## CITY PLANNING COMMISSION DISPOSITION SHEET

PUBLIC MEETING:
WEDNESDAY, OCTOBER 11, 2006
10:00 A.M. SPECTOR HALL
22 READE STREET, NEW YORK 10007

Yvette V. Gruel, Calendar Officer
22 Reade Street, Room 2E
New York, New York 10007-1216
(212) 720-3370

| $\begin{aligned} & \hline \text { CAL } \\ & \text { NO. } \end{aligned}$ | ULURP NO. | $\begin{aligned} & \hline \text { CD } \\ & \text { NO. } \end{aligned}$ | PROJECT NAME | C.P.C. ACTION |
| :---: | :---: | :---: | :---: | :---: |
| 1 | C 060526 HAK | 16 | ANCHOR BROADWAY SITE 3 | Scheduled to be Heard 10/25/06 |
| 2 | C 060527 HAK | 4 | ANCHOR BROADWAY SITE 2 | " " |
| 3 | C 060138 ZMK | 4 | 60 CENTRAL AVENUE | " " |
| 4 | C 060502 HUM | 11 | ST. PAUL'S PLAYGROUND | " " |
| 5 | C 060503 HAM | 11 | " " | " " |
| 6 | C 060310 ZSM | 5 | 35-41 WEST $23{ }^{\text {RD }}$ STREET | " " |
| 7 | C 060562 ZMQ | 11 | DOUGLASTON LITTLE NECK REZONING | " " |
| 8 | N 060563 ZRY | CW | R2A TEXT | " " |
| 9 | C 050466 ZSM | 2 | 145-147 MULBERRY STREET | Favorable Report Adopted |
| 10 | C 060334 ZSM | 4 | 505-13 WEST $43{ }^{\text {RD }}$ STREET | " " |
| 11 | C 020127 ZMQ | 4 | $45^{\text {TH }}$ AVENUE/ELMHURST REZONING | " " |
| 12 | C 060303 ZMQ | 7 | NY HOSPITAL QUEENS EXPANSION PROJECT | " " |
| 13 | C 060305 ZSQ | 7 | " " | " " |
| 14 | N 060304 ZAQ | 7 | " " | Authorization Approved |
| 15 | C 060465 ZMR | 3 | PRINCE'S BAY REZONING | Favorable Report Adopted |
| 16 | N 060464 ZRR | 3 | " " | Fav. Report Adopted as Modified |
| 17 | N 060355 RAR | 3 | NASSAU METALS | Authorization Approved |
| COMMISSION ATTENDANCE: |  |  | (P) COMMISSION VOTING RECORD: |  |



MEETING ADJOURNED AT: 10:41 A.M.
Note: Commissioner Battaglia was not present for the votes.

## CITY PLANNING COMMISSION DISPOSITION SHEET




## CITY PLANNING COMMISSION

## GENERAL RULES OF PROCEDURE AS PERTAINING TO <br> PUBLIC MEETINGS

1. A quorum shall consist of seven members.
2. Final action by the Commission shall be by the affirmative vote of not less than seven members.
3. Except by unanimous consent, matters upon which public hearing are required by law shall lie over until the next meeting following the public hearing.
4. Matters not on the calendar may be considered by unanimous consent.

NOTE - Matters scheduled for public hearing by the City Planning Commission usually appear in three calendars: in Section I, (Scheduling Dates for Future Public Hearings), in Section II, (Reports), and in Section III, (Public Hearings). Matters scheduled for public hearing by Community Boards appear in a separate calendar available in the Calendar Information Office.

NOTICE--CALENDARS: City Planning Commission calendars and disposition sheets are now available on the Department of City Planning's web site (www.nyc.gov/planning). The availability of these documents on-line will occur earlier than the current printed documents.

If you wish to be notified of the web site availability of calendars and disposition sheets, please send your name, organization and E-mail address to the address listed below. Any individual or organization that would like to receive paper copies of the aforementioned documents will be able to do so at a fee of $\$ 120.00$ annually. Please have the certified check made out to the City of New York -- Department of City Planning to the attention of the Calendar Information Office, 22 Reade Street, Room 2E, New York, New York 10007-1216.

For Calendar Information: call (212) 720-3368, 3369, 3370.
Note to Subscribers: Notify us of change of address including E-mail by writing to:
City Planning Commission
Calendar Information Office
22 Reade Street - Room 2E
New York, New York 10007-1216

## B <br> CITY PLANNING COMMISSION

## 22 Reade Street, New York, N.Y. 10007-1216

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Amanda M. Burden, AICP, Chair
Kenneth J. Knuckles, Esq., Vice Chairman
Angela M. Battaglia
Irwin G. Cantor, P.E.
Angela R. Cavaluzzi, R.A.
Alfred C. Cerullo, III
Richard W. Eaddy
Jane D. GoL
LisA A. Gomez
Christopher Kui
John Merolo
Karen A. Phillips
Dolly Williams, Commissioners
Yvette V. Gruel, Calendar Officer
The regular public meetings of the Commission shall be held twice monthly on Wednesday at 10:00a.m. in Spector Hall, 22 Reade Street, Manhattan, unless otherwise ordered.
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## ORDER OF BUSINESS

WEDNESDAY, OCTOBER 11, 2006
Roll Call; Approval Of Minutes. .....  .1
I. Matters To Be Scheduled for Public Hearing .....  1
II. Reports ..... 14
III. Public Hearings ..... 27
IV. Schedule Of Meetings: July 1, 2006 - December 31, 2006 ..... 28
Community Board Public Hearing Notices are available in theCalendar Information Office, Room 2E, 22 Reade Street,New York, N.Y. 10007

The next regular public meeting of the City Planning Commission is scheduled for October 25, 2006 at Spector Hall 22 Reade Street, New York, at 10:00 a.m.

C

## GENERAL INFORMATION

HOW TO PARTICIPATE:
Signing up to speak: Anyone wishing to speak on any of the items listed under "Public Hearing" in this Calendar, is requested to fill out a speaker's slip supplied at the staff desk outside the hearing chambers on the day of the hearing. Speakers on each item will be called in the order these slips are submitted, with the exception that public officials will be allowed to speak first. If a large number of people wish to speak on a particular item, statements will be taken alternating every 30 minutes between those speaking in support of the proposal and those speaking in opposition.
Length of Testimony: In order to give others an opportunity to speak, all speakers are asked to limit their remarks to three minutes.
Written Comments: If you intend to submit a written statement and/or other documents please submit 20 sets of each.
Anyone wishing to present facts or to inform the Commission of their view on an item in this calendar, but who cannot or does not wish to speak at the public hearing, may fill out the form below and return it to the desk outside the hearing chambers or mail their written comments to:

CITY PLANNING COMMISSION
Calendar Information Office - Room 2E
22 Reade Street, New York, N.Y. 10007
(Extra copies of this form may be obtained in the Calendar Information Office at the above address.)

Subject
Date of Hearing $\qquad$ Calendar No. $\qquad$
Borough $\qquad$ Identification No.: $\qquad$ CB No.: $\qquad$
Position: Opposed
In Favor $\qquad$
Comments:
$\qquad$

Name:
Address: $\qquad$
Organization (if any) $\qquad$
Address $\qquad$ Title: $\qquad$

## OCTOBER 11, 2006

## APPROVAL OF MINUTES OF Regular Meeting of September 27, 2006

## I. PUBLIC HEARINGS OF THE FOLLOWING MATTERS TO BE SCHEDULED FOR WEDNESDAY, OCTOBER 25, 2006 <br> STARTING AT 10:00 A.M. <br> IN SPECTOR HALL, 22 READE STREET <br> NEW YORK, NEW YORK

## NOTICE

## THE NEW YORK CITY DEPARTMENT OF CITY PLANNING

## NOTICE OF OPPORTUNITY TO COMMENT ON PROPOSED RULES

PLEASE TAKE NOTICE, that in accordance with Sections 192 and 1043 of the New York City Charter, and pursuant to Section 81-744(a)(5) of the New York City Zoning Resolution (the "Zoning Resolution"), the New York City Department of City Planning ("City Planning") proposes to amend and add a new rule to Chapter 3 of Title 62 of the Rules of the City of New York.

This rule was not anticipated and therefore was not included in the regulatory agenda because, until recently, no application had been filed seeking certification or authorization for transfer of development rights under Section 81-744 of the Zoning Resolution. Given the recent and pending applications to transfer development rights in the Theater Subdistrict, the required per square foot contribution should be adjusted as provided in the Zoning Resolution Section 81-744(a)(5).
The time and place of the hearing have been scheduled as follows:
DATE: October 25, 2006
TIME: 10:00 A.M.
LOCATION: Spector Hall
22 Reade Street
New York, NY 10007

Any person in attendance at this hearing shall be given a reasonable opportunity to present oral or written statements and to submit other documents concerning the proposed changes. Each speaker shall be allotted a maximum of three (3) minutes. Persons who require that a sign language interpreter or other form of reasonable accommodation for a disability be provided at the hearing are asked to notify Ray

Hodges at the address set forth below by October 13, 2006. In addition, written statements may be submitted to the Deputy Counsel of the Department of City Planning at the address stated below, provided the comments are received by 5:00 P.M. October 25, 2006:

New York City Department of City Planning Office of the Counsel
22 Reade Street, Room 2N
New York, New York 10007
Written comments received and a tape recording of oral comments received at the hearing will be available for public inspection within a reasonable time after receipt between the hours of 9:00 a.m. and 5:00 p.m. at the Freedom of Information Law Desk, 22 Reade Street, 2W, telephone number (212) 720-3208.

The purpose of the hearing is to provide the public with an opportunity to comment on the proposed rule set forth herein. Underlining indicates new material.

Section 1. The chapter heading of Chapter 3 of Title 62 of the Rules of the City of New York is amended to read as follows:

## CHAPTER 3. FEES AND CONTRIBUTIONS

## §2. Chapter 3 of Title 62 of the Rules of the City of New York is amended by

 adding a new subchapter C , to read as follows:
## SUBCHAPTER C. CONTRIBUTIONS

§3-08. Contributions to Theater Subdistrict Fund Pursuant to Section 81-744 of the New York City Zoning Resolution.

Contributions to the Theater Subdistrict Fund pursuant to Section 81-744 of the New York City Zoning Resolution shall be made in an amount equal to $\$ 14.91$ per square foot of floor area transferred.

## STATEMENT OF BASIS AND PURPOSE

These rules are promulgated pursuant to the authority of the City Planning Commission, under Sections 192 and 1043 of the New York City Charter, and pursuant to Section 81744(a)(5) of the New York City Zoning Resolution. Under Section 81-744 of the Zoning Resolution, the City Planning Commission shall allow by certification or authorization the transfer of development rights from listed theaters in the Theater Subdistrict. Certification shall be granted, provided that, among other requirements, the appropriate legal documents are executed ensuring that a contribution in an amount, which is presently established under Section 81-744(a)(5) to be $\$ 10.00$ per square foot of transferred floor area, is deposited in the Theater Subdistrict Fund. The City Planning Commission is
required to periodically review the contribution amount and to adjust such amount to reflect any change in the assessed value of all properties on zoning lots wholly within the Theater Subdistrict.

In adopting Section 81-744 of the Zoning Resolution, City Planning Commission Report N980271ZRM, dated June 3, 1998 (the "Report"), established the original contribution amount at $\$ 10$ per square foot, which was described as approximately twenty (20) percent of the value of land per square foot in the Theater Subdistrict. The Report further stated that this amount should be adjusted periodically based on changes in the assessed value of land in the district. Consistent with the Section 81-744 and the 1998 Report, the proposed adjustment reflects the adjusted value of land per square foot for properties on zoning lots wholly within the Theater Subdistrict, taking into account changes in the assessed valuation since 1998.

There are three blocks west of Eighth Avenue which are bisected by the Theater Subdistrict boundary. Using zoning lot merger information for these blocks from 1998 to 2006, it was determined which of the zoning lots in these blocks are situated fully within the Theater Subdistrict. Based upon the assessed property values for the property included within these zoning lots, provided by the New York City Department of Finance ("DOF"), it has been determined that the assessed value for all properties situated wholly within the Theater Subdistrict has increased 49.06\% per square foot from 1998 to 2006.

DOF data shows that in 1998, the total built floor area of the Theater Subdistrict was $63,871,931$ square feet, and the total assessed value of such properties was $\$ 4,525,059,822$. DOF data also show that in 2006, the total built floor area of the Theater Subdistrict was $81,642,687$ square feet, and the total assessed value of such properties was \$8,621,852,552.

Based upon the DOF data, the total assessed value per square foot was $\$ 70.85$ in 1998 and was $\$ 105.60$ in 2006. Given that the assessed value of all properties per square foot increased $\$ 34.76$ or $49.06 \%$ from 1998 until 2006, the proposed rule would increase the required Theater Subdistrict Fund contribution from $\$ 10.00$ per square foot to $\$ 14.91$ per square foot of development rights transferred from the listed theaters.

All DOF data referenced above and used in the calculation of increase for the Theater Subdistrict Fund contribution is on file at the Department of City Planning and available for public inspection between the hours of 9:00 a.m. and 5:00 p.m. at the Freedom of Information Law Desk, 22 Reade Street, 2W, telephone number (212) 720-3208.

## BOROUGH OF BROOKLYN

No. 1

## ANCHOR BROADWAY SITE 3

CD 16
C 060526 HAK
IN THE MATTER OF an application submitted by the Department of Housing Preservation and Development (HPD):

1) pursuant to Article 16 of the General Municipal Law of New York State for:
a) the designation of property located at 7 Saratoga Avenue, and 1510-1524 Broadway (Block 1489, Lots 6, 11-18) 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 properties to a developer to be selected by HPD;
to facilitate the development of a 2-story commercial building, tentatively known as Anchor Broadway Site 3, to be developed under the Department of Housing Preservation and Development's ANCHOR program.

## Resolution for adoption scheduling October 25, 2006 for a public hearing.

## No. 2

## ANCHOR BROADWAY SITE 2

CD 4
C 060527 HAK
IN THE MATTER OF an application submitted by the Department of Housing Preservation and Development (HPD):
1.) pursuant to Article 16 of the General Municipal Law of New York State for:
a) the designation of property located at 1515, 1519-1531 Broadway and 1032-1034 Jefferson Avenue (Block 3387, Lots 1-7, 9,11, and 12) 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 properties to a developer to be selected by HPD;
to facilitate the development of a 2-story commercial building, tentatively known as Anchor Broadway Site 2, to be developed under the Department of Housing Preservation and Development's ANCHOR program.

Resolution for adoption scheduling October 25, 2006 for a public hearing.

No. 3

## 60 CENTRAL AVENUE

CD 4 C 060138 ZMK

IN THE MATTER OF an application submitted by Downtown Real Properties, LLC pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 13b:

1. changing from an M3-1 District to an R6A District property bounded by Central Avenue, the southwesterly centerline prolongation of Melrose Street, a line 225 feet southwesterly of Central Avenue, George Street, Evergreen Avenue, and Noll Street;
2. changing from an M3-1 District to an M1-2 District property bounded by George Street, a line 225 feet southwesterly of Central Avenue, the southwesterly centerline prolongation of Melrose Street, and Evergreen Avenue; and
3. establishing within a proposed R6A District a C2-4 District bounded by Central Avenue, the southwesterly centerline prolongation of Melrose Street, a line 100 feet southwesterly of Central Avenue, George Street;
as shown on a diagram (for illustrative purposes) dated July 10, 2006, and subject to the conditions of CEQR Declaration E-170.

Resolution for adoption scheduling October 25, 2006 for a public hearing.

## BOROUGH OF MANHATTAN

## Nos. 4 \& 5

## ST. PAUL'S PLAYGROUND

## No. 4

IN THE MATTER OF an application submitted by the Department of Housing Preservation and Development (HPD), pursuant to Section 505 of Article 15 of the General Municipal (Urban Renewal) Law of New York State and Section 197-c of the New York City Charter, for the 1st amendment to the Upper Park Avenue Urban Renewal Plan for the Upper Park Ave Urban Renewal Area.

The proposed plan:

1. Subdivides Site 3 into sites: 3 and 3C.
2. Deletes Section C.2.b(1)(a), "Setbacks", which states, " A setback of 100 feet from the Park Avenue building line will be required of all residential new construction."
3. Changes the language and format of the Urban Renewal Plan to reflect the current standard form.

These changes would facilitate the development of an accessory playground for St. Paul's Church and School, and residential development along Park Avenue.

## Resolution for adoption scheduling October 25, 2006 for a public hearing.

No. 5
CD 11
C 060503 HAM

IN THE MATTER OF an application submitted by the Department of Housing Preservation and Development (HPD):

1) pursuant to Article 16 of the General Municipal Law of New York State for:
a) the designation of property located at 110-112 East $118^{\text {th }}$ Street within the proposed Site 3C of the Upper Park Avenue Urban Renewal Area site 3C (Block 1645; p/o Lot 70 ) as an Urban Development Action Area; and
b) an Urban Development Action Area Project for such area; and
2) pursuant to Section 197-c of the New York City Charter for the disposition of such property to a developer to be selected by HPD.
to facilitate the development of an accessory playground for the St. Paul Church and School.

## Resolution for adoption scheduling October 25, 2006 for a public hearing.

No. 6
35-41 WEST $23^{\text {RD }}$ STREET

CD 5
C 060310 ZSM
N THE MATTER OF an application submitted by $23^{\text {rd }}$ Street Development LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-711 of the Zoning Resolution to modify:

1. the use regulations of Section 42-10 to allow residential use (Use Group 2 uses) ; and
2. the height and setback regulations of Section 43-43 (Maximum Height of Front Wall and Required Front Setbacks), and the rear yard regulations of Section 4326 (Minimum Required Rear Yards) and 43-28 (Special Provisions for Through Lots);
to facilitate the construction of a 21-story and 3-story mixed use development on property located at 35-41 West $23{ }^{\text {rd }}$ Street (Block 825, Lots 20 and 1001-1005), in an M1-6 District, within the Ladies Mile Historic District.

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

Resolution for adoption scheduling October 25, 2006 for a public hearing.

## BOROUGH OF QUEENS

## No. 7

## DOUGLASTON LITTLE NECK REZONING

## CD 11

C 060562 ZMQ
IN THE MATTER OF an application submitted by the Department of City Planning pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section Nos. 11a, 11b, 11c, and 11d:

1. eliminating from an existing R1-2 District a C1-2 District bounded by Douglaston Parkway, 235th Street, and a line 200 feet southerly of 42nd Avenue;
2. eliminating from an existing R3-1 District a C1-2 District bounded by:
a. a boundary line of the City of New York, a line 100 feet northwesterly of Northern Boulevard, a line 200 feet northeasterly of Marathon Parkway, and a line 150 feet northwesterly of Northern Boulevard; and
b. a boundary line of the City of New York, Pembroke Avenue, 254th Street, and a line 100 feet southeasterly of Northern Boulevard;
3. eliminating from an existing R4 District a C1-2 District bounded by a boundary line of the City of New York, a line 100 feet northwesterly of Nassau Boulevard, Little Neck Parkway and a line 235 feet northwesterly of Nassau Boulevard;
4. eliminating from an existing R3-1 District a C2-2 District bounded by 249th Street, a line 100 feet northwesterly of Northern Boulevard, 248th Street, and a line 150 feet northwesterly of Northern Boulevard;
5. changing from an R1-2 District to an R1-1 District property bounded by West Drive and its northerly centerline prolongation, Bayview Avenue, a line 170 feet northwesterly of West Drive, Kenmore Road, a line 200 feet northwesterly of West Drive, Knollwood Avenue, a line 250 feet northwesterly of West Drive, a line midway between Knollwood Avenue and Richmond Road, West Drive, a line midway between Grosvenor Street and Beverly Road, a line 260 feet northwesterly of West Drive, Beverly Road, a line 300 feet westerly of West Drive, Manor Road, West Drive, Hollywood Avenue, a line 200 feet westerly of West Drive, Arleigh Road, West Drive, Bay Street, 233rd Place, a line 125 feet southeasterly of 37th Avenue, a line 120 feet southwesterly of 233rd Place and its northwesterly prolongation, Little Neck Bay, and a boundary line of the City of New York;
6. changing from an R3-1 District to an R1-2 District property bounded by:
a. 246th Street and its northwesterly centerline prolongation, the
southwesterly centerline prolongation of 41st Avenue, and 243rd Street; and
b. the southwesterly centerline prolongation of 41st Avenue, a line 100 feet southwesterly of 247th Street, the southwesterly centerline prolongation of Depew Avenue, a line 115 feet southwesterly of 247th Street, 43rd Avenue, the northwesterly prolongation of the northeasterly boundary line of a park, the northwesterly boundary line of a park, and 246th Street and its southeasterly centerline prolongation;
7. changing from an R4 District to an R1-2 District property bounded by a boundary line of the City of New York, a line 100 feet northwesterly of Nassau Boulevard, Little Neck Parkway, and a line 235 feet northwesterly of Nassau Boulevard;
8. changing from a C3 District to an R1-2 District property bounded by a boundary line of the City of New York, the centerline of former Little Neck Parkway, Little Neck Parkway, the southeasterly boundary line of a park and its northeasterly prolongation, the northeasterly boundary line of a park, the centerline of former 35th Avenue, the centerline of former 248th Street, and a proposed Pierhead \& Bulkhead Line;
9. changing from an R4 District to an R2 District property bounded by 73rd Avenue, the northwesterly service road of Grand Central Parkway, a line 100 feet southwesterly of 244th Street, a line 150 feet southerly of 73rd Avenue, and a line perpendicular to the southerly street line of 73rd Avenue distant 195 feet westerly (as measured along the street line) from the point of intersection of the southerly street line of 73rd Avenue and the westerly street line of 244th Street;
10. changing from an R1-2 District to an R2A district property bounded by:
a. 38th Drive, a line 95 feet southwesterly of 234th Street, 39th Avenue, a line 85 feet southwesterly of 234th Street, 40th Avenue, a line 90 feet southwesterly of 234th Street, 41st Avenue, and 233rd Street;
b. a line 150 feet southeasterly of Northern Boulevard, 251st Street, Gaskell Road, the southeasterly prolongation of a line 450 feet northeasterly of 251st Street, a line 140 feet northwesterly of Deepdale Place and its southwesterly prolongation, Morenci Lane, and a line 100 feet northeasterly of Marathon Parkway; and
c. Thornhill Avenue, Browvale Lane, a line perpendicular to the northeasterly street line of Browvale Lane distant 300 feet (as measured along the street line) from the point of intersection of the northeasterly street line of Browvale Lane and the northwesterly street line of Horace Harding Expressway, a line 100 feet westerly of 252nd Street, the northwesterly service road of Horace Harding Expressway, and

Morenci Lane;
11. changing from an R2 District to an R2A District property bounded by:
a. Little Neck Parkway, the centerline of former Little Neck Parkway, a boundary line of the City of New York, a line 150 feet northwesterly of Northern Boulevard, Little Neck Parkway, 41st Drive, a line 210 feet northeasterly of Little Neck Parkway (straight line portion) and its northwesterly prolongation, Westmoreland Street, 39th Road, Little Neck Parkway, the southeasterly boundary line of the Long Island Rail Road right-of-way (Northside Division), 248th Street, and 38th Avenue;
b. Northern Boulevard, Zion Street, the southwesterly centerline prolongation of Gaskell Road, Marathon Parkway, a line 150 feet southeasterly of Northern Boulevard, a line 100 feet northeasterly of Marathon Parkway, Morenci Lane, a northwesterly service road of Horace Harding Expressway, 244th Street, Thornhill Avenue, a line 100 feet southwesterly of 248th Street, Van Zandt Avenue, Overbrook Street, Deepdale Avenue, a line 100 feet southwesterly of 248th Street, a line 150 feet southeasterly of Northern Boulevard, Alameda Avenue, and 245th Street;
c. Nassau Boulevard, a boundary line of the City of New York, the southerly service road of Grand Central Parkway, the northwesterly centerline prolongation of 267th Street, Grand Central Parkway, a former service road of Grand Central Parkway, Commonwealth Boulevard, Marathon Parkway, 64th Avenue and its northeasterly centerline prolongation, 255th Street, Little Neck Parkway, 61st Avenue, 262nd Street, 60th Avenue, 260th Street, 59th Avenue, Little Neck Parkway, the northerly service road of Horace Harding Expressway, and 260th Street; and
d. Douglaston Parkway, the northwesterly street line of 242nd Street and its southwesterly and northeasterly prolongations, a southerly boundary line of a park, a westerly boundary line of a park and its southerly prolongation, and a line perpendicular to the northeasterly street line of Douglaston Parkway distant 100 feet southerly (as measured along the street line) from the point of intersection of the northeasterly street line of Douglaston Parkway and the southeasterly street line of 244th Street;
12. changing from an R3-1 District to an R2A District property bounded by:
a. 40th Avenue, Little Neck Parkway, a line 275 feet southeasterly of 41st Avenue, a line 170 feet southwesterly of Little Neck Parkway, a line perpendicular to the northeasterly street line of 249th Street distant 50 feet northwesterly (as measured along the street line) from the point of intersection of the northerly street line of Depew Avenue and the
northeasterly street line of 249th Street, 249th Street, Depew Avenue, 248th Street, a line 115 feet northwesterly of 43rd Avenue, a line 120 feet northeasterly of 247th Street, Depew Avenue, 247th Street, 41st Avenue, and 248th Street; and
b. Little Neck Parkway, a line 150 feet northwesterly of Northern Boulevard, a boundary line of the City of New York, a line 100 feet northwesterly of Northern Boulevard, a line 200 feet northeasterly of Marathon Parkway, a line 150 feet northwesterly of Northern Boulevard, Marathon Parkway, and the southwesterly centerline prolongation of 43rd Avenue;
13. changing from an R3-2 District to an R2A District property bounded 61st Avenue, Marathon Parkway, a northerly boundary line of a park and its easterly prolongation, a line 100 feet westerly and northerly of 63rd Avenue, and a line 100 feet southwesterly of Marathon Parkway;
14. changing an R3-2 District to an R3X District property bounded by:
a. the northwesterly service road of Horace Harding Expressway, 255th Street and its northwesterly centerline prolongation, a line 100 feet southeasterly of 57th Avenue, 256th Street, a line 130 feet southerly of Horace Harding Expressway, a line midway between 256th Street and Little Neck Parkway, a line 120 feet northerly of 58th Avenue, Little Neck Parkway, 60th Avenue, a line 100 feet westerly of Little Neck Parkway, a line 100 feet southerly of 60th Avenue, a line 100 feet northeasterly of 255th Street, 61st Avenue, a line 100 feet southwesterly of 255th Street, 60th Avenue, a line 100 feet southwesterly of 254th Street, 58th Avenue, 251st Street, a line 150 feet southeasterly of 57th Avenue, the southeasterly centerline prolongation of Morenci Lane, 57th Avenue, and a line perpendicular to the southeasterly street line of Horace Harding Expressway distant 185 feet southwesterly (as measured along the street line) from the point of intersection of the southeasterly street line of Horace Harding Expressway and the westerly street line of 251st Street;
b. Marathon Parkway, 61st Avenue, a line 100 feet southwesterly of Marathon Parkway, a line 100 feet southerly of 61st Avenue, 245th Lane, 61st Avenue, 60th Avenue, a line forming an angle of 73 degrees with the northwesterly street line of 60th Avenue distant 200 feet southwesterly (as measured along the street line) of the intersection of the northwesterly street line of 60th Avenue and the southwesterly street line of 246th Place, a line 350 feet northwesterly of 60th Avenue, a line 100 feet northeasterly of 246th Place (straight line portion), and 60th Avenue; and
c. 57th Drive, 61st Avenue, a line perpendicular to the northwesterly street line of 61st Avenue distant 540 feet southwesterly (as measured
along the street line) from the point of intersection of the northwesterly street line of 61st Avenue and the southwesterly street line of 57th Drive, a line 90 feet northwesterly of 61st Avenue, and the southwesterly prolongation of a line 350 feet northwesterly of 60th Avenue;
15. changing from an R2 district to an R3-1 District property bounded by Little Neck Parkway, 38th Avenue, the centerline of former 248th Street, and the centerline of former $35^{\text {th }}$ Avenue and its southwesterly prolongation;
16. changing from a C3 District to an R3-1 District property bounded by Little Neck Parkway, the centerline of former 35th Avenue and its southwesterly prolongation, a northeasterly and southeasterly boundary line of a park and its northeasterly prolongation; and
17. changing from an R4 District to an R4-1 District property bounded by the southerly boundary line of a park and its easterly prolongation, the northwesterly service road of Grand Central Parkway, 73rd Avenue, a line perpendicular to the southerly street line of 73rd Avenue (straight line portion) distant 195 feet westerly (as measured along the street line) from the point of intersection of the southerly street line of 73rd Avenue and the westerly street line of 244th Street, the westerly prolongation of a line 150 feet southerly of 73rd Avenue (straight line portion), and a line 100 feet westerly of 243rd Road (straight line portion) and its northerly and southerly prolongations;
as shown on a diagram for illustrative purposes only) dated July 10, 2006.

## Resolution for adoption scheduling October 25, 2006 for a public hearing.

## CITYWIDE

## No. 8

## R2A TEXT

## CITYWIDE

N 060563 ZRY
IN THE MATTER OF an application submitted by the Department of City Planning pursuant to Section 201 of the New York City Charter, for an amendment to the Zoning Resolution of the City of New York, to Article 1, Chapter 1 (Title, Establishment of Controls, and Interpretation of Regulations) concerning building permits within R2A districts after the effective date of any applicable Zoning Map amendment.

Matter in underline is new, to be added;
Matter in strikeout is old, to be deleted;

Matter within \# \# is defined in Section12-10;

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


## ARTICLE 1

## GENERAL PROVISIONS

Chapter 1
Title, Establishment of Controls, and Interpretation of Regulations

11-30
BUILDING PERMITS ISSUED BEFORE EFFECTIVE DATE OF AMENDMENT

## 11-33

Building Permits for Minor or Major Development or Other Construction
Issued Before Effective Date of Amendment

## 11-335

Building permits for other construction in R2A Districts
In R2A Districts established on or after (the effective date of this amendment), if a building permit for other construction has been lawfully issued prior to the date establishing such R2A District, such construction may be continued, notwithstanding the provisions of Section 11-332(a) (Extension of period to complete construction), provided that the Department of Buildings determines that all of the requisite structural framing to perform the work authorized under the permit was completed on or before the date establishing such R2A District. If the Commissioner of Buildings determines that such framing was not complete on such date, the provisions of paragraph (a) of Section 11-332 shall apply.

Resolution for adoption scheduling October 25, 2006 for a public hearing.

## II. REPORTS

## BOROUGH OF MANHATTAN

## No. 9

## 145-147 MULBERRY STREET

CD 2
C 050466 ZSM

IN THE MATTER OF an application submitted by 145-147 Mulberry Realty Co., LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-782 of the Zoning Resolution to modify the use regulations of Section 15-021(e) to allow residential use on floors two through six of an existing 6story building on property located at 145-147 Mulberry Street (Block 236, Lot 22), in a C6-2G District, within the Special Little Italy District (Area A-1).

Plans for this proposal are on file with the City Planning Commission and may be seen in Room 3N, 22 Reade Street, New York, NY, 10007.
(On August 23, 2006, Cal. No. 1, the Commission scheduled September 13, 2006 for a public hearing. On September 13, 2006, Cal. No. 15, the hearing was closed.)

## For consideration.

## No. 10

505-13 WEST 43 ${ }^{\text {RD }}$ STREET

IN THE MATTER OF an application submitted by SCW West LLC pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-681 of the Zoning Resolution to allow a portion of a railroad right-of-way which will be completely covered over by a permanent platform to be included in the lot area of property located at 505-513 West $43^{\text {rd }}$ Street a.k.a. 506-512 West $44^{\text {th }}$ Street (Block 1072, Lot 24) to facilitate the development of two hotels, in M1-5, R8/C2-5 and R8 Districts, within the Special Clinton District.

Plans for this proposal are on file with the City Planning Commission and may be seen in Room 3N, 22 Reade Street, New York, NY, 10007.
(On August 23, 2006, Cal. No. 2, the Commission scheduled September 13, 2006 for a public hearing. On September 13, 2006, Cal. No. 16, the hearing was closed.)

## For consideration.

## BOROUGH OF QUEENS

## No. 11

## 45 ${ }^{\text {TH }}$ AVENUE/ELMHURST REZONING

## CD 4

C 020127 ZMQ
IN THE MATTER OF an application submitted by H. K. Development Group, Ltd. pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 9d:

1. changing from an R6B District to an R7A District property bounded by $45^{\text {th }}$ Avenue, $83^{\text {rd }}$ Street, the northeasterly prolongation of the southeasterly street line of $47^{\text {th }}$ Avenue, and $82^{\text {nd }}$ Street and its southerly centerline prolongation; and
2. establishing within a proposed R7A District a C2-3 District bounded by a line 100 feet southerly of $45^{\text {th }}$ Avenue, $83^{\text {rd }}$ Street, the northeasterly prolongation of the southeasterly easterly street line of $47^{\text {th }}$ Avenue, and $82^{\text {nd }}$ Street and its southerly centerline prolongation;
as shown on a diagram (for illustrative purposes only) dated June 5, 2006, and subject to the conditions of CEQR Declaration E-169.
(On August 23, 2006, Cal. No. 3, the Commission scheduled September 13, 2006 for a public hearing. On September 13, 2006, Cal. No.17, the hearing was closed.)

## For consideration.

## Nos. 12, 13 \& 14

## NY HOSPITAL QUEENS EXPANSION PROJECT

## No. 12

IN THE MATTER OF an application submitted by the New York Hospital Queens pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section No. 10b, changing from an R4 District to an R6 District property bounded by 56th Avenue, 141st Street, Booth Memorial Avenue, and Main Street, as shown on a diagram (for illustrative purposes only) dated July 10, 2006, and subject to the conditions of CEQR Declaration E-171.
(On September 13, 2006, Cal. No. 3, the Commission scheduled September 27, 2006 for a public hearing. On September 27, 2006, Cal. No. 14, the hearing was closed.)

## For consideration.

## No. 13

CD 7
C 060305 ZSQ
IN THE MATTER OF an application submitted by the New York Hospital Queens pursuant to Sections 197-c and 201 of the New York City Charter for the grant of a special permit pursuant to Section 74-53 of the Zoning Resolution to modify the requirements of Section 25-12 (Maximum Size of Accessory Group Parking Facilities) to allow a group parking facility (Block 6401, Lots 19, 21, 24, 25, 26, 28, 29, 31, 33, 35, and 130) accessory to uses in a large-scale community facility development with a maximum capacity of 372 spaces, in connection with the enlargement of an existing hospital facility generally bounded by Main Street, 56th Avenue, 141st Street, Booth Memorial Avenue, 141st Street, a line 40 feet northerly of 58th Avenue, a line approximately midway between 141st Street and Main Street, and Booth Memorial Avenue (Block 5165, Lot 1; Block 6401, Lots 19, 21, 24, 25, 26, 28, 29, 31, 33, 35, and 130), in R4 and R6* Districts.

* Note: A portion of the site is proposed to be rezoned from an R4 District to an R6 District under a related application (C 060303 ZMQ) for a change in the Zoning Map.

Plans for this proposal are on file with the City Planning Commission and may be viewed in Room 3N, 22 Reade Street, New York, N.Y. 10007.
(On September 13, 2006, Cal. No. 4, the Commission scheduled September 27, 2006 for a public hearing. On September 27, 2006, Cal. No. 15, the hearing was closed.)

## For consideration.

## No. 14

N 060304 ZAQ
IN THE MATTER OF an application submitted by the New York Hospital Queens for the grant of an authorization pursuant to Section 79-31 of the Zoning Resolution to allow required parking spaces accessory to uses in a large-scale community facility development to be located anywhere within the development without regard for zoning lot lines, in connection with the enlargement of an existing hospital facility generally bounded by Main Street, 56th Avenue, 141st Street, Booth Memorial Avenue, 141st Street, a line 40 feet northerly of 58th Avenue, a line approximately midway between 141st Street and Main Street, and Booth Memorial Avenue (Block 5165, Lot 1; Block 6401, Lots 19, 21, $24,25,26,28,29,31,33,35$, and 130), in R4 and R6* Districts.

* Note: A portion of the site is proposed to be rezoned from an R4 District to an R6 District under a related application (C 060303 ZMQ) for a change in the Zoning Map.

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

## For consideration.

## BOROUGH OF STATEN ISLAND

Nos. 15 \& 16

## PRINCE'S BAY REZONING

## No. 15

CD 3
C 060465 ZMR
IN THE MATTER OF an application submitted by the Department of City Planning pursuant to Sections 197-c and 201 of the New York City Charter for an amendment of the Zoning Map, Section Nos. 35a and 35c:

1. changing from an R3X District to an R1-2 District property bounded by Hylan Boulevard, Indale Avenue, Johnston Terrace, and Sharrott Avenue; and
2. changing from an R3-2 District to an R3X District property bounded by the southwesterly centerline prolongation of Sherwood Avenue, Sharrott Avenue, Hylan Boulevard, and a line 100 feet northeasterly of Richard Avenue;
within the Special South Richmond Development District, as shown on a diagram (for illustrative purposes only) dated May 8, 2006.
(On August 9, 2006, Cal. No. 9, the Commission scheduled August 23, 2006 for a public hearing. On August 23, 2006, Cal. No. 23, the hearing was closed. On September 27, 2006, Cal. No. 9, the item was laid over.)

## For consideration.

## No. 16


#### Abstract

CD 3 N 060464 ZRR IN THE MATTER OF an application submitted by the Department of City Planning pursuant to Section 201 of the New York City Charter, for an amendment to the Zoning Resolution of the City of New York, relating to Article X, Chapter 7 (Special South Richmond Development District), concerning Section 107-06 (District Plan Appendix A) creating new Areas LL and SH, Section 107-40 (Special Use, Bulk and Parking regulations and Section 107-60 (Authorizations) relating to the new Areas.:

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

Article X - Special Purpose Districts


Chapter 7
Special South Richmond Development District

*     *         * 

107-40
SPECIAL USE, BULK AND PARKING REGULATIONS

107-41
Type of Residence

## 107-411 <br> Non-profit residences for the elderly in Area SH

In Area SH, as shown on the District Plan, \#non-profit residences for the elderly\# comprised of not more than 250 \#dwelling units\# shall be permitted upon certification of the Chairperson of the City Planning Commission that:
(a) a site plan has been submitted showing a detailed plan demonstrating compliance with the provisions of this Chapter;
(b) Area SH will not contain more than 250 such \#residences\#; and
(c) such \#residences\# comply with the \#use\# and \#bulk\# regulations of R3-2 Districts, except that the maximum \#floor area ratio\#, maximum \#lot coverage\# and minimum required \#open space\# shall be as set forth for R3-2 Districts in Section 23-141 (Open space and floor area regulations in R1, R2, R3, R4 and R5 Districts), as modified by this Chapter. The provisions of Section 23-144 (For non-profit residences for the elderly in R3, R4 R5 R6 and R7 Districts shall not apply.

Any \#development\# or \#enlargement\# that results in more then 250 \#dwelling units\# of \#non-profit residences for the elderly\# in Area SH shall be permitted only upon authorization of the City Planning Commission pursuant to Section 107-672 (In Area SH)

107-42
Minimum Lot Area and Lot Width for Residences
For the purposes of this Chapter, all \#residences\# permitted by the underlying district regulations shall comply with the minimum \#lot area\# and \#lot width\# requirements which shall vary with the building height as set forth in Table A.

*     *         * 

TABLE A

| District | Type of <br> \#Residence\# | \#Lot Area\# <br> (in sq.ft.) | Minimum Lot (in feet) <br> Width | Minim <br> um |
| :--- | :--- | :--- | :--- | :--- |
| Height <br> (in <br> stories) |  |  |  |  |
| R3A | \#detached\# | 3,325 | 35 |  |
|  |  |  | $1-3$ |  |


| R3X * | \#detached\# | 3,800 | 40 |
| :--- | :--- | :--- | :--- |
|  | 4,750 | 50 | 3 |
|  | 5,700 | 60 | 4 |

*     *         * 
* In Area LL as shown on the District Plan, all \#residences\# shall have a minimum \#lot area\# of 5,700 square feet and a minimum \#lot width\# of 50 feet.

107-46
Yard and Court Regulations

## 107-461

Front yards
In all underlying \#Residence Districts\#, except R1 Districts and those districts subject to paragraph (b) in Section 23-45, \#front yards\# shall be at least 18 feet in depth. On \#corner lots\# one \#front yard\# may have a lesser depth as permitted by the underlying district regulations. In area LL, as shown on the District Plan, \#front yards\# shall be at least 18 feet in depth, except that on \#corner lots\#, one \#front yard\# may have a depth of at least ten feet.

## 107-462

Side yards
In all districts, except R1 Districts, for all \#single-\# or \#two-family detached\# and \#semidetached residences\#, the \#side yards\# shall relate to the height of the \#building\# as set forth in the following table, except that in R1, R2, R3, R4A and R4-1 Districts, on a \#corner lot\#, one \#side yard\# shall be at least 20 feet in width:

REQUIRED SIDE YARDS


*     *         * 

$\begin{array}{llllll}\text { R3A R4A } & \text { \#detached\# } & 1-4 & 2 & 15 & 5\end{array}$

| R3X* | \#detached\# | $1-2$ | 2 | 15 | 5 |
| :--- | :--- | :--- | :--- | :--- | :--- |
|  | \#detached\# | 3 | 2 | 20 | 8 |
|  | \#detached\# | 4 | 2 | 25 | 10 |
| R4-1 |  |  |  |  |  |
|  | \#detached\# | $1-4$ | 2 | 15 | 5 |
|  | \#semi- | $1-4$ | 1 | 9 | 9 |
|  | detached\# |  |  |  |  |

In R1 Districts, the \#side yard\# regulations of Section 23-46 shall apply.

* $\quad$ In area LL, as shown on the District Plan, two \#side yards\# with a total width of at least 16 feet shall be required for all \#residences\#, and each \#side yard\# shall have a minimum width of eight feet.


## 107-60 <br> AUTHORIZATIONS

## 107-61 <br> General Provisions

On application, the City Planning Commission may grant authorizations for modifications of specified regulations of this Chapter or of the underlying districts in accordance with the provisions of Sections 107-62 to 107-68 107-69 inclusive, relating to Authorizations.

The Commission may prescribe appropriate conditions and safeguards in connection with the grant of such authorizations.

## 107-67

Uses and Bulk Permitted in Certain Areas
107-671

## In Areas $F$ and $K$

In Areas F and K , as shown in the District Plan, the City Planning Commission may authorize one or more \#uses\# in the Use Groups specified in this Section not permitted by the underlying district regulations.

## 107-672

## In Area SH

The City Planning Commission may authorize \#developments\# or \#enlargements\# that will result in more than 250 \#dwelling units\# of \#non-profit residences for the elderly\# in Are maximum \#lot coverage\# and minimum required \#open space\# shall be as set forth for R3-2 Districts in Section 23-141 (Open space and floor area regulations in R1, R2, R3, R4 and R5 Districts), as modified by this Chapter. The provisions of Section 23-144 (For non-profit residences for the elderly in R3, R4 R5 R6 and R7 Districts shall not apply. In order to grant such authorization, the Commission shall find that such \#developments\# or \#enlargements\# are part of a superior site plan, such \#residences\# are compatible with the character of the surrounding area, and that the \#streets\# providing access to such \#residences\# are adequate to handle the traffic generated thereby or provision has been made to handle such traffic. a SH provided such \#developments\# or \#enlargements\# comply with the \#use\# and \#bulk\# regulations of R3-2 Districts, except that the maximum \#floor area ratio\#,

*     *         * 



DIAGRAM SHOWING EXISTING SOUTH RICHMOND SPECIAL DISTRICT PLAN


DIAGRAM SHOWING PROPOSED CHANGE TO THE SOUTH RICHMOND SPECIAL DISTRICT PLAN
(On August 9, 2006, Cal. No. 10, the Commission scheduled August 23, 2006 for a public hearing. On August 23, 2006, Cal. No. 24, the hearing was closed. On September 27, 2006, Cal. No. 10, the item was laid over.)

## For consideration.

## No. 17

## NASSAU METALS

CD 3
N 060355 RAR

IN THE MATTER OF an application submitted by Nassau Metals, Inc. for grant of an authorization pursuant to Section 107-65 of the Zoning Resolution for modification of topography for removal and capping of contaminated soils at 236 Richmond Valley Road (Block 7971, lots 1, 66, 100, 125, 250) within the Special South Richmond Development District.

Plans for this proposal are on file with the City Planning Commission and may be seen at 130 Stuyvesant Place, $6^{\text {th }}$ Floor, Staten Island, New York, 10301.

## For consideration.

## No. 18

## ELVIRA COURT

CD 2
N 060154 ZAR
IN THE MATTER OF an application submitted by Frank LabRocca for grant of an authorization pursuant to Section 105-425 of the Zoning Resolution for modification of botanic environment and tree preservation and planting requirements to facilitate the development of eleven one-family houses and a private road at Elvira Court and Summit Avenue (Block 951, Lots 4 and 10), within the Special Natural Area District.

Plans for this proposal are on file with the City Planning Commission and may be seen at 130 Stuyvesant Place, $6{ }^{\text {th }}$ Floor, Staten Island, New York, 10301.

## For consideration.

## No. 19

## 93 ROMER ROAD

IN THE MATTER OF an application submitted by Gar Benedetto for grant of an authorization pursuant to Sections 105-421 and 105-425 of the Zoning Resolution for modification of topographic features on a Tier 1 site and for modification of botanic environment and tree preservation and planting requirements to facilitate the construction of an in-ground swimming pool at 93 Romer Road (Block 871, Lot 93), within the Special Natural Area District.

Plans for this proposal are on file with the City Planning Commission and may be seen at 130 Stuyvesant Place, $6{ }^{\text {th }}$ Floor, Staten Island, New York 10301.

## For consideration.

## III. PUBLIC HEARING

## BOROUGH OF THE BRONX

## No. 20

## 3313 THIRD AVENUE APARTMENTS

## CD 3

N 070111 HAX

## PUBLIC HEARING:

IN THE MATTER OF an application submitted by the Department of Housing Preservation and Development (HPD):

1) pursuant to Article 16 of the General Municipal Law of New York State for:
a) the designation of property located at 498-500, 502, 504, 506, 508 and 512 East $165^{\text {th }}$ Street; 3219, 3217 and 3315 Third Avenue; 493, 495, 497, 499, 501, 503, 509, 511 and 513 Weiher Court (Block 2369, Lots 21, 23-30, 5560, and 63-65) as an Urban Development Action Area; and
b) an Urban Development Action Area Project for such area;
to facilitate the development of an 8-story mixed-use building, tentatively known as 3313 Third Avenue Apartments, with approximately 128 residential units and retail space to be developed under the New York State Division of Housing and Community Renewal's Homes for Working Families Program and the New York City Housing Development Corporation’s Low Income Affordable Marketplace Program.
(On September 27, 2006, Cal. No. S1, the Commission scheduled October 11, 2006 for a public hearing which has been duly advertised.)

## Close the hearing.

IV. CITY PLANNING COMMISSION 2006 SCHEDULE OF MEETINGS July 1 to December 31

|  | SUN | MON | TUE | WED | THU | FRI | SAT | Notes |
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Review Sessions are held in Spector Hall at 22 Reade Street starting at 1:00 P.M. Public Meetings are held in Spector Hall at 22 Reade Street starting at 10:00 A.M.

