

# MISCELLANEOUS NOTICES/HEARINGS

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## Notice of Abandoned Property Received by the State Comptroller

Pursuant to provisions of the Abandoned Property Law and related laws, the Office of the State Comptroller receives unclaimed monies and other property deemed abandoned. A list of the names and last known addresses of the entitled owners of this abandoned property is maintained by the office in accordance with Section 1401 of the Abandoned Property Law. Interested parties may inquire if they appear on the Abandoned Property Listing by contacting the Office of Unclaimed Funds, Monday through Friday from 7:00 a.m. to 5:00 p.m., at:

1-800-221-9311 (In New York State)  
(518) 270-2200 (Outside New York State)

or visit our web site at:  
[www.osc.state.ny.us](http://www.osc.state.ny.us)

Claims for abandoned property must be filed with the New York State Comptroller's Office of Unclaimed Funds as provided in Section 1406 of the Abandoned Property Law. For further information contact: Office of the State Comptroller, Office of Unclaimed Funds, 110 State St., Albany, NY 12236

## PUBLIC NOTICE Department of Civil Service

PURSUANT to the Open Meetings Law, the New York State Civil Service Commission hereby gives public notice of the following:

Please take notice that the regular monthly meeting of the State Civil Service Commission for October 2006 will be conducted on October 16 commencing at 10:00 a.m. and October 17 commencing at 10:00 a.m. This meeting will be conducted in the Hearing Room, 1st Fl., Alfred E. Smith State Office Building, Albany, NY.

*For further information, contact:* the Office of Commission Operations, Department of Civil Service, Alfred E. Smith State Office Building, Albany, NY 12239 (518) 473-6598

## PUBLIC NOTICE

Division of Criminal Justice Services  
Motor Vehicle Theft & Insurance Fraud Prevention Board

Pursuant to Public Officers Law Section 104, the Division of Criminal Justice Services gives notice of a meeting of the Motor Vehicle Theft & Insurance Fraud Prevention Board:

DATE: Wednesday, Nov. 1, 2006  
TIME: 11:00 a.m.

PLACE: Division of Criminal Justice Services,  
Four Tower Place  
Albany, NY 12203

*If you have any questions regarding the meeting, please contact:*  
Paula Raiti, Bureau of Justice Funding, Division of Criminal Justice Services, Albany, NY 12203, (518) 457-8404

## PUBLIC NOTICE Department of Environmental Conservation

The New York State Department of Environmental Conservation is extending the public comment period for proposed revisions to 6 NYCRR Part 231. The comment period will close at 5:00 P.M., November 6, 2006. A Notice of Proposed Rule Making, ENV-36-06-00012-P, and a Hearing Notice were previously published in the September 6, 2006 issue of the *State Register*.

## PUBLIC NOTICE Department of Environmental Conservation

Pursuant to Title 3, Article 49 of the Environmental Conservation Law, the Department of Environmental Conservation hereby gives public notice of the following:

Notice is hereby given, pursuant to Section 49-0305 (9) of the Environmental Conservation Law, of the Department's intent to acquire a Conservation Easement from Greater Allegany Preservation, Inc., over certain lands located in the Town of Belfast, Allegany County, New York.

*For further information, contact:* John P. Keating, Superintendent, Bureau of Real Property, Department of Environmental Conservation, 625 Broadway, Albany, NY 12233-4256, (518) 402- 9442

## PUBLIC NOTICE Environmental Facilities Corporation Notice of Final Description of Eligible Project Categories Financial Assistance to Business Water Program

### I. BACKGROUND, SCOPE AND APPLICABILITY

The New York State Environmental Facilities Corporation (EFC), through its Financial Assistance to Business (FAB) Water Program, proposes to provide funding; 1) to businesses and to water suppliers on behalf of businesses for all projects that will create, improve or extend water supply facilities that are designed to comply with applicable federal laws and State drinking water supply requirements; and 2) to businesses and municipalities on behalf of business for projects that

will create, improve or extend wastewater treatment facilities that are designed to comply with applicable federal and State water quality requirements. This funding will be made pursuant to the FAB Water Program that was created by Governor George E. Pataki's Clean Water/Clean Air Bond Act of 1996, and implementing regulations (21 NYCRR Part 2606). All eligible projects must demonstrate an environmental or public health benefit.

The FAB Water Program was established to help businesses and water suppliers on behalf of businesses, increase the availability and improve the quality of water supplies and to help businesses and municipalities on behalf of business increase the availability and improve the quality of wastewater treatment facilities.

Assistance from the FAB Water Program will be available only to projects that are located in villages, towns, and cities with a population of less than one million people.

## II. PURPOSE OF THIS NOTICE

As required by Part 2606, this notice describes eligibility requirements for the FAB Water Program, the time period during which EFC will accept applications for funding, and certain other eligibility criteria.

## III. DEFINITIONS

Unless defined herein, terms used in this notice shall have the meanings set forth in Section 56-0101 of the environmental conservation law, or 21 NYCRR Part 2606. Terms used in this notice have the following meanings:

"Water supply project" means the planning, design, construction, improvement, or acquisition of facilities, equipment, sites, or buildings for the supply, control, treatment, distribution, and transport of water supplies to ensure the integrity and quality of such water including compliance with the federal Safe Drinking Water Act and other applicable federal and State drinking water supply standards.

"Wastewater Treatment Facility" means the planning, design, construction, improvement, or acquisition of facilities, equipment, sites, or buildings needed to reduce or prevent water pollution including compliance with the federal Clean Water Act and other applicable federal and State water quality standards.

## IV. DESCRIPTION OF ELIGIBLE PROJECTS

Projects eligible for funding under the FAB Water Program must demonstrate an environmental or public health benefit, and may include investments to construct, upgrade, improve or replace infrastructure which will provide to businesses: 1) water supplies which meet the requirements of the federal Safe Drinking Water Act and other applicable federal and State water supply requirements; or, 2) wastewater treatment facilities which meet the requirements of applicable federal and State water quality requirements. Some other examples include:

Water Supply Projects include:

- Rehabilitation or development of new water sources by or on behalf of business to replace contaminated supplies.
- Installation or upgrades of facilities that provide water to businesses if the project is needed to comply with primary or secondary standards or treatment/performance criteria or enable a public drinking water system to become viable.
- Installation or upgrading of storage facilities, including finished water reservoirs, to prevent microbiological contamination.
- Installation or replacement of transmission and distribution mains to prevent contamination caused by inadequately sized or constricted or failing mains.
- Funding and/or construction to promote the consolidation of water supply services, particularly in circumstances where individual businesses or water systems generally have an inadequate quantity of water, the public water system is not viable, the water supply is contaminated, or the system is

unable to ensure compliance. ● The purchase of a portion of another system's capacity, if the purchase is part of a consolidation plan to bring the system(s) into compliance.

Wastewater Treatment Projects include:

- Construction of new, expanded or rehabilitated wastewater treatment plants.
- Construction or upgrade of sludge treatment and disposal facilities, including biosolids reuse.
- Construction and rehabilitation of sewers.
- Construction of septage handling and marine vessel pumpout and treatment facilities.

## V. PROJECT SELECTION

All complete applications will be evaluated based upon characteristics of each proposed project. This evaluation will be based upon factors including, but not limited to:

- The reliability and viability of the proposed system to provide a water supply or wastewater treatment to businesses.
- The need to improve the water supply for public health reasons, including reducing exposure to microbiological contamination such as E. coli, toxins, and other contaminants.
- Any sanitary code violations, including inadequate source capacity, inadequate distribution pressures or uncovered finished water storage.
- Any water quality violations and threats to public health or the environment.

Once a decision to fund a project is made, EFC will notify successful project owners and execute an Agreement describing the rights and responsibilities of the parties. EFC will then begin processing the State Assistance Payments (SAPs). No funds will be disbursed until all necessary permits and approvals for the project (including, the New York State Department of Health (NYSDOH) approval to create, construct or modify a public water system, any State Environmental Quality Review Act (SEQRA) requirements, and, if necessary, a New York State Department of Environmental Conservation (NYSDEC) water supply permit) have been received.

## VI. PROJECT COMPLETION DATE

All approved project applicants for which FAB Water Program funding is awarded must enter into and fully execute an Agreement with EFC for a SAP within three (3) years of the date of the FAB Water Program eligibility approval letter. In addition, all approved projects must commence within four (4) years of the date of this letter.

## VII. AMOUNT OF FUNDING

EFC will make SAPs for not more than 75% of the cost of an eligible project on a reimbursement basis. EFC may award less than 75% of the cost of a project based upon a determination that the amount of the award will allow the project to proceed, given other sources of funding.

## VIII. APPLICATION SCHEDULE

EFC will accept applications for SAPs under the FAB Water Program through October 20, 2006. Applications are available at the address listed below or on EFC's website, [www.nysefc.org](http://www.nysefc.org).

## IX. ADDITIONAL REQUIREMENTS

(1) Project Limitations:

All recipients must pledge not to remove from the State any assets purchased with funds received from the FAB Water Program.

(2) Application Procedure:

The procedures for administering the FAB Water Program, including the submission, review, and approval of requests for State Assistance, will be governed by 21 NYCRR Part 2606.

## X. INFORMATION AVAILABILITY

*Any person seeking additional information or application material should contact EFC at:* Environmental Facilities Corporation, Financial Assistance to Business (FAB), Attention: FAB Water Project

Manager, 625 Broadway, 7<sup>th</sup> Fl., Albany, NY 12207-2997, Telephone: (800) 200-2200 (within NYS) or (518) 486-9246, Fax: (518) 486-9248, e-mail: fabwater@nysefc.org, www.nysefc.org (Click on Programs, Financial Assistance to Business, FAB Water)

**PUBLIC NOTICE**  
Office of Parks, Recreation  
and Historic Preservation

Pursuant to Title 9, Article 54 of the Environmental Conservation Law, the New York State Office of Parks, Recreation and Historic Preservation hereby gives public notice of the following:

Notice is hereby given, pursuant to Section 49-0305 (9) of the Environmental Conservation Law, that the State of New York acting by and through the New York State Office of Parks, Recreation and Historic Preservation intends to acquire a Conservation Easement from: Adirondack Architectural Heritage over certain lands located in the Village of Keesville, Clinton County, New York.

*For further information, contact:* T. Kevin Burns, Chief, Bureau of Grants Management, Office of Parks, Recreation and Historic Preservation, the Governor Nelson A. Rockefeller Empire State Plaza, Agency Bldg. One, 16th Fl., Albany, NY 12238, Telephone: (518) 474-8372, Fax: (518) 486-7377

**PUBLIC NOTICE**  
Office of Parks, Recreation  
and Historic Preservation

Pursuant to Title 9, Article 54 of the Environmental Conservation Law, the New York State Office of Parks, Recreation and Historic Preservation hereby gives public notice of the following:

Notice is hereby given, pursuant to Section 49-0305 (9) of the Environmental Conservation Law, that the State of New York acting by and through the New York State Office of Parks, Recreation and Historic Preservation intends to acquire a Conservation Easement from: The Trust for Public Land over certain lands located in the City of New York, New York County, New York.

*For further information, contact:* T. Kevin Burns, Chief, Bureau of Grants Management, Office of Parks, Recreation and Historic Preservation, the Governor Nelson A. Rockefeller Empire State Plaza, Agency Bldg. One, 16th Fl., Albany, NY 12238, Telephone: (518) 474-8372, Fax: (518) 486-7377

**PUBLIC NOTICE**  
Rockland County Solid Waste Management Authority  
Request for Proposals  
Transfer Station Operations and Maintenance, Hauling,  
and Disposal Services

The Rockland County Solid Waste Management Authority (“the Authority”) is seeking a Contractor or Contractors to provide operations and maintenance services, including receipt and transfer and/or hauling and disposal of solid wastes at the Authority’s Transfer Station located off Torne Valley Road in Hillburn, New York. Proposals are due at Authority offices by 3 PM on October 18, 2006. The successful Proposer(s) shall commence services on March 1, 2007. The Transfer Station received approximately 85,000 tons of solid waste in calendar year 2005, however, the Authority does not provide any commitments regarding the quantities to be delivered in the future. Additional services, such as fueling station operation, segregation and storage of tires, recovery and storage of bulk metals, and segregation of white goods with refrigerants will be required of the Contractor, as described in the Request For Proposals (“RFP”). Within the Transfer Station

Building, the Authority operates a Recyclables Preprocessing Facility (“RPF”). There, wastes rich in recyclables, such as cardboard, metals, plastics, and clean wood waste are deposited and sorted for recovery of recyclables.

Proposals are being solicited for either of the two (2) following Options. In addition, the Authority will accept alternate proposals, however, such proposals will be considered only if submission is made on one of the two following Options. Proposers responding to the RFP may also propose large or small capital improvements to the Transfer Station that will result in improved operational efficiency or provide capacity to handle an increased amount of incoming solid waste. The Authority will finance any capital improvement that it approves.

**Proposal Option 1: Full Service**

The Contractor will be fully responsible for the operation and maintenance of the Transfer Station, as well as making certain Facility improvements. This will include receipt, loading, and hauling of Solid Waste to the Contractor or the Authority provided Designated Disposal Facilities.

Note: Responses to Proposal Option 1 may also include provisions for the following:

A. Full Service Operation of RPF. Provide costs to operate and maintain the RPF, including marketing of recovered recyclables. The Authority will look favorably on Proposals that include RPF operation.

All Options which include Transfer Station operation and maintenance by the Contractor require the successful Proposer to provide all labor, rolling stock, other operating equipment and its maintenance, and to handle all scheduling and logistics required for Transfer Station operation, as detailed in the RFP, as well as ensuring compliance with Authority reporting and regulatory requirements of Applicable Law.

**Proposal Option 2: Haul and Dispose Only**

The Contractor will be responsible to haul and dispose of Solid Waste to the Contractor or Authority provided Designated Disposal Facility(s). The Transfer Station operation and maintenance will continue to be the Authority’s responsibility. The RFP may be obtained by contacting: Rockland County Solid Waste Management Authority, 420 Torne Valley Rd., Hillburn, NY 10931, (845) 753-2200, e-mail: shaggerty@rocklandrecycles.com

**PUBLIC NOTICE**  
Department of State

A meeting of the New York State Hearing Aid Dispensing Advisory Board will be held on Friday, October 6, 2006 at 10:30 a.m. at the New York State Department of State, 41 State Street, 9<sup>th</sup> Floor Conference Room, Albany, NY.

Should you require further information, please contact Carol Fansler (cfansler@dos.state.ny.us) at 518-486-3857. Please always consult the Department of State website (www.dos.state.ny.us) on the day before the meeting to make sure the meeting has not been canceled.

**PUBLIC NOTICE**  
Office of the State Comptroller  
Bureau of Financial Administration

Pursuant to General Municipal Law §§ 219-h(8)(a) and 219-p(8)(a), the Office of the State Comptroller (OSC) hereby gives notice of the following:

It is anticipated that the following Requests for Proposals (RFP) will be released by OSC to potential proposers on or about Wednesday, October 4, 2006.

RFP#06-02 for Financial Organization (Trustee) Services for Service Award Programs for Volunteer Ambulance Workers:

OSC seeks to obtain proposals from financial organizations wishing to serve as Trustee for the Defined Contribution and Defined Benefit Service Award Programs for volunteer ambulance workers. All proposals must be submitted by a "financial organization". A "financial organization" must satisfy the statutory requirements of §§ 219-c(14) and 219-k(19) of the General Municipal Law (available via this link: <http://caselaw.lp.findlaw.com/nycodes/c48/a29.html>).

In general, the duties of the Trustee include, but are not limited to:

- Investing the assets of the Programs;
- Holding the assets in trust in a segregated custody account at a bank or trust company located in and authorized to do business in New York State;
- Receiving and processing contributions;
- Making approved payments to Participants and Beneficiaries and other approved disbursements; and
- Working in conjunction with the Program Administrator to promote the Programs by traveling around the State and visiting localities that have Volunteer Ambulance Companies.

RFP #06-07 for Administrative and Actuarial Services for Service Award Programs for Volunteer Ambulance Workers:

OSC seeks to obtain proposals from companies wishing to provide Administrative and Actuarial services for the Defined Contribution and Defined Benefit Length of Service Award Programs for volunteer ambulance workers.

In general, the duties of the Program Administrator include, but are not limited to:

- Presentation of plan information, including cost estimates, to prospective plan sponsors and participants;
- Preparation and/or distribution of all forms and documents required for administration of the program;
- Compilation and maintenance of records of personal data and service credit for participants;
- Recording and processing contributions;
- Compilation and maintenance of participant and sponsor account balances;
- Approving, recording, and processing distributions;
- Compliance with all Federal, State and local tax reporting and withholding requirements;
- Providing information to plan sponsors concerning legal/tax issues;
- Preparation and distribution of annual statements and reports to participants and local government sponsors;
- Preparation of reports to the Comptroller or his designee relating to management of the program and status of contributions received, including any delinquent amounts;
- Administration and oversight of the actuarial services necessary to appropriately maintain the Defined Benefit program; and
- Working in conjunction with the Trustee to promote the Programs by traveling around the State and visiting localities that have Volunteer Ambulance Companies.

These procurements are subject to, and shall be conducted in accordance with, the OSC Executive Order on Procurement Integrity and OSC Procurement Integrity Procedures, both of which are available in full in the RFPs or upon email request. All inquiries concerning these procurements must be addressed to Mr. Larry Appel, Director of Financial Administration, or his designee(s) at OSC, at [RFP@osc.state.ny.us](mailto:RFP@osc.state.ny.us).

## PUBLIC NOTICE

### Uniform Code Regional Boards of Review

Pursuant to 19 NYCRR 1205, the petitions below have been received by the Department of State for action by the Uniform Code Regional

Boards of Review. Unless otherwise indicated, they involve requests for relief from provisions of the New York State Uniform Fire Prevention and Building Code. Persons wishing to review any petitions, provide comments, or receive actual notices of any subsequent proceeding may contact Roy Scott, Codes Division, Department of State, 41 State Street, Albany, NY 12231, (518) 474-4073 to make appropriate arrangements.

2006-0578 Matter of Kevin M. Marren for Labella Architects, 300 State Street, Suite 201, Rochester, New York 14614 for a variance concerning fire safety requirements including relief from requirements to provide required smoke and heat vents. The building is classified as a mixed use of F1 (Moderate factory occupancy) manufacturing plant, B (Business occupancy) offices and A3 (Assembly occupancy) breakroom. The Building is approximately 117,462 square feet in gross area, of Type II B (unprotected non combustible) construction, and is located at Garlock Klozure, 1666 Division Street, in the Town of Palmyra, Wayne County, State of New York.

2006-0689 Matter of Bruce Niles for Monkey Business, Inc., 39-43 Katonah Avenue, Katonah, NY 10536 for a variance concerning automatic sprinkler requirements.

Involved is an addition and alteration to an existing mixed use structure with business and mercantile and two (2) residential apartments, located at 39-43 Katonah Avenue, Katonah, Town of Bedford, County of Westchester, State of New York.

2006-0691 Matter of Joseph P. Picciano for Crawford & Stearns Architects, 134 Walton Street, Syracuse, New York, 13202 for a variance concerning fire safety requirements including relief from requirements to provide required sprinkler protection. The building is classified as a mixed use of A3 (Assembly occupancy) visitor's center and R3 (residential occupancy) one family apartment, two stories in height of Type Vb (unprotected wood frame) construction, and is located at 781 Field Street, in the Town of Manchester, Ontario County, State of New York.

2006-0700 Matter of Corning Natural Gas Corp., Jerry Sleve, 330 W. William Street, P.O. Box 58, Corning, NY 14830, for an appeal of the Code Officials Decision regarding a party wall at a property, located at 330 W. William Street, City of Corning, County of Steuben, State of New York.

2006-0706 Matter of Al Longwell, for AD Longwell Builders, 3 Schoen Place, Pittsford, New York, 14534 for a variance concerning fire safety requirements including relief from requirements to provide required exits, exit width and which exceed height limitations. The building is classified as a B (Business occupancy) office building, nine stories in height of Type IIA (protected noncombustible) construction, and is located at the towers, Schoen Place, in the Village of Pittsford, Monroe County, State of New York.

2006-0707 Matter of James O'Donnell, 2032 Eggert Road, Amherst, NY 14226 for a variance concerning design floor loading values for storage spaces.

Involved is the construction of a one story wood frame building with a mezzanine for storage occupancy, located at 2032 Eggert Road, Town of Amherst, County, County of Erie, State of New York.

2006-0708 Matter of City Mission, Buffalo, 100 East Tupper Street, Buffalo, NY 14203 for a variance concerning head room clearances for elevators.

Involved is the installation of an elevator in a mixed occupancy building of non-combustible construction with multiple dwellings, assembly, business and educational occupancies, known as "Corner-Stone" Manor, located at 150 East North Street, City of Buffalo, County of Erie, State of New York.

SALE OF  
FOREST PRODUCTS  
NOTICE OF SALE

St. Lawrence Reforestation Area No. 1  
Contract No. X006202

Pursuant to section 9-0505 of the Environmental Conservation Law, the Department of Environmental Conservation hereby gives public notice of the following:

Sealed bids for 516.2 MBF more or less of red pine sawtimber, 20.2 MBF more or less of white pine sawtimber, 146 cords more or less of pine pulp, 210 cords more or less of aspen pulp located on St. Lawrence Reforestation Area No. 1, Stand(s) A-40, will be accepted at the Department of Environmental Conservation, Contract Unit, 625 Broadway, Albany, NY 12233-5027 until 11:00 a.m., Thursday, Oct. 5, 2006.

*For further information (including billing) contact:* John Gibbs, Forester 2, Department of Environmental Conservation, Division of Lands and Forests, Region 6, 6379 U.S. Hwy. 11, Potsdam, NY 13676, (315) 265-3090

