discretionary Funds Appropriation, pursuant to Section 1-02 (e) of the Procurement Policy Board Rules.

A draft copy of the proposed contract is available for public inspection at the Office of the Criminal Justice Coordinator, One Centre Street, Room 1012N, New York, NY 10007, from February 25, 2011 to March 10, 2011, excluding Saturdays, Sundays and Holidays, from 9:00 A.M. to 12:00 P.M. and from 2:00 P.M. to 4:00 P.M.

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## HEALTH AND MENTAL HYGIENE

### PUBLIC HEARINGS

**NOTICE IS HEREBY GIVEN** that a Contract Public Hearing will be held on Thursday, March 10, 2011, in Spector Hall, 22 Reade Street, Main Floor, Borough of Manhattan, commencing at 10:00 A.M. on the following:

**IN THE MATTER** of a proposed contract between the Department of Health and Mental Hygiene and the Contractor listed below, to develop and oversee an epidemiology fellowship placement and training program at DOHMH. The contract term shall be from July 1, 2010 to June 30, 2014 with one renewal option from July 1, 2014 to June 30, 2018.

#### Contractor/Address

CSTE  
2872 Woodcock Blvd., Suite 303, Atlanta, GA 30341

**PIN#** 09CD001001R0X00 **Amount** \$1,076,432

The proposed contractor has been selected by Negotiated Acquisition, pursuant to Section 3-04 of the Procurement Policy Board Rules.

A draft copy of the proposed contract is available for public inspection at the New York City Department of Health and Mental Hygiene, Office of Contracts, 93 Worth Street, Room 812, New York, NY 10013, from February 25, 2011 to March 10, 2011, excluding Weekends and Holidays, from 10:00 A.M. to 4:00 P.M.

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