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THE CITY RECORD

MICHAEL R. BLOOMBERG, Mayor

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PUBLIC HEARINGS AND MEETINGS

See Also: Procurement; Agency Rules

ART COMMISSION

MEETING

The Art Commission Public Meeting will be held on **Monday, April 14th, beginning at 1:20 P.M.** in City Hall. All times are subject to change. Please refer to the Art Commission website at www.nyc.gov/artcommission or call the Commission at 212-788-3071 to confirm presentation times.*

Public Meeting

1:20 p.m. Consent Items

- 23094: Conservation of the portrait of Jose Antonio Paez (1851) by Charles Wesley Jarvis, stairwell between the first and second floor, Mayor's side, City Hall, Manhattan. (Final)
- 23095: Conservation of the portrait of William L. Strong (1898) by Boris Kramer-Scheriro, Art Commission rotunda, City Hall, Manhattan. (Final)
- 23096: Conservation of the portrait of William F. Havemeyer (1847) by Thompkins Matteson, hallway outside speechwriters' room, City Hall, Manhattan. (Final)
- 23097: Conservation of the portrait of Enos Thompson Throop (1833) by Robert W. Weir, East Chamber, Governor's Room, City Hall, Manhattan. (Final)
- 23098: Conservation of the portrait of Daniel D. Tompkins (1808) by John Trumbull, Middle Chamber, Governor's Room, City Hall, Manhattan. (Final)
- 23099: Conservation of the portrait of Stephen Decatur (1814) by Thomas Sully, East Chamber, Governor's Room, City Hall, Manhattan. (Final)
- 23100: Conservation of the portrait of Jonathan Williams (1814) by Thomas Sully, Committee of the Whole, City Hall, Manhattan. (Final)
- 23101: Conservation of the portrait of William C. Bouck (1847) by Charles Loring Elliott, West Chamber, Governor's Room, City Hall, Manhattan. (Preliminary)
- 23102: Conservation of the portrait of John Adams Dix (1877) by Anna Lea Merritt, first floor hallway, Mayor's side, City Hall, Manhattan. (Preliminary)
- 23103: Conservation of the portrait of James Harper (1845) by Henry Inman, City Council Lounge, City Hall, Manhattan. (Preliminary)
- 23104: Conservation of the portrait of Washington Hunt (1855) by Charles Loring Elliott, West Chamber,

Governor's Room, City Hall, Manhattan. (Preliminary)

- 23105: Conservation of the portrait of George Opdyke (1866) by Charles Loring Elliott, Art Commission rotunda, City Hall, Manhattan. (Preliminary)
- 23106: Conservation of the portrait of Isaac L. Varian (1842) by Edward Mooney, first floor hallway, Mayor's side, City Hall, Manhattan. (Preliminary)
- 23107: Installation of a distinctive sidewalk with an artwork by Ken Hiratsuka, 23-29 Bond Street, Manhattan. (Final) (CC 1, CB 2) DOB
- 23108: Installation of three guard booths, rehabilitation and replacement of portions of fencing and adjacent site work, Charles H. Gay Homeless Shelter, Wards Island, Manhattan. (Preliminary and Final) (CC 8, CB 11) DDC
- 23109: Construction of an addition, Engine Company 309, 1851 East 48th Street, Brooklyn. (Final) (CC 46, CB 18) DDC
- 23110: Reconstruction of the entryway, Puerto Rican Traveling Theatre, 304 West 47th Street, Manhattan. (Preliminary and Final) (CC 3, CB 4) DDC
- 23111: Construction of a tensile structure, East Meadow, Staten Island Children's Museum, Sailor's Snug Harbor, 1000 Richmond Terrace, Staten Island. (Preliminary) (CC 49, CB 1) DDC/DCuA/DPR
- 23112: Rehabilitation of two skylights, including the installation of a wind scoop and a wind turbine, Main Building, Staten Island Children's Museum, Sailor's Snug Harbor, 1000 Richmond Terrace, Staten Island. (Preliminary) (CC 49, CB 1) DDC/DCuA/DPR
- 23083: Construction of a miniature golf course, Rocket Park, New York Hall of Science, 47-01 111th Street, Queens. (Final) (CC 21, CB 4, 5 & 6) DCuA/DPR
- 23113: Construction of Canarsie Park, Phase II, southern portion of Canarsie Park between Seaview Avenue and Shore Parkway, Brooklyn. (Preliminary and Final) (CC 46, CB 218) DPR
- 23114: Construction of a skate park, Astoria Park, Hoyt Avenue, Ditmars Boulevard, 21st Street and the East River, Queens. (Final) (CC 22, CB 1) DPR
- 23115: Reconstruction of Hester Street playground and plaza and partial rehabilitation of Building D, Sara D. Roosevelt Park, Forsyth Street, Chrystie Street, East Houston Street and Canal Street, Manhattan. (Final) (CC 1, CB 3) DPR
- 23116: Construction of Bushwick Inlet Park as part of the Greenpoint and Williamsburg waterfront, Phase I, including the construction of a soccer field and adjacent landscaping, Kent Avenue between North 9th Street and North 15th Street, Brooklyn. (Preliminary) (CC 33, CB 1) DPR
- 23117: Repainting of Bow Bridge, Central Park, 73rd Street, Manhattan. (Preliminary) (CC 9, CB 5, 7, 8, 10 & 11) DPR/CPC

- 23118: Construction of a parking garage, Site A, East 161st Street, Ruppert Place, East 157th Street, Major Deegan Expressway and Macombs Dam Bridge off-ramp, Bronx. (Final) (CC 17, CB 4) EDC/DPR
- 23119: Reconstruction of Queens Plaza, Phase I, including streetscape improvements, Queens Plaza North and Queens Plaza South between Queens Plaza East and the East River, Queens. (Final) (CC 26, CB 2) EDC/DOT/DPR
- 23120: Installation of streetscape improvements, Bellevue Hospital campus, East 28th Street between First Avenue and the FDR Drive, Manhattan. (Final) (CC 4, CB 6) EDC
- 23121: Reconstruction of a cooler building, DeBragga & Spitzer Meat Market, Gansevoort Market, 565 West Street, Manhattan. (Preliminary) (CC 3, CB 2) EDC
- 23122: Rehabilitation of the 11th Avenue Bridge over LIRR/Amtrak West Side Yard, West 30th Street to West 33rd Street, Manhattan. (Final) (CC 3, CB 4) DOT
- 23123: Installation of six bollards, Penn Station, Long Island Railroad Entrance, 34th Street and Seventh Avenue, Manhattan. (Preliminary and Final) (CC 3, CB 5) DOT
- 23124: Installation of a fenced-in planted area, 1084 Pacific Street, Brooklyn. (Preliminary and Final) (CC 35, CB 308) DOT
- 23081: Installation of 18 M-Poles, Hyatt Street, Stuyvesant Place, Schuler Street, Richmond Terrace and Nick LaPorte Place, St. George, Staten Island. (Preliminary and Final) (CC 49, CB 1) DOT
- 23125: Construction of a pedestrian bridge, Manhattan College, between West 242nd Street and Waldo Avenue over Manhattan College Parkway, Bronx. (Preliminary and Final) (CC 11, CB 8) DOT

Public Hearing

- 1:25 p.m.
- 23126: Rehabilitation of the Windsor Park Community Library, including the installation of a book drop and standard signage, 79-50 Bell Boulevard, Queens. (Preliminary) (CC 23, CB 11) QL
- 1:45 p.m.
- 23127: Rehabilitation of the Manhattan Cruise Terminal, Pier 88, Pier 90, Pier 92 and Pier 94, 12th Avenue between West 47th Street and West 53rd Street, Manhattan. (Preliminary) (CC 3, CB 104) EDC
- 2:05 p.m.
- 23128: Construction of an addition to a garage, Central Park Zoo, East 63rd Street at Fifth Avenue, Manhattan. (Preliminary and Final) (CC 4, CB 8) DPR/CPC
- 2:30 p.m.
- 23092: Construction of a Snow Leopard Exhibition, Central Park Zoo, East 64th Street at Fifth Avenue, Manhattan. (Final) (CC 4, CB 8) DPR
- 2:55 p.m.
- 23129: Installation of a distinctive sidewalk, 10 West End Avenue, Manhattan. (Preliminary and Final) (CC 6, CB 7) DOB
- 3:15 p.m.
- 23130: Installation of 141 M-Poles, Morningside Heights, Amsterdam Avenue from West 110th Street to West 125th Street, Morningside Avenue from West 114th Street to West 123rd Street, West 110th Street from Manhattan Avenue to Amsterdam Avenue and Morningside Drive from West 110th Street to Amsterdam Avenue, Manhattan. (Preliminary and Final) (CC 7 & 9, CB 9 & 10) DOT
- 3:30 p.m.
- 23131: Installation of a prototypical newsstand, northwest corner of West 116th Street and Broadway,

Manhattan. (Preliminary and Final) (CC 9, CB 9) DConA

3:45 p.m.
23132: Installation of a prototypical newsstand, northwest corner of 13th Avenue and 48th Street, Brooklyn. (Preliminary and Final) (CC 34, CB 12) DConA

*Any person requiring reasonable accommodation to participate in the hearing should call or write the Commission no later than three business days prior to the meeting.

Art Commission, City Hall, Third Floor
New York, New York 10007
Tel: 212-788-3071, Fax: 212-788-3086

a10

BROOKLYN BOROUGH PRESIDENT

PUBLIC HEARINGS

UNIFORM LAND USE REVIEW PROCEDURE

NOTICE IS HEREBY GIVEN THAT, pursuant to Sections 82 and 197-C of the New York City Charter, the Brooklyn Borough President will hold a public hearing on the following matters in the Community Room, Brooklyn Borough Hall, 209 Joralemon Street, Brooklyn, New York 11201, commencing at 5:30 P.M. on April 14, 2008.

CALENDAR ITEM 1
ST. MARKS GARDENS
515, 519, 521 ST. MARKS AVENUE
UDAAP - LAND DISPOSITION; SITE ACQUISITION
COMMUNITY DISTRICT 8
080288 HAK; 080287 PQQ

IN THE MATTER of applications submitted by the Department of Housing Preservation and Development pursuant to: a.) Section 197-c of the New York City Charter for the acquisition of property located at 515, 519 and 521 St. Marks Avenue and for the disposition of such property to a developer selected by HPD to facilitate development of an eight-story residential building, and b.) Article 16 of the General Municipal Law of New York State for the designation of property located at 515, 519, and 521 St. Marks Avenue as an Urban Development Action Area and an Urban Development Action Area Project.

CALENDAR ITEM 2
MADISON/PUTNAM
924 & 928 MADISON STREET
UDAAP - LAND DISPOSITION
COMMUNITY DISTRICT 3
080278 HAK

IN THE MATTER of an application submitted by the Department of Housing Preservation and Development pursuant to Article 16 of the General Municipal Law of New York State for the designation of property located at 924 and 928 Madison Street; and 1023, 1013, 1007, 1052, and 1054 Putnam Avenue as an Urban Development Action Area and an Urban Development Action Area; and pursuant to Section 197-c of the New York City Charter for the disposition of such property to a developer selected by HPD to facilitate development of seven residential buildings, tentatively known as Madison/Putnam, with approximately 48 units, to be developed under the Housing Preservation and Development's Cornerstone Program.

Note: To request a sign language interpreter, or to request TTD services, call Mr. Kevin Parris at (718) 802-3856 at least five business days before the day of the hearing.

a7-11

MANHATTAN BOROUGH PRESIDENT

MEETING

PUBLIC NOTICE IS HEREBY GIVEN THAT the Manhattan Borough Board meeting is scheduled for April 17, 2008 from 8:30 A.M. to 10:00 A.M., at the Harlem State Office Building located at 163 West 125th Street, 2nd Floor, Art Gallery.

PLEASE NOTE: Individuals requesting sign-language interpreters or other reasonable accommodations for disabilities should contact the Office of the Manhattan Borough President, located at 1 Centre Street, 19th Floor South, New York, NY 10007 at (212) 669-8300. NO LATER THAN THREE (3) BUSINESS DAYS PRIOR TO THE PUBLIC HEARING/MEETING.

a9-16

QUEENS BOROUGH PRESIDENT

PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN that a Public Hearing will be held by the Borough President of Queens, Helen Marshall, on Thursday, April 10, 2008 at 10:30 A.M., in the Borough Presidents Conference Room located at 120-55 Queens Boulevard, Kew Gardens, New York 11424, on the following items:

CD 03 - BSA #218-07BZ - IN THE MATTER OF an application submitted by Sheldon Lobel, PC on behalf of Matthew Foglia, pursuant to Section 72-21 of the NYC Zoning Resolution, for a variance to allow the use of an existing two-story building as a professional office (U.G. 6) in an R3-2 district located at 110-11 Astoria Boulevard, Block 1679, Lot 34, Zoning Map 10a, East Elmhurst, Borough of Queens.

CD02 - BSA #238-07BZ - IN THE MATTER of an application submitted by the Law Offices of Howard Goldman on behalf of OCA Long Island, LLC, pursuant to Section 72-21 of the NYC Zoning Resolution for use and bulk variances to allow development of a mixed-use residential, community facility and commercial development in an M1-4/R6A/M1-4 split zoning district located at 5-11 47th Avenue, Block 28, Lots 13, 15, 17, 18, 21 & 38, Zoning Map 9b, Long Island City, Borough of Queens.

NOTE: Individuals requesting Sign Language Interpreters should contact the Borough President's Office,

(718) 286-2860, TDD users should call (718) 286-2656, no later than FIVE BUSINESS DAYS PRIOR TO THE PUBLIC HEARING.

a4-10

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, City Hall, New York City, New York 10007, commencing at 9:30 A.M. on Tuesday, April 15, 2008:

YARDS TEXT AMENDMENT

CITYWIDE N 080078 ZRY
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, modifying regulations pertaining to yards and open space.

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

* * *

Article II
Chapter 3
Bulk Regulations for Residential Buildings in Residence Districts

* * *

23-00
APPLICABILITY AND GENERAL PURPOSES

* * *

23-012
Lower density growth management areas
For areas designated as #lower density growth management areas# pursuant to Section 12-10 (DEFINITIONS), the underlying district regulations shall apply to all #residential developments# or #enlargements#. Such regulations are superseded or supplemented as set forth in the following Sections:

- Section 11-44 (Authorizations or Permits in Lower Density Growth Management Areas)
Section 12-10 (DEFINITIONS - Floor area; Lower density growth management area and Private road)
Section 23-141 (Open space and floor area regulations in R1, R2, R3, R4 or R5 Districts)
Section 23-32 (Minimum Lot Area or LotWidth for Residences)
Section 23-44 (Permitted Obstructions in Required Yards or Rear Yard Equivalents)
Section 23-461 (Side yards for single- or two-family residences)
Section 23-462 (Side yards for all other residential buildings)
Section 23-533 (Required rear yard equivalents)
Section 23-541 (Within one hundred feet of corners)
Section 23-542 (Along short dimension of block)
Section 23-631 (Height and setback in R1, R2, R3, R4 and R5 Districts)
Section 23-711 (Standard minimum distance between buildings)
Section 23-88 23-881 (Minimum Distance Between LotLines and Building Walls in Lower Density Growth Management Areas)

* * *

23-12
Permitted Obstructions in Open Space
R1 R2 R3 R4 R5 R6 R7 R8 R9 R10

In the districts indicated, the following shall not be considered obstructions when located in any #open space# required on a #zoning lot#, except that no portion of such #open space# which is also a required #yard# or #rear yard equivalent#, or is needed to satisfy the minimum required area or dimensions of a #court#, may contain any obstructions not permitted in such #yard#, #rear yard equivalent# or #court#:

* * *

- (e) Parking spaces, off-street, enclosed, #accessory#, not to exceed one space per #dwelling unit# when #accessory# to a #single-family#, #two-family# or three-#family residence#, provided that the total area occupied by a #building# used for such purposes does not exceed 20 percent of the total required #open space# on the #zoning lot#. However, two such spaces for a #single family residence# may be permitted in #lower density growth management areas#;

* * *

23-141
Open space and floor area regulations in R1, R2, R3, R4 or R5 Districts

* * *

- (3) In R2, R3, R4 and R5 Districts, except R4A, R4B, R4-1, R5A, R5B and R5D Districts, the permitted #floor area# of a #single-# or #two-family detached# or #semi-detached residence developed# after June 30, 1989, may be increased by 100 300 square feet if at least one enclosed #accessory# off-street parking space is provided in a garage located wholly or partly in the #side lot ribbon# pursuant to paragraph (e) of Sections 23-12 (Permitted Obstructions in Open Space), 23-441 (Location of garages in side yards of corner lots) or 23-442 (Location of garages in side yards of other zoning lots).
(4) In R3, R4A and R4-1 Districts within #lower density growth management areas#, the permitted #floor area# of a #single-# or #two-family detached# or #semi-detached residence# may be increased by up to 300 square feet for one parking space and up to 500 square feet for two parking spaces provided such spaces are in a garage located wholly or partly in the #side lot ribbon# pursuant to Sections 23-12, paragraph (e), 23-441 or 23-442.

* * *

- (6) In R5A Districts, the permitted #floor area# of a #single # or #two family detached residence# may be increased by up to 300 square feet for one parking space provided such space is in a garage located in the #side lot ribbon#, pursuant to Sections 23-12, paragraph (e), 23-441 or 23-442.

* * *

23-44
Permitted Obstructions in Required Yards or Rear Yard Equivalents

In all #Residence Districts#, the following shall not be considered obstructions when located within a required #yard# or #rear yard equivalent#:

- (a) In any #yard# or #rear yard equivalent#:
Fences, not exceeding four feet in height above adjoining grade in any #front yard#, except that for #corner lots#, a fence may be up to six feet in height within that portion of one #front yard# that is between a #side lot line# and the prolongation of the side wall of the #residence# facing such #side lot line#.
Parking spaces, off-street, open, within a #front yard# that are #accessory# to a #residential building# where:
(1) in R2X, R3, R4 and R5 Districts, no more than two parking spaces are required, provided such spaces are located in a permitted #side lot ribbon#;
(2) in R3, R4 and R5 Districts, more than two parking spaces are required, provided such spaces meet all the requirements of paragraph (b) of Section 25-621 (Location of parking spaces in certain districts) and the screening requirements of Section 25-66.
However, no such parking spaces shall be permitted in any #front yard# within a R1, R2, other than R2X, R4B, R5B or R5D District, and no such required spaces shall be permitted in any #front yard# within any R1, R2, R3, R4A or R4-1 District within a #lower density growth management area#.
Ramps for access by the handicapped; Steps, provided that such steps access only the lowest #story# of a #building# fronting on a #street#, which may include a #story# located directly above a #basement# and ramps for access by the handicapped;

* * *

- Walls, not exceeding eight feet in height above adjoining grade and not roofed or part of a #building#, and not exceeding four feet in height in any #front yard#, except that for #corner lots#, a wall may be up to six feet in height within that portion of one #front yard# that is between a #side lot line# and the prolongation of the side wall of the #residence# facing such #side lot line#.

* * *

23-451
Planting Requirement
R1 R2 R3 R4 R5

In the districts indicated, a minimum percentage of the area of the #front yard# shall be planted which shall vary by #street# frontage of the #zoning lot# as set forth in the following table. For the purposes of this Section, the #front yard# shall include the entire area between all #street walls# of the #building# and their prolongations and the #street line#. Planted areas shall be comprised of any combination of grass, groundcover, shrubs, trees or other living plant material. For #through lots# or #corner lots#, the planting requirement of this Section shall be applied separately to each #street# frontage. For #corner lots#, planted areas of overlapping portions of #front yards# shall only be counted towards the planting requirement of one #front yard#. For

#zoning lots# with multiple #building segments#, the planting requirement of this Section shall be applied separately to the entire area between the #street wall# of each #building segment# and the #street line#.

#Street# frontage of #zoning lot#, or #street wall# width of #building segment#, as applicable Minimum percentage of #front yard# to be planted

Less than 20 feet	20 25
20 to 34 feet	
35 to 59 feet	30 50
60 feet or greater	

* * *

23-46 Minimum Required Side Yards
R1 R2 R3 R4 R5 R6 R7 R8 R9 R10

In all districts, as indicated, #side yards# shall be provided on any #zoning lot# as specified in this Section, except as otherwise provided in the following Sections:

Section 23-48	(Special Provisions for Existing Narrow Zoning Lots)
Section 23-49	(Special Provisions for Party or Side LotLine Walls)
Section 23-50	(EXCEPTIONS FOR SUBDIVISION OF ZONING LOTS AFTER DEVELOPMENT)
Section 23-51	(Special Provisions Applying along District Boundaries Adjacent to Low Density Districts)

23-461 Side yards for single- or two-family residences
R1 R2 R3 R4 R5 R6 R7 R8 R9 R10

- (a) In all districts, as indicated, for #single-family detached residences# or, where permitted, for #two-family detached residences#, #side yards# shall be provided as set forth in the table in this paragraph, except that on #corner lots# in #lower density growth management areas#, and on #corner lots# in R2A R1, R2, R3, R4 and R5 Districts, one #side yard# shall be at least 20 feet in width:

MINIMUM REQUIRED SIDE YARDS

Number Required	Required Total Width (in feet)	Required Minimum Width of any #Side Yard# (in feet)	District
2	35	15	R1-1
2	20	8	R1-2
2	13	5	R2 R2A R3-1 R3-2 R4-R10 R2X R3X R4A R5A
2	10*	2*	R3A R4-1 R4B R5B R5D
1	8*	0*	

* An open area with a minimum width of eight feet, parallel to the #side lot line#, is required along a common #side lot line# between a new #development#, #enlargement# or alteration and a #residential building# on an adjacent #zoning lot#, except that the total width of #side yards# on a #zoning lot# need not exceed 13 feet, with both one #side yards# at least five feet wide.

However, where an adjacent #zoning lot# has an existing #detached residence# with #side yards# totaling at least 13 feet in width with one #side yard# at least five feet wide, or an existing #semi-detached residence# with a #side yard# at least eight feet wide, the open area between a new #development#, #enlargement# or alteration and such #residential building# on an adjacent #zoning lot# shall have a minimum width of ten feet ~~except that the total width of #side yards# on a #zoning lot# need not exceed 13 feet~~, with both #side yards# at least five feet wide.

Only chimneys, eaves, gutters, downspouts, ~~open #accessory# off-street parking spaces~~, steps, and ramps for access by the handicapped shall be permitted obstructions in such open area and such obstructions may not reduce the minimum width of the open area by more than three feet. ~~Open #accessory# off-street parking spaces shall be permitted in such open area.~~

R3-1 R3-2 R4 R4-1 R4B R5

- (b) In the districts indicated, for #single-# or #two-family semi-detached residences#, a #side yard# shall be provided as set forth in the table in this paragraph, except that on #corner lots# in #lower density growth management areas#, one #side yard# shall be at least 20 feet in width:

MINIMUM REQUIRED SIDE YARD

Feet	District
8	R3-1 R3-2 R4 R5
4*	R4-1 R4B R5B R5D

* An open area with a minimum width of eight feet, parallel to the #side lot line#, is required along a common #side lot line# between a new #development#, #enlargement# or alteration and a

#residential building# on an adjacent #zoning lot#.

However, where an adjacent #zoning lot# has an existing #detached residence# with #side yards# totaling at least 13 feet in width with one #side yard# at least five feet wide, or an existing #semi-detached residence# with a #side yard# at least eight feet wide, the open area between a new #development#, #enlargement# or alteration and such #residential building# on an adjacent #zoning lot# shall have a minimum width of ten feet.

Only chimneys, eaves, gutters, downspouts, ~~open #accessory# off-street parking spaces~~, steps, and ramps for access by the handicapped shall be permitted obstructions in such open area and such obstructions may not reduce the minimum width of the open area by more than three feet. ~~Open #accessory# off-street parking spaces shall be permitted in such open area.~~

23-462 Side yards for all other residential buildings
R6 R7 R8 R9 R10

* * *

- (c) In the districts indicated, no #side yards# are required. However, if any open area extending along a #side lot line# is provided at any level, it shall measure at least eight feet wide for the entire length of the #side lot line#.

* * *

23-47 Minimum Required Rear Yards
R1 R2 R3 R4 R5 R6 R7 R8 R9 R10

In all districts, as indicated, one a #rear yard# with a depth of not less than 30 feet shall be provided at every #rear lot line# on any #zoning lot# ~~except a #corner lot#~~ and except as otherwise provided in Sections 23-52 (Special Provisions for Shallow Interior Lots), 23-53 (Special Provisions for Through Lots), or 23-54 (Other Special Provisions for Rear Yards). #Rear yards# shall also be provided along portions of #side lot lines# as set forth in Section 23-471 (Beyond one hundred feet of a street line).

23-471 Beyond one hundred feet of a street line
R1 R2 R3 R4 R5 R6 R7 R8 R9 R10

In all districts, as indicated, for #interior# or #through lot# portions of #corner lots#, and, for #zoning lots# bounded by two or more #streets# that are neither #corner lots# nor #through lots#, the portion of a #side lot line# beyond 100 feet of the #street line# that it intersects shall be considered a #rear lot line# and the following rules shall apply along such #rear lot line#:

- (a) In all districts, a #rear yard# with a minimum depth of 30 feet shall be provided where such #rear lot line# coincides with a #rear lot line# of an adjoining #zoning lot# (see illustration 1);
- (b) In R1 through R5 Districts, a #rear yard# with a minimum depth of eight feet shall be provided where such #rear lot line# coincides with a #side lot line# of an adjoining #zoning lot# (see illustration 2);
- (c) In R6 through R10 Districts, no #rear yard# shall be required where such #rear lot line# coincides with a #side lot line# of an adjoining #zoning lot#.

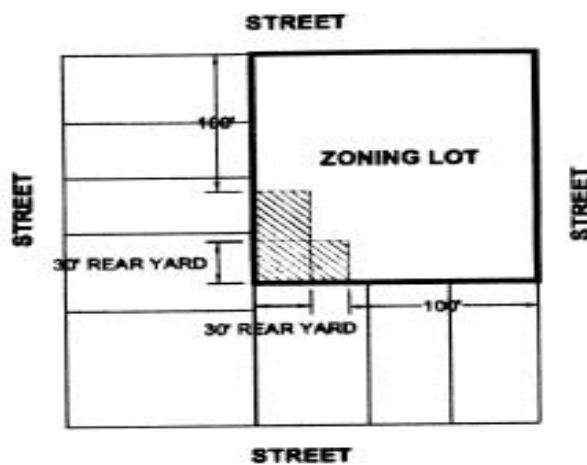


ILLUSTRATION 1 (Corner lot example)

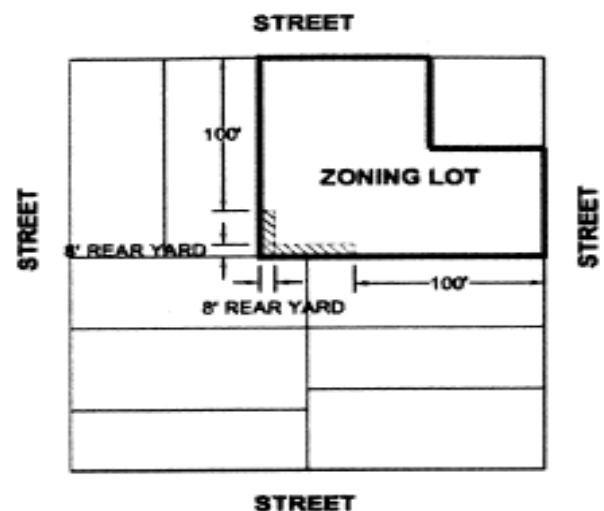


ILLUSTRATION 2 (Zoning lot bounded by two or more streets and is neither a corner lot nor through lot example)

* * *

23-51 Special Provisions Applying adjacent to R1 through R6B Districts along District Boundaries
R6 R7 R8 R9 R10

In the districts indicated, the provisions of this Section shall apply to those portions of #developments# or #enlargements# on #zoning lots# located wholly or partially within an R6, R7, R8 R9 or R10 District that are adjacent to and within 25 feet of a #zoning lot# located wholly or partially within an R1, R2, R3, R4, R5 or R6B District.

Such portions of #development# or #enlargement# shall:

- (a) not exceed a height of 35 feet where such adjoining district is an R1, R2, R3, R4, or R5 District, and
- (b) shall comply with the height and setback regulations of an R6B district where such adjoining district is an R6B District.

Furthermore, except where such adjacent lot is wholly or partially within an R6B District, a #side yard# at least eight feet wide shall be provided along the entire length of the common #side lot line#. Such #side yard# may be used for #accessory# parking.

if the boundary of an adjoining R1, R2, R3, R4 or R5 Districts coincides with a #side lot line# of a #zoning lot#, a #side yard# at least eight feet wide shall be provided along such boundary within the districts indicated. In addition, portions of #buildings developed# or #enlarged# in R6A, R6B, R7A, R7B, R7X, R8A, R8B, R8X, R9A, R9X, R10A or R10X Districts, or portions of #residential buildings developed#, or #enlarged# where permitted, pursuant to the Quality Housing Program in other R6, R7, R8, R9 or R10 Districts, shall comply with the requirements for R6B Districts in Section 23-623 (Street wall location and height and setback regulations in certain districts) when such portions are located within 25 feet of the boundary of an R1, R2, R3, R4, R5 or R6B District.

* * *

23-53 Special Provisions for Through Lots
R1 R2 R3 R4 R5 R6 R7 R8 R9 R10

In all districts, as indicated, the regulations of this Section shall apply to all #through lots#, except as provided in Section 23-471 (Beyond 100 feet of a corner). In the case of a #zoning lot# occupying an entire #block#, no #rear yard# or #rear yard equivalent# shall be required.

23-531 Exempted districts
R1 R2 R3

In the districts indicated, no #rear yard# regulations shall apply to any #through lots#, except as otherwise provided in Section 23-543 (For portions of through lots).

23-532 Exempted through lots
R1 R2 R3R4 R5 R6 R7 R8 R9 R10

- (a) In the all districts, as indicated, no #rear yard# regulations shall apply to any #through lots# that extend less than 110 feet in maximum depth from #street# to #street#.

* * *

23-533 Required rear yard equivalents
R1 R2 R3R4 R5 R6 R7 R8 R9 R10

In the all districts, as indicated, and in R1, R2 and R3 Districts within #lower density growth management areas#, on any #through lot# that is 110 feet or more in maximum depth from #street# to #street#, one of the following #rear yard equivalents# shall be provided:

- (a) an open area with a minimum depth of 60 feet, linking adjoining #rear yards# or, if no such #rear yards# exist, an open area with a minimum depth of 60 feet, midway (or within five feet of being midway) between the two #street lines# upon which such #through lot# fronts; or
- (b) two open areas, each adjoining and extending along the full length of a #street line# and each with a minimum depth of 30 feet measured from such #street line#, except that in R6, R7, R8, R9 or R10 Districts, the depth of such required open area along one #street line# may be decreased, provided that:
 - (1) a corresponding increase of in the depth of the open area along the other #street line# is made; and
 - (2) any required #front yards# or front setback areas are maintained; or
- (c) an open area adjoining and extending along the full length of each #side lot line# with a minimum width of 30 feet measured from each such #side lot line#.

* * *

23-54 Other Special Provisions for Rear Yards

* * *

23-541 Within one hundred feet of corners
R1 R2 R3 R4 R5R6 R7 R8 R9 R10

In all the districts, as indicated, except within #lower density growth management areas# and R2A, R5A and R5D Districts, no #rear yard# shall be required within 100 feet of the point of intersection of two #street lines# intersecting at an angle of 135 degrees or less.

23-542
Along short dimension of block
R1 R2 R3 R4 R5 R6 R7 R8 R9 R10

In all the districts, as indicated, except within #lower density growth management areas# and R2A, R5A and R5D Districts, whenever a #front lot line# of a #zoning lot# coincides with all or part of a #street line# measuring less than 230 feet in length between two intersecting #streets#, no #rear yard# shall be required within 100 feet of such #front lot line#.

23-543
For portions of through lots
For zoning lots with multiple rear lot lines
R1 R2 R3 R4 R5 R6 R7 R8 R9 R10

In all districts, as indicated, along any #rear lot line# of a portion of a #through lot# which coincides with a #rear lot line# of an adjoining #zoning lot#, a #rear yard# shall be required as if such portion were an #interior lot#.

In all districts, as indicated, for #zoning lots# with multiple #rear lot lines#, if a #rear yard# extends from a #rear lot line# away from the #street line# which is used to determine such #rear lot line#, the following rules shall apply along such #rear lot line#:

- (a) In all districts, a #rear yard# with a minimum depth of 30 feet shall be provided where such #rear lot line# coincides with a #rear lot line# of an adjoining #zoning lot# (see illustration 1);
- (b) In R1 through R5 Districts, a #rear yard# with a minimum depth of eight feet shall be provided where such #rear lot line# coincides with a #side lot line# of an adjoining #zoning lot# (see illustration 3);
- (c) In R6 through R10 Districts, no #rear yard# shall be required where such #rear lot line# coincides with a #side lot line# of an adjoining #zoning lot#;
- (d) In all districts, for portions of #through lots# that have multiple #rear lot lines# and such portions are not subject to #interior lot# regulations, the #street line# bounding the #zoning lot# closest to such #rear lot line# shall be used to determine compliance with this Section 23-543 (see illustration 2).

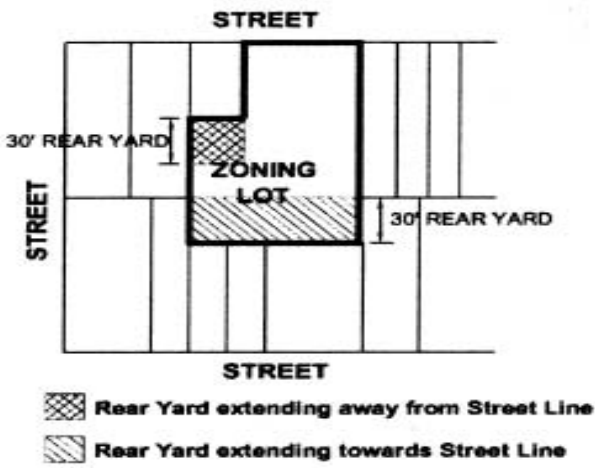


ILLUSTRATION 1

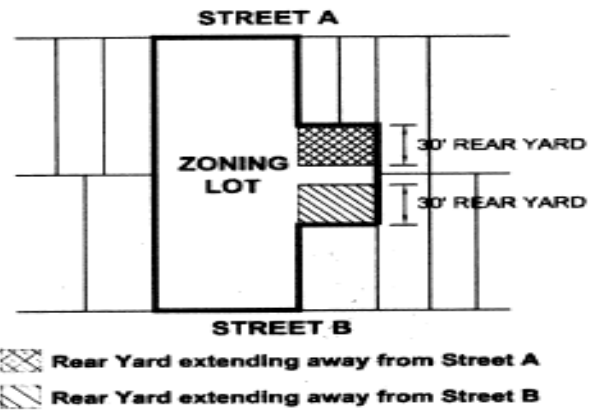


ILLUSTRATION 2

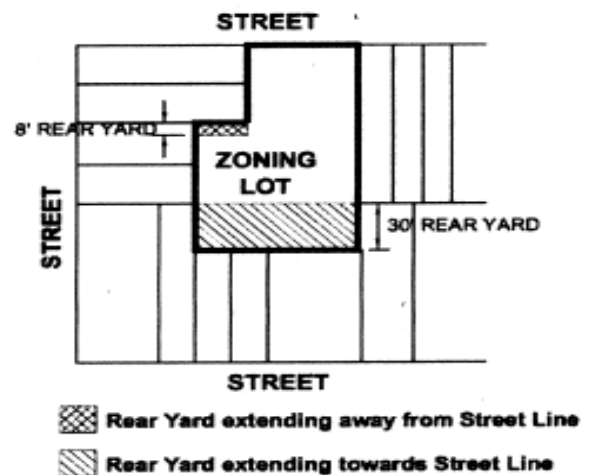


ILLUSTRATION 3

* * *

23-56
Modifications of Rear Yard Regulations
R1 R2 R3 R4 R5 R6 R7 R8 R9 R10

In all districts, as indicated, the regulations set forth in Section 23-543 (For zoning lots with multiple rear lot lines) may be modified in accordance with the provisions of Section

73-69 (Rear Yard Modifications).

* * *

23-711
Standard minimum distance between buildings

* * *

- (f) in R1, R2, R3, R4A and R4-1 Districts within #lower density growth management areas#, the provisions of this paragraph, (f), shall apply to any #zoning lot# with two or more #buildings# where at least 75 percent of the #floor area# of one #building# is located wholly beyond 50 feet of a #street line# and the #private road# provisions do not apply. For the purposes of this paragraph, any #residential building# with no #residential building# located between it and the #street line# so that lines drawn perpendicular to the #street line# do not intersect any other #residential building# shall be considered a "front building," and any #residential building# located wholly with at least 75 percent or more of its #floor area# located beyond the #rear wall line#, or prolongation thereof, of a "front building," shall be considered a "rear building." The minimum distances set forth in the table in this Section shall apply, except that a minimum distance of 45 feet shall be provided between any such front and rear #buildings#.

* * *

23-80
COURT REGULATIONS, MINIMUM DISTANCE BETWEEN WINDOWS AND WALLS OR LOT LINES AND OPEN AREA REQUIREMENTS

* * *

23-88
Minimum Distance between Lot Lines and Building Walls

23-8823-881
Minimum distance between lot lines and building walls in lower density growth management areas

- (a) On #corner lots# in #lower density growth management areas#, for #zoning lots# with multiple #buildings# or #building segments#, an open area at least 30 feet in depth shall be provided between the #side lot line# and the #rear wall line# of any #building# or #building segment# that does not front upon two #streets# in its entirety.

- (b) In R1, R2, R3, R4A and R4-1 Districts within #lower density growth management areas#, the provisions of this paragraph, (b), Section shall apply to any #zoning lot# with two or more #buildings#, where at least 75 percent of the #floor area# of one #building# is located wholly beyond 50 feet of a #street line# and the #private road# provisions do not apply. For the purposes of this paragraph Section, any #residential building# with no #residential building# located between it and the #street line# so that lines drawn perpendicular to the #street line# do not intersect any other #residential building# shall be considered a "front building," and any #residential building# located wholly with at least 75 percent or more of its #floor area# located beyond the #rear wall line#, or prolongation thereof, of a "rear building." An open area with a minimum width of 15 feet shall be provided between any such rear building and the #side lot line# of an adjoining #zoning lot#, and an open area with a minimum width of 30 feet shall be provided between any such rear building and the #rear lot line# of an adjoining #zoning lot#. The permitted obstruction provisions of Section 23-44 for #side yards# shall apply where such open areas adjoin a #side lot line#, and the permitted obstruction provisions of Section 23-44 for #rear yards# shall apply where such open areas adjoin a #rear lot line#.

23-882
Minimum distance between lot lines and building walls in R1 through R5 Districts
R1 R2 R3 R4 R5

In the districts indicated, for #corner lots# with multiple #buildings# or #building segments#, an open area at least 30 feet in depth shall be provided between the #side lot line# and the #rear wall line# of any #building# or #building segment# that does not front upon two #streets# in its entirety.

23-89
Open Area Requirements for Residences in Lower Density Growth Management Areas in the Borough of Staten Island R1 through R5 Districts
R1 R2 R3 R4 R5

In #lower density growth management areas# in the Borough of Staten Island the districts indicated, the provisions of this Section shall apply to all #zoning lots# in #Residence Districts# with two or more #residential buildings# or #building segments#. All such #residential buildings# or #building segments# shall provide open areas as set forth below:

- (a) An open area shall be provided adjacent to the rear wall of each such #building# or #building segment#. For the purposes of this Section, the "rear wall" shall be the wall opposite the wall of each #building# or #building segment# that faces a #street# or #private road#. The width of such open area shall be equal to the width of each #building# or #building segment#, and the depth of such open area shall be at least 30 feet when measured perpendicular to each rear wall. No such open areas shall serve more than one #building# or #building segment#. Only those obstructions set forth in paragraph (b) of Section 23-44 shall be allowed,

except that parking spaces, whether enclosed or unenclosed, and driveways shall not be permitted within such open areas.

- (b) For #buildings# or #building segments# that front upon two or more #streets# or #private roads#, and for #buildings# or #building segments# that do not face a #street# or #private road#, one wall of such #building# or #building segment# shall be designated the rear wall, and the open area provisions of this Section applied adjacent to such wall. However, for not more than one #building# or #building segment# located at the corner of intersecting #streets# or #private roads#, the depth of such required open area may be reduced to 20 feet.

* * *

Article II
Chapter 4
Bulk Regulations for Community Facility Buildings in Residence Districts

* * *

24-36
Minimum Required Rear Yards
R1 R2 R3 R4 R5 R6 R7 R8 R9 R10

In all districts, as indicated, ~~one~~ a #rear yard# with a depth of not less than 30 feet shall be provided at every #rear lot line# on any #zoning lot# ~~except a #corner lot#~~ and except as otherwise provided in Sections 24-37 (Special Provisions for Shallow Interior Lots), 24-38 (Special Provisions for Through Lots) or 24-39 (Other Special Provisions for Rear Yards). #Rear yards# shall also be provided along portions of #side lot lines# as set forth in Sections 24-361 (Beyond one hundred feet of a street line)

24-361
Beyond one hundred feet of a street line
R1 R2 R3 R4 R5 R6 R7 R8 R9 R10

In all districts, as indicated, for #corner lots#, and for #zoning lots# that are bounded by two or more #streets# that are neither #corner lots# or #through lots#, the portion of a #side lot line# beyond 100 feet of the #street line# that it intersects shall be considered a #rear lot line# and the following rules shall apply along such #rear lot line#:

- (a) In all districts, a #rear yard# with a minimum depth of 30 feet shall be provided where such #rear lot line# coincides with a #rear lot line# of an adjoining #zoning lot# (see illustration 1);
- (b) In R1 through R5 Districts, a #rear yard# with a minimum depth of eight feet shall be provided where such #rear lot line# coincides with a #side lot line# of an adjoining #zoning lot# (see illustration 2);
- (c) In R6 through R10 Districts, no #rear yard# shall be required where such #rear lot line# coincides with a #side lot line# of an adjoining #zoning lot#.

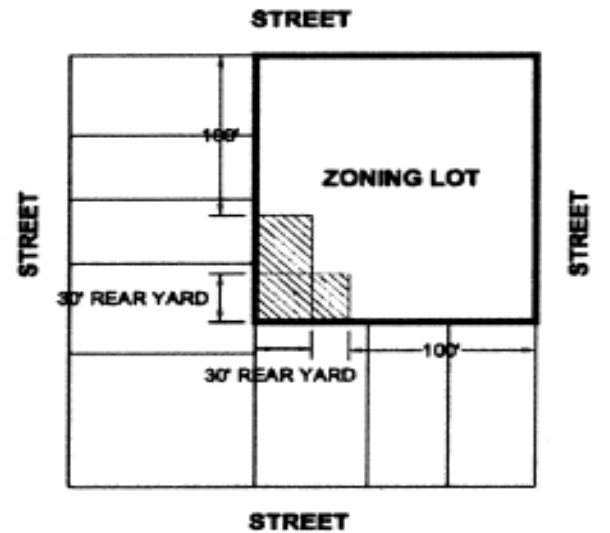


ILLUSTRATION 1
(Corner lot example)

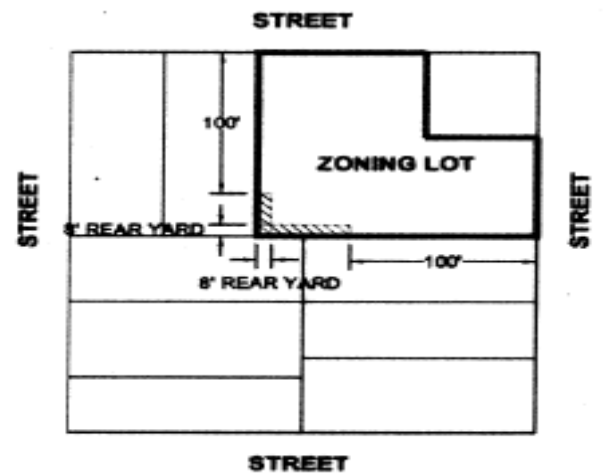


ILLUSTRATION 2
(Zoning lot bounded by two or more streets and is neither a corner lot nor through lot example)

* * *

24-38
Special Provisions for Through Lots
R1 R2 R3 R4 R5 R6 R7 R8 R9 R10

In all districts, as indicated, the regulations of this Section

shall apply to all #through lots#. In the case of a #zoning lot# occupying an entire #block#, no #rear yard# or #rear yard equivalent# shall be required.

* * *

24-382 Required rear yard equivalents
R1 R2 R3 R4 R5 R6 R7 R8 R9 R10

In all districts, as indicated, on any #through lot# 110 feet or more in maximum depth from #street# to #street#, one of the following #rear yard equivalents# shall be provided:

- (a) an open area with a minimum depth of 60 feet ~~linking adjoining #rear yards# or, if no such #rear yards# exist, an open area with a minimum depth of 60 feet,~~ midway (or within five feet of being midway) between the two #street lines# upon which such #through lot# fronts; ~~or~~
- (b) two open areas, each adjoining and extending along the full length of a #street line#, and each with a minimum depth of 30 feet measured from such #street line#, except ~~that in R6, R7, R8, R9 or R10 Districts,~~ the depth of such required open area along one #street line# may be decreased provided that:
 - (1) a corresponding increase ~~of in~~ the depth of the open area along the other #street line# is made; and
 - (2) any required front setback areas are maintained; or
- (c) an open area adjoining and extending along the full length of each #side lot line#, with a minimum width of 30 feet measured from each such #side lot line#.

* * *

24-391 Within one hundred feet of corners
R1 R2 R3 R4 R5 R6 R7 R8 R9 R10

In ~~all the districts, as indicated, except R5D Districts for #buildings# containing #residences#,~~ no #rear yard# shall be required within 100 feet of the point of intersection of two #street lines# intersecting at an angle of 135 degrees or less.

24-392 Along short dimension of block
R1 R2 R3 R4 R5 R6 R7 R8 R9 R10

In ~~all the districts, as indicated, except R5D Districts for #buildings# containing #residences#,~~ whenever a #front lot line# of a #zoning lot# coincides with all or part of a #street line# measuring less than 220 feet in length between two intersecting #streets#, no #rear yard# shall be required within 100 feet of such #front lot line#.

24-393 For portions of through lots
For zoning lots with multiple rear lot lines
R1 R2 R3 R4 R5 R6 R7 R8 R9 R10

In all districts, as indicated, along any #rear lot line# of a portion of a #through lot# which coincides with a #rear lot line# of an adjoining #zoning lot#, a #rear yard# shall be required as if such portion were an #interior lot#. In all districts, as indicated, for #zoning lots# with multiple #rear lot lines#, if a #rear yard# extends from a #rear lot line# away from the #street line# which is used to determine such #rear lot line#, the following rules shall apply along such #rear lot line#:

- (a) In all districts, a #rear yard# with a minimum depth of 30 feet shall be provided where such #rear lot line# coincides with a #rear lot line# of an adjoining #zoning lot# (see illustration 1);
- (b) In R1 through R5 Districts, a #rear yard# with a minimum depth of eight feet shall be provided where such #rear lot line# coincides with a #side lot line# of an adjoining #zoning lot# (see illustration 3);
- (c) In R6 through R10 Districts, no #rear yard# shall be required where such #rear lot line# coincides with a #side lot line# of an adjoining #zoning lot#.
- (d) In all districts, for portions of #through lots# that have multiple #rear lot lines# and such portions are not subject to #interior lot# regulations, the #street line# bounding the #zoning lot# closest to such #rear lot line# shall be used to determine compliance with this Section 24-393 (see illustration 2).

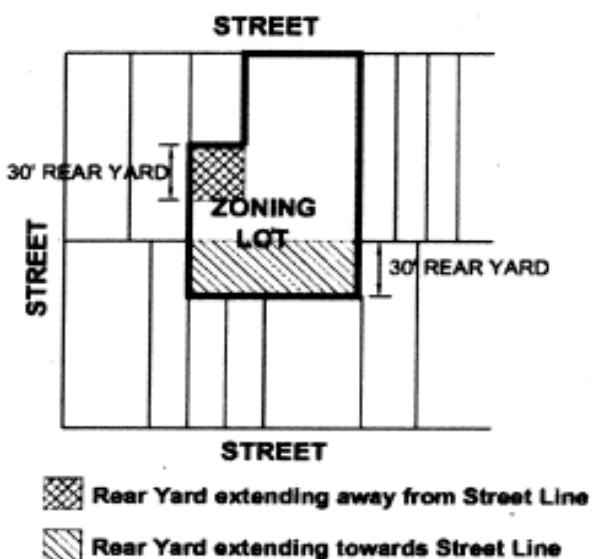
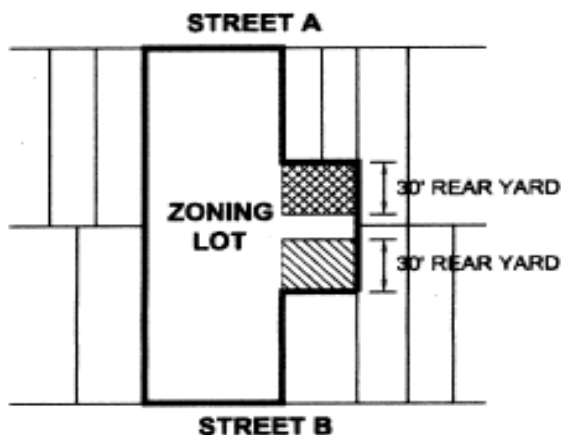
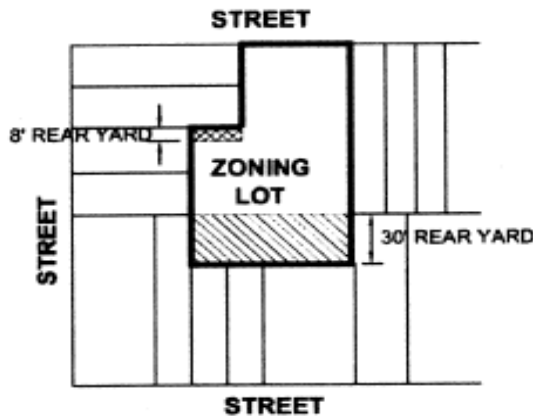


ILLUSTRATION 1



- ▨ Rear Yard extending away from Street A
- ▩ Rear Yard extending away from Street B

ILLUSTRATION 2



- ▨ Rear Yard extending away from Street Line
- ▩ Rear Yard extending towards Street Line

ILLUSTRATION 3

24-41 Modifications of Rear Yard Regulations
R1 R2 R3 R4 R5 R6 R7 R8 R9 R10

In all districts, as indicated, the regulations set forth in Section 24-393 (For zoning lots with multiple rear lot lines) may be modified in accordance with the provisions of Section 73-69 (Rear Yard Modifications).

* * *

Article II Chapter 5 Accessory Off-Street Parking and Loading Regulations

* * *

25-621 Location of parking spaces in certain districts
All #accessory# off-street parking spaces shall be located in accordance with the provisions of this Section, except that in R1, R2, R3, R4A and R4-1 Districts within #lower density growth management areas#, the provisions of Section 25-622 shall apply. In addition, all such parking spaces shall be subject to the curb cut requirements of Section 25-63 (Location of Access to the Street).

- (a) For #zoning lots# with #residential buildings# where no more than two #accessory# parking spaces are required:

* * *

- R1 R2
- (4) In the districts indicated, required #accessory# off-street parking spaces shall be permitted only within a #building#, or in any open area on the #zoning lot# which is not between the #street line# and the #street wall# of the #building# or its prolon-gation.

* * *

25-631 Location and width of curb cuts in certain districts
All curb cuts shall comply with the provisions of this Section, except that in #lower density growth management areas#, the provisions of Section 25-632 shall apply.

* * *

- (b) For #zoning lots# with #residential buildings# where more than two #accessory# parking spaces are required:
R2X R3 R4 R5

- (1) In the districts indicated, except R4B and R5B Districts, and except as otherwise provided in Section 25-633, curb cuts shall comply with the following provisions:
 - (i) #zoning lots# with 35 feet or more of frontage along a #street# shall maintain a minimum distance of 16 feet of uninterrupted curb space along such #street#;
 - (ii) new #residential developments# shall maintain a minimum distance of 16 feet of uninterrupted curb space between all curb cuts on the

same or adjoining #zoning lots developed# after June 30, 1989;

- (iii) the maximum width of a curb cut serving a #group parking facility# shall be as set forth in the following table:

Size of Facility (in number of spaces)	Maximum Width of Curb Cuts (in feet)
up to 4	15
5 to 24	22
25 and over	30

- (iv) all driveways shall be located at least 13 feet from any other driveway on the same or adjoining #zoning lots#. However, driveways may be paired with other driveways on the same or adjoining #zoning lots# provided the aggregate width of such paired driveways, including any space between them, does not exceed 20 feet. Curb cuts accessing such paired driveway shall have a minimum width of 15 feet and a maximum width, including splays, of 18 feet.

* * *

25-632 Driveway and curb cut regulations in lower density growth management areas

The provisions of this Section shall apply within all #lower density growth management areas#, except that these provisions shall not apply to any #zoning lot# occupied by only one #single-family detached residence# with at least 60 feet of frontage along one #street# and, for such residences on #corner lots#, with at least 60 feet of frontage along two #streets#.

* * *

- (g) The maximum grade of a driveway shall not exceed 11 percent.

- (h g) For multiple #buildings# on a single #zoning lot#, access to all parking spaces shall be provided entirely on the same #zoning lot#.

* * *

25-634 Maximum driveway grade
R1 R2 R3 R4 R5

In all districts, as indicated, the maximum grade of a driveway shall not exceed 11 percent in any #front yard#. Driveways existing on (date of enactment) which exceed a grade of 11 percent may be used to access parking spaces required for #residences# constructed after (date of enactment).

Article II Chapter 6 Special Urban Design Guidelines - Streetscape Special Requirements for Developments in R9 and R10 Districts, Developments with Private Roads and Street Tree Planting

26-32 Minimum Distance Between Walls and LotLines

* * *

- (b) For the purposes of applying the provisions of Section 23-88 (Minimum Distance Between Lot Lines and Building Walls in Lower Density Growth Management Areas), the required curb of the #private road# shall be considered to be a #street line#.

* * *

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

* * *

33-26 Minimum Required Rear Yards
C1 C2 C3 C4 C5 C6 C7 C8

In all districts, as indicated, ~~one~~ a #rear yard# with a depth of not less than 20 feet shall be provided at every #rear lot line# on any #zoning lot# except a #corner lot# and except as otherwise provided in Sections 33-27 (Special Provisions for Shallow Interior Lots), 33-28 (Special Provisions for Through Lots) or 33-30 (OTHER SPECIAL PROVISIONS FOR REAR YARDS). #Rear yards# shall also be provided along portions of #side lot lines# as set forth in Section 33-261 (Beyond one hundred feet of a street line).

33-261 Beyond one hundred feet of a street line
C1 C2 C3 C4 C5 C6 C7 C8

In all districts, as indicated, for #corner lots#, and for #zoning lots# that are bounded by two or more #streets# that are neither #corner lots# or #through lots#, the portion of a #side lot line# beyond 100 feet of the #street line# that it intersects shall be considered a #rear lot line# and a #rear yard# with a minimum depth of 20 feet shall be provided where such #rear lot line# coincides with a #rear lot line# of an adjoining #zoning lot#.

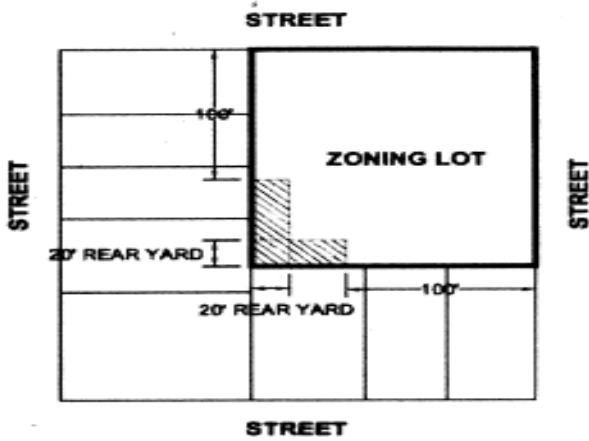


ILLUSTRATION 1 (Corner lot example)

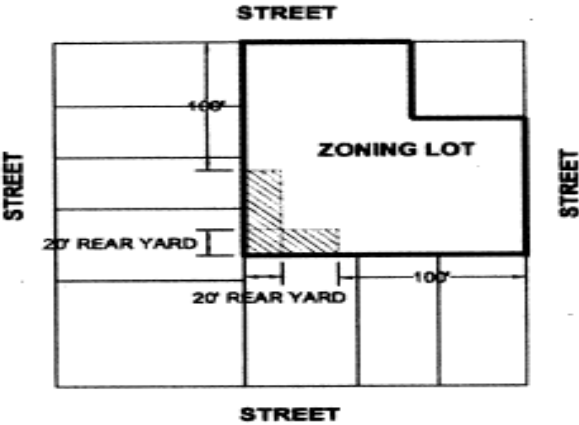


ILLUSTRATION 2 (Zoning lot bounded by two or more streets and is neither a corner lot nor through lot example)

33-28 Special Provisions for Through Lots C1 C2 C3 C4 C5 C6 C7 C8

In all districts, as indicated, the regulations of this Section shall apply to all #through lots#, except that in the case of a #zoning lot# occupying an entire #block#, no #rear yard# or #rear yard equivalent# shall be required.

33-281 Exempted districts C4-2 C4-3 C4-4 C4-5 C4-6 C4-7 C5 C6 C8-4

In the districts indicated, no #rear yard# regulations shall apply to any #through lot#, except as otherwise provided in Section 33-303 (For portions of through lots For zoning lots with multiple rear lot lines).

33-283 Required rear yard equivalents C1 C2 C3 C4-1 C7 C8-1 C8-2 C8-3

In the districts indicated, on any #through lot# 110 feet or more in maximum depth from #street# to #street#, one of the following #rear yard equivalents# shall be provided:

- (a) an open area with a minimum depth of 40 feet linking adjoining #rear yards#, or if no such #rear yards# exist, then midway (or within five feet of being midway) between the two #street lines# upon which such #through lot# fronts.

33-303 For portions of through lots For zoning lots with multiple rear lot lines C1 C2 C3 C4 C5 C6 C7 C8

In all districts, as indicated, along any #rear lot line# of a portion of a #through lot# which coincides with a #rear lot line# of an adjoining #zoning lot#, a #rear yard# shall be required as if such portion were an #interior lot#.

In all districts, as indicated, for #zoning lots# with multiple #rear lot lines#, if a #rear yard# extends from a #rear lot line# away from the #street line# which is used to determine such #rear lot line#, the following rules shall apply:

- (a) a #rear yard# with a minimum depth of 20 feet shall be provided where such #rear lot line# coincides with a #rear lot line# of an adjoining #zoning lot# (see illustration 1);
- (b) no #rear yard# shall be required where such #rear lot line# coincides with a #side lot line# of an adjoining #zoning lot#;
- (c) for portions of #through lots# that have multiple #rear lot lines# and such portions are not subject to #interior lot# regulations, the #street line# bounding the #zoning lot# closest to such #rear lot line# shall be used to determine compliance with this Section 33-303 (see illustration 2).

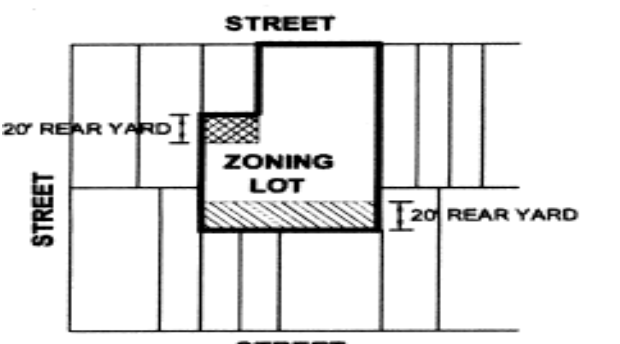


ILLUSTRATION 1

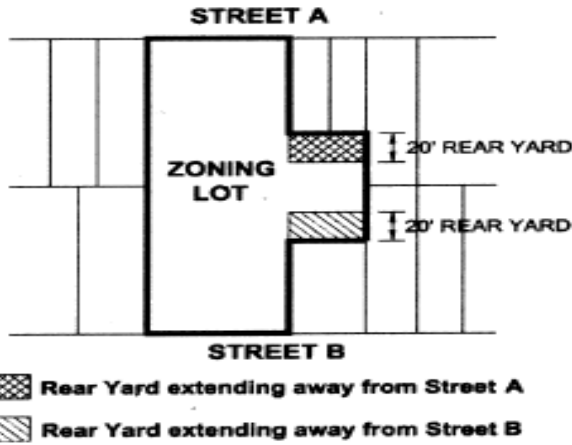


ILLUSTRATION 2

33-32 Modifications of Yard Regulations C5-5 C6-8 C6-9

- (a) In the districts indicated, in specified situations, the Board of Standards and Appeals may modify the regulations set forth in Sections 33-26 to 33-30, inclusive, relating to #rear yard# regulations, may be modified in accordance with the provisions of Section 73-68 (Height and Setback and Yard Modifications).
- (b) In all districts, the regulations set forth in Section 33-303 (For zoning lots with multiple rear lot lines) may be modified in accordance with the provisions of Section 73-69 (Rear Yard Modifications).

Article III Chapter 5 Bulk Regulations for Mixed Buildings in Commercial Districts

35-52 Modification of Side Yard Requirements C1 C2 C3 C4 C5 C6

In the districts indicated, except as otherwise provided in Section 35-54 (Special Provisions Applying along District Boundaries Adjacent to Low Density Districts), no #side yard# shall be required for any #mixed building# although, if any open area extending along a #side lot line# is provided at any level, it shall have a width of not less than eight feet.

However, in C3A Districts, #side yards# shall be provided for any #mixed building# in accordance with the regulations for R3A Districts as set forth in Section 23-461 (Side yards for single- or two-family residences).

35-54 Special Provisions Applying adjacent to R1 through R6B Districts along District Boundaries C1 C2 C3 C4 C5 C6

In the districts indicated, along such portion of the boundary of a #Commercial District# that coincides with a #side lot line# of a #zoning lot# in an R1, R2, R3, R4 or R5 District, an open area not higher than #curb level# and with a width of at least eight feet is required for a #mixed building# on a #zoning lot# in the #Commercial District#. In addition, if the #residential# portion of a #mixed building# is #developed#, or #enlarged# where permitted, pursuant to the Quality Housing Program, that portion of such #building# located within 25 feet of the boundary of an R1, R2, R3, R4, R5 or R6B Districts shall comply with the requirements for R6B Districts in Section 23-633 (Street wall location and height and setback regulations in certain districts).

35-541 Special yard provisions C1 C2 C3 C4 C5 C6

In the districts indicated, for #developments# or #enlargements# on #zoning lots# adjacent to #zoning lots# in R1, R2, R3, R4 or R5 Districts, a #side yard# at least eight feet wide shall be provided along the entire length of the common #side lot line#. Such #side yard# may be used for #accessory# parking.

35-542 Special height and setback regulations C1 C2 C3 C4 C5 C6

In the districts indicated, where the #residential# portion of a mixed #building# is #developed# pursuant to R6, R7, R8 R9 or R10 #bulk# regulations, the provisions of this Section shall apply to those portions of such mixed #buildings# located within such districts that are adjacent to and within 25 feet of a #zoning lot# located within R1, R2, R3, R4, R5 or R6B Districts.

Such portions of #development# or #enlargement# shall:

- (a) not exceed a height of 35 feet where such adjoining district is an R1, R2, R3, R4, or R5 District, and
- (b) shall comply with the height and setback regulations of an R6B district where such adjoining district is an R6B District.

Article IV Chapter 3 Bulk Regulations

43-26 Minimum Required Rear Yards M1 M2 M3

In all districts, as indicated, one a #rear yard# with a depth of not less than 20 feet shall be provided at every #rear lot line# on any #zoning lot# except a #corner lot# and except as

otherwise provided in Sections 43-27 (Special Provisions for Shallow Interior Lots), 43-28 (Special Provisions for Through Lots) or 43-31 (Other Special Provisions for Rear Yards). #Rear yards# shall also be provided along portions of #side lot lines# as set forth in Section 43-261 (Beyond one hundred feet of a street line).

43-261 Beyond one hundred feet of a street line M1 M2 M3

In all districts, as indicated, for #corner lots#, and for #zoning lots# that are bounded by two or more #streets# that are neither #corner lots# or #through lots#, the portion of a #side lot line# beyond 100 feet of the #street line# that it intersects shall be considered a #rear lot line# and a #rear yard# with a minimum depth of 20 feet shall be provided where such #rear lot line# coincides with a #rear lot line# of an adjoining #zoning lot#.

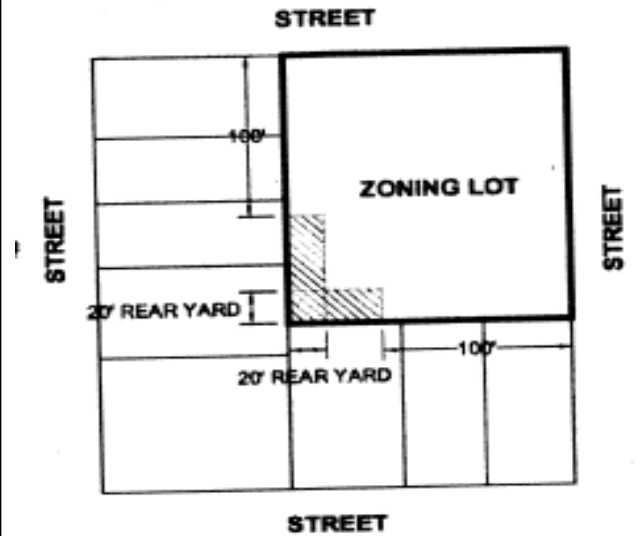


ILLUSTRATION 1 (Corner lot example)

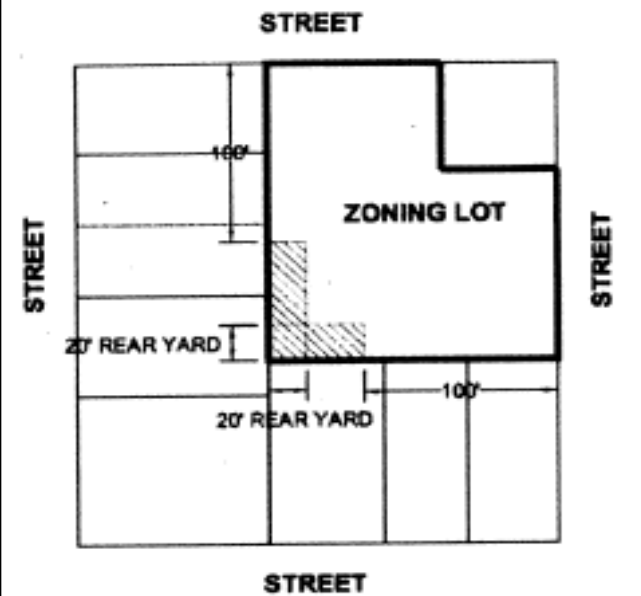


ILLUSTRATION 2 (Zoning lot bounded by two or more streets and is neither a corner lot nor through lot example)

43-28 Special Provisions for Through Lots M1 M2 M3

In all districts, as indicated, no #rear yard# regulations shall apply to a #building# on any #through lot# which extends less than 110 feet in maximum #lot depth# from #street# to #street#. However, on any #through lot# 110 feet or more in maximum depth from #street# to #street#, one of the following #rear yard equivalents# shall be provided, except that in the case of a #zoning lot# occupying an entire #block#, no #rear yard# or #rear yard equivalent# shall be required:

- (a) an open area with a minimum #lot depth# of 40 feet, linking adjoining #rear yards#, or if no such #rear yards# exist, then an open area with a minimum depth of 40 feet, midway (or within five feet of being midway) between the two #street lines# upon which such #through lot# fronts;
- (b) two open areas, each adjoining and extending along the full length of the #street line#, and each with a minimum depth of 20 feet measured from such #street line#; or
- (c) an open area adjoining and extending along the full length of each #side lot line#, with a minimum width of 20 feet measured from each such #side lot line#.

Any such #rear yard equivalent# shall be unobstructed from its lowest level to the sky, except as provided in Section 43-23 (Permitted Obstructions in Required Yards or Rear Yard Equivalents).

43-313 For portions of through lots For zoning lots with multiple rear lot lines

M1 M2 M3
In all districts, as indicated, along any #rear lot line# of a portion of a #through lot# which coincides with a #rear lot line# of an adjoining #zoning lot#, a #rear yard# shall be required as if such portion were an #interior lot#.

In all districts, as indicated, for #zoning lots# with multiple #rear lot lines#, if a #rear yard# extends from a #rear lot line# away from the #street line# which is used to determine such #rear lot line#, the following rules shall apply:

- (a) a #rear yard# with a minimum depth of 20 feet shall be provided where such #rear lot line# coincides with a #rear lot line# of an adjoining #zoning lot# (see illustration 1);
(b) no #rear yard# shall be required where such #rear lot line# coincides with a #side lot line# of an adjoining #zoning lot#;
(c) for portions of #through lots# that have multiple #rear lot lines# and such portions are not subject to #interior lot# regulations, the #street line# bounding the #zoning lot# closest to such #rear lot line# shall be used to determine compliance with this Section 43-313 (see illustration 2).

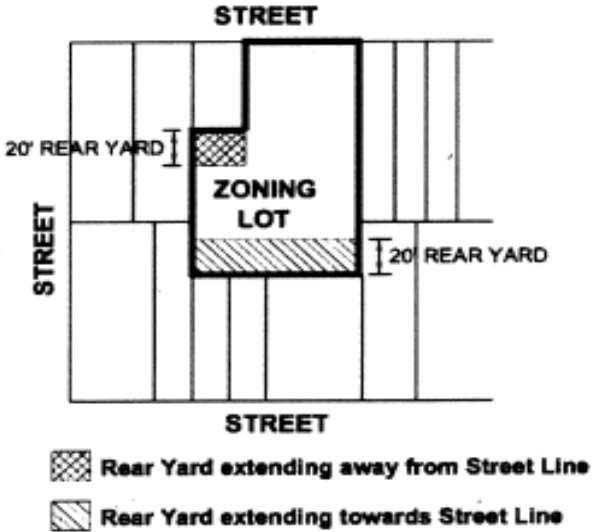


ILLUSTRATION 1

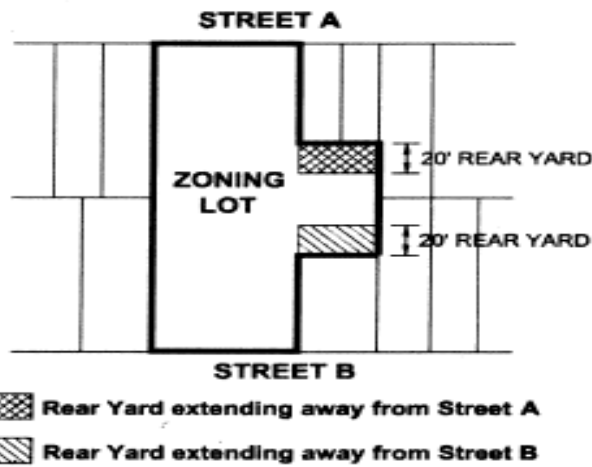


ILLUSTRATION 2

43-33 Modifications of Rear Yard Regulations

M1 M2 M3
In all districts, as indicated, in the regulations set forth in Section 43-313 (For zoning lots with multiple rear lot lines) may be modified in accordance with the provisions of Section 73-69 (Rear Yard Modifications).

Article VII Chapter 3 Special Permits by the Board of Standards and Appeals

73-60 MODIFICATIONS OF BULK REGULATIONS

73-69 Rear Yard Modifications

The Board of Standards and Appeals may permit modifications to the #rear yards# required pursuant to Sections 23-543, 24-393, 33-303 or 43-313 (For zoning lots with multiple rear lot lines)for #zoning lots# existing on (the applicable date of the amendment) provided the following findings are made:

- (a) due to the irregular shape of the #zoning lot#, compliance with the #rear yard# regulations would create site planning constraints and adversely effect the layout and development of the site; and
(b) the requested reduction in #rear yard# depth is the least amount necessary to grant relief.

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

Article XI Chapter 5 Special Downtown Jamaica District

115-225 Transition area R6 R7 R8 R9 R10

In the districts indicated, and in #Commercial Districts# where such #Residence District bulk# regulations are applicable, that portion of a #development# or #enlargement# located within 25 feet of an adjacent #zoning lot# in an R1, R2, R3, R4 or R5 District shall not exceed a maximum building height of 35 feet. In addition, an open area not higher than #curb level# shall be provided within eight feet of such adjacent #zoning lot#. Such open area may be used for #accessory# parking.

Street Tree Planting Text Amendment CITYWIDE N 080081 ZRY

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, modifying regulations pertaining to street trees.

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

Article II Chapter 3 Bulk Regulations for Residential Buildings in Residence Districts

23-012 Lower density growth management areas
For areas designated as #lower density growth management areas# pursuant to Section 12-10 (DEFINITIONS), the underlying district regulations shall apply to all #residential developments# or #enlargements#. Such regulations are superceded or supplemented as set forth in the following Sections:

Section 26-30 (SPECIAL REGULATIONS FOR DEVELOPMENTS WITH PRIVATE ROADS IN LOWER DENSITY GROWTH MANAGEMENT AREAS), inclusive

Section 26-40 (STREET TREE PLANTING REQUIREMENTS FOR LOWER DENSITY GROWTH MANAGEMENT AREAS)

Section 105-702 (Applicability of lower density growth management area regulations)

23-03 Street Tree Planting in Residence Districts R1 R2 R3 R4 R5 R7 R8 R9 R10

In all districts, as indicated, the following shall provide #street# trees in accordance with Section 26-41 (Street Tree Planting):

- (a) #developments# or #enlargements# that increase the #floor area# on a #zoning lot# by 20 percent or more;
(b) #single or two-family residences# that #enlarge# by 400 square feet or greater;
(c) conversions of 20 percent or more of the #floor area# of a non-#residential building# to a #residential use#;or
(d) construction of a detached garage that is 400 square feet or greater.

23-04 Planting Strips in Residence Districts R1 R2 R3 R4 R5

In the districts indicated, the following shall provide and maintain a planting strip in accordance with Section 26-42 (Planting Strips):

- (a) #developments# or #enlargements# that increase the #floor area# on a #zoning lot# by 20 percent or more;
(b) #single or two-family residences# that #enlarge# by 400 square feet or greater;
(c) conversions of 20 percent or more of the #floor area# of a non-#residential building# to a #residential use#;or
(d) construction of a detached garage that is 400 square feet or greater.

Article II Chapter 4 Bulk Regulations for Community Facility Buildings in Residence Districts

24-05 Street Tree Planting R1 R2 R3 R4 R5 R7 R8 R9 R10

In all districts, as indicated, the following shall provide #street# trees in accordance with Section 26-41 (Street Tree Planting):

- (a) #developments# or #enlargements# that increase the #floor area# on a #zoning lot# by 20 percent or more;
(b) #single or two-family residences# that #enlarge# by 400 square feet or greater;
(c) conversions of 20 percent or more of the #floor area# of a non-#residential building# to a #residential use#;or
(d) construction of a detached garage that is 400 square feet or greater.

24-06 Planting Strips R1 R2 R3 R4 R5

In the districts indicated, the following shall provide and maintain a planting strip in accordance with Section 26-42 (Planting Strips):

- (a) #developments# or #enlargements# that increase the #floor area# on a #zoning lot# by 20 percent or more;
(b) #single or two-family residences# that #enlarge# by 400 square feet or greater;
(c) conversions of 20 percent or more of the #floor area# of a non-#residential building# to a #residential use#;or
(d) construction of a detached garage that is 400 square feet or greater.

Article II Chapter 5 Accessory Off-Street Parking and Loading Regulations

25-631 Location and width of curb cuts in certain districts
All curb cuts shall comply with the provisions of this Section, except that in #lower density growth management areas#, the provisions of Section 25-632 shall apply.

- (c) Modification of curb cut location requirements:

R6 R7 R8
(2) In the districts indicated, except R6, R7 or R8 Districts with a letter suffix, the City Planning Commission may authorize modification of the location and width of curb cuts as required by the provisions of this Section provided that the Commission finds that:

- (i) the proposed modification does not adversely affect the character of the surrounding area; and
(ii) where more than one curb cut is provided, the curb cuts are arranged to foster retention of curb side parking spaces along the #street frontage# of the #development#.

The Commission may prescribe #street# tree planting requirements where appropriate to enhance the character of the #development# and the surrounding area.

Article II Chapter 6 Special Urban Design Guidelines - Streetscape Special Requirements for Developments in R9 and R10 Districts, Developments with Private Roads and Street Tree Planting

26-00 Applicability of this Chapter

The regulations of this Chapter shall apply to:

- (d) #developments#, #enlargements# or conversions in all districts as applicable in R1, R2, R3, R4A and R4-1 Districts within #lower density growth management areas#, as set forth in Section 26-40 (STREET TREE PLANTING AND PLANTING STRIP REQUIREMENTS FOR LOWER DENSITY GROWTH MANAGEMENT AREAS).

26-12 General Provisions

In harmony with the general purposes and intent of this Resolution and the general purposes of Section 26-10, the regulations of Sections 26-13 through 26-17, inclusive, are intended to:

- (a) guide the location of arcades to assure horizontal continuity of new developments with existing building arcades and to maintain visual continuity at street level;
(b) require transparency and/or articulation of front walls to improve the visual quality of the street;
(c) provide for street tree planting in order to enhance the visual character of the neighborhood;
(d) improve the quality of the street environment;
(e) limit the number and location of curb cuts, minimizing undue conflict between pedestrian and vehicular movements; and
(f) eliminate trash on sidewalks by requiring central refuse storage areas within the zoning lot.

26-142 Street tree planting

All #developments# shall provide and maintain trees of four inch caliper, at the time of planting, in the sidewalk adjacent to the #zoning lot#. Such trees shall be provided for the entire length of #street# frontages of the #zoning lot# for every 25 feet of #street# frontage at approximately equal intervals except where the Commissioner of Transportation determines that such tree planting would be infeasible. All #street# trees shall be planted with gratings or other covers flush to grade, and in at least 3.5 cubic yards of top soil per tree with a minimum depth of soil of 3 feet, 6 inches.

Where trees are planted pursuant to this Section prior to April 1, 1978, such planting may be undertaken in accordance with the tree caliper requirements existing prior to December 15, 1977.

26-143-26-142

Street wall articulation

* * *

26-23

Requirements for Planting Strips and Trees

A minimum three-foot wide planting strip shall be provided adjacent to and along the entire length of the required curb. Within the required planting strip, one tree of at least three inches in caliper shall be planted for every 25 feet of length of such planting strip.

Driveways are permitted to traverse such planting strips, and utilities are permitted to be located within such planting strips.

* * *

26-40

STREET TREE PLANTING AND PLANTING STRIP REQUIREMENTS FOR LOWER DENSITY GROWTH MANAGEMENT AREAS

In R1, R2, R3, R4A and R4 L Districts within #lower density growth management areas#, all #developments# shall provide and maintain along the entire #street# length of the #zoning lot#, one street tree for every 25 feet of #street# frontage of the #zoning lot#. Such trees shall be of at least three inch caliper at the time of planting and be placed at approximately equal intervals, except where the Department of Parks and Recreation determines that such tree planting would be unfeasible. All such trees shall be planted, maintained and replaced when necessary with the approval of and in accordance with the standards of the Department of Parks and Recreation.

26-41

Street Tree Planting

In accordance with applicability requirements of underlying district regulations, one #street# tree, pre-existing or newly planted, shall be provided for every 25 feet of #street# frontage of the #zoning lot#. Fractions equal to or greater than one-half resulting from this calculation shall be considered to be one tree. Such trees shall be planted at approximately equal intervals along the entire length of the curb of the #street# adjacent to the #zoning lot#.

Where the Department of Parks and Recreation determines that such tree planting would be infeasible adjacent to the #zoning lot#, or in historic districts where the Landmarks Preservation Commission determines that such tree planting would not be in character with the historic district, such tree shall be planted in an alternative location, to be selected by the Department of Parks and Recreation, except that if the Department of Parks and Recreation determines that no alternative location is available, or if no alternative location is provided within 30 days of an application for a Department of Parks and Recreation permit, such offsite tree shall be waived. Offsite trees shall be planted at alternative locations as follows:

(a) within an existing empty #street# tree pit or planting strip; or

(b) within an unpaved area owned by the City of New York.

All such alternative locations shall be within the Community District or one half mile of the #development# site.

In lieu of planting an offsite tree in an available alternative location, or in the event that planting adjacent to the #zoning lot# cannot be completed due to season, funds equivalent to the cost of planting such tree, as established by rule of the Department of Parks and Recreation, may be deposited in an account of the City of New York. Such funds shall be dedicated to the planting of #street# trees by the City of New York at an alternative location, or in the case of off-season deposit, in front of the #zoning lot# at the next appropriate planting season.

The species and caliper of all #street# trees shall be determined by the Department of Parks and Recreation, and all such trees shall be planted in accordance with the #street# tree planting standards of the Department of Parks and Recreation.

26-42

Planting Strips

In accordance with applicability requirements of underlying district regulations, the owner of the #development#, #enlargement#, or converted #building# shall provide and maintain a planting strip. #Street# trees required pursuant to Section 26-41 shall be planted within such planting strip. In addition to such #street# trees, such strip shall be fully planted with grass or groundcover. Such planting strip shall be located adjacent to and extend along the entire length of the curb of the #street#. However, in the event that both adjoining properties have planting strips adjacent to the #front lot line#, such planting strip may be located along the #front lot line#. The width of such planting strip shall be the greatest width feasible given the required minimum paved width of the sidewalk on #street# segments upon which the #building# fronts, except that no planting strip less than six inches in width shall be required. Driveways are permitted to traverse such planting strip, and utilities are permitted to be located within such planting strip.

* * *

Article II

Chapter 8

The Quality Housing Program

* * *

28-03

Quality Housing Program Elements

The Quality Housing Program consists of four components: neighborhood impact, building interior, recreation space and planting, and safety and security.

The neighborhood impact component controls the effect of the

Quality Housing #building# on the neighborhood and includes mandatory #bulk# regulations and #street# tree planting, both of which are mandatory.

* * *

28-12

Street Tree Planting

In addition to the applicable underlying #street# tree planting requirements, A all Quality Housing #developments# or conversions, and #enlargements# or #extensions# that increase the existing #residential floor area# by at least 20 percent, shall provide #street# trees in accordance with Section 26-41 (Street Tree Planting). provide and maintain along the entire #street# length of the #zoning lot#, one #street# tree for every 25 feet of #street# frontage of the #zoning lot#. Such trees shall be of at least three inch caliper at time of planting and be placed at approximately equal intervals except where the Commissioner of Buildings determines that such tree planting would be unfeasible. The Commissioner of Buildings may refer such matter to the Department of Transportation and the Department of Parks and Recreation for reports and may base the determination on such reports. All #street# trees shall be planted, maintained and replaced when necessary with the approval of, and in accordance with the standards of, the Department of Parks and Recreation and the Department of Transportation.

* * *

Article III

Chapter 3

Bulk Regulations for Commercial or Community Facility Buildings in Commercial Districts

* * *

33-03

Street Tree Planting in Commercial Districts

C1 C2 C3 C4 C5 C6 C7 C8

In all districts, as indicated, the following shall provide #street# trees in accordance with Section 26-41 (Street Tree Planting):

- (a) #developments# or #enlargements# that increase the #floor area# on a #zoning lot# by 20 percent or more;
(b) #single or two-family residences# that #enlarge# by 400 square feet or greater;
(c) any #building# where 20 percent or more of the #floor area# is converted from a #manufacturing use# to a #commercial#, #residential# or #community facility use#, or from a #commercial use# to a #residential# or #community facility use#; or
(d) construction of a detached garage that is 400 square feet or greater.

The #street# frontage used to calculate the number of required trees may exclude the #street# frontage occupied by curb cuts serving #uses# listed in Use Groups 16B, C and D.

* * *

Article III

Chapter 7

Special Regulations

* * *

37-03

Off-Street Relocation or Renovation of a Subway Stair

Where a #development# or #enlargement# is constructed on a #zoning lot# of 5,000 square feet or more of #lot area# that fronts on a portion of a sidewalk containing a stairway entrance or entrances into a subway station located within the #Special Midtown District# as listed in Section 81-46, the #Special Lower Manhattan District# as listed in Section 91-43, the #Special Downtown Brooklyn District# as listed in Section 101-44 101-43, the #Special Union Square District# as listed in Section 118-60 and those stations listed in the following table, the existing entrance or entrances shall be relocated from the #street# onto the #zoning lot#. The new entrance or entrances shall be provided in accordance with the provisions of this Section.

* * *

37-22

Street Tree Planting Requirements in C1, C2 and C4 Districts

In all C1, C2 and C4 Districts in the Borough of Staten Island, the #street# tree planting requirements of Section 26-40 (STREET TREE PLANTING REQUIREMENTS FOR LOWER DENSITY GROWTH MANAGEMENT AREAS) shall apply.

* * *

37-742

Planting and trees

* * *

#Street# trees are required to be planted in the public sidewalk area adjacent to a #zoning lot# that contains bonus #floor area# for #public plazas# in accordance with Section 26-41 (Street Tree Planting). At least one tree of four inch caliper or more shall be planted for each 25 feet of the entire #street# frontage of the #zoning lot#, excluding the frontage occupied by driveways. The length of frontage of the #zoning lot# for the purpose of computing required #street# trees may also be reduced by 50 feet for each #street# intersection fronted by the #zoning lot# Species shall be selected, located, planted and maintained in accordance with the specifications established by the Department of Parks and Recreation. If the Commissioner of Buildings Department of Parks and Recreation determines that the tree planting requirements of this paragraph are infeasible cannot be met in part or in whole because of subsurface conditions such as the presence of a subway tunnel, the number of required #street# trees that cannot be planted as required in this paragraph shall be planted in accordance with the offsite tree provisions set forth in Section 26-41 in the public sidewalk areas of #streets# on the same #block# as the #zoning lot# to which it has frontage or within the #public plaza#.

* * *

37-95

Street Tree Planting

All #developments# or #enlargements# shall provide and maintain along the entire #street# length of the #zoning lot# one #street# tree for every 25 feet of #street# frontage of the #zoning lot#. Such trees shall be of at least three inch caliper at the time of planting and be placed at approximately equal intervals, except where the Department of Parks and Recreation determines that such tree planting would be unfeasible. All such trees shall be planted, maintained and replaced when necessary with the approval of and in accordance with the standards of the Department of Parks and Recreation.

* * *

Article IV

Chapter 3

Bulk Regulations

* * *

43-02

Street Tree Planting in Manufacturing Districts M1 M2 M3

In all districts, as indicated, all #developments# or #enlargements# of 20 percent or more in #floor area#, excluding #developments# or #enlargements# in Use Groups 17 or 18, shall provide #street# trees in accordance with Section 26-41 (Street Tree Planting). In addition, any #building# where 20 percent or more of the #floor area# is converted from a #manufacturing use# to a #commercial# or #community facility use# shall provide #street# trees in accordance with Section 26-41. The #street# frontage used to calculate the number of required trees may exclude the #street# frontage occupied by curb cuts serving #uses# listed in Use Groups 16B, C and D.

* * *

Article VI

Chapter 2

Special Regulations Applying in the Waterfront Area

* * *

62-354

Special height and setback regulations

Within Waterfront Access Plan BK-1, the provisions of Section 62-341 (Developments on land and platforms) are modified as follows:

* * *

- (i) In addition to the applicable underlying #street# tree planting requirements, A all #developments#, conversions, and #enlargements# or #extensions# which increase the existing #floor area# by more than 10 percent, shall provide #street# trees in accordance with Section 26-41 (Street Tree Planting) along the entire #street# length of the #zoning lot#, one tree for every 25 feet of street frontage. Such trees shall be of at least three inch caliper at the time of planting and be placed at approximately equal intervals except where the Department of Parks and Recreation determines that such tree planting would be unfeasible. Such trees shall be planted in accordance with the standards of the Department of Parks and Recreation.

* * *

Article VII

Chapter 7

Special Provisions for Zoning Lots Divided by District Boundaries

* * *

77-40

SUPPLEMENTAL REGULATIONS

For #buildings developed# or #enlarged# on #zoning lots# in which a district boundary divides the #building# such that the Quality Housing Program applies in one portion of the #building# but not the other, the following Sections of Article II, Chapter 8, shall apply to the entire #building# or #zoning lot#, as applicable:

Table with 2 columns: Section number and description. Section 28-12 (Street Tree Planting), Section 28-20 (BUILDING INTERIOR), Section 28-30 (RECREATION SPACE AND PLANTING AREAS), Section 28-40 (SAFETY AND SECURITY), Section 28-50 (PARKING FOR QUALITY HOUSING).

* * *

Article IX - Special Purpose Districts

Chapter 2

Special Park Improvement District

* * *

92-05

Mandatory Tree Planting Provisions

All new #developments# within the Special District shall provide and maintain trees of not less than four inch caliper at the time of planting on sidewalks for the entire length of #street# frontages of the #zoning lot#. These trees shall be planted at maximum intervals of 30 feet and in accordance with Department of Transportation guidelines.

92-0692-05

Maximum Number of Accessory Off-Street Parking Spaces

* * *

Article IX - Special Purpose Districts

Chapter 3

Special Hudson Yards District

* * *

93-62

Street Tree Planting

All new #developments# or #enlargements# shall provide and maintain trees of not less than four inch caliper at the time of

planting in the sidewalk adjacent to the #zoning lot#. In addition to the applicable underlying #street# tree planting requirements, in the Four Corners Subarea A2 of the Large-Scale Plan Subdistrict A, trees shall also be provided along the #street# edge of the mandatory sidewalk widening. All such trees shall be provided for the entire length of the #street# frontage of the #zoning lot#, at maximum intervals of 25 feet. Trees shall be planted in gratings flush to grade in at least 200 cubic feet of soil per tree with a depth of soil at least 3 feet, 6 inches. Species shall be selected, and installed and maintained in accordance with specifications established by the Department of Parks and Recreation. The provisions of this Section shall not apply where the Department of Parks and Recreation determines that such tree planting would be infeasible.

* * *

Article IX - Special Purpose Districts' Chapter 4 Special Sheepshead Bay District

* * *

04-072

Landscaping

All new #development# within the Special District, which is located on a #zoning lot# with frontage along Emmons Avenue, Sheepshead Bay Road, Ocean Avenue, Bedford Avenue or Nostrand Avenue, shall provide and maintain trees of not less than 4 inch caliper at the time of planting. There shall be at least one such tree for approximately every 20 feet of lot frontage along such #streets# and these trees shall be within 2 feet of the curb lines, starting from a point approximately 10 feet from the #side lot line# of the #zoning lot#.

Where trees are planted pursuant to this Section prior to April 1, 1978, such planting may be undertaken in accordance with the tree caliper requirements existing prior to December 15, 1977.

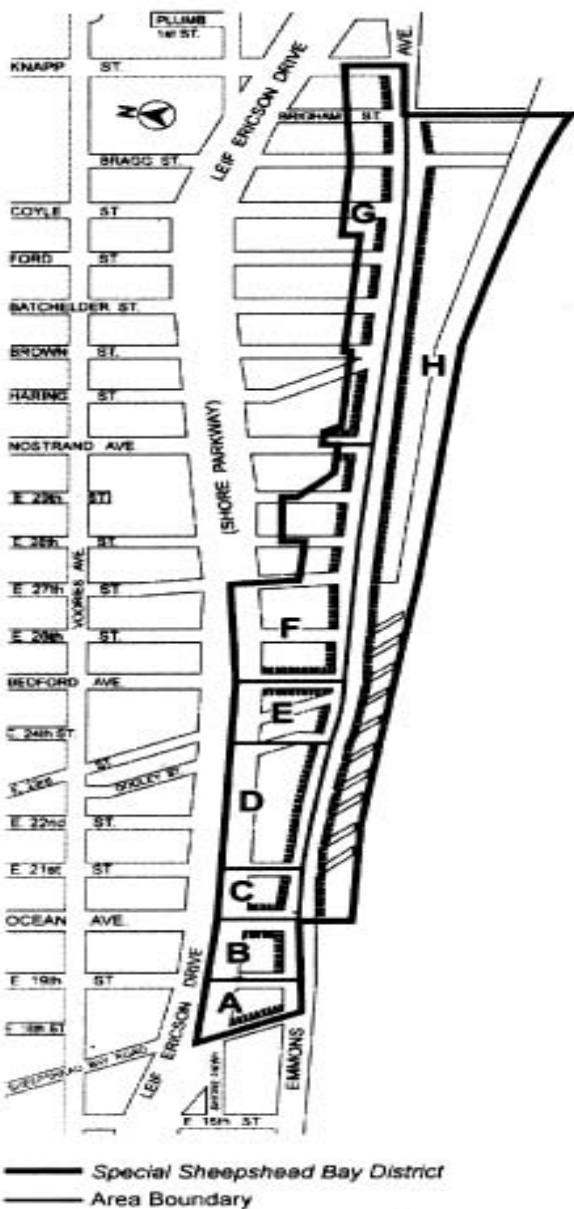
04-07394-072

Special plaza provisions

* * *

Appendix A

Special Sheepshead Bay District Map



Article IX - Special Purpose Districts

Chapter 5

Special Transit Land Use District

* * *

05-10

SPECIAL PROVISION FOR TREES

All new #development# within the Special District shall provide and maintain trees of not less than 4 inch caliper at the time of planting on sidewalks for the entire length of #street# frontages of the #zoning lot#. These trees shall be planted at maximum intervals of 25 feet and in accordance with Department of Transportation guidelines. Where such tree planting is infeasible on sidewalks, it shall be provided alternatively on the #zoning lot#.

05-1195-10

Miscellaneous Provisions

* * *

05-1295-11

Recordation

* * *

05-1395-12

Termination of Transit Easement Volume

* * *

05-1495-13

Previous Transit Easement Agreements

* * *

Article IX - Special Purpose Districts

Chapter 6

Special Clinton District

* * *

96-51

Mandatory Tree Planting Provisions

All #development# within the Special District shall provide and maintain trees of not less than 4 inch caliper at the time of planting on sidewalks for the entire length of #street# frontage of the #zoning lot#. These trees shall be planted at maximum intervals of 30 feet and in accordance with Department of Transportation guidelines. In addition to the applicable underlying #street# tree planting requirements, the tree planting provisions shall also apply to #enlargements#, #extensions# or alterations, other than #incidental alterations#, involving 30 percent or more of the existing #floor area# of a #building#. Notwithstanding the provisions of Section 43-02 (Street Tree Planting in Manufacturing Districts), all #development# or #enlargements# within the #Special Clinton District# that include #uses# listed in Use Group 17 or 18 shall provide #street# trees in accordance with Section 26-41 (Street Tree Planting).

* * *

Article IX - Special Purpose Districts

Chapter 9

Special Madison Avenue Preservation District

* * *

99-06

Mandatory Tree Planting Provisions

All new #development# within the Special District shall provide and maintain trees of not less than four inch caliper, at the time of planting, on sidewalks for the entire length of #street# frontage of the #zoning lot#. These trees shall be planted at maximum intervals of 25 feet and be provided with metal guards in accordance with Department of Transportation guidelines.

99-0799-06

Off-Street Parking Regulations

* * *

99-0899-07

Authorization to Waive

Midblock Transition Portion Heights Limitation

* * *

Article X

Special Purpose Districts

Chapter 1

Special Downtown Brooklyn District

* * *

101-03

District Plan and Maps

The regulations of this Chapter are designed to implement the #Special Downtown Brooklyn District# Plan. The District Plan includes the following eight seven maps: Map 1 Special Downtown Brooklyn District and Subdistricts Map 2 Ground Floor Retail Frontage Map 3 Ground Floor Transparency Requirements Map 4 Street Wall Continuity and Mandatory Sidewalk Widening Map 5 Curb Cut Restrictions Map 6 Street Tree Planting Map 7 Height Limitation Areas Map 8 Subway Station Improvement Areas

The maps are located within Appendix E (Special Downtown Brooklyn District Maps) of this Chapter and are hereby incorporated and made part of this Resolution. They are incorporated for the purpose of specifying locations where special regulations and requirements set forth in the text of this Chapter apply.

* * *

101-30

SPECIAL PROVISIONS WITHIN HEIGHT LIMITATION AREAS

The provisions of this Section shall apply within the Flatbush Avenue Extension and Schermerhorn Street Height Limitation Areas, as shown on Map 7 6 in Appendix E of this Chapter.

- (a) Flatbush Avenue Extension Height Limitation Area Within the Flatbush Avenue Extension Height Limitation Area, no #building# or other structure# shall exceed a height of 400 feet.
(b) Schermerhorn Street Height Limitation Area Within the Schermerhorn Street Height Limitation Area, the provisions of this paragraph, (b), shall apply:
(1) Public plaza prohibition No #public plazas# shall be permitted within Area B of Map 7 6.

(2)

Height and setback regulations The tower provisions of Section 101-223 shall not apply. The standard height and setback regulations of Section 101-222 shall apply within Area A of Map 7 6, and are modified to limit maximum building height to 140 feet within Area B, and to permit a maximum building height of 250 feet within Area C of Map 7 6. For #buildings developed# or #enlarged# pursuant to the Quality Housing Program, the underlying height and setback regulations shall apply, except that the maximum height of a #building# shall be as specified on Map 7 6 or as specified pursuant to the Quality Housing Program, whichever is less.

* * *

101-43

Street Tree Planting Regulations

Map 6 (Street Tree Planting) in Appendix E of this Chapter specifies #streets# where the tree planting requirements of this Section shall apply.

All #buildings# located on the #streets# specified on Map 6 shall provide and maintain trees of not less than four inch caliper, at the time of planting, in the sidewalk adjacent to the #zoning lot#. Such trees shall be provided for the entire length of the #street# frontage of the #zoning lot#. Such trees shall be planted at maximum intervals of 25 feet and at a distance from the curb consistent with existing tree plantings, except where the Commissioner of Parks and Recreation determines that such tree planting would be infeasible. These trees shall be provided with metal guards in accordance with Department of Parks and Recreation guidelines.

101-44101-43

Off-Street Relocation or Renovation of a Subway Stair

* * *

101-45101-44

Indoor Bicycle Parking

* * *

APPENDIX E

Special Downtown Brooklyn District Maps

* * *

Map 6 Street Tree Planting (DELETE MAP)



Special Downtown Brooklyn District Street Tree Planting Required

Map 7 6 Height Limitation Areas

* * *

Map 8 7 Subway Station Improvement Areas

* * *

Article X - Special Purpose Districts

Chapter 7

Special South Richmond Development District

* * *

107-322

Tree requirements

* * *

- (b) Sidewalk trees All #development# and #site alterations# in the Special District shall preserve existing trees or provide and maintain trees of three inch caliper or more at the time of planting along the entire length of the #street# frontage of the #zoning lot#. The trees shall be located between the #front lot line# and the curb line, and 25 feet on center or one tree per 25 feet of frontage. These trees shall be planted in accordance with the requirements of the Department of Parks and Recreation, except where the Department of Parks and Recreation determines that such tree planting would be infeasible.
(e b) Planting for open parking areas In underlying #Residence#, #Commercial# or #Manufacturing Districts#, all open off-street parking areas with ten spaces or more shall be subject to the tree planting and screening

requirements of Section 107-483.

* * *

Article X - Special Purpose Districts
Chapter 9
Special Little Italy District

* * *

109-10
PRESERVATION AREA (Area A)

* * *

109-17
Mandatory Street Trees

Except where the Commissioner of Transportation determines that such tree planting is infeasible, in addition to the applicable underlying #street# tree planting requirements, all new #developments#, #enlargements#, changes of #use# within the same or to other Use Groups involving at least 50 percent of the #floor area# of an existing #building#, or alterations above 30 percent of the building value of an existing #building# pursuant to the applicable articles of the Building Code of the City of New York, within Area A, shall provide and maintain trees in accordance with Section 26-41(Street Tree Planting), planted in the #street# sidewalk area adjacent to the #zoning lot# for the entire length of the #street# frontage of the #zoning lot#. Such trees shall be not less than three and one half inch caliper, one tree shall be planted for every 25 feet of #street# frontage at approximately equal intervals. They shall be planted flush to grade and in other respects planted in conformance with the specifications established by the Manhattan Street Tree Planting Division of the Department of Parks and Recreation and the Department of Transportation.

Such #street# tree requirements shall not apply to any #development# on a #zoning lot# within the Mulberry Street Regional Spine (Area A-1).

* * *

109-30
HOUSTON STREET CORRIDOR (Area B)

* * *

109-36
Mandatory Street Trees

In addition to the applicable underlying #street# tree planting requirements, all new #developments#, #enlargements#, changes of #use# within the same or to other Use Groups of at least 50 percent of the #floor area# of an existing #building#, or alterations above 30 percent of the building value of an existing #building#, pursuant to the applicable articles of the Building Code of the City of New York, within Area B, shall provide and maintain #street# trees as set forth in Section 26-41 (Street Tree Planting), except that for a #zoning lot# frontage on Houston Street such mandatory trees may alternatively be located on the median traffic island of Houston Street.

* * *

Article XI - Special Purpose Districts
Chapter 2
Special City Island District

* * *

112-11
Mandatory Tree Planting Provisions

All #developments# on City Island shall provide and maintain trees of not less than four inch caliper at the time of planting on sidewalks for the entire length of the #street# frontage of the #zoning lot#. These trees shall be planted at maximum intervals of 25 feet and at a distance from the curb consistent with existing tree plantings. The trees shall be provided with metal guards in accordance with Department of Transportation guidelines.

112-12112-11
Special Parking Regulations

* * *

112-124112-111
Accessory parking for commercial uses

* * *

112-122112-112
Accessory parking and floor area requirements for eating or drinking establishments

* * *

112-123112-113
Reservoir space requirements for eating and drinking establishments

* * *

112-124112-114
Screening and tree planting requirements for all parking lots with 10 or more spaces

* * *

112-125112-115
Location of parking spaces along City Island Avenue

* * *

Article XI - Special Purpose Districts

Chapter 3
Special Ocean Parkway District

* * *

113-31
Tree Planting Requirements

For In addition to the applicable underlying #street# tree planting requirements, all #developments#, #enlargements# or changes of #use# on #zoning lots# having frontage on Ocean Parkway, shall provide #street# trees in accordance with the provisions of Section 26-41(Street Tree Planting). Trees of at least 4 inch caliper shall be planted in the sidewalk along Ocean Parkway at the rate of one tree for each

25 feet of frontage or portion thereof.

* * *

Article XI - Special Purpose Districts
Chapter 4
Special Bay Ridge District

* * *

114-20
SPECIAL TREE PLANTING REGULATIONS

In any zoning district permitting #residences# in the #Special Bay Ridge District#, all #developments# and #enlargements# shall provide and maintain, along the entire #street# length of the #zoning lot#, one #street# tree for every 25 feet of #street# frontage of the #zoning lot#. Such trees shall be of at least three inch caliper at the time of planting and shall be placed at approximately equal intervals, except where the Department of Parks and Recreation determines that such tree planting would not be feasible. All such trees shall be planted, maintained and replaced when necessary with the approval of and in accordance with the standards of the Department of Parks and Recreation.

Article XI - Special Purpose Districts
Chapter 5
Special Downtown Jamaica District

* * *

115-32
Street Tree Planting

All new #developments# or #enlargements# that increase the existing #floor area# by at least 20 percent shall provide and maintain trees of not less than three inch caliper at the time of planting in the sidewalk adjacent to the #zoning lot#. Such trees shall be provided for the entire length of the #street# frontage of the #zoning lot# at maximum intervals of 25 feet except where the Commissioner of Parks and Recreation determines that such tree planting would be infeasible.

Trees shall be planted with gratings flush to grade in at least 200 cubic feet of soil per tree, with a depth of soil of at least 3 feet, 6 inches. Species shall be selected, installed and maintained in accordance with the specifications established by the Department of Parks and Recreation.

115-33 115-32
Refuse Storage, Recreation Space and Planting Areas

* * *

Article XI - Special Purpose Districts
Chapter 6
Special Stapleton Waterfront District

* * *

116-42
Visual Corridors

#Visual corridors# shall be provided for #developments# in the locations shown on Map 5 in the Appendix to this Chapter. Such #visual corridors# shall be subject to the requirements of Section 116-522 116-512 (Design requirements for visual corridors).

* * *

116-51
Street Trees

#Street# trees, pre-existing or newly planted, shall be provided along the entire length of the #street# frontage of the #zoning lot#. The trees shall be located between the #front lot line# and the curb line and shall be provided at the rate of one tree for each 25 feet of frontage. Trees shall be planted in accordance with the requirements of the Department of Parks and Recreation.

116-52116-51
Design Requirements for Upland Connections and Visual Corridors

* * *

116-524116-511
Design requirements for upland connections

* * *

116-522116-512
Design requirements for visual corridors
The requirements of this Section shall apply to all #visual corridors#. When a #visual corridor# coincides with an #upland connection#, the provisions of Section 116-524 116-511 (Design requirements for upland connections) shall also apply.

Article XI - Special Purpose Districts
Chapter 7
Special Long Island City Mixed Use District

* * *

117-502
Queens Plaza Subdistrict Plan

The Queens Plaza Subdistrict Plan partly consists of the following three maps located within Appendix C of this Chapter:

* * *

Map 3 (Sidewalk Widening, Street Wall Location and Ground Floor Use) of the Queens Plaza Subdistrict Plan specifies the locations where special #street wall#, mandatory sidewalk widening and ground floor #use# regulations, as set forth in Sections 117-531 and 117-554 117-553, apply.

* * *

117-531
Street wall location

* * *

(e) In the locations specified on Map 3 (Sidewalk Widening, Street Wall Location and Ground Floor Use) of Appendix C of this Chapter, a #development# or #enlargement# shall comply with the provisions of paragraphs (a) through (d) of this

Section as applicable, except that #street walls# shall be located as specified on Map 3. The #street wall# of a #development# or #enlargement# may be set back only in the areas indicated on Map 3 as "Permitted #Street Wall# Setback Locations," provided that the additional sidewalk widening resulting from such setback is accessible to the public, developed in accordance with the provisions of Section 117-555 117-554, and located adjacent to a public sidewalk or mandatory sidewalk widening.

117-551
General provisions

Within the Queens Plaza Subdistrict, the provisions of Sections 117-552 (Street trees) and 117-553 117-552 (Central refuse storage area) shall apply to any #development# or #enlargement# except where more than 50 percent of the #floor area# of such #development#, #enlargement#, alteration or change of #use# is occupied by a #use# listed in Use Groups 16 or 17.

The provisions of Sections 117-554 117-553 (Mandatory sidewalk widening and ground floor uses) and 117-555 117-554 (Mandatory sidewalk widening design requirements) apply to those locations identified on Map 3 in Appendix C of this Chapter.

117-552
Street trees

#Street# trees shall be planted in the #street# adjacent to the #zoning lot#, except that #street# trees shall not be planted along Northern Boulevard and Queens Boulevard. At least one tree of 2.5 inch caliper or more shall be planted for each 25 feet of the entire #street# frontage of the #zoning lot#, excluding the frontage occupied by driveways or as required by the Department of Transportation. Trees shall be planted with gratings flush to grade in at least 200 cubic feet of soil per tree, with a depth of soil of at least 3 feet, 6 inches. Species shall be selected, installed and maintained in accordance with the specifications established by the Department of Parks and Recreation and the Department of Transportation.

If the Commissioner of Buildings determines that the tree planting requirements of this Section cannot be met in part or in whole because of subsoil conditions or the presence of an elevated structure, the number of required #street# trees that cannot be planted as required in this Section shall be planted in the #street# on the same #block# as the #zoning lot# to which it has frontage or at an alternative site approved by the Department of Parks and Recreation and the Department of Transportation.

117-553 117-552
Central refuse storage area

* * *

117-554117-553
Mandatory sidewalk widening and ground floor uses

The sidewalk widening and ground floor #use# provisions of this Section shall apply to all #developments# or #enlargements# with a #floor area ratio# of 3.0 or more:

- (a) Sidewalk widening accessible to the public must be provided in the locations specified on Map 3 (Sidewalk Widening, Street Wall Location and Ground Floor Use) of Appendix C of this Chapter. Such mandatory sidewalk widening is subject to the design requirements of Section 117-555 117-554.

* * *

117-555 117-554
Mandatory sidewalk widening design requirements

* * *

Article XI - Special Purpose Districts
Chapter 9
Special Hillside Preservation District

* * *

119-112
Tier I tree planting requirements

* * *

- (a) On-site trees
On-site trees, pre-existing or newly-planted, shall be provided on the #zoning lot# at the rate of one tree for each 1,000 square feet of #lot area#, or portion thereof, or shall equal a total of 51 percent of all #tree credits# for trees originally on site, whichever is greater.

- (b) #Street# trees

#Street# trees, pre-existing or newly planted, shall be provided along the entire length of the #street# frontage of the #zoning lot#. The trees shall be located between the #front lot line# and the curb line and shall be provided at the rate of one tree for each 25 feet of frontage. Trees shall be planted in accordance with the requirements of the Department of Transportation and Department of Parks and Recreation.

For any existing tree of at least six-inch #caliper# that is preserved, credit for one tree shall be given for the first six inches of #caliper# and, for each additional four inches of #caliper#, credit for an additional tree shall be given.

Single-trunk trees, newly planted to meet this requirement, shall be of at least three-inch #caliper# at the time of planting. Multiple-trunk trees and low-branching coniferous evergreens shall be at least 10 feet in height at the time of planting. On-site trees shall be of a species selected from Appendix B (Selection List for On-site Trees) and #street# trees shall be of a species selected from Appendix C (Selection List for Street Trees).

* * *

119-214 Tier II requirements for driveways and private roads

- (b) #Private roads#
(8) along the entire length of a #private road#, trees shall be provided and maintained at the rate of one tree for every 25 feet of #private road# frontage and shall comply with the requirements set forth in Section 110-216 (Tier II tree planting requirements);
(9) no building permit shall be issued by the Department of Buildings without approval by the Fire Department regarding the adequacy of vehicular access to and within the #development# for fire safety. Such approval may include the modification of #private road# width as set forth in paragraph (b)(3) of this Section; and
(10) for the purposes of applying the #yard# regulations of Section 26-31, the curb of the #private road# shall be considered to be the #street line#.

119-216 Tier II tree planting requirements

- (a) On-site trees
On-site trees, pre-existing or newly-planted, shall be provided on the #zoning lot# at the rate of one tree for each one thousand square feet of #lot area#, or portion thereof, or shall equal a total of 51 percent of all #tree credits# for trees originally on site, whichever is greater.
(b) #Street# trees
#Street# trees, pre-existing or newly planted, shall be provided along the entire length of the #street# frontage of the #zoning lot#. The trees shall be located between the #front lot line# and the curb line and shall be provided at the rate of one tree for each 25 feet of frontage. Trees shall be planted in accordance with the requirements of the Department of Transportation and the Department of Parks and Recreation.

For any existing tree of at least six-inch #caliper# that is preserved, credit for one tree shall be given for the first six-inches of #caliper# and, for each additional four inches of caliper, credit for an additional tree shall be given.

Single-trunk trees newly-planted to meet this requirement shall be of at least three-inch #caliper# at the time of planting. Multiple-trunk trees and low-branching coniferous evergreens shall be at least 10 feet in height at the time of planting. On-site trees shall be of a species selected from Appendix B (Selection List for On-site Trees) and #street# trees shall be of a species selected from Appendix C (Selection List for Street Trees).

APPENDIX C Selection List for Street Trees

Table with 2 columns: BOTANICAL NAME and COMMON NAME. Lists various tree species like Acer rubrum (Red maple), Amelanchier canadensis (Shadbush, Serviceberry), etc.

Article XII - Special Purpose Districts Chapter 2 Special Grand Concourse Preservation District

122-50 SPECIAL PROVISIONS FOR TREE PLANTING PLANTING STRIPS

For #developments# or #enlargements#, #street# trees shall be provided and maintained along the entire length of the #street# frontage of the #zoning lot#. Such trees shall be a minimum of 3 inches in caliper at the time of planting and be planted at maximum intervals of 25 feet and at a distance from the curb consistent with existing tree planting.

Such trees shall be provided with metal guards in accordance with the Department of Parks and Recreation guidelines. In addition, there shall be a strip of continuous planting at grade of not less than 3 feet in width along the entire front wall of a new #building#. In the event a #building# is constructed within 3 feet of the #street line#, the owner of the #building# shall apply to the Bureau of Highway Operations for permission to locate a portion of such planting strips on a

public sidewalk within the #street line#. A copy of such application shall be submitted with the new building application when filed at the Department of Buildings. Such sidewalk planting requirement may be waived by the Department of Buildings only upon receipt of written disapproval by the Department of Transportation.

Article XII - Special Purpose Districts Chapter 3 Special Mixed Use Districts

123-81 Modification of Planting Strips In #Special Mixed Use Districts#, the provisions of Section 26-42 (Planting Strips) shall not apply.

The Subcommittee on Landmarks, Public Siting and Maritime Uses will hold a public hearing on the following matters in the Council Committee Room, City Hall, New York City, New York 10007, commencing at 11:00 A.M. on Tuesday, April 15, 2008:

AMERICAN BANK NOTE COMPANY PRINTING PLANT

BRONX CB - 2 20085310 HKX (N 080284 HKX) Designation (List No. 400, LP 2298) by the Landmarks Preservation Commission pursuant to Section 3020 of the New York City Charter of The American Bank Note Company Printing Plant, located at 1201 Lafayette Avenue (Block 2739, Lot 15), as an historic landmark.

JAMAICA SAVINGS BANK

QUEENS CB - 12 20085311 HKQ (N 080295 HKQ) Designation (List No. 401, LP 2109) by the Landmarks Preservation Commission pursuant to Section 3020 of the New York City Charter of the former Jamaica Savings Bank, located at 161-02 Jamaica Avenue (Block 10101, Lot 9), as an historic landmark.

CONGREGATION TIFEREETH ISRAEL

QUEENS CB - 4 20085312 HKQ (N 080294 HKQ) Designation (List No. 401, LP 2283) by the Landmarks Preservation Commission pursuant to Section 3020 of the New York City Charter of the Congregation Tifereth Israel, located at 109-18 54th Avenue, Corona (Block 2010 Lot 1 in part), as an historic landmark.

The Subcommittee on Planning, Dispositions and Concessions will hold a public hearing on the following matters in the Council Committee Room, City Hall, New York City, New York 10007, commencing at 1:00 P.M. on Tuesday, April 15, 2008:

EAST HARLEM SOUTH CLUSTER

MANHATTAN CB - 11 C 080151 ZMM Application submitted by the Department of Housing Preservation and Development pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 6b, changing from an R7-2 District to an R8A District property bounded by East 111th Street, the westerly boundary line of the New York Central Rail Road right-of-way, a line midway between East 110th Street and East 111th Street and Madison Avenue, as shown on a diagram (for illustrative purposes only) dated December 3, 2007, and subject to the conditions of CEQR Declaration E-206.

EAST HARLEM SOUTH CLUSTER

MANHATTAN CB - 11 C 080152 HAM Application submitted by the Department of Housing Preservation and Development (HPD):

- 1) pursuant to Article 16 of the General Municipal Law of New York State for:
a. the designation of property located at 64-66 and 72 East 111th Street (Block 1616/Lots 49, 146, and 42), part of the Site 25B of the Milbank Frawley Circle East Urban Renewal Area; 169 East 111th Street (Block 1639/Lot 28); 315 East 111th Street (Block 1683/Lot 10); 75 East 110th Street (Block 1616/Lot 31), part of Site 25B of the Milbank Frawley Circle East Urban Renewal Area; 1663 Madison Avenue (Block 1616, Lot 51), part of Site 25B of the Milbank Frawley Circle East Urban Renewal Area; 155 East 109th Street (Block 1637, Lot 23); 1642 Madison Avenue (Block 1615/Lot 55), part of Site 24B of the Milbank Frawley Circle East Urban Renewal Area; and
b. an Urban Development Action Area Project for such area; and
2) pursuant to Section 197-c of the New York City Charter for the disposition of property located at 64-66 and 72 East 111th Street (Block 1616/Lots 49, 146), part of Site 25B of the Milbank Frawley Circle East Urban Renewal Area; 169 East 111th Street (Block 1639/Lot 28); 315 East 111th Street (Block 1683/Lot 10); 75 East 110th Street (Block 1616/Lot 31), part of Site 25B of the Milbank Frawley Circle East Urban Renewal Area; 1663 Madison Avenue (Block 1616, Lot 51), part of Site 25B of the Milbank Frawley Circle East Urban Renewal Area; 155 East 109th Street (Block 1637/Lot 23); 1642 Madison Avenue (Block 1615/Lot 55),

part of Site 24B of the Milbank Frawley Circle East Urban Renewal Area; and 166 East 100th Street (Block 1627/Lot 43) to a developer selected by HPD;

to facilitate the development of eight buildings, tentatively known as East Harlem South Cluster, with approximately 213 residential units, commercial and community facility space, to be developed under the Department of Housing Preservation and Development's Cornerstone Program.

NEW LOTS PLAZA

BROOKLYN CB - 5 C 080228 ZMK Application submitted by the Department of Housing Preservation and Development pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 17d:

- 1) changing from a C8-1 District to an R6A District property bounded by Livonia Avenue, Warwick Street, New Lots Avenue, and Barbey Street; and
2) establishing within the proposed R6A District a C2-4 District bounded by Livonia Avenue, Warwick Street, New Lots Avenue, and Barbey Street; as shown on a diagram (for illustrative purposes only) dated January 7, 2008.
as shown on a diagram (for illustrative purposes only) dated January 7, 2008, and subject to the CEQR Declaration E-209.

NEW LOTS PLAZA

BROOKLYN CB - 5 C 080229 HAK Application submitted by the Department of Housing Preservation and Development (HPD):

- 1) Pursuant to Article 16 of the General Municipal Law of New York State for:
a) the designation of property located at 675 Barbey Street (Block 4091, Lot 1); 840 Livonia Avenue (Block 4091, Lot 8); 699, 693, 691, and 685-689 New Lots Avenue (Block 4091, Lots 15, 16, 18, and 19); and 659 New Lots Avenue (Block 4091, Lot 22), Site 76 of the East New York I Urban Renewal Area, as an Urban Development Action Area; and
b) an Urban Development Action Area Project for such area; and
2) pursuant to Section 197-c of the New York City Charter for the disposition of such property to a developer selected by HPD;

to facilitate development of a seven-story mixed-use building, tentatively known as New Lots Plaza, with approximately 87 residential units, and commercial space, to be developed under the Department of Housing Preservation and Development's Cornerstone Program.

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

- 1. Find that the present status of the listed area tends to impair or arrest the sound growth and development of the municipality and that the proposed Urban Development Action Area Project is consistent with the policy and purposes of Section 691 of the General Municipal Law;
2. Waive the area designation requirement of Section 693 of the General Municipal Law pursuant to said Section;
3. Waive the requirements of Sections 197-c and 197-d of the New York City Charter pursuant to Section 694 of the General Municipal Law;
4. Approve the project as an Urban Development Action Area Project pursuant to Section 694 of the General Municipal Law;

Table with 5 columns: NO., ADDRESS, BLOCK/LOT, BORO, PROGRAM, COMMUNITY BOARD. Lists addresses from B. 35th Street & Rockaway to B. 34th Street.

75-99 B. 35th Street 15868/p/o 1
 B. 35th Street & Sprayview Avenue 15869/p/o 1
 179 B. 38th Street 15871/p/o 1
 B. 40th Street & Edgemere Ave. 15873/p/o 1
 158-200 B. 42nd Street 15874/p/o 8
 B. 42nd Street & Edgemere Ave. 15874/p/o 41
 B. 42nd Street & Edgemere Ave. 15875/p/o 1
 B. 43rd Street & Edgemere Ave. 15876/p/o 1
 B. 33rd Street & Edgemere Ave. 15947/1
 B. 34th Street & Edgemere Ave. 15948/1

a9-15

CITYWIDE ADMINISTRATIVE SERVICES

DIVISION OF REAL ESTATE SERVICES

■ PUBLIC HEARINGS

PUBLIC NOTICE IS HEREBY GIVEN THAT a Voluntary Public Hearing will be held on Wednesday, May 14, 2008 at 22 Reade Street, 2nd Floor Conference Room, Borough of Manhattan, commencing at 10:00 A.M., in the matter of removing a deed restriction on a property in the Borough of Brooklyn.

The Department of Citywide Administrative Services, Division of Real Estate Services proposes to modify a deed to remove the restriction limiting development and use of the property to accessory, extension or enlargement uses. This action is intended to promote the productive use of this property. Consideration for this action is \$60,000. If approved by the Mayor of the City of New York, the Department of Citywide Administrative Services, Division of Real Estate Services shall be authorized to modify this deed.

The calendar document for the voluntary public hearing is available for inspection by the public at the Department of Citywide Administrative Services, Division of Real Estate Services office at 1 Centre Street, Room 2160, New York, New York 10007. Attention: Joseph Valentino (212) 669-8491 from April 10, 2008 to May 14, 2008.

Note: Individuals requesting Sign Language Interpreters should contact the Mayor's Office of Contract Services, Public Hearing Unit, 253 Broadway, Room 915, New York, New York 10007, (212) 788-7490, no later than SEVEN (7) BUSINESS DAYS PRIOR TO THE PUBLIC HEARING. TDD users should call Verizon relay services.

1 Parcel

BOROUGH OF BROOKLYN

Block 1600, Lot 7

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NOTICE IS HEREBY GIVEN THAT A REAL PROPERTY ACQUISITIONS AND DISPOSITIONS PUBLIC HEARING, in accordance with Section 824 of the New York City Charter, will be held at 10:00 A.M. on April 30, 2008 in the second floor conference room, 22 Reade Street, in Manhattan.

IN THE MATTER OF a proposed lease amendment for the City of New York, as tenant, of 363,522 rentable square feet of space on the entire fourth (4th) through ninth (9th) floors and part of the first (1st) floor, Concourse, Sublevel 1 and Sublevel 2 in a building located at 55 Water Street (Block 32, Lot 1001) in the Borough of Manhattan for the Department of Transportation to use as an Executive and Administrative Offices or for such other use as the Commissioner of the Department of Citywide Administrative Services may determine, subject to the use provision set forth in the Lease.

The amendment shall lease additional space on the 1st floor and concourse and surrender space on the concourse and sub-basement. The amendment leased space shall be 368,147 rentable square feet.

As amended, the term of the lease shall commence on the earlier of Substantial Completion or April 10, 2008 to December 31, 2028. The amended annual base rents shall be \$11,871,011.00 from the Rent Commencement Date until five (5) years after Rent Commencement Date, \$13,486,925.00 for the following five (5) years, \$15,155,794.00 for the following five (5) years and \$16,824,663.00 until lease expiration, payable in equal monthly installments at the end of each month.

As amended, the total cost of the Tenant Work shall not exceed \$61,948,543.00, of which the Landlord shall contribute \$17,126,375.00 and the balance up to \$44,822,168 will be paid by the Tenant. The Tenant shall reimburse the Landlord for Tenant's share of the costs, to be disbursed upon the substantial completion of the alterations and improvements.

IN THE MATTER OF a proposed lease for The City of New York, as Tenant, of approximately 35,452 rentable square feet of space on the 3rd floor in a building located at 33-00 Northern Boulevard (Block 214, Lot 210) in the Borough of Queens for the Material for the Arts of the Department of Cultural Affairs to use as offices and storage space, or for such other use as the Commissioner of the Department of Citywide Administrative Services may determine.

The proposed lease shall be for a period of twenty (20) years from execution and delivery of lease documents, at an annual rent of \$709,040.00 (\$20.00 per square foot) from execution of the lease until commencement of construction, then \$425,424.00 (\$12.00 psf) from commencement of construction until Substantial Completion of construction, then \$709,040.00 (\$20.00 psf) from Substantial Completion of the construction through the balance of five (5) years, then \$815,396.00 (\$23.00 per square foot) for the following five (5) years, then \$939,478.00 (\$26.50 per square foot) for the next

five (5) years, and \$1,081,286.00 (\$30.50 per square foot) for the last five (5) years, payable in equal monthly installments at the end of each month.

Further information, including public inspection of the proposed lease may be obtained at One Centre Street, Room 2000 North, New York, N.Y. 10007. To schedule an inspection, please contact Chris Fleming at (212) 669-7497.

Individuals requesting Sign Language Interpreters should contact the Mayor's Office of Contract Services, Public Hearings Unit, 253 Broadway, Room 915, New York, N.Y. 10007, (212) 788-7490, no later than FIVE (5) BUSINESS DAYS PRIOR TO THE PUBLIC HEARING.

TDD users should call VERIZON relay services.

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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, April 23, 2008, commencing at 10:00 A.M.

BOROUGH OF THE BRONX

No. 1

BELMONT BID

CD 6 N 080311 BDX
IN THE MATTER OF an application submitted by the Department of Small Business Services on behalf of the Belmont Business Improvement District pursuant to Section 25-405 of the Administrative Code of the City of New York, as amended, concerning the formation of the Belmont Business Improvement District.

BOROUGH OF MANHATTAN

Nos. 2 & 3

310-28 WEST 38th STREET

No. 2

CD 4 N 070462 ZRM
IN THE MATTER OF an application submitted by the West 38th Street LLC 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 XII, Chapter 1 (Special Garment Center District).

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

121-32

Height of Street Walls and Maximum Building Height
 The #street wall# of any #development# or #enlargement# shall be located on the #street line# and extend along the entire #street# frontage of the #zoning lot# not occupied by existing #buildings# to remain. On a #zoning lot# with frontage of at least 200 feet, up to 20 percent of the #aggregate width of the street wall#, for a maximum width of 50 feet, may be recessed to a maximum depth of 15 feet from the #street line# provided that a minimum of 60% of such recessed area be planted with any combination of grass, ground cover, shrubs, trees or other living plant material. Such #street wall# shall rise without setback to a maximum height of 90 feet or the height of the #building#, whichever is less. However, if the height of an adjacent #street wall# fronting on the same #street line# is higher than 90 feet before setback, the #street wall# of the new or #enlarged building# may rise without setback to the height of such adjacent #street wall#, up to a maximum height of 120 feet. Above a height of 90 feet or the height of the adjacent #street wall# if higher than 90 feet, no portion of the #development# or #enlargement# shall penetrate a #sky exposure plane# that begins at a height of 90 feet above the #street line# or the height of the adjacent #street wall# if higher than 90 feet and rises over the #zoning lot# at a slope of four feet of vertical distance for each foot of horizontal distance to a maximum height limit of 250 feet, except as provided below:

- any portion of the #building or other structure developed# or #enlarged# pursuant to the tower regulations of Sections 33-45 or 35-63, as applicable, may penetrate the #sky exposure plane#, provided no portion of such #building or other structure# exceeds the height limit of 250 feet; and
- permitted obstructions, as listed in paragraph (a) of Section 93-41, may penetrate the #sky exposure plane# and the height limit of 250 feet. In addition, a dormer, as listed in paragraph (c) of Section 23-62, may penetrate the #sky exposure plane#.

* * *

No. 3

CD 4 C 070463 ZSM
IN THE MATTER OF an application submitted by West 38th Street LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Sections 13-562 and 74-52 of the Zoning Resolution to allow an attended public parking garage with a maximum capacity of 400 spaces, including 232 accessory spaces, on portions of the ground floor, cellar and sub-cellar of a proposed mixed use building on property located at 310-328 West 38th Street (Block 761, Lots 10, 13 and 43), in a C6-4M District, within the Special Garment Center District Preservation (Area P-2). Plans for this proposal are on file with the City Planning Commission and may be seen in Room 3N, 22 Reade Street, New York, N.Y. 10007.

No. 4

HUDSON SQUARE NORTH REZONING

CD 2 C 070575 ZMM
IN THE MATTER OF an application submitted by 627 Greenwich LLC and KMG Greenwich LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 12a, changing from an M1-5 District to an M1-5/RTX District property bounded by Barrow Street, a line 100 feet westerly of Hudson Street, Morton Street, Hudson Street, Clarkson Street, Greenwich Street, Leroy Street, West Street, Morton Street, and Washington Street, within a Special Mixed Use District* (MX-6), as shown on a diagram (for illustrative purposes only) dated January 7, 2008, and subject to the conditions of CEQR Declaration E-211.

*Note: The Special Mixed Use District (MX-6) was established under application C 030237 ZMM, which was approved by the City Planning Commission on June 18, 2003 (Cal. No. 22) and adopted with modifications by the City Council on August 19, 2003 (Res. No. 1020).

Nos. 5 & 6

WEST 127th STREET HOUSING

No. 5

CD 10 C 080219 ZMM
IN THE MATTER OF an application submitted by the Department of Housing Preservation and Development pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 6a:

- eliminating from within an existing R7-2 a C1-4 District bounded by West 128th Street, Frederick Douglass Boulevard, West 127th Street and a line 100 feet westerly of Frederick Douglass Boulevard;
- changing from an R7-2 District to an R8A District properly bounded by 128th Street, Frederick Douglass Boulevard, West 127th Street and a line 100 feet easterly of St. Nicholas Avenue;
- changing from an R8 to an R8A District property bounded by West 128th Street, a line 100 feet easterly of St. Nicholas Avenue, West 127th Street and St. Nicholas Avenue; and
- establishing within the proposed R8A District a C2-4 District bounded by:
 - West 128th Street, Frederick Douglass Boulevard, West 127th Street and a line 100 feet westerly of Frederick Douglas Boulevard; and
 - West 128th Street, a line 100 feet easterly of St. Nicholas Avenue, West 127th Street and St. Nicholas Avenue;

as shown on a diagram (for illustrative purposed only) dated January 7, 2008, and subject to the CEQR Declaration E-212.

No. 6

CD 10 C 080220 HAM
IN THE MATTER OF an application submitted by the Department of Housing Preservation and Development (HPD):

- pursuant to Article 16 of the General Municipal Law of New York State for:
 - the designation of property located at 346, 344, 342, 340, 352, and 350 St. Nicholas Avenue (Block 1954, Lots 20-23, 41, and 42); 311, 309, 307, 305, and 303 West 127th Street (Block 1954, Lots 24-28); 2373, 2375, 2377, 2379, and 2381 Frederick Douglass Boulevard (Block 1954, Lots 32-36); and 304, 306, and 308 West 128th Street (Block 1954, Lots 37-39), as an Urban Development Action Area; and
 - an Urban Development Action Area Project for such area; and
- pursuant to Section 197-c of the New York City Charter for the disposition of property located at 346, 344, 342, 340, 352, and 350 St. Nicholas Avenue (Block 1954, Lots 20-23, 41, and 42); 311, 309, 307, 305, and 303 West 127th Street (Block 1954, Lots 24-28); 2373, 2375, 2377, and 2381 Frederick Douglass Boulevard (Block 1954, Lots 32-34, and 36); and 304, 306, and 308 West 128th Street (Block 1954, Lots 37-39), to a developer selected by HPD;

to facilitate development of three buildings, tentatively known as West 127th Street, with approximately 229 residential units and commercial space, to be developed under the Department of Housing Preservation and Development's Cornerstone Program.

No. 7

CALVERT LANCASTER

CD 11 C 080261 HAM
IN THE MATTER OF an application submitted by the Department of Housing Preservation and Development (HPD):

- pursuant to Article 16 of the General Municipal Law of New York State for:
 - the designation of property located at 168, 162, 176, and 180 East 122nd Street (Block 1770, Lots 47, 48, 42, and 141); 127

East 119th Street (Block 1768, Lot 111); 1816, 1818, and 1822 Madison Avenue (Block 1745, Lots 15 – 17, and 54), part of Site 37C within the Milbank Frawley Circle East Urban Renewal Area; 1642 Park Avenue (Block 1622, Lot 34), part of Site 35B within the Milbank Frawley Circle East Urban Renewal Area; 1887, 1881, 1879A, 1879, and 1885 Lexington Avenue (Block 1645, Lots 52, 120, 121, 20, and 155); and 145 East 117th Street (Block 1645, Lot 21), as an Urban Development Action Area; and

- b) an Urban Development Action Area Project for property; and
- 2) pursuant to Section 197-c of the New York City Charter for the disposition of property located at 168, 162, 176, and 180 East 122nd Street (Block 1770, Lots 47, 48, 42, and 141); 127 East 119th Street (Block 1768, Lot 111); 1816, 1818, and 1822 Madison Avenue (Block 1745, Lots 15, 16, and 54); 1642 Park Avenue (Block 1622, Lot 34); and 1887, 1881, 1879A, and 1879 Lexington Avenue (Block 1645, Lots 52, 120, 121, and 20), to a developer selected by HPD;

to facilitate development of six buildings, tentatively known as Calvert Lancaster East Harlem Cluster, with 79 residential units, commercial and community facility space, to be developed under the New York City Housing Preservation and Development's Cornerstone Program.

BOROUGH OF BROOKLYN No. 8

FISKE TERRACE

CD 14 N 080346 HKK
IN THE MATTER OF a communication dated March 21, 2008, from the Executive Director of the Landmarks Preservation Commission regarding the landmark designation of the Fiske Terrace – Midwood Park Historic District, designated by the Landmarks Preservation Commission on March 18, 2008 (List 402, LP-2208), Borough of Brooklyn, Community District 14. District boundaries are:

properties bounded by a line beginning at the southeast corner of Foster Avenue and the New York City Transit System B.M.T. Division (Brighton Beach Line) right-of-way, extending southerly along the eastern boundary line of the right-of-way, then easterly along the northern property line of 1517 Avenue H, then southerly along the western property line of 1525 Avenue H to the northern curb line of Avenue H, then easterly along the northern curb line of Avenue H across East 17th Street, East 18th Street, and East 19th Street to a point in said curb line formed by its intersection with a line extending southerly from the eastern property line of 827-831 East 19th Street (a/k/a 1901-1911 Avenue H), then northerly along the eastern property lines of 827-831 East 19th Street (a/k/a 1901-1911 Avenue H), 819 East 19th Street (Block 6694, Lot 10), and a portion of 815 East 19th Street (Block 6694, Lot 12), then easterly along a portion of the southern property line of 815 East 19th Street, northerly along a portion of the eastern property line of 815 East 19th Street, and westerly along a portion of the northern property line of 815 East 19th Street, then northerly along the eastern property lines of 811, 807, and a portion of 801 East 19th Street, then easterly along a portion of the southerly property line of 801 East 19th Street, then northerly along the eastern property lines of 801 to 751 East 19th Street, then easterly along a portion of the southern property line of 1916 Glenwood Road, then northerly along the eastern property line of 1916 Glenwood Road and across Glenwood Road to the northern curb line of Glenwood Road, then westerly along said curb line to a point formed by its intersection with a line extending southerly from the eastern property line of 1917 Glenwood Road (a/k/a 1913-1917 Glenwood Road), then northerly along the eastern property line and westerly along the northern property line of 1917 Glenwood Road, then northerly along the eastern property lines of 715 to 685 East 19th Street, then easterly along a portion of the southern property line of 677 East 19th Street, then northerly along the eastern property lines of 677, 671, and 665 East 19th Street, then westerly along a portion of the northerly property line of 665 East 19th Street, then northerly along the eastern property lines of 659 to 635 East 19th Street, then easterly along a portion of the southern property line of 633 East 19th Street, then northerly along the eastern property lines of 633 to 621 East 19th Street and 1910 Foster Avenue (a/k/a 1910-1918 Foster Avenue) to the southern curb line of Foster Avenue, then westerly along said curb line across East 19th Street, East 18th Street, and East 17th Street 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

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CITY PLANNING

■ PUBLIC HEARINGS

FORMULATION OF PROPOSED 2009 CONSOLIDATED PLAN

A public hearing on the formulation of the Proposed 2009 Consolidated Plan: One Year Action Plan for HUD

Entitlement Funds will be held on Thursday, April 17, 2008 beginning at 4:00 P.M. at the Department of City Planning located at 22 Reade Street, Spector Hall, Manhattan. The PUBLIC HEARING will be followed by a brief question and answer session with City agency representatives in attendance. In addition, at this forum, agency representatives will receive comments on the City's performance on Consolidated Plan activities in 2007. The Consolidated Plan defines the use of federal entitlement funds for housing, homeless assistance, supportive housing services and community development programs and is required by the United States Department of Housing and Urban Development (HUD). It consolidates the statutory requirements of the Cranston-Gonzalez Housing Act's Comprehensive Housing Affordability Strategy, and the City's annual application for the four HUD Office of Community Planning and Development entitlement programs: Community Development Block Grant (CDBG), HOME Investment Partnership, Emergency Shelter Grants (ESG), and Housing Opportunities for Persons with AIDS (HOPWA).

The Public Hearing has been scheduled to provide the public the opportunity to submit comments on the formulation of the document and the City's use of these federal funds.

For more information contact: Charles V. Sorrentino, New York City Consolidated Plan Coordinator, Department of City Planning, 22 Reade Street, 4N, New York, New York 10007, (212) 720-3337.

a4-17

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. 8 - Thursday, April 10, 2008 at 7:00 P.M., 727 Classon Avenue, Brooklyn, NY

#C 080287PQK

IN THE MATTER OF an application submitted by the Department of Housing Preservation and Development, pursuant to Section 197-c of the New York City Charter for the acquisition of property located at 515, 519 and 521 St. Marks Avenue.

a4-10

BOARD OF CORRECTION

■ MEETING

Please be advised that the meeting of the Board of Correction scheduled for April 10, 2008 has been cancelled. The next meeting of the Board will be held on May 8, 2008 at 9:30 A.M. in the Conference Room of the Board of Correction. Located at 51 Chambers Street, Room 929, New York, NY 10007.

a8-10

LANDMARKS PRESERVATION COMMISSION

■ PUBLIC HEARINGS

NOTICE IS HEREBY GIVEN THAT pursuant to the provisions of Title 25, chapter 3 of the Administrative Code of the City of New York (Sections 25-307, 25-308, 25-309, 25-313, 25-318, 25-320) (formerly Chapter 8-A, Sections 207-6.0, 207-7.0, 207-12.0, 207-17.0, and 207-19.0), on **Tuesday, April 22, 2008** at 9:30 A.M. in the morning of that day, a public hearing will be held in the Conference Room at 1 Centre Street, 9th Floor, Borough of Manhattan with respect to the following properties and then followed by a public meeting. Any person requiring reasonable accommodation in order to participate in the hearing or attend the meeting should call or write the Landmarks Commission no later than five (5) business days before the hearing or meeting.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF QUEENS 08-6563 - Block 8026, lot 25-120 Warwick Avenue - Douglaston Historic District
An English Cottage Style house designed by Froehlich and Quackenbush, Inc. and built in 1925. Application is to modify and create window and door openings.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF QUEENS 08-6555 - Block 8019, lot 44-103 Richmond Road - Douglaston Historic District
An English Cottage style freestanding house, designed by Philip Resnyk and built in 1924. Application is to construct a rear addition and alter window openings. Zoned R1-2.

ADVISORY REPORT
BOROUGH OF MANHATTAN 08-6564 - Block 1, lot 10-Building 293, Governor's Island - Governor's Island Historic District
A Colonial style hotel built in 1986. Application is to demolish the building, tennis courts, and parking lot and install landscaping.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-5646 - Block 179, lot 13-74 Hudson Street - Tribeca West Historic District
A parking lot. Application is to construct a one-story building. Zoned C6-2A.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-5525 - Block 179, lot 6-13 Worth Street - Tribeca West Historic District
A store and loft building designed by William Field and Son and built 1873. Application is to construct a rooftop addition. Zoned C6-2A.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-3802 - Block 174, lot 7502-95 Franklin Street - Tribeca East Historic District
An Italianate style store and loft building built in 1864-66. Application is to construct a barrier-free access ramp.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-5899 - Block 231, lot 40-441 Broadway - SoHo-Cast Iron Historic District
A commercial building designed by Griffith Thomas and built in 1876. Application is to install storefront infill.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-1545 - Block 515, lot 25-155 Wooster Street - SoHo-Cast Iron Historic District
A Classical Revival style store and loft building designed by George F. Pelham and built in 1897-1898. Application is to construct a one-story rooftop addition and modify secondary facades. Zoned M1-5A.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 06-4428 - Block 572, lot 2-404 6th Avenue - Greenwich Village Historic District
A rowhouse built in 1831 and altered in 1931. Application is to install a new storefront.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-6470 - Block 613, lot 8-281 West 4th Street - Greenwich Village Historic District
A rowhouse designed by James J. Howard and built in 1869. Application is to modify an existing rooftop addition. Zoned R6.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-7050 - Block 875, lot 65-18 Gramercy Park South - Gramercy Park Historic District
An apartment building designed by Murgatroyd and Ogden and built in 1926-27. Application is to modify window openings.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-4766 - Block 875, lot 56-24 Gramercy Park South - Gramercy Park Historic District
An apartment house designed by Herbert Lucas and built in 1908-09. Application is to modify the areaway and install a barrier-free access lift.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-6166 - Block 825, lot 1-71 West 23rd Street - Ladies' Mile Historic District
A neo-Renaissance style loft building designed by Harry P. Knowles and built in 1911-12. Application is to legalize the installation of flagpoles without Landmarks Preservation Commission permits.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-6196 - Block 997, lot 19-123 West 44th Street - The Hotel Gerard-Individual Landmark
An apartment hotel designed in a combination of Romanesque, German Gothic, and Renaissance styles by George Keister, built in 1893 and altered in 1917-1920. Application is to install storefront infill and a canopy. Zoned C6-5.5.

BINDING REPORT
BOROUGH OF MANHATTAN 08-6850 - Block 1257, lot 1-476 Fifth Avenue - The New York Public Library-Individual Landmark
A Beaux-Arts style library building designed by Carrere & Hastings and built in 1898-1911. Application is to install signage.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-5921 - Block 1265, lot 1-Rockefeller Plaza - Rockefeller Center - Individual Landmark
An Art Deco style office, commercial and entertainment complex designed by the Associated Architects and built in 1931-33. Application is to install ticket kiosks on Rockefeller Plaza and the Channel Gardens.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 07-4048 - Block 1378, lot 6-3 East 63rd Street - Upper East Side Historic District
A building originally built c. 1880 and altered in 1936 by James E. Casale. Application is to construct a rooftop addition. Zoned R8B LH-1A.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-0712 - Block 1459, lot 1-1194 1st Avenue - City and Suburban Homes First Avenue Estates- Individual Landmark
A model tenement complex designed by James E. Ware and Philip Ohm and built in 1898-1915. Application is to create a Master Plan governing the future installation of storefronts, signage and awnings. Zoned C1-9.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-6427 - Block 1496, lot 9-9 East 84th Street - Metropolitan Museum Historic District
A Beaux-Arts style residence designed by Warren & Wetmore and built in 1902-03. Application is to alter the rear facade, excavate the rear yard and construct a rooftop bulkhead.

CERTIFICATE OF APPROPRIATENESS
BOROUGH OF MANHATTAN 08-5523 - Block 1498, lot 69-1056 Fifth Avenue - Carnegie Hill Historic District

Construction intends to enter into a sole source contract with the New York Public Library, Astor, Lenox and Tilden Foundations for the above project. The contractor must have unique knowledge of the site, and must guarantee the assumption of all costs above the estimated cost of construction. Any firm which believes that it is also qualified to provide these services or would like to provide such services in the future is invited to indicate by letter to: Department of Design and Construction, 5th Floor, 30-30 Thomson Avenue, Long Island City, NY 11101. Steven Wong, Program Director, (718) 391-2550, wongs@ddc.nyc.gov

a7-11

ENVIRONMENTAL SERVICES – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 8502008PW0006P – DUE 05-07-08 AT 4:00 P.M. – PW335ES14, Requirements Contract for various Capital Project, Citywide. All qualified and interested firms are advised to download the Request for Proposal at <http://ddcftp.nyc.gov/rfpweb/>. The contract resulting from this Request for Proposal will be subjected to Local Law 129 of 2005, Minority Owned and Women Owned Business Enterprise (M/WBE) program. The submission date is indicated above.

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 Design and Construction,
30-30 Thomson Avenue, Long Island City, NY 11101.
Belkis Palacios (718) 391-1866, palaciob@ddc.nyc.gov

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EDUCATION

DIVISION OF CONTRACTS AND PURCHASING

SOLICITATIONS

Services

LEADERSHIP DEVELOPMENT – RFP – PIN# R0681040 – DUE 05-07-08 AT 5:00 P.M. – There will be a Pre-Proposal Conference: April 15th, 2008 at 2:00 P.M., located at 65 Court Street, 12th Floor, Conference Room 1201, Brooklyn, NY 11201. The Talent Office of the New York City Department of Education (NYCDOE) is seeking proposals from educational organizations, accredited colleges, universities and other organizations that can provide leadership development services to our principals.

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.
NYCDOE, Division of Contracts and Purchasing, Room 1201
65 Court Street, Brooklyn, NY 11201, (718) 935-3000
<http://schools.nyc.gov/dcp>

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HEALTH AND HOSPITALS CORPORATION

The New York City Health and Hospitals Corporation is regularly soliciting bids for supplies and equipment at its Central Purchasing Offices, 346 Broadway, New York City, Room 516, for its Hospitals and Diagnostic and Treatment Centers. All interested parties are welcome to review the bids that are posted in Room 516 weekdays between 9:00 a.m. and 4:30 p.m. For information regarding bids and the bidding process, please call (212) 442-3863.

j1-d31

SOLICITATIONS

Goods

SECA 763 DIAGNOSTIC SCALE WITH HEIGHT ROD – 1-CSB – BID# QHC2008-1016EHC – DUE 04-25-08 AT 2:00 P.M.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Queens Health Network, Procurement Services and Contracts,
82-68 164th Street, "S" Building, 2nd Fl., Jamaica, NY
11432. Margaret Palma (718) 883-6000.

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Goods & Services

FLUIDOSE PACKAGING FOR PHARMACY – Competitive Sealed Bids – PIN# 11208099 – DUE 04-23-08 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.
Generations+ / Northern Manhattan Health Network for Harlem Hospital Center clo Lincoln Hospital Center
234 East 149th Street, Bronx, NY 10451.
Erik Bryan, Procurement Analyst II, (718) 579-5532.

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BIRTHING SIMULATOR – Competitive Sealed Bids – PIN# 22208068 – DUE 04-23-08 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.

Generations+ / Northern Manhattan Health Network clo Lincoln Hospital Center, 234 East 149th Street, Bronx, NY 10451. David Pacheco, Procurement Analyst, (718) 579-5989.

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CURTAIN CLOTH MODULES AND ACCESSORIES – Competitive Sealed Bids – PIN# 11208101 – DUE 04-23-08 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.
Generations+ / Northern Manhattan Health Network for Harlem Hospital Center clo Lincoln Hospital Center
234 East 149th Street, Bronx, NY 10451.
Karen Crawford, Procurement Analyst II, (718) 579-5308.

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POWR PAKS, BATTERY WITH CABLE – Competitive Sealed Bids – PIN# 21108057 – DUE 04-23-08 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.
Generations+ / Northern Manhattan Health Network for Metropolitan Hospital clo Lincoln Hospital Center
234 East 149th Street, Bronx, NY 10451.
Nancy Latorres, Procurement Analyst II, (718) 579-5993.

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INSTRUMENT FOR BLOOD BANK AT HARLEM HOSPITAL – Competitive Sealed Bids – PIN# 11208100 – DUE 04-23-08 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.
Generations+ / Northern Manhattan Health Network for Harlem Hospital clo Lincoln Hospital Center
234 East 149th Street, Bronx, New York 10451.
Sonia Barnes, Procurement Analyst II, (718) 579-5035.

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Construction / Construction Services

GENERAL CONST. WORK 1.5M TO 2M (RE-BID) - CONTRACT #1 – CSB – PIN# 29200601 – DUE 05-07-08 AT 1:30 P.M. – Kings County Hospital, Cancer Care Center (Re-Bid), Brooklyn, New York. Bid document fee \$100 per set (check or money order), non-refundable.

Mandatory pre-bid meetings/site tours are scheduled as follows: at 2:00 P.M. on Wednesday, April 16, 2008 and Wednesday, April 23, 2008 at 10:00 A.M. at 451 Clarkson Avenue, "E" Building, Room #2236, Bklyn., NY. All bidders must attend on one of these dates.

Technical questions must be submitted in writing, by mail or fax, no later than five (5) calendar days before bid opening to Mike Ball, fax (212) 442-3851, for bid results, please call (212) 442-3771 after 4:00 P.M.

Requires trade licenses (where applicable), under Article 15A of the State of New York, the following M/WBE goals apply to this contract MBE 20% and WBE 6%. These goals apply to any bid submitted of \$100,000 or more. Bidders not complying with these terms may have their bids declared non-responsive.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Health and Hospitals Corporation, 346 Broadway,
12th Floor West, New York, NY 10013.

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HEALTH AND MENTAL HYGIENE

AGENCY CHIEF CONTRACTING OFFICER

SOLICITATIONS

Human / Client Service

NEW YORK/NEW YORK III SUPPORTED HOUSING CONGREGATE – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 81608PO0763 – DUE 02-13-09 AT 3:00 P.M. – The New York City Department of Health and Mental Hygiene (DOHMH) 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/New York III Supportive Housing agreement. The subject RFP will be open-ended and proposals will be accepted on an on-going basis. Beginning on February 16, 2007, RFPs may be picked up in person at the address below, between the hours of 10:00 A.M. and 4:00 P.M. on business days only. The RFP is also on line at: <http://www.nyc.gov/html/doh/html/acco/acco-rfp-nynycongregate-20070117-form.shtml> A pre-proposal conference will be held on March 6, 2007 at 2:00 P.M. at 125 Worth Street, 2nd Floor Auditorium, New York, NY. Any questions regarding this RFP must be sent in writing in advance to Karen Mankin at the above address or fax to (212) 219-5890. All questions submitted will be answered at the Pre-Proposal conference. All proposals must be hand delivered at the Agency Chief Contracting Officer, Room 812, New York, NY 10013.

As a minimum qualification requirement for (1) the serious and persistent mentally ill populations, the proposer must be incorporated as a not-for-profit organizations, 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. Karen Mankin (212) 219-5873, kmankin@health.nyc.gov

f16-jy30

AWARDS

Human / Client Service

GERIATRIC MENTAL HEALTH INITIATIVE – BP/City Council Discretionary – PIN# 08PO177501R0X00 – AMT: \$100,000.00 – TO: Project Hospitality, Inc., 100 Park Avenue, Staten Island, NY 10302.

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HOMELESS SERVICES

OFFICE OF CONTRACTS AND PROCUREMENT

SOLICITATIONS

Human / Client Service

SAFE HAVEN OPEN-ENDED RFP – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 071-08S-04-1164 – DUE 08-27-10 – The Department of Homeless Services has issued an Open Ended Request for Proposals (PIN 071-08S-04-1164) as of August 27, 2007 seeking appropriately qualified vendors to develop and operate a stand-alone Safe Haven for chronic street homeless single adults and/or adult couples without minor children.

There is no due date for proposals under this RFP. Proposals will be reviewed by the Department as they are received and contracts will be awarded on an on-going basis until the Department's needs are met.

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.
Suellen Schulman (212) 361-8400, ssschulma@dhs.nyc.gov

a27-f12

CORRECTION: TRANSITIONAL RESIDENCES FOR HOMELESS/DROP-IN CENTERS – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# 071-00S-003-262Z – DUE 01-02-09 AT 2:00 P.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.

Request for proposals is also available on-line at www.nyc.gov/cityrecord

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, mzoita@dhs.nyc.gov

f29-d31

JUVENILE JUSTICE

SOLICITATIONS

Human / Client Service

PROVISION OF DENTAL SERVICES TO YOUTH – Negotiated Acquisition/Pre-Qualified List – PIN# 13008DJJ002 – DUE 04-21-08 AT 2:00 P.M. – The provision of quality and timely dental services to youth in DJJ's custody. Services will be provided at two of DJJ's directly-operated secure facilities: Horizon located at 560 Brook Avenue, Bronx, NY and Crossroads located at 17 Bristol Street, Brooklyn, NY. These services were originally solicited as part of Option 1 of DJJ's RFP entitled "Provision of Medical, Dental, Psychiatry and Mental Health Services for Youth," PIN 13007DJJ001. Due to concerns related to supervision across medical professions, DJJ eliminated the dental services from Option 1 of the RFP, and is issuing the subject solicitation for Dental Services.

Time Sensitive, compelling need for services.

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

a7-11

CORRECTION: PROVISION OF NON-SECURE DETENTION CENTERS – Negotiated Acquisition – Judgment required in evaluating proposals - PIN# 13007DJJ001 – DUE 11-14-08 AT 3:00 P.M. – CORRECTION: The NYC Department of Juvenile Justice (DJJ) is seeking one or more appropriately qualified vendors to provide non-secure detention services for youth. Services shall include, but not be limited to, custody, basic youth care, food, clothing, shelter, education, health care, recreation, court related services, social work and case management services, social skills instruction, group sessions and monitoring and supervision of these services. In addition, the contract will require that a defibrillator shall be located in each program facility and that all staff requiring CPR training shall be certified in use of said defibrillator.

Each program facility will provide at least 10 and no more than 12 beds in accordance with the applicable regulations promulgated by the New York State Office of Children and Family Services (NYS OCFS), 9 N.Y.C.R.R. Section 180 et seq. The Department is seeking to provide services at facilities that will be operational at any time from January 1, 2007 to December 31, 2010. A vendor may submit an offer for more than one Facility Option. Current Agency vendors operating non-secure group homes that have contracts expiring in calendar year 2006 are urged to respond to this solicitation.

All program facilities shall be appropriately equipped to provide services for male or female youth as required by the Department, and be located in one of the five boroughs. The term of the contracts awarded from this solicitation will be for three years and will include an additional three-year option to renew. The anticipated maximum average annual funding available for each contract will be \$1,067,000, excluding start-up costs. Proposed start-up costs will be considered in addition to the proposed annual line item budget. Greater consideration will be given to applicants offering more competitive prices.

If your organization is interested in being considered for award of the subject contract, please hand deliver a written expression of interest addressed to my attention at 110 William Street, 13th Floor, New York, NY 10038. The expression of interest should specifically address the following:

1. Indicate each program facility for which the vendor is submitting.
2. Describe each proposed facility, its location, and proposed date of operation.
3. Attach appropriate documentation demonstrating the current use of each proposed facility and the vendor's site control of the facility for a period of at least 3 years.
4. For each proposed facility,
 - a) Indicate the number of beds to be provided and demonstrate that the facility has the capacity to provide the indicated number of beds.
 - b) Demonstrate that the facility will be appropriately equipped to provide services for male or female youth.
5. Demonstrate the vendor's organizational capability to:
 - a) Provide the indicated number of beds at each proposed facility. (If the vendor is a current provider, also demonstrate the capability to provide the indicated number of beds in addition to those already provided.)
 - b) Ensure that each proposed facility will be fully operational by required date in accordance with the applicable regulations promulgated by the New York State Office of Children and Family Services (NYS OCFS), 9 N.Y.C.R.R. Section 180 et seq.
6. Demonstrate the quantity and quality of the vendor's successful relevant experience.
7. Attach for each proposed facility three-year annual line item operating budget. Include staffing details. Proposed start up costs should be included in addition to the proposed three-year annual line item operating budget.

All expressions of interest received in the manner set forth will be reviewed to determine if they are responsive to the material requirements of this solicitation. Expressions of interest determined to be non-responsive will not be further considered. Expressions of interest determined to be responsive will be considered in terms of the following factors:

- Appropriateness of each proposed facility.
- Demonstrated site control of each proposed facility.
- Demonstrated level of organizational capability to provide the proposed number of beds and to ensure that each proposed facility is fully operational by the applicable requisite date.
- Demonstrated quantity and quality of successful relevant experience.
- Annual budget amount and cost effectiveness of the budget.

The Department will enter into negotiations with the vendor(s) determined to be the best qualified at the time of evaluation, based on consideration of the above-cited factors. A contract will be awarded to the responsible vendor(s) whose offer(s) is/are determined to be the most advantageous to the City, taking into consideration the price and the other factors set forth in this solicitation. In the case that a vendor is eligible for award of more than one program facility, the Department reserves the right, based upon the vendor's demonstrated organizational capability and the best interest of the City, respectively, to determine how many and for which program facility(ies) the vendor will be awarded a contract.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
Department of Juvenile Justice, 110 William Street
20th Floor, New York, NY 10038.
Chuma Uwechia (212) 442-7716, cuwechia@djj.nyc.gov

n20-13

PARKS AND RECREATION

SOLICITATIONS

Services (Other Than Human Services)

OPERATION OF A SNACK BAR – Competitive Sealed Proposals – Judgment required in evaluating proposals - PIN# M10-NM-SB – DUE 05-14-08 AT 3:00 P.M. – In the North Meadow Recreation Center, Central Park, Manhattan.

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, 830 Fifth Avenue, NY, NY 10017. David Cerron (212) 360-3457, david.cerron@parks.nyc.gov

a10-23

POLICE

DIVISION OF MAINTENANCE

SOLICITATIONS

Construction Related Services

TRAILER MOUNTED GENERATOR – Competitive Sealed Bids – PIN# 05608000592 – DUE 05-07-08 AT 11:00 A.M. – One 1000kw Cummins/Onan emergency generator for police headquarters. A mandatory pre-bid conference is scheduled to be held at 9:30 A.M. on Thursday, April 17 at NYPD Plant Management Unit, 1 Police Plaza, Room S-136, New York, New York 10038. This procurement is subject to participation goals for MBEs and/or WBEs as required by Local Law 129 of 2005. VSID#: 50989.

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.
Police Department, 51 Chambers Street, Room 310, New York, NY 10007. Stephanie Gallop (646) 610-5225.

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SCHOOL CONSTRUCTION AUTHORITY

CONTRACT ADMINISTRATION

SOLICITATIONS

Construction / Construction Services

ACCESSIBILITY – Competitive Sealed Bids – PIN# SCA08-11461D-1 – DUE 04-28-08 AT 11:30 A.M. – IS 202 (Queens). Project Range: \$2,610,000.00 to \$2,750,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
School Construction Authority, Plans Room Window Room #1046, 30-30 Thomson Avenue, 1st Floor Long Island City, New York 11101, (718) 752-5854.

a9-15

EXTERIOR MASONRY AND SAFETY SYSTEMS – Competitive Sealed Bids – PIN# SCA08-11347D-1 – DUE 04-30-08 AT 10:00 A.M. – IS 187 at K486 (Brooklyn). Project Range: \$2,270,000.00 to \$2,390,000.00.
● **SCIENCE LAB UPGRADE** – Competitive Sealed Bids – PIN# SCA08-11556D-1 – DUE 04-30-08 AT 11:00 A.M. - IS 61 (Brooklyn). Project Range: \$1,040,838.00 to \$1,100,000.00.
● **SCIENCE LAB UPGRADE** – Competitive Sealed Bids – PIN# SCA08-11099D-1 – DUE 04-29-08 AT 11:30 A.M. - Central Park East at M013 (Manhattan). Project Range: \$1,690,000.00 to \$1,774,000.00.

Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
School Construction Authority, Plans Room Window Room #1046, 30-30 Thomson Avenue, 1st Floor Long Island City, New York 11101, (718) 752-5288.

a10-16

EXTERIOR MASONRY, AUDITORIUM UPGRADE – Competitive Sealed Bids – PIN# SCA08-11270D-1 – DUE 04-25-08 AT 2:30 P.M. – JHS 126 (Brooklyn). Project Range: \$1,950,000.00 to \$2,100,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
School Construction Authority, Plans Room Window Room #1046, 30-30 Thomson Avenue, 1st Floor Long Island City, New York 11101, (718) 472-8360.

a7-11

ROOF REPLACEMENT – Competitive Sealed Bids – PIN# SCA08-10952D-1 – DUE 04-24-08 AT 11:30 A.M. – PS 11 (Manhattan). Project Range: \$1,580,000.00 to \$1,670,000.00.
● **ELECTRICAL SYSTEMS UPGRADE** – Competitive Sealed Bids – PIN# SCA08-11608D-1 – DUE 04-24-08 AT 12:00 P.M. - PS 25 (Bronx). Project Range: \$1,110,000.00 to \$1,175,000.00.

Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
School Construction Authority, Plans Room Window Room #1046, 30-30 Thomson Avenue, 1st Floor Long Island City, New York 11101, (718) 752-5843.

a7-11

A NEW THREE STORY SCHOOL WITH FULL CELLAR

– Competitive Sealed Bids – PIN# SCA08-00089B-1 – DUE 05-02-08 AT 2:30 P.M. – ECC 361 at P.S. 94 (Bronx). Project Range: \$27,190,000.00 to \$28,630,000.00. Mandatory pre-bid meeting date: April 10, 2008 at 11:00 A.M. at NYC School Construction Authority, 30-30 Thomson Avenue, L.I.C., NY 11101.

Limited List: Bids will only be accepted from the following Construction Managers/Prime General Contractors (See Attached List):

Petracca and Sons, Inc.; J. Kokolakis Contracting, Inc.; Citnalta Construction Corp.; T.A. Ahern Contractors Corp.; Iannelli Construction Co. Inc.; The Morgan Contracting Corp.; Arena Construction Co., Inc.; Arnell Construction Corp.

Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

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

School Construction Authority, Plans Room Window Room #1046, 30-30 Thomson Avenue, 1st Floor Long Island City, New York 11101, (718) 752-5852.

a8-14

LOW VOLTAGE ELECTRICAL SYSTEM – Competitive Sealed Bids – PIN# SCA08-11709D-1 – DUE 04-28-08 AT 3:00 P.M. – Franklin D. Roosevelt HS (Brooklyn). Project Range: \$960,000.00 to \$1,010,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
School Construction Authority, Plans Room Window Room #1046, 30-30 Thomson Avenue, 1st Floor Long Island City, New York 11101, (718) 752-5288.

a9-15

MULTICAMPUS TRANSITIONS/FIRE ALARM – Competitive Sealed Bids – PIN# SCA08-11964D-1 – DUE 04-28-08 AT 1:00 P.M. – Park West HS (Manhattan). Project Range: \$1,260,000.00 to \$1,330,000.00.
● **AUDITORIUM UPGRADE** – Competitive Sealed Bids – PIN# SCA08-11460D-1 – DUE 04-28-08 AT 12:30 P.M. - Campus Magnet HS (Queens). Project Range: \$1,120,000.00 to \$1,185,000.00.

Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
School Construction Authority, Plans Room Window Room #1046, 30-30 Thomson Avenue, 1st Floor Long Island City, New York 11101, (718) 752-5843.

a9-15

ROOFING, SAFETY SYSTEMS, PARAPETS – Competitive Sealed Bids – PIN# SCA08-11283D-1 – DUE 04-30-08 AT 10:30 A.M. – PS 124 (Queens). Project Range: \$1,700,000.00 to \$1,795,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
School Construction Authority, Plans Room Window Room #1046, 30-30 Thomson Avenue, 1st Floor Long Island City, New York 11101, (718) 472-8360.

a10-16

KITCHEN MODIFICATION/FIRE ALARM SYSTEM – Competitive Sealed Bids – PIN# SCA08-11188D-1 – DUE 04-30-08 AT 11:30 A.M. – PS 135 (Brooklyn). Project Range: \$1,600,000.00 to \$1,690,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

Use the following address unless otherwise specified in notice, to secure, examine or submit bid/proposal documents, vendor pre-qualification and other forms; specifications/blueprints; other information; and for opening and reading of bids at date and time specified above.
School Construction Authority, Plans Room Window Room #1046, 30-30 Thomson Avenue, 1st Floor Long Island City, New York 11101, (718) 752-5854.

a10-16

AUDITORIUM UPGRADE – Competitive Sealed Bids – PIN# SCA08-11533D-1 – DUE 04-23-08 AT 12:00 P.M. – PS 6 (Bronx). Project Range: \$1,180,000.00 to \$1,245,000.00. Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

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

School Construction Authority, Plans Room Window Room #1046, 30-30 Thomson Avenue, 1st Floor Long Island City, New York 11101, (718) 752-5843.

a4-10

EXTERIOR MASONRY/PARAPETS/ROOF/SAFETY SYSTEMS

– Competitive Sealed Bids – PIN# SCA08-11266D-1 – DUE 04-24-08 AT 10:30 A.M. – PS 18 (Brooklyn). Project Range: \$2,560,000.00 to \$2,700,000.00.

● **EXTERIOR MASONRY/PARAPETS** – Competitive Sealed Bids – PIN# SCA08-11516D-1 – DUE 04-23-08 AT 3:00 P.M. - JHS 185 (Queens). Project Range: \$1,680,000.00 to \$1,774,000.00.

Non-refundable bid document charge: \$100.00, certified check or money order only. Make payable to the New York City School Construction Authority. Bidders must be pre-qualified by the SCA.

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

School Construction Authority, Plans Room Window Room #1046, 30-30 Thomson Avenue, 1st Floor Long Island City, New York 11101, (718) 752-5288.

a4-10

TAXI AND LIMOUSINE COMMISSION

LEGAL DEPARTMENT

■ **AWARDS**

Services (Other Than Human Services)

ACCESSIBLE DISPATCH DEMONSTRATION PROJECT

– Demonstration Project – Testing or experimentation is required - PIN# 1568P00002 – AMT: \$1,000,000.00 – TO: Executive Charge, Inc., 1440 39th Street, Brooklyn, NY 11218. New York City Taxi and Limousine Commission - contract in the amount of \$1,000,000.00 awarded to Executive Charge, Inc. to conduct a demonstration project to establish the effectiveness of a central electronic dispatch system for wheelchair accessible for-hire service. Pursuant to Section 3-11 of the PPB Rules, the ACCO has determined that it is advantageous to the City of New York to utilize a demonstration project, which will allow the City to test and evaluate the above service to determine if the approach is successful and should be competitively acquired. For an evaluation of the process leading to the selection of the vendor, you may contact Deborah Murphy, Director, ACCO, NYC Taxi and Limousine Commission, 40 Rector Street, 5th Floor, New York, NY 10006.

The notice of intent to enter into negotiations for the award of the contract was published on June 7, 2007.

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AGENCY PUBLIC HEARINGS ON CONTRACT AWARDS

“These Hearings may be cablecast on NYC TV Channel 74 on Sundays, from 5:00 p.m. to 7:00 p.m. For more information, visit: www.nyc.gov/tv” **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.**

AGING

■ **PUBLIC HEARINGS**

CANCELLATION OF PUBLIC HEARING

NOTICE IS HEREBY GIVEN that a Contract Public Hearing will be held on Thursday, April 10, 2008, in Spector Hall, 22 Reade Street, Main Floor, Borough of Manhattan, commencing at 10:00 A.M. on the following:

IN THE MATTER of ten (10) proposed contracts between the Department for the Aging of the City of New York and the Contractors listed below, for the provision of senior center programs (e.g. congregate lunch, case assistance, transportation, etc). The contract term shall be from July 1, 2008 to June 30, 2009 with no renewal options. The contract amounts and the Community Districts in which the programs are located are identified below.

No. Contractor/Address

- Allen AME Church Allen Community Senior Center 166-01 Linden Blvd., Jamaica, NY 11434

PIN# 12509SCNA413
Amount \$370,518
Boro/CD Qn, CD 12

Program Site
Allen Community Senior Citizens Center
110-31 Merrick Blvd., Jamaica, NY 11433

- Chinese-American Planning Council
150 Elizabeth St., NY, NY 10012

PIN# 12509SCNA476
Amount \$401,557
Boro/CD Qn, CD 7

Program Site
CPC Queens Nan Shan Senior Citizen Center
133-12 41st Ave., Flushing, NY 11355

- Elmcor Youth & Adult Activities, Inc.
33-16 108th St., Corona, NY 11368

PIN# 12509SCNA447
Amount \$434,806
Boro/CD Qn, CDs 3 & 4

Program Site
Elmcor Senior Center
98-19 Astoria Blvd
Flushing, NY 11369

- Jamaica Service Program for Older Adults, Inc.
162-04 Jamaica Ave, 3rd Fl., Jamaica, NY 11432

PIN# 12509SCNA420
Amount \$561,301
Boro/CD Qn, CDs 12 & 13

Program Site
JSPOA Theodora Jackson Senior Center
92-47 165th St., Jamaica, NY 11433

- Peter Cardella Senior Citizen Center, Inc.
68-52 Fresh Pond Rd., Ridgewood, NY 11385

PIN# 12509SCNA428
Amount \$560,544
Boro/CD Qn, CD 5

- Queens Community House, Inc.
108-25 62nd Drive, Forest Hills, NY 11375

PIN# 12509SCNA4A2
Amount \$368,030
Boro/CD Qn, CD 8

Program Site
POMONOK Senior Center
67-09 Kissena Blvd., Flushing, NY 11367

- Queens Community House, Inc.
108-25 62nd Drive, Forest Hills, NY 11375

PIN# 12509SCNA437
Amount \$692,525
Boro/CD Qn, CDs 6 & 9

Program Site
Queens Community House Senior Center
107-20 71st Rd., Flushing, NY 11375

- The Carter Burden Center for the Aging, Inc.
1484 First Ave., NY, NY 10021

PIN# 12509SCNA31Z
Amount \$427,952
Boro/CD Mn, CD 8

- United Jewish Council of the East Side, Inc.
235 East Broadway, NY, NY 10002

PIN# 12509SCNA337
Amount \$729,034
Boro/CD Mn, CD 3

- Young Israel Programs, Inc.
111 John St. – Suite 450, NY, NY 10038

Queens Community House, Inc.
108-25 62nd Drive, Forest Hills, NY 11375

PIN# 12509SCNA40Z
Amount \$313,419
Boro/CD Bk, CD 10; Qn, CD 1

Program Site
Young Israel Queens Valley
141-55 77th Ave., Flushing, NY 11367

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

Draft copies of the proposed contracts are available for public inspection at the Office of the Department for the Aging, Contract Procurement and Support Services, 2 Lafayette St., 4th Floor, New York, New York 10007, on business days, from March 31, 2008 to April 10, 2008, excluding Holidays, from 10:00 A.M. to 4:00 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 the Agency within 5 business days after publication of this notice. Written request to speak should be sent to Camille Ranieri, ACCO at the Dept for the Aging (DFTA), 2 Lafayette St, 4th Fl., NY, NY 10007. If DFTA receives no written requests to speak within the prescribed time, DFTA reserves the right not to conduct the public hearing.

CANCELLATION OF PUBLIC HEARING

IN THE MATTER of ten (10) proposed contracts between the Department for the Aging of the City of New York and the Contractors listed below, for the provision of senior center programs (e.g. congregate lunch, case assistance, transportation, etc). The contract term shall be from July 1, 2008 to June 30, 2009 with no renewal options. The contract amounts and the Community Districts in which the programs are located are identified below.

No. Contractor/Address

- Association of Black Social Workers, Inc.
221 W 107th St., NY, NY 10025

PIN# 12509SCNA360
Amount \$374,538
Boro/CD Mn, CD 7

- Central Harlem Senior Citizens Coalition, Inc.
120 W. 140th St., NY, NY 10030

PIN# 12509SCNA369
Amount \$805,917
Boro/CD Mn, CD 10

- Charles A. Walburg Multi Service Organization, Inc.
163 W 125th St., 13th Fl., NY, NY 10027

PIN# 12509SCNA327
Amount \$245,999
Boro/CD Mn, CD 9

Program Site
Jackie Robinson Senior Center
1301 Amsterdam Ave., NY, NY 10027

- Chinese-American Planning Council
150 Elizabeth St., NY, NY 10012

PIN# 12509SCNA30H
Amount \$661,079
Boro/CD Mn, CD 3

Program Site
New York Chinatown Senior Center
70 Mulberry St., NY, NY 10013

- Convent Ave. Baptist Church
420 W 145th St., NY, NY 10031

PIN# 12509SCNA324
Amount \$503,332
Boro/CD Mn, CD 9

- Find Aid for the Aged
160 W. 71st St. – Room 2F, New York, NY 10023

PIN# 12509SCNA379
Amount \$360,081
Boro/CD Mn, CD 4

Program Site
Project FIND Clinton Senior Center
530 W. 55th St., NY, NY 10019

- Find Aid for the Aged
160 W. 71st St. – Room 2F, New York, NY 10023

PIN# 12509SCNA387
Amount \$382,406
Boro/CD Mn, CD 7

Program Site
Project FIND Hamilton House
141 W. 73rd St., NY, NY 10023

- Harlem Teams for Self-Help, Inc.
175 W. 137th St., NY, NY 10030

PIN# 12509SCNA370
Amount \$182,847
Boro/CD Mn, CDs 9 & 10

- Henry Street Settlement
265 Henry St., NY, NY 10002

PIN# 12509SCNA340
Amount \$852,196
Boro/CD Mn, CD 3

Program Site
Good Companions Nutrition
334 Madison St., NY, NY 10002

- Lenox Hill Neighborhood House, Inc.
331 E. 70th St., NY, NY 10021

PIN# 12509SCNA30D
Amount \$365,464
Boro/CD Mn, CD 8

Program Site
Lenox Hill Senior Center
343 E. 70th St., NY, NY 10021

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

Draft copies of the proposed contracts are available for public inspection at the Office of the Department for the Aging, Contract Procurement and Support Services, 2 Lafayette St., 4th Floor, New York, New York 10007, on business days, from March 31, 2008 to April 10, 2008, excluding Holidays, from 10:00 A.M. to 4:00 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 the Agency within 5 business days after publication of this notice. Written request to speak should be sent to Camille Ranieri, ACCO at the Dept for the Aging (DFTA), 2 Lafayette St, 4th Fl., NY, NY 10007. If DFTA receives no written requests to speak within the prescribed time, DFTA reserves the right not to conduct the public hearing.

CANCELLATION OF PUBLIC HEARING

IN THE MATTER of eight (8) proposed contracts between the Department for the Aging of the City of New York and the Contractors listed below, for the provision of senior center programs (e.g. congregate lunch, case assistance, transportation, etc). The contract term shall be from July 1, 2008 to June 30, 2009 with no renewal options. The contract amounts and the Community Districts in which the programs are located are identified below.

No.	Contractor/Address
1.	Bethlehem Evangelical Lutheran Church 411 Ovington Ave., Bklyn., NY 11209
PIN# 12509SCNA217 Amount \$650,206 Boro/CD Bk, CDs 10, 11 & 12	
2.	Boro Park Young Men's & Young Women's Hebrew Association, 4912 14th Ave., Bklyn., NY 11219
PIN# 12509SCNA218 Amount \$247,959 Boro/CD Bk, CD 12	
3.	Catholic Charities Neighborhood Services, Inc. 191 Joralemon St – 14th Floor, Brooklyn, NY 11201
PIN# 12509SCNA23B Amount \$350,331 Boro/CD Bk, CD 18	
Program Site CCNS Glenwood Senior Center 5701 Ave. H, Bklyn., NY 11235	
4.	Catholic Charities Neighborhood Services, Inc. 191 Joralemon St – 14th Floor, Brooklyn, NY 11201
PIN# 12509SCNA23C Amount \$555,234 Boro/CD Bk, CD 15	
Program Site CCNS The Bay Senior Center 3643 Nostrand Ave., Bklyn., NY 11229	
5.	Polish & Slavic Center, Inc. 177 Kent St., Bklyn., NY 11222
PIN# 12509SCNA206 Amount \$631,187 Boro/CD Bk, CD 1	
Program Site Krakus Luncheon Club Senior Center 176 Java St., Bklyn., NY 11222	
6.	Ridgewood Bushwick Senior Citizens Council, Inc. 555 Bushwick Ave., Bklyn., NY 11206
PIN# 12509SCNA21G Amount \$885,268 Boro/CD Bk, CD 4	
Program Site Ridgewood Bushwick Senior Center 319 Stanhope St., Bklyn., NY 11237	
7.	St. John St. Matthew Emanuel Lutheran Church 283 Prospect Ave., Bklyn., NY 11215
PIN# 12509SCNA273 Amount \$582,417 Boro/CD Bk, CDs 6 & 7	
8.	United Senior Citizens of Sunset Park, Inc. 475-53rd St., Bklyn., NY 11220
PIN# 12509SCNA20D Amount \$511,111 Boro/CD Bk, CD 7	
The proposed contractors have been selected by means of Negotiated Acquisition Extension, pursuant to Section 3-04 (b) (2) (iii) of the Procurement Policy Board Rules.	
Draft copies of the proposed contracts are available for public inspection at the Office of the Department for the Aging, Contract Procurement and Support Services, 2 Lafayette St., 4th Floor, New York, New York 10007, on business days, from March 31, 2008 to April 10, 2008, excluding Holidays, from 10:00 A.M. to 4:00 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 the Agency within 5 business days after publication of this notice. Written request to speak should be sent to Camille Ranieri, ACCO at the Dept for the Aging (DFTA), 2 Lafayette St, 4th Fl., NY, NY 10007. If DFTA receives no written requests to speak within the prescribed time, DFTA reserves the right not to conduct the public hearing.	
CANCELLATION OF PUBLIC HEARING	
IN THE MATTER of seven (7) proposed contracts between the Department for the Aging of the City of New York and the Contractors listed below, for the provision of various senior services (e.g., case assistance, information, referrals, etc). The contract term shall be from July 1, 2008 to June 30, 2009 with no renewal options. The contract amounts and the Community Districts in which the programs are located are identified below.	
No.	Contractor/Address
1.	Bronx Jewish Community Council, Inc. 2930 Wallace Ave., Bx., NY 10467
PIN# 12509VRNA12F Amount \$125,947 Boro/CD Bx, 7, 8, 9 & 11	
2.	Community Agency for Senior Citizens, Inc. 56 Bay St., S.I., NY 10301
PIN# 12509VRNA505 Amount \$612,994 Boro/CD SI, Borowide	

3.	Jewish Association for Services for the Aged 132 W 31st St. – 10th Fl., NY, NY 10001
PIN# 12509VRNA129 Amount \$137,699 Boro/CD Bx, Borowide	
Program Site JASA Bronx Special Needs Unit 1 Fordham Plaza – 2nd Fl., Bx., NY 10458	
4.	Neighborhood Self-Help By Older Persons Project 953 Southern Blvd., Bx., NY 10459
PIN# 12509VRNA11G Amount \$434,158 Boro/CD Bx, CDs 1-3, 5-8 & 11; Mn, CD 12	
5.	One Stop Senior Services 747 Amsterdam Ave, 3rd Fl., NY, NY 10025
PIN# 12509VRNA333 Amount \$337,735 Boro/CD Mn, CDs 7 & 9	
6.	Queensboro Council for Social Welfare, Inc. 221-10 Jamaica Ave. - Suite 107 Queens Village, NY 11428
PIN# 12509VRNA408 Amount \$142,173 Boro/CD Qn, Borowide	
7.	Visiting Neighbors, Inc. 611 Broadway – Suite 510, NY, NY 10012
PIN# 12509VRNA388 Amount \$100,250 Boro/CD Mn, CDs 2, 3, 5 & 6; Qn, CD 6	

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

Draft copies of the proposed contracts are available for public inspection at the Office of the Department for the Aging, Contract Procurement and Support Services, 2 Lafayette St., 4th Floor, New York, New York 10007, on business days, from March 31, 2008 to April 10, 2008, excluding Holidays, from 10:00 A.M. to 4:00 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 the Agency within 5 business days after publication of this notice. Written request to speak should be sent to Camille Ranieri, ACCO at the Dept for the Aging (DFTA), 2 Lafayette St, 4th Fl., NY, NY 10007. If DFTA receives no written requests to speak within the prescribed time, DFTA reserves the right not to conduct the public hearing.

CANCELLATION OF PUBLIC HEARING

IN THE MATTER of two (2) proposed contracts between the Department for the Aging of the City of New York and the Contractors listed below, for the provision of Home Delivered Meals to older adults. The contract term shall be from July 1, 2008 to December 31, 2008 with no renewal options. The contract amounts and the Community Districts in which the programs are located are identified below.

No.	Contractor/Address
1.	Heights and Hill Community Council 160 Montague St., Bklyn, NY 11201
PIN# 12509HDNA219 Amount \$160,940 Boro/CD Bk, CDs 2, 6	
2.	Jewish Association for Services for the Aged 132 W 31st St. – 10th Fl., NY, NY 10001
PIN# 12509HDNA609 Amount \$727,761 Boro/CD Bk, CDs 11-15	
Program Site JASA South Brooklyn Meals on Wheels 3161 Brighton 6th St., Bklyn., NY 11235	

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

Draft copies of the proposed contracts are available for public inspection at the Office of the Department for the Aging, Contract Procurement and Support Services, 2 Lafayette St., 4th Floor, New York, New York 10007, on business days, from March 31, 2008 to April 10, 2008, excluding Holidays, from 10:00 A.M. to 4:00 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 the Agency within 5 business days after publication of this notice. Written request to speak should be sent to Camille Ranieri, ACCO at the Dept for the Aging (DFTA), 2 Lafayette St, 4th Fl., NY, NY 10007. If DFTA receives no written requests to speak within the prescribed time, DFTA reserves the right not to conduct the public hearing.

CANCELLATION OF PUBLIC HEARING

IN THE MATTER of six (6) proposed contracts between the Department for the Aging of the City of New York and the Contractors listed below, for the provision of senior center programs (e.g. congregate lunch, case assistance, transportation, etc). The contract term shall be from July 1, 2008 to June 30, 2009 with no renewal options. The contract amounts and the Community Districts in which the programs are located are identified below.

No.	Contractor/Address
1.	Institute for the Puerto Rican Hispanic Elderly 105 E 22nd St. – Suite 615, NY, NY 10010
PIN# 12509SCNA12A Amount \$259,776 Boro/CD Bx, CD 3	
Program Site Arthur Schomberg Senior Center 1315 Franklin Ave., Bx., NY 10456	
2.	Jewish Association for Services for the Aged 132 W 31st St. – 10th Fl., NY, NY 10001
PIN# 12509SCNA610 Amount \$529,048 Boro/CD Bk, CDs 13 & 15	
3.	Presbyterian Senior Services 2095 Broadway, Suite 409, NY, NY 10023
PIN# 12509SCNA1A6 Amount \$233,696 Boro/CD Bx, CD 4	
Program Site PSS Highbridge Senior Center 1181 Nelson Ave., Bx, NY 10452	
4.	Regional Aid for Interim Needs, Inc. 811 Morris Park Ave., Bx., NY 10462
PIN# 12509SCNA11H Amount \$396,943 Boro/CD Bx, CD 12	
Program Site RAIN Inwood Senior Center 84 Vermilyea Ave., Bx, NY 10434	
5.	Regional Aid for Interim Needs, Inc. 811 Morris Park Ave., Bx., NY 10462
PIN# 12509SCNA12D Amount \$471,106 Boro/CD Bx, CD 11	
Program Site RAIN Boston Road Senior Center 2424 Boston Road, Bx., NY 10467	
6.	Regional Aid for Interim Needs, Inc. 811 Morris Park Ave., Bx., NY 10462
PIN# 12509SCNA12G Amount \$449,633 Boro/CD Bx, CD 12	
Program Site RAIN Nereid Senior Center 720 Nereid Ave., Bx., NY 10466	

The proposed contractors have been selected by means of Negotiated Acquisition Extension, pursuant to Section 3-04 (b) (2) (iii) of the Procurement Policy Board Rules.	
Draft copies of the proposed contracts are available for public inspection at the Office of the Department for the Aging, Contract Procurement and Support Services, 2 Lafayette St., 4th Floor, New York, New York 10007, on business days, from March 31, 2008 to April 10, 2008, excluding Holidays, from 10:00 A.M. to 4:00 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 the Agency within 5 business days after publication of this notice. Written request to speak should be sent to Camille Ranieri, ACCO at the Dept for the Aging (DFTA), 2 Lafayette St, 4th Fl., NY, NY 10007. If DFTA receives no written requests to speak within the prescribed time, DFTA reserves the right not to conduct the public hearing.	
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Draft copies of the proposed contracts are available for public inspection at the Office of the Department for the Aging, Contract Procurement and Support Services, 2 Lafayette St., 4th Floor, New York, New York 10007, on business days, from March 31, 2008 to April 10, 2008, excluding Holidays, from 10:00 A.M. to 4:00 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 the Agency within 5 business days after publication of this notice. Written request to speak should be sent to Camille Ranieri, ACCO at the Dept for the Aging (DFTA), 2 Lafayette St, 4th Fl., NY, NY 10007. If DFTA receives no written requests to speak within the prescribed time, DFTA reserves the right not to conduct the public hearing.

AGENCY RULES

BUILDINGS

■ NOTICE

NOTICE OF OPPORTUNITY TO COMMENT ON PROPOSED RULE RELATING TO FLOOD-RESISTANT CONSTRUCTION: ALTERATION APPLICATIONS; DETERMINATIONS OF MARKET VALUE AND SUBSTANTIAL IMPROVEMENT.

Notice is hereby given 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, Section 28-104.7.11 of the Administrative Code, and Section G201.2 (definition of market value of structure) of the New York City Building Code, that the Department of Buildings proposes to add a new Subchapter G to Title 1 of the Official Compilation of the Rules of the City of New York. Matter underlined is new.

A public hearing on the proposed rule will be held at the Executive Offices of the Department of Buildings, 280 Broadway, 3rd Floor Conference Room New York, New York on May 13, 2008 at 1:00 P.M. Written comments regarding the proposed rule may be submitted to Phyllis Arnold, Chief Code Counsel, New York City Department of Buildings, 280 Broadway, New York, New York 10007, on or before May 20, 2008.

Written comments and an audio tape of oral comments received at the hearing will be available for public inspection, within a reasonable time after receipt, between the hours of 9:00 A.M. and 5:00 P.M. at the Office of the Commissioner, Executive Offices, Department of Buildings.

Persons who request that a sign language interpreter or other form of reasonable accommodation for a disability be provided at the hearing are asked to notify Jon Bosse, Senior Code Counsel, at the foregoing address by April 24, 2008.

This rule was not included in the agency's regulatory agenda.

Section 1. Chapter 3600 of title 1 of the Rules of the City of New York is amended by adding a new subchapter G to read as follows:

**Subchapter G
Flood-resistant Construction**

§3606-01 Alteration applications; determinations of market value and substantial improvement.

(a) Scope. This rule provides application submission requirements for alterations to structures located in areas of special flood hazard, provides the method for determining the market value of a structure, and provides the method for determining whether repairs, reconstructions, rehabilitations, additions or improvements constitute a substantial improvement.

(b) References. See Section BC G201.2 (definitions of market value of structure, substantial damage, and substantial improvement) and Section 28-104.7.11.

(c) Applicant's statement. Applicants shall include in every alteration application the statement: "Work proposed in this application (is/is not) included in a substantial improvement as defined by Section BC G201.2 and 1 RCNY 3606-01."

(d) Calculation of market value. To determine the market value of a structure, the applicant shall use either of the two calculation methods below:

(1) Assessment roll option. Applicants shall utilize dollar amounts provided by the Department of Finance's most recent "Final Assessment Roll" as follows:

Market Value of Structure	=	Estimated Market Value (Total)	x	Actual AV (Total) - Actual AV (Land)	=	Actual AV (Total)	(See Example 1)
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or

Market Value of Structure	=	Estimated Market Value (Total)	x	6-20% Limitation (Total) - 6-20% Limitation (Land)	=	6-20% Limitation (Total)	(See Example 2)
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or

Market Value of Structure	=	Estimated Market Value (Total)	x	8-30% Limitation (Total) - 8-30% Limitation (Land)	=	8-30% Limitation (Total)	(See Example 3)
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or, at the option of the owner, or where the assessment roll method would not reflect the market value of structure because more than one building occupies a single tax lot.

(2) Appraisal option. Applicants shall utilize dollar amounts obtained from an appraisal performed by a New York State licensed Real Estate Appraiser and performed within one year of the filing of the alteration application:

Market Value of Structure	=	Appraised Market Value (Land and Structure)	-	Appraised Market Value (Land)
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(e) Calculation of cost. To determine the cost of repairs, reconstructions, rehabilitations, additions or improvements of a building or structure, the applicant shall add together:

(1) The costs for the given application, regardless of the time it takes to complete and sign-off the work, plus

(2) The cost of all other work to be performed during the same period, including work filed under separate application(s) and including any minor alterations and ordinary repairs.

(f) Determination of substantial improvement. Work shall be deemed a substantial improvement if the cost as calculated in paragraph (e) equals or exceeds the market value as calculated in paragraph (d). A substantial improvement shall also include work performed to a structure that has sustained substantial damage, as such term is defined in Section BC G201.2. In determining whether a structure has sustained substantial damage, the market value shall be calculated in accordance with paragraph (d) of this rule.

(g) Application for construction document approval. For an alteration exceeding \$40,000 that is not a substantial improvement, the applicant shall include calculations of the market value of structure and costs as outlined in this rule, and shall include any relevant backup documentation including either the online printout of the Department of Finance Final Assessment Roll or a copy of the real estate appraisal.

(h) Examples of calculation of market value. The Assessment Information for the following examples is based on information from the Final Assessment Roll as provided by the Department of Finance.

(1) Example 1; Actual A/V. For the purposes of this example,

the assessed values for both the land and the total for the property are indicated as follows:

DESCRIPTION	LAND	TOTAL
ESTIMATED MARKET VALUE		814,000
ACTUAL AV	135,000	366,300
ACTUAL EX AV	0	136,080
TRANS AV	135,000	363,150
TRANS EX AV	0	136,080

The example property assessment roll indicates that the ESTIMATED MARKET VALUE is \$814,000 for both the land and the structure. Using the values in the prescribed formula, the market value of only the structure is calculated as follows:

Market Value of Structure	=	814000	x	366,300 - 135,000	=	366,300	=	\$514,000
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(2) Example 2; 6-20% Limitation. For the purposes of this example, the assessed values for both the land and the total for the property are indicated as follows:

DESCRIPTION	LAND	TOTAL
ESTIMATED MARKET VALUE		144,000
6-20% LIMITATION	2,040	5,702
ACTUAL EX AV	1,570	1,570

The example property assessment roll indicates that the ESTIMATED MARKET VALUE is \$144,000 for both the land and the structure. Using the values in the prescribed formula, the market value of only the structure is calculated as follows:

Market Value of Structure	=	144000	x	5,702 - 2,040	=	5,702	=	\$92,481
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(3) Example 3; 8-30% Limitation. For the purposes of this example, the assessed values for both the land and the total for the property are indicated as follows:

DESCRIPTION	LAND	TOTAL
ESTIMATED MARKET VALUE		391,000
8-30% LIMITATION	13,050	30,427
ACTUAL EX AV	0	0

The example property assessment roll indicates that the ESTIMATED MARKET VALUE is \$391,000 for both the land and the structure. Using the values in the prescribed formula, the market value of only the structure is calculated as follows:

Market Value of Structure	=	391,000	x	30,427 - 13,050	=	30,427	=	\$223,302
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§2. This rule shall take effect on July 1, 2008.

STATEMENT OF BASIS AND PURPOSE

The foregoing rule is proposed pursuant to the authority of the Commissioner of Buildings under Sections 643 and 1043(a) of the New York City Charter, Sections 28-104.7.11 of the Administrative Code, and Section G201.2 (definition of market value of structure) of the New York City Building Code.

Article 10 of Chapter 1 of Title 27 of the 1968 Building Code utilizes the term "market value" with regard to determining applicability of flood zone construction standards to substantial improvements and substantial damage to structures. However, Title 27 does not provide a definition of "market value." The Department clarified the meaning of this term in its Technical Policy and Procedure Notice (TPPN) # 1 of 2004.

Section G 201.2 of the 2008 Building Code does provide a definition of "market value of structure." However, this definition does not provide sufficient details for one to determine the market value in a specific instance. Instead, the definition refers to rules to be promulgated by Commissioner of Buildings.

This rule provides the details necessary to determine the market value of structure for specific instances, maintaining the current standards established in TPPN 1/2004. This rule will ensure the City's continued compliance with the National Flood Insurance Program as mandated by Section 36.0105 of the New York State Environmental Conservation Law by providing standards consistent with interpretations by the Federal Emergency Management Agency.

a10

NOTICE OF OPPORTUNITY TO COMMENT ON PROPOSED RULE RELATING TO FLOOD-RESISTANT CONSTRUCTION; LETTERS OF MAP CHANGE.

Notice is hereby given 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, Section 28-104.7.11 of the Administrative Code, and Section G102.3.2 of the New York City Building Code, that the Department of Buildings proposes to add a new Section §3606-02 to Title 1 of the Official Compilation of the Rules of the City of New York. Matter underlined is new.

A public hearing on the proposed rule will be held at the Executive Offices of the Department of Buildings, 280 Broadway, 3rd Floor Conference Room New York, New York on May 13, 2008 at 1:00 P.M. Written comments regarding the proposed rule may be submitted to Phyllis Arnold, Chief Code Counsel, New York City Department of Buildings, 280 Broadway, New York, New York 10007, on or before May 20, 2008.

Written comments and an audio tape of oral comments received at the hearing will be available for public inspection, within a reasonable time after receipt, between the hours of 9:00 A.M. and 5:00 P.M. at the Office of the Commissioner, Executive Offices, Department of Buildings.

Persons who request that a sign language interpreter or other form of reasonable accommodation for a disability be provided at the hearing are asked to notify Jon Bosse, Senior Code Counsel, at the foregoing address by April 24, 2008.

This rule was not included in the agency's regulatory agenda.

Section 1. Chapter 3600 of title 1 of the Rules of the City of New York is amended by adding a new section 3606-02 to read as follows:

§3606-02 Letters of map change.

(a) Scope. This section establishes procedures for processing letters of map change, including Letters of Map Amendment and Letters of Map Revision based on Fill.

(b) References. See Sections BC G102.3, G106.5, and G201.2 (definitions of letter of map amendment (LOMA) and letter of map revision based on fill (LOMR-F)) and Section 28-104.7.11.

(c) Letters of Map Amendment (LOMAs). Where the FEMA FIRMs 360497 indicate that a tax lot or structure is located within an area of special flood hazard, but the owner has obtained an approved LOMA from FEMA removing such tax lot or structure from areas of special flood hazard, the applicant shall nonetheless indicate on the application for construction document approval that the work is located within an area of special flood hazard. However, the work need not conform to the requirements of Appendix G of the Building Code provided (i) the applicant submits the approved LOMA with the application for construction document approval and (ii) the proposed work does not alter the grades on the site to be lower than those elevations specified in the LOMA. The examiner shall waive any required items relating to flood zones. Certificates of occupancy shall comply with Section BC G106.5.

(d) Letters of Map Revisions based on Fill (LOMR-Fs). The following procedures shall be followed where the owner requests that the Department sign a FEMA "Community Acknowledgment Form" in support of an application to FEMA for a LOMR-F (see 44 C.F.R. § 65.5). In no case shall fill be placed so as to raise the level of grade higher than curb level within a required yard or rear yard equivalent (see Zoning Resolution §§ 23-42, 33-22, and 43-22). The applicant shall undertake the following steps in the following order:

(1) Submit application for construction document approval. Work to re-grade a site in an A-Zone in order to remove land from an area of special flood hazard shall be performed pursuant to a work permit issued by the Department. Such work shall be allowed as either a separate earthwork application or as part of a new building or alteration application. The application for construction document approval shall include:

(i) The check-off in the box on the application that the work is located in an area of special flood hazard;

(ii) An "Initial Survey" of existing conditions showing 1'-0" contour lines;

(iii) No fewer than three sections traversing the entire parcel showing the base flood elevation, any proposed structures (including elevation of lowest floor), required yards and rear yard equivalents, levels of existing natural grade, levels of grade to be removed, final levels of compacted fill, and final levels of uncompacted topsoil. Additional sections shall be required when necessary to adequately depict that the work proposed complies with the code. All levels shall be indicated in NGVD with borough datum in parentheses;

(iv) An "Initial LOMR-F Flood Zone Certification" by the registered design professional who is the applicant, stating:

"In accordance with FEMA's Technical Bulletin 10-01 and in accordance with accepted professional practice, I,

_____ , certify that the design for the aforementioned development is reasonably safe from flooding and that the design of the development will not increase the risk of flooding to surrounding areas. Additionally, I certify that the design complies with the requirements of Appendix G of the Building Code, and that the level of compacted fill adjacent to all structures in the development, exclusive of uncompacted topsoil, is proposed to be at or above the base flood elevation. Further, I certify that no fill is proposed to be placed in the regulatory floodway or in an area designated as a V-Zone. Further I certify that all applicable Federal, State, and local laws shall be complied with, and all Federal, State, and local permits required for the proposed work have been obtained and submitted into the folder for this job"; and

(v) Identification of special inspection for fill placement and of evaluation of in-place density in accordance with Sections BC 1704.7.2 and 1704.7.3 (to be certified prior to sign-off). Compaction standards shall be as referenced in FEMA Technical Bulletin 10-01.

(2) Obtain approval of construction documents.

(3) Submit application to FEMA for Conditional LOMR-F (optional). While the Conditional LOMR-F is an optional step, it provides preconstruction assurance that FEMA will approve the Final LOMR-F. At any time after construction document approval, the applicant may present to the Borough Commissioner for the Borough Commissioner's review and signature a FEMA "Community Acknowledgement Form" (which shall indicate "Conditional LOMR-F" in the "Community Comments" section), along with the approved construction documents. The owner may submit this signed Community Acknowledgement Form to FEMA. If the owner elects not to undertake the actions specified in this paragraph three, the owner must nonetheless follow the procedures and take the actions specified in paragraphs four through eight of this subdivision, however, in such case, there will be no preconstruction assurance that FEMA will ultimately approve the Final LOMR-F.

(4) Obtain work permit.

(5) Complete all grading, fill, and foundation work.

(6) Present Community Acknowledgement Form to Borough Commissioner. After the completion of all grading, fill and foundation work, the applicant shall present to the Borough Commissioner for review and signature a FEMA Community Acknowledgement Form, along with the approved plans and following list of additional required items:

(i) A "Final Survey" of completed conditions showing 1'-0" contour lines;

(ii) Certification of completion for the special inspections for fill placement and of evaluation of in-place density. Compaction standards shall be as referenced in FEMA Technical Bulletin 10-01; and

(iii) A "Final LOMR-F Flood Zone Certification" by the registered architect or professional engineer who is the applicant on the PW-1, stating:

"In accordance with FEMA's Technical Bulletin 10-01 and in accordance with accepted professional practice, I, _____, certify that all grading, fill and foundation work is complete, that the design for and construction of the aforementioned development is reasonably safe from flooding and that the design for and construction of the development will not increase the risk of flooding to surrounding areas. I have thoroughly reviewed the annexed "Initial Survey", "Final Survey" and the special inspection reports for fill placement and evaluation of in-place density. Further, I certify that the all work complies with the requirements of Appendix G the Building Code, and that the level of compacted fill adjacent to all structures in the development, exclusive of uncompacted topsoil, is at or above the base flood elevation. Additionally, I certify that no fill has been placed in the regulatory floodway or in a designated V-Zone. Further, I certify that all applicable Federal, State, and local laws have been complied with, and all Federal, State, and local permits required for the work have been obtained and submitted into the folder for this job".

(7) Apply to FEMA for Final LOMR-F. After the Borough Commissioner signs the Community Acknowledgement Form, the owner shall submit such signed form to FEMA.

(8) Submit to the Department the approved LOMR-F and either a signed elevation certificate or dry floodproofing certificate as required pursuant to Section BC G 105.3. No certificate of occupancy or other final signoff shall be issued by the Department unless and until the applicant submits to the Department the Final LOMR-F approved by FEMA and either a signed elevation certificate or dry floodproofing certificate, and until all documents and submissions required by this rule are microfilmed into the permanent records of the Department. Certificates of occupancy shall comply with Section BC G 106.5.

§2. This rule shall take effect on July 1, 2008.

STATEMENT OF BASIS AND PURPOSE

The foregoing rule is proposed pursuant to the authority of the Commissioner of Buildings under Sections 643 and 1043(a) of the New York City Charter, Sections 28-104.7.11 of

the Administrative Code, and Section G102.3.2 of the New York City Building Code.

Article 10 of Chapter 1 of Title 27 of the 1968 Building Code is silent on the procedures for letters of map change within areas of special flood hazard. The Department established such procedures in its Technical Policy and Procedure Notice (TPPN) # 1 of 2004.

Section G 102.3 of the 2008 Building Code does provide a mechanism for administering letters of map change. However, as for the specific procedures to be followed, said section mandates that the Commissioner of Buildings promulgate rules.

This rule provides procedures to be followed for letters of map change, maintaining the current procedures established in TPPN 1/2004. This rule will ensure the City's continued compliance with the National Flood Insurance Program as mandated by Section 36.0105 of the New York State Environmental Conservation Law by providing procedures consistent with the requirements of the Federal Emergency Management Agency.

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HEALTH AND MENTAL HYGIENE

COMMISSIONER OF HEALTH AND MENTAL HYGIENE

NOTICE

NOTICE OF INTENTION TO AMEND TITLE 24 OF THE RULES OF THE CITY OF NEW YORK TO ADOPT A NEW CHAPTER 26 PROVIDING FOR THE ESTABLISHMENT AND MAINTENANCE OF SEPARATE BOROUGH SPECIFIC WAITING LISTS FOR THOSE SEEKING FRESH FRUITS AND VEGETABLES PERMITS AUTHORIZED TO BE ISSUED BY LOCAL LAW NO. 9 OF 2008

IN COMPLIANCE WITH SECTIONS 1043(a) and 389(b) OF THE NEW YORK CITY CHARTER (THE "CHARTER") AND PURSUANT TO TITLE 17, CHAPTER 3, SUBCHAPTER 2, SECTION 17-307(4)(b) AND SECTION 17-324 OF THE NEW YORK CITY ADMINISTRATIVE CODE, NOTICE IS HEREBY GIVEN OF THE INTENTION TO AMEND TITLE 24 OF THE RULES OF THE CITY OF NEW YORK TO ADOPT A NEW CHAPTER 26 PROVIDING FOR THE ESTABLISHMENT AND MAINTENANCE OF SEPARATE BOROUGH SPECIFIC WAITING LISTS FOR THOSE ELIGIBLE PERSONS SEEKING TO OBTAIN FRESH FRUITS AND VEGETABLE PERMITS AUTHORIZED TO BE ISSUED BY LOCAL LAW NO. 9 OF 2008.

NOTICE IS HEREBY GIVEN THAT THE DEPARTMENT WILL HOLD A PUBLIC HEARING ON THE PROPOSAL FROM 2:00 P.M. - 4:00 P.M. ON TUESDAY, MAY 13, 2008 IN THE THIRD FLOOR BOARDROOM AT 125 WORTH STREET, NEW YORK, NEW YORK.

PERSONS INTERESTED IN PRE-REGISTERING TO SPEAK AT THE HEARING SHOULD NOTIFY RENA BRYANT, SECRETARY, IN WRITING, BY MAIL TO 125 WORTH STREET, CN-31, NEW YORK, NEW YORK 10013, OR BY FAX TO (212) 788-4315 BY 5:00 P.M., MONDAY, MAY 12, 2008. PLEASE INCLUDE A TELEPHONE NUMBER WHERE, IF NECESSARY, YOU MAY BE REACHED DURING NORMAL WORKING HOURS. SPEAKERS WILL BE LIMITED TO FIVE (5) MINUTES.

REGISTRATION OF PERSONS WHO WISH TO SPEAK AT THE HEARING WILL BE ACCEPTED AT THE DOOR ON THE DATE OF HEARING. HOWEVER, PREFERENCE WILL BE GIVEN TO THOSE WHO REGISTER BEFORE THE HEARING DATE.

PERSONS WHO REQUEST THAT A SIGN LANGUAGE INTERPRETER OR OTHER FORM OF REASONABLE ACCOMMODATION FOR A DISABILITY BE PROVIDED AT THE HEARING ARE ASKED TO NOTIFY RENA BRYANT, SECRETARY, 125 WORTH STREET, CN-31, NEW YORK, NEW YORK 10013, (212) 788-5010, BY TUESDAY, APRIL 29, 2008.

WRITTEN COMMENTS REGARDING THE PROPOSAL MUST BE SUBMITTED ON OR BEFORE 5:00 P.M. ON TUESDAY, MAY 13, 2008 TO RENA BRYANT, SECRETARY, BY MAIL TO 125 WORTH STREET, CN-31, NEW YORK, NEW YORK 10013, OR FAX TO (212) 788-4315 OR ONLINE (WITHOUT ATTACHMENTS) AT <http://www.nyc.gov/html/doh/html/notice/notice.shtml> OR E-MAIL TO RESOLUTIONCOMMENTS@HEALTH.NYC.GOV

WRITTEN COMMENTS RECEIVED BY THE SECRETARY AND A TRANSCRIPT OF THE PUBLIC HEARING WILL BE AVAILABLE FOR PUBLIC INSPECTION WITHIN A REASONABLE TIME AFTER RECEIPT BETWEEN THE HOURS OF 9:00 A.M. AND 5:00 P.M. AT THE OFFICE OF THE SECRETARY. THE DEPARTMENT'S GENERAL POLICY IS TO MAKE WRITTEN COMMENTS AVAILABLE FOR PUBLIC VIEWING ON THE INTERNET. ALL COMMENTS RECEIVED, INCLUDING ANY PERSONAL INFORMATION PROVIDED, WILL BE POSTED WITHOUT CHANGE TO <http://www.nyc.gov/html/doh/html/comment/comment.shtml>.

Statutory Authority

This proposed rule is promulgated pursuant to §§389(b) and 1043(a) of the New York City Charter (the "Charter"). Charter §389(b) provides that "heads of mayoral agencies shall have the power to adopt rules to carry out the powers and duties delegated to the agency head or the agency by or pursuant to federal, state or local law." Charter §1043(a) similarly provides that each "agency is empowered to adopt

rules necessary to carry out the powers and duties delegated to it by or pursuant to federal, state or local law." §17-324 of the Administrative Code of the City of New York (the "Administrative Code") authorizes the Commissioner of Health to make "make such rules as deemed necessary for the proper implementation and enforcement of this subchapter." §17-307(b)(4)(d) of the Administrative Code more specifically provides in connection with the issuance of fresh fruits and vegetables permits that "the commissioner shall establish a separate waiting list for each borough to be administered in accordance with procedures to be established by rules of the commissioner". The provision also authorizes the Commissioner to by "rule limit the number of places on each such waiting list."

Statement of Basis and Purpose

Local Law No. 9 of 2008 amends Subchapter 2 of Chapter 3 of Title 17 of the Administrative Code of the City of New York by authorizing the Commissioner of Health and Mental Hygiene to issue up to one thousand (1000) newly created "fresh fruits and vegetables permits", as defined in Section 17-306(r) of the Administrative Code. Unlike other full term permits issued pursuant to Subchapter 2, these permits authorize the holders thereof to vend only "fresh fruits and vegetables". "Fresh fruits and vegetables" is defined, in part, in Section 17-306 (q) as the "unprocessed unfrozen raw fruits and vegetables that have not been combined with other ingredients."

Local Law 9 also establishes a new type of pushcart called a "green cart", which must comply with standards established by the Commissioner, and which is to be used exclusively by those issued fresh fruits and vegetables permits. No food vendor issued a fresh fruits and vegetables permit shall be authorized to vend from other than a "green cart" or vehicle or to vend any food other than fresh fruits and vegetables from the vehicle or green cart for which the fresh fruits and vegetables permit was issued. The initial issuance of these 1000 fresh fruits and vegetables permits shall be phased in over a two year period. No more than five hundred (500) permits shall be issued during the first year of permit availability, with no more than one-half designated for use in each borough to be issued during the first year. During the second year of permit availability, the Commissioner may issue the remaining 500 permits along with any permits not issued during the first year of permit availability. Each of the 1000 fresh fruits and vegetables permits issued pursuant to Local Law 9 shall be designated for use exclusively in the designated areas of boroughs in the numbers authorized by that law. Local Law 9 further requires that preferences shall be given in the issuance of fresh fruits and vegetables permits and in the placement on any borough specific waiting lists for such permits to persons on any existing mobile food unit permit waiting list on the effective date of this local law, with additional preference given to those on these lists who are also disabled veterans, disabled persons and veterans, in that order of priority. Disabled veterans, disabled persons and veterans who are not on any existing mobile food unit permit waiting lists shall also be given preferences, as specified in §17-307(b)(4)(e).

It is the Department's experience that the demand for mobile food unit permits generally exceeds their availability as fixed by statutory maximums. Accordingly, it is anticipated that the demand for fresh fruits and vegetables permits will also exceed their limited availability. Accordingly, a fair, orderly and efficient procedure is needed for persons to communicate to the Department their interest in applying for fresh fruits and vegetables permits and for the Department to issue these permits. A new Chapter 26 is proposed. §26-02 of the proposed rule directs the Department to establish five separate waiting lists, one for each borough of the City. Proposed §26-03 establishes preferences to be given on these borough specific waiting lists to certain categories of persons, specifically to those persons on any existing mobile food unit waiting list on the effective date of Local Law No. 9 of 2008, with additional preference to be given to those on existing waiting lists who are also disabled veterans, disabled persons and veterans, in that order of priority or preference. §26-03 further provides that preferences on these borough specific fresh fruits and vegetables permit waiting lists shall also be given, as specified in §17-307(b)(4)(e), to those not on any existing mobile food unit permit waiting lists on the effective date of Local Law 9 of 2008 but who are disabled veterans, disabled persons and veterans, in that same order of priority. §26-04 provides that only those persons holding valid mobile food vendor licenses at least ten (10) days prior to the Department's establishment of the borough specific waiting lists for fresh fruits and vegetables shall be eligible for placement on any of the lists established pursuant to this Chapter. §26-05 describes the notice to be provided to prospective applicants for newly issued fresh fruits and vegetables permits and for those seeking position(s) on any of the waiting lists. §26-06 describes the procedures to be followed for requesting position(s) on these lists. The remaining provisions of new Chapter 26 specify how the waiting lists are to be established and administered for those seeking fresh fruits and vegetables permits.

Statement Pursuant to Charter Section 1042 - Regulatory Agenda

This proposed rule was not included in the Department's Regulatory Agenda because the law which necessitated this rule was enacted after the Regulatory Agenda was prepared and published.

THE PROPOSED RULE IS AS FOLLOWS

Note- Matter underlined is new

CHAPTER 26

ESTABLISHMENT AND MAINTENANCE OF SEPARATE BOROUGH SPECIFIC WAITING LISTS FOR THOSE SEEKING FRESH FRUITS AND VEGETABLES PERMITS

§26-01 Definitions.

(a) Words and terms used in this Chapter shall have the meanings specified in §17-306 of the Administrative Code.

(b) “Establishment”, “establish”, “establishing” or “established” shall refer to the initial creation of the five separate borough specific waiting lists for fresh fruits and vegetables mobile food unit permits as well as all subsequent supplementations and re-establishments of any of these lists as necessary for filling both permit vacancies and waiting list positions for these permits.

§26-02 Direction to Establish Waiting Lists

The Department shall establish five separate waiting lists for fresh fruits and vegetables permits that are designated for use exclusively in the boroughs of Brooklyn, Bronx, Queens, Manhattan and Staten Island. The waiting lists shall take into account the four preference categories listed in §17-307(b)(4)(e) of the Administrative Code, including the additional preferences described in §17-307(b)(4)(e)(i) of such Code.

§26-03 Preferences on Waiting Lists

Establishment of the five borough specific waiting lists in accordance with this Chapter shall be in accordance with the preference categories and any additional preferences within a preference category as listed in §17-307(b)(4)(e) of the Administrative Code. No person shall be placed on a borough specific fruits and vegetables waiting list pursuant to this Chapter in a higher position than any person who is given a greater preference pursuant to §17-307(b)(4)(e). Persons with a higher preference shall be given a higher weighted value in the selection process used to establish the borough specific fruits and vegetables waiting lists created pursuant to this Chapter. Persons who appear on any existing mobile food unit permit waiting list on the effective date of Local Law No. 9 of 2008 and who also classify themselves as disabled veterans shall receive a weighted value of 8. Persons who appear on any existing mobile food unit permit waiting list on the effective date of Local Law No. 9 of 2008 and who also classify themselves as disabled persons shall receive a weighted value of 7. Persons who appear on any existing mobile food unit permit waiting list on the effective date of Local Law No. 9 of 2008 and who also classify themselves as non-disabled veterans shall receive a weighted value of 6. Any other persons who appear on any existing mobile food unit permit waiting lists on the effective date of Local Law No. 9 of 2008 shall receive a weighted value of 5. Persons not appearing on any existing mobile food unit permit waiting lists on the effective date of Local Law No. 9 of 2008 but who classify themselves as disabled veterans shall receive a weighted value of 4. Persons not appearing on any existing mobile food unit permit waiting lists on the effective date of Local Law No. 9 of 2008 but who classify themselves as disabled persons shall receive a weighted value of 3. Persons not appearing on any existing mobile food unit permit waiting list on the effective date of Local Law No. 9 of 2008 but who classify themselves as non-disabled veterans shall receive a weighted value 2. All other persons shall receive a weighted value of 1. Persons of the same weighted value shall be placed on borough specific fruits and vegetables waiting lists in order pursuant to random selection.

§26-04 Eligibility for Placement on Borough Specific Waiting Lists for Fresh Fruits and Vegetables Permits

To be eligible for inclusion on any of the waiting lists established pursuant to this Chapter, applicants shall be natural persons holding a valid mobile food vendor license at least ten (10) days prior to the Department’s establishment of the borough specific fresh fruits and vegetables permit waiting lists created pursuant to this Chapter.

§26-05 Notice of the Establishment of Borough Specific Waiting Lists for Fresh Fruits and Vegetables Permits

Notice of the Department’s intention to establish fresh fruits and vegetables borough specific waiting lists shall be made by publication in the City Record at least fourteen days prior to the establishment of such lists.

§26-06 Procedure for Requesting a Place on Waiting Lists.

(a) The Division of Permits shall use a mail-in procedure for establishing all waiting lists. Such procedure shall allow persons requesting placement on one or more of the five waiting lists established pursuant to this Chapter to submit a Department-issued waiting list application form, which shall contain their license number, their preference category, if applicable, and their choice(s) of borough specific fresh fruits and vegetables permit(s) they seek, by mail postmarked during a period of time to be determined by the Department, as specified in the Notice published pursuant to §26-05 of this Chapter.

(b) The Notice shall advise those persons requesting placement on one or more of these five borough specific waiting list(s) to rank the waiting list(s) they select by order of borough choice. Applicants shall be directed to apply only for waiting list(s) for boroughs in which they would be willing to vend should they obtain such borough specific permit.

(c) Persons in the first preference category, as provided in §17-307(b)(4)(e), shall not lose their position on any pre-existing waiting list as a result of their submission of an application for a fresh fruits and vegetables permit waiting list position or any resulting placement on any such list. A person on any existing waiting list who is issued a fresh fruits and vegetables permit also need not relinquish his or her place on any previously existing waiting list. Pursuant to

§17-307(b)(4)(b), however, a person shall be issued no more than one permit, whether full-term citywide, borough-specific full-term, temporary citywide or exclusively fresh fruits and vegetables.

§26-07 Procedure for Establishment of Borough Specific Fresh Fruits and Vegetables Waiting Lists

Not less than fourteen days after the Notice required by §26-05 is published in the City Record, the Department shall create five separate borough specific full-term fresh fruits and vegetables waiting lists. Applicants holding valid mobile food vendor licenses at least ten (10) days prior to the Department’s establishment of the fresh fruits and vegetables borough specific waiting lists created pursuant to this Chapter shall be included in the selection process, subject to the preferences and weighted values described in §26-03 of this Chapter. Each applicant eligible for a position on any of these borough specific fresh fruits and vegetables waiting lists shall be able to obtain only one waiting list position per list. An applicant’s position on a fresh fruits and vegetables borough specific waiting list shall be determined by his or her preference category, including the additional preferences within the category specified in §17-307(b)(4)(e)(i) of the Administrative Code, and the order in which the applicant’s name is randomly selected within each group of applicants with the same weighted values as described in §26-03. The Department shall notify persons assigned a position on any of these waiting lists by mailing a notice to the address provided by the applicant on the applicant’s waiting list application form.

§26-08 Number of Positions on the Waiting Lists

The Department shall not impose a pre-set limit or maximum on the number of waiting list positions on each of the five borough specific fresh fruits and vegetables waiting lists. Those applicants eligible for a waiting list position on any of the five borough specific waiting lists during the permit waiting list application period set by the Department shall be included on the waiting lists for which they applied. When it deems it necessary, the Department in its discretion may seek to supplement any specific borough waiting list or all waiting lists with additional names, pursuant to the procedure specified in §§26-03 through 26-07 of this Chapter, except that §26-06(b) shall not apply.

§26-09 Responsibility of Those on Waiting Lists to Notify the Department of Change of Address

(a) The names of persons selected for a waiting list created pursuant to this rule shall be entered on each list for which they apply with their address of record as known to the Department through mobile food vendor license records, or with any updated address provided to the Department on the waiting list application form. Thereafter, it shall be the responsibility of each person placed on a waiting list to provide written notification to the Department of any change of address. The Department shall provide written confirmation of its receipt of such address change notification. The Department’s written confirmation of its receipt of a change of address notification shall constitute proof that such notification was provided to the Department.

(b) Failure to provide change of address information or, when requested, proof of the Department’s confirmation of receipt of such written notification, may result in the loss of a person’s waiting list position(s) and such person’s eligibility to apply for a fresh fruits and vegetables permit pursuant to §17-307(b)(4) of the Administrative Code. Such person shall be deemed to have abandoned his or her place(s) on any of these borough specific fresh fruits and vegetables waiting list(s) and shall not be eligible for a fresh fruits and vegetables permit unless such person participates in the process of list establishment pursuant to §§26-03 through 26-07 of this Chapter, except that §26-06(b) shall not apply.

§26-10 Multiple Requests for Waiting List Position on any One Borough Specific Fruits and Vegetables Waiting List Prohibited

An applicant may apply for and obtain no more than one waiting list position on each of the borough specific waiting lists established pursuant to this Chapter and shall be eligible to obtain and possess only one permit. Before the creation of the borough specific fresh fruits and vegetables waiting lists, the Department shall attempt to ascertain that a mobile food vendor licensee is represented only once in the pool of licensees from which the selection is to be made in producing each of the five borough specific fresh fruits and vegetables lists pursuant to §26-07. Should the Department receive more than one request for a waiting list position on any one borough list from any person, requests subsequent to the first shall be deemed invalid. A person who submits more than one request for a position on any one borough specific fresh fruits and vegetables waiting list created pursuant to these rules may be disqualified and denied a position on that borough specific fresh fruits and vegetables waiting list if such multiple requests are deemed, in the sole discretion of the Department, to adversely affect the fairness or orderly establishment of that specific borough list.

§26-11 Selection of Applicants From a Waiting List

When the number of fresh fruits and vegetables permits outstanding for a particular borough falls below the statutory maximum for that borough and at such time as the Department in its discretion may determine based upon a consideration of the number of permit vacancies, a number of persons on such waiting list sufficient to fill the number of permit vacancies shall be notified by the Department, by

waiting list order, of their eligibility to apply for a fresh fruits and vegetables permit to be used exclusively in a specific borough and shall form a pool of prospective applicants. Only one permit shall be issued for each eligible waiting list position or applicant.

§26-12 Eligibility to Apply for a Fresh Fruits and Vegetables Permit

Only those persons who have been notified that their waiting list number has been reached shall be eligible to submit an application for a fresh fruits and vegetables borough specific permit. A person whose waiting list number is reached and who holds another mobile food unit permit issued by the Department to vend on public space, shall not be eligible for a fresh fruits and vegetables permit pursuant to this rule unless such previously held permit is surrendered or expires before a permit with respect to such fresh fruits and vegetables waiting list is issued. Positions on a waiting list shall not be transferable.

§26-13 Notification of Eligibility to Apply For Permit

Within thirty (30) days of mailing notification of eligibility to apply for a fresh fruits and vegetables permit issued pursuant to §17-307(b)(4) of the Administrative Code, a person desiring to obtain such permit shall submit an application, completed in accordance with Section 5.05 of the New York City Health Code, together with the requisite fees and requested supporting documentation therefore. The permit application shall be submitted on or before the thirtieth day.

§26-14 Failure to Make Application for Permit or Complete Inspection Process, Declination of Permit

(a) A person on a borough specific fresh fruits and vegetables waiting list who is notified of his or her eligibility to apply for a permit and who fails to submit a completed permit application to the Department within thirty (30) days of being notified by the Department, or who otherwise communicates to the Department his or her lack of interest in the permit offered, shall result in the forfeiture of such person’s waiting list position and the permit shall be offered to the next person on that borough specific fresh fruits and vegetables waiting list.

(b) A person notified of his or her eligibility to apply for a fresh fruits and vegetables permit to vend in a borough not his or her first choice, as that choice was specified on that person’s waiting list application, applies for a permit for such borough and who presents documentation supporting his or her claim of eligibility in one of the preference categories listed in §17-307(b)(4)(e) of the Administrative Code, if applicable, and whose mobile food unit passes the Department’s required inspection pursuant to §17-307(b)(2)(d) of the Administrative Code, shall not lose his or her waiting list position(s) on any other borough specific fresh fruits and vegetables waiting lists of higher choice, as stated on the same waiting list application form. Such fresh fruits and vegetables permittee, however, shall forfeit his or her position(s) on existing borough specific fresh fruits and vegetables waiting lists of lesser choice as stated on his or her waiting list application form.

(c) Any person notified that their waiting list number on a selected borough specific fresh fruits and vegetables waiting list has been reached and who is eligible to apply for this permit but who declines such borough specific permit offer shall be required to forfeit all waiting list positions on any other existing fresh fruits and vegetables waiting lists.

(d) Any person who fails to submit documentation satisfactory to the Department demonstrating that such person belongs to a preference category listed in §17-307(b)(4)(e) or whose mobile food unit does not pass the Department’s required inspection, in accordance with §17-307(b)(2)(d) of the Administrative Code, shall be required to forfeit all such person’s waiting list positions on all existing borough specific fresh fruits and vegetables waiting lists.

(e) The failure of any person to timely apply for a permit offered as specified in this section, complete the Department’s inspection process or a person’s declination of a specific borough permit offered pursuant to this Chapter, shall not affect that person’s standing on any non-fresh fruits and vegetables mobile food unit permit waiting list.

§26-15 Abandonment of Waiting List Position

(a) A person who does not respond within thirty (30) days to a Departmental inquiry concerning a waiting list position held by such person, mailed by ordinary mail to the address provided by such person, shall be deemed to have abandoned such waiting list position. That person shall also be deemed to have abandoned or forfeited his or her standing on any other existing fresh fruits and vegetables waiting list on which he or she may appear.

(b) A person who holds a waiting list position may withdraw his or her name at any time by providing written notice to the Department with verifying documentation satisfactory to the Department.

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NOTICE OF INTENTION TO AMEND CHAPTER 6 (FOOD UNITS) OF TITLE 24 OF THE RULES OF THE CITY OF NEW YORK

IN COMPLIANCE WITH SECTIONS 1043(a) and 389(b) OF THE NEW YORK CITY CHARTER (THE “CHARTER”) AND PURSUANT TO TITLE 17, CHAPTER 3, SUBCHAPTER 2,

SECTIONS 17-306(s), AND SECTION 17-324 OF THE NEW YORK CITY ADMINISTRATIVE CODE, NOTICE IS HEREBY GIVEN OF THE PROPOSED AMENDMENT OF CHAPTER 6 (FOOD UNITS) OF TITLE 24 OF THE RULES OF THE CITY OF NEW YORK.

NOTICE IS HEREBY GIVEN THAT THE DEPARTMENT WILL HOLD A PUBLIC HEARING ON THE PROPOSAL FROM 2:00 P.M. - 4:00 P.M. ON TUESDAY MAY 13, 2008 IN THE THIRD FLOOR BOARDROOM AT 125 WORTH STREET, NEW YORK, NEW YORK.

PERSONS INTERESTED IN PRE-REGISTERING TO SPEAK AT THE HEARING SHOULD NOTIFY RENA BRYANT, SECRETARY, IN WRITING, BY MAIL TO 125 WORTH STREET, CN-31, NEW YORK, NEW YORK 10013, OR BY FAX TO (212) 788-4315 BY 5:00 P.M., MONDAY, MAY 13, 2008. PLEASE INCLUDE A TELEPHONE NUMBER WHERE, IF NECESSARY, YOU MAY BE REACHED DURING NORMAL WORKING HOURS. SPEAKERS WILL BE LIMITED TO FIVE (5) MINUTES.

REGISTRATION OF PERSONS WHO WISH TO SPEAK AT THE HEARING WILL BE ACCEPTED AT THE DOOR ON THE DATE OF HEARING. HOWEVER, PREFERENCE WILL BE GIVEN TO THOSE WHO REGISTER BEFORE THE HEARING DATE.

PERSONS WHO REQUEST THAT A SIGN LANGUAGE INTERPRETER OR OTHER FORM OF REASONABLE ACCOMMODATION FOR A DISABILITY BE PROVIDED AT THE HEARING ARE ASKED TO NOTIFY RENA BRYANT, SECRETARY, 125 WORTH STREET, CN-31, NEW YORK, NEW YORK 10013, (212) 788-5010, BY TUESDAY, APRIL 29, 2008..

WRITTEN COMMENTS REGARDING THE PROPOSAL MUST BE SUBMITTED ON OR BEFORE 5:00 P.M. ON MONDAY, MAY 13, 2008 TO RENA BRYANT, SECRETARY, BY MAIL TO 125 WORTH STREET, CN-31, NEW YORK, NEW YORK 10013, OR FAX TO (212) 788-4315 OR ONLINE (WITHOUT ATTACHMENTS) AT <http://www.nyc.gov/html/doh/html/notice/notice.shtml> OR E-MAIL TO RESOLUTIONCOMMENTS@HEALTH.NYC.GOV.

WRITTEN COMMENTS RECEIVED BY THE SECRETARY AND A TRANSCRIPT OF THE PUBLIC HEARING WILL BE AVAILABLE FOR PUBLIC INSPECTION WITHIN A REASONABLE TIME AFTER RECEIPT BETWEEN THE HOURS OF 9:00 A.M. AND 5:00 P.M. AT THE OFFICE OF THE SECRETARY. THE DEPARTMENT'S GENERAL POLICY IS TO MAKE WRITTEN COMMENTS AVAILABLE FOR PUBLIC VIEWING ON THE INTERNET. ALL COMMENTS RECEIVED, INCLUDING ANY PERSONAL INFORMATION PROVIDED, WILL BE POSTED WITHOUT CHANGE TO <http://www.nyc.gov/html/doh/html/comment/comment.shtml>.

Statutory Authority

This proposed amendment is authorized by §§389(b) and 1043(a) of the New York City Charter (the "Charter"). Charter §389(b) provides that "heads of mayoral agencies shall have the power to adopt rules to carry out the powers and duties delegated to the agency head or the agency by or pursuant to federal, state or local law." Charter §1043(a) authorizes each agency to "adopt rules necessary to carry out the powers and duties delegated to it by or pursuant to federal, state or local law." These rules are further authorized pursuant to §§ 17-306 and 17-324 of the Administrative Code of the City of New York (the "Administrative Code"). 17-324 provides that "the commissioner ... shall make such rules as deemed necessary for the proper implementation and enforcement of this subchapter." More specifically, §17-306(s) of the Administrative Code defines a "green cart", in part, as a "pushcart used exclusively by those issued fresh fruits and vegetables full-term permits" having a "distinctive and easily recognizable appearance in accordance with rules to be established by the commissioner."

Statement of Basis and Purpose

Local Law No. 9 of 2008 amended Subchapter 2 of Chapter 3 of Title 17 of the Administrative Code authorizing the Commissioner of Health and Mental Hygiene to issue up to one thousand (1000) newly created "fresh fruits and vegetables permits", as defined in §17-306(r) of the Administrative Code, which unlike other full-term permits issued pursuant to Subchapter 2, solely authorizes the holder thereof to exclusively vend "fresh fruits and vegetables". Local Law No. 9 of 2008 also established a new type of pushcart called a "green cart," which is defined in §17-306(s) of the Administrative Code as a "pushcart used exclusively by those issued fresh fruits and vegetables full-term permits" and which "must also have a distinctive and easily recognizable appearance in accordance with rules to be established by the commissioner". Proposed §6-01(m)(1) of Title 24 of the Rules of the City of New York provides that all green carts shall have permanently affixed on two sides of each cart either identical permit plates or identical permit decals that are easily identifiable and distinguishable from all other pushcart decals. Proposed §6-01(m)(2) provides that all green carts must use the distinctive and readily identifiable green cart umbrella to be provided by the Department. During the initial two-year phase in period that fresh fruits and vegetables permits are to be offered such umbrellas shall be provided, on a one time basis, free of charge to cart owners. Thereafter, for all replacement umbrellas and umbrellas provided by the Department after the initial two-year phase in period, green cart owners will be required to pay a fee to the Department reimbursing it for the cost it incurred in purchasing each such umbrella. Proposed §6-01(m)(2) would further require that green cart umbrellas be safely secured and maintained in good condition and repair at all times and that they be used whenever the

green carts are being used to vend.

Statement Pursuant to Charter Section 1042 - Regulatory Agenda

This proposed rule was not included in the Department's Regulatory Agenda because the law which necessitated this amendment to Chapter 6 of Title 24 of the Rules of the City of New York was enacted after the Regulatory Agenda was prepared.

THE PROPOSAL IS AS FOLLOWS:

Note - Matter to be deleted is in [brackets]
Matter underlined is new

Section 1. Subdivision (m) of Section 6-01 (Mobile Food Units) of Chapter 6 (Food Units) of Title 24 of the Rules of the City of New York is relettered subdivision (n), and a new subdivision (m) is added, to read as follows:

(m) Green Carts. (1) The Department shall permanently affix on two sides of each green cart, as that term is defined in §17-306(s) of the Administrative Code, either identical permit plates or identical permit decals that are easily identifiable and distinguishable from other all other pushcart plates or decals. Such plates or decals shall contain the fresh fruits and vegetables permit number issued to the owner of each such green cart and the borough and police precincts in which the green cart is authorized to operate. Permit decals shall not be removed or transferred to any other pushcart.

(2) The Department shall also provide to each green cart owner issued a fresh fruits and vegetables permit a distinctive and readily recognizable "green cart" umbrella. The umbrella shall be safely secured to the green cart and maintained in good condition and repair at all times by the permit holder and shall be displayed in an open position above the green cart whenever the green cart is being used to vend. During the initial two-year phase in period in which these permits are to be offered, an umbrella will be provided by the Department at no cost to the green cart owner at the time that he or she is initially issued a permit. For any replacement umbrella and any umbrella issued after the two-year phase in period in which these permits are to be offered, the green cart owner shall be required to pay a fee of fifty dollars (\$50.00) reimbursing the Department for the cost of the umbrella. In addition to the above requirements specific to green carts, green carts must comply with all other applicable legal requirements pertaining to mobile food non-processing units.

§2. This rule shall take effect June 11, 2008.

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SPECIAL MATERIALS

CITYWIDE ADMINISTRATIVE SERVICES

DIVISION OF REAL ESTATE SERVICES

■ NOTICE

NOTICE OF INTENT TO ENTER INTO NEGOTIATIONS

Pursuant to Section 1-14(f) of the Concession Rules of the City of New York, the Department of Citywide Administrative Services, Division of Real Estate Services (DCAS/DRES) intends to enter into negotiations with Skaggs Walsh, Inc., ("Skaggs Walsh") to utilize/operate 4,295 square feet of waterfront property, located at 119th Street and 23rd Avenue, Flushing Bay, College Point in Queens, a/k/a Block 4222, Lot 5. The concession term is for one three (3) year period and will be utilized/operated pursuant to a permit issued by DCAS/DRES; no leasehold or other proprietary right is offered. The concession term will commence approximately July 1, 2008 and shall expire three (3) years from the commencement date. DCAS projects approximately \$22,800 in annual concession revenue to the City.

DCAS has determined that it is not in the best interests of the City to award this concession pursuant to a competitive process because of the unique location of the property, which is adjacent to property privately owned and utilized/operated by Skaggs Walsh and is only accessible through said private property. Skaggs Walsh, a heating and oil company, will use the concession property to load and unload oil and as additional parking for the facility.

Instructions and information for potential concessionaries concerning how they may express interest in the proposed concession and/or how they may obtain additional information concerning the proposed concession must should be directed to Margie Harris, Director, Division of Real Estate Services at (212) 669-4241 or via email at mharris@dcas.nyc.gov. To ensure the consideration by DCAS/DRES of any "expressions of interest" resulting from this notification, please contact Ms. Harris by Friday, April 18th, 2008. Ms. Harris may also be contacted with any questions and/or correspondence relating to the potential concession award. DCAS/DRES will evaluate all any proposals received in response to this solicitation on the basis of the fee offered and the intended use of the concession property by the proposed concessionaire. Where applicable, DCAS/DRES may condition the award of this concession upon the successful completion of VENDEX Questionnaires (Vendor and Principal Questionnaires) and review of that information by the Department of Investigation.

This concession is subject to applicable provisions of Federal, State, and Local laws and executive orders requiring affirmative action and equal employment opportunity. Please note that the New York City Comptroller is charged with the audit of concession agreements in New York City. Any person or entity who believes that there has been unfairness, favoritism or impropriety in the proposal process should inform the Comptroller, Office of Contract Administration, 1 Centre Street, New York, New York 10007, telephone number (212) 669-2323.

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HOUSING PRESERVATION & DEVELOPMENT

■ NOTICE

OFFICE OF PRESERVATION SERVICES CERTIFICATION OF NO HARASSMENT UNIT

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

DATE OF NOTICE: April 8, 2008

TO: OCCUPANTS, FORMER OCCUPANTS AND OTHER INTERESTED PARTIES OF

Address	Application #	Inquiry Period
11 West 119th Street, Manhattan	22/08	March 4, 2005 to Present
523 West 162nd Street, Manhattan	23/08	March 3, 2005 to Present
122 East 76th Street, Manhattan	26/08	March 13, 2005 to Present
50 West 130th Street, Manhattan	27/08	March 14, 2005 to Present
447 West 47th Street, Manhattan	28/08	March 18, 2005 to Present
244 West 18th Street, Manhattan	30/08	March 24, 2005 to Present
45 West 84th Street, Manhattan	31/08	March 25, 2005 to Present

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

Comments as to whether harassment has occurred at the premises should be submitted to the Anti-Harassment Unit, 100 Gold Street, 3rd Floor, New York, NY 10038, by letter postmarked not later than 30 days from the date of this notice or by an in-person statement made within the same period. To schedule an appointment for an in-person statement call (212) 863-8272.

a8-15

OFFICE OF PRESERVATION SERVICES CERTIFICATION OF NO HARASSMENT UNIT

REQUEST FOR COMMENT ON APPLICATION FOR CERTIFICATION OF NO HARASSMENT PURSUANT TO THE SPECIAL CLINTON DISTRICT PROVISIONS OF THE ZONING RESOLUTION

DATE OF NOTICE: April 8, 2008

TO: OCCUPANTS, FORMER OCCUPANTS AND OTHER INTERESTED PARTIES OF

Address	Application #	Inquiry Period
826 10th Avenue, Manhattan	21/08	March 5, 1993 to Present
447 West 47th Street, Manhattan	28/08	March 18, 1993 to Present
517 West 45th Street, Manhattan a/k/a 517-525 West 45th Street	29/08	March 25, 1993 to Present

Prior to the issuance of a permit by the Department of Buildings for the alteration or demolition of residential buildings in certain areas of the **Special Clinton District**, the Department of Housing Preservation and Development is required to certify that: 1) prior to evicting or otherwise terminating the occupancy of any tenant preparatory to alteration or demolition, the owner shall have notified HPD of the owner's intention to alter or demolish the building and 2) the eviction and relocation practices followed by the owner of the building satisfy all applicable legal requirements and that no harassment has occurred.

The owner of the building located at the above-referenced address seeks the issuance of an HPD Certification. The owner has represented and certified to HPD of the owner's intention to alter or demolish the building and that the eviction and relocation practices followed by the owner satisfy all applicable legal requirements and that no harassment has occurred. For your information HPD considers harassment to include, but not be limited to, the threatened or actual use of physical force, deprivation of essential services such as heat, water, gas or electric, or any other conduct intended to cause persons to vacate the premises or waive rights related to their occupancy.

HPD requests that if you have any comments or evidence of unlawful eviction and relocation practices or harassment occurring at the above referenced premises that you notify the Anti-Harassment Unit, 3rd Floor, 100 Gold Street, New York, NY 10038, by letter postmarked not later than 30 days from the date of this notice or by an in-person statement made within the same period. To schedule an appointment for an in-person statement call (212) 863-8272.

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