

MISCELLANEOUS NOTICES/HEARINGS

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 8:00 a.m. to 4:30 p.m., at:

1-800-221-9311
or visit our web site at:
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 Health

Pursuant to 42 CFR Section 447.205, the Department of Health hereby gives public notice of the following:

The Department of Health proposes to amend the Title XIX (Medicaid) State Plan for non-institutional services authorized by the Affordable Care Act. The following changes are proposed:

Non-Institutional Services

Effective on or after July 1, 2019, the following CFCO services will be implemented: Assistive Technology (AT); Environmental Modifications (E-Mods); Vehicle Modifications (V-Mods); Moving Assistance; Community Transitional Services (CTS); Skill Acquisition, Maintenance, and Enhancement (SAME); and Home Delivered/Congregate Meals. The changes proposed include the following:

- The SAME service may include aide-assisted community transportation skills when the assessed need for those skills is identified in the Person Centered Service Plan.
- Community Transitional Services and Moving Assistance are two distinct services, each with a one-time cost limit.
- The types of professions allowed to perform functional needs assessments have been broadened to include health care professionals who are qualified to conduct the state-approved assessment in use for the individual's specific population. Such assessments will be designated by the State based on the appropriateness of the tool for the population. In addition, language referring to the use of the Uniform Assessment System of New York (UAS-NY) as a tracking and reporting tool has been replaced with broader language indicating that all tools used to assess functional needs will be approved for use by the State and will have monitoring and reporting capabilities.
- Training requirements for Care Managers who support individuals with intellectual and developmental disabilities have been added.
- The settings in which CFCO services will be provided have been amended to include settings identified as compliant in the State's approved Statewide Transition Plan (<https://www.health.ny.gov/>

health_care/medicaid/redesign/hcbs/docs/2018-11-07_hcbs_final_rule.pdf)

- Also included is a technical correction that excludes from the CFCO SPA rate codes used exclusively by Fiscal Intermediaries that are certified by the New York State Office for People with Developmental Disabilities (OPWDD) and provide services under OPWDD's Comprehensive Home and Community Based (HCBS) Waiver related to self-direction. This correction is necessary because all such services are within the scope of the OPWDD HCBS Waiver and are not under the CFCO authority. This correction does not change or limit the self-directed services under the OPWDD HCBS Waiver and also will not affect Fiscal Intermediaries under the auspice of NYSDOH that provide support to the Consumer Directed Personal Assistance Program (CDPAS).

The estimated annual net aggregate increase in gross Medicaid expenditures attributable to this initiative contained in the budget for state fiscal year 2019/2020 is \$6.8 million.

The public is invited to review and comment on this proposed State Plan Amendment, a copy of which will be available for public review on the Department's website at http://www.health.ny.gov/regulations/state_plans/status. Individuals without Internet access may view the State Plan Amendments at any local (county) social services district.

For the New York City district, copies will be available at the following places:

New York County
250 Church Street
New York, New York 10018

Queens County, Queens Center
3220 Northern Boulevard
Long Island City, New York 11101

Kings County, Fulton Center
114 Willoughby Street
Brooklyn, New York 11201

Bronx County, Tremont Center
1916 Monterey Avenue
Bronx, New York 10457

Richmond County, Richmond Center
95 Central Avenue, St. George
Staten Island, New York 10301

For further information and to review and comment, please contact:
Department of Health Division of Finance and Rate Setting, 99 Washington Ave., One Commerce Plaza, Suite 1432, Albany, NY 12210, spa_inquiries@health.ny.gov

PUBLIC NOTICE Department of State F-2018-1059

Date of Issuance – March 6, 2019

The New York State Department of State (DOS) is required by Federal regulations to provide timely public notice for the activities

described below, which are subject to the consistency provisions of the Federal Coastal Zone Management Act of 1972, as amended.

The applicant has certified that the proposed activity complies with and will be conducted in a manner consistent with the approved New York State Coastal Management Program.

In F-2018-1059, James Pierce, is proposing place a steel sheet pile wall along ~40 linear feet of East Bay shoreline waterward of an existing concrete and wood breakwall. Toe stone is proposed to be placed waterward on the new wall. The proposal is for the applicant's property at 10299 Michigan Ave in the Town of Huron, Wayne County.

The applicant's consistency certification and supporting information are available for review at: <http://www.dos.ny.gov/opd/programs/pdfs/Consistency/F-2018-1059ForPN.pdf>

Original copies of public information and data submitted by the applicant are available for inspection at the New York State Department of State offices located at One Commerce Plaza, 99 Washington Avenue, in Albany, New York.

Any interested parties and/or agencies desiring to express their views concerning any of the above proposed activities may do so by filing their comments, in writing, no later than 4:30 p.m., 30 days from the date of publication of this notice, or, April 5, 2019.

Comments should be addressed to the Consistency Review Unit, Department of State, Office of Planning, Development & Community Infrastructure, One Commerce Plaza, 99 Washington Ave., Albany, NY 12231, (518) 474-6000, Fax (518) 473-2464. Electronic submissions can be made by email at: CR@dos.ny.gov

This notice is promulgated in accordance with Title 15, Code of Federal Regulations, Part 930.

PUBLIC NOTICE

Department of State
F-2019-0026

Date of Issuance – March 6, 2019

The New York State Department of State (DOS) is required by Federal regulations to provide timely public notice for the activities described below, which are subject to the consistency provisions of the Federal Coastal Zone Management Act of 1972, as amended.

The applicant has certified that the proposed activities comply with and will be conducted in a manner consistent to the maximum extent practicable with the federally approved New York State Coastal Management Program (NYSCMP). The applicant's consistency certification and accompanying public information and data are available for inspection at the New York State Department of State offices located at One Commerce Plaza, 99 Washington Avenue, in Albany, New York.

In F-2019-0026, the applicant, New York City Department of Parks and Recreation (NYC DPR), is seeking authorizations to conduct an experimental project – Pier 88 Oyster Program – at Pier 88, Manhattan Cruise Terminal (between W. 46th and W. 54th Streets), Hudson River, Manhattan, NY. The intent of the Oyster Program is to study the effects that growing oysters on concrete encasements of marine pilings will have on the strength, structural integrity, and longevity of marine structures, including effects on chloride penetration and water quality effects. The proposed work calls for the encasement of selected piles beneath Pier 88 of the Manhattan Cruise Terminal, followed by installment and inspection of "oyster sleeves" and ongoing monitoring.

"Oyster sleeves" are filled with a mixture of juvenile and adult native Eastern oysters (*Crassostrea virginica*) and the sleeves will be placed and secured manually by divers over the concrete encasements to start the reefs. The Billion Oyster Project (BOP) at Governor's Island will provide and transport all oyster material from the Governor's Island nursery.

Ten (10) – 18-inch diameter steel pipe piles will be encased in reinforced normal weight concrete approximately 10 inches thick, extending 160 inches below the mean high water level, for a total of 31 cubic yards of concrete introduced below mean higher high water. Eight (8) of the ten pilings will be encased with concrete and two pilings will remain as controls. Six (6) of the eight encased pilings will

be equipped with a pump and buoy system to circulate oxygenated surface water downward as the buoys oscillate with wave action. Each biologically treated pile will receive two (2) separate 2 foot long oyster sleeves.

The Manhattan Cruise Terminal is located within a State-designated Significant Coastal Fish and Wildlife Habitat (SCFWH) – the Lower Hudson Reach. More information regarding this designation and the specific habitat values may be found at: <https://www.dos.ny.gov/opd/programs/consistency/scfwhabitats.html>

https://www.dos.ny.gov/opd/programs/consistency/Habitats/nyc/Lower_Hudson_Reach.pdf

The proposed activities would be undertaken within the New York City Waterfront Revitalization Program (WRP) planning area. As the WRP is a component of the NYSCMP, activities under federal permitting authority are also subject to review for their consistency with the local program and its specific provisions and policies. More information regarding the WRP and its policies may be found at: <https://docs.dos.ny.gov/opd-lwrp/LWRP/New%20York%20City/IndexAmd2.html>

The applicant's consistency certification and accompanying public information and data are available for inspection at the New York State Department of State offices located at One Commerce Plaza, 99 Washington Avenue, in Albany, New York. Or at the following hyperlink https://www.dos.ny.gov/opd/programs/pdfs/Consistency/F-2019-0026_Application.pdf

Any interested parties and/or agencies desiring to express their views concerning any of the above proposed activities may do so by filing their comments, in writing, no later than 4:30 p.m., 15 days from the date of publication of this notice or March 21, 2019.

Comments should be addressed to the Department of State, Office of Planning and Development and Community Infrastructure, Consistency Review Unit, One Commerce Plaza, Suite 1010, 99 Washington Ave., Albany, NY 12231, (518) 474-6000, Fax (518) 473-2464. Comments can also be submitted electronically via e-mail to: CR@dos.ny.gov

This notice is promulgated in accordance with Title 15, Code of Federal Regulations, Part 930.

PUBLIC NOTICE

Department of State
F-2019-0058

Date of Issuance – March 6, 2019

The New York State Department of State (DOS) is required by Federal regulations to provide timely public notice for the activities described below, which are subject to the consistency provisions of the Federal Coastal Zone Management Act of 1972, as amended.

The applicant has certified that the proposed activities comply with and will be conducted in a manner consistent to the maximum extent practicable with the federally approved New York State Coastal Management Program (NYSCMP). The applicant's consistency certification and accompanying public information and data are available for inspection at the New York State Department of State offices located at One Commerce Plaza, 99 Washington Avenue, in Albany, New York.

In F-2019-0058, the applicant, New York City Department of Parks and Recreation (NYC DPR), is seeking authorizations under a U.S. Army Corps of Engineers nationwide permit #54 – Living Shorelines - to conduct an erosion mitigation project at Alley Creek, Alley Pond Park, Queens, NY. The proposed shoreline protection would install interlocking manufactured concrete block units, commercially known as "Oyster Castles", (totaling approximately 150 linear feet or 1,200 sq. feet of structure) to be placed on a grid composite system foundation stability mat within the intertidal mudflats adjacent to the mouth of Alley Creek. The purpose of the project is to attenuate wave energy to reduce erosion and protect against further loss of the existing fringe marshlands. It is estimated that approximately eleven acres of shoreline salt marsh have been lost since 1974.

Alley Pond Park is a State-designated Significant Coastal Fish and

Wildlife Habitat (SCFWH). More information regarding this designation and the specific habitat values may be found at: <https://www.dos.ny.gov/opd/programs/consistency/scfwhabitats.html>
https://www.dos.ny.gov/opd/programs/consistency/Habitats/nyc/Alley_Pond_Park.pdf

The proposed activities would be undertaken within the New York City Waterfront Revitalization Program (WRP) planning area. As the WRP is a component of the NYSCMP, activities under federal permitting authority are also subject to review for their consistency with the local program and its specific provisions and policies. More information regarding the WRP and its policies may be found at: <https://docs.dos.ny.gov/opd-lwrp/LWRP/New%20York%20City/IndexAmd2.html>

The applicant's consistency certification and accompanying public information and data are available for inspection at the New York State Department of State offices located at One Commerce Plaza, 99 Washington Avenue, in Albany, New York. Or at the following hyperlink https://www.dos.ny.gov/opd/programs/pdfs/Consistency/F-2019-0058_Application.pdf

Any interested parties and/or agencies desiring to express their views concerning any of the above proposed activities may do so by filing their comments, in writing, no later than 4:30 p.m., 15 days from the date of publication of this notice or March 21, 2019.

Comments should be addressed to the Department of State, Office of Planning and Development and Community Infrastructure, Consistency Review Unit, One Commerce Plaza, Suite 1010, 99 Washington Ave., Albany, NY 12231, (518) 474-6000, Fax (518) 473-2464. Comments can also be submitted electronically via e-mail to: CR@dos.ny.gov

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PUBLIC NOTICE

Department of State

Uniform Code Variance / Appeal Petitions

Pursuant to 19 NYCRR Part 1205, the variance and appeal petitions below have been received by the Department of State. 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 Brian Tollisen or Neil Collier, Building Standards and Codes, Department of State, One Commerce Plaza, 99 Washington Ave., Albany, NY 12231, (518) 474-4073 to make appropriate arrangements.

2019-0102 Matter of Nassau Expeditors Inc., Scott Tirone, 75 Albertson Avenue, Albertson, NY 11507, for a variance concerning safety requirements, including the required ceiling height and height under a girder/soffit. Involved is existing single family dwelling located at Three Southview Court; Town of North Hempstead, NY 11514 County of Nassau, State of New York.

2019-0109 Matter of Leo J. Pyzynski Jr. Architect, Leo J. Pyzynski Jr, 100 Clinton Ave. 41, Mineola, NY 11501, for a variance concerning safety requirements, including the required ceiling height and height under a girder/soffit. Involved is existing single family dwelling located at 205 Harvard Street; Village of East Williston, NY 11596 County of Nassau, State of New York.

2019-0117 Matter of Nassau Expeditors Inc., Scott Tirone, 75 Albertson Avenue, Albertson, NY 11507, for a variance concerning safety requirements, including height under a girder/soffit. Involved is existing single family dwelling located at 50 Richards Road; Town of North Hempstead, NY 11050 County of Nassau, State of New York.

2019-0119 Matter of Gladys Arubaleze, 428 Brookside Avenue, Roosevelt, NY 11575, for a variance concerning safety requirements, including height under a girder/soffit. Involved is existing single family dwelling located at 26 Lincoln Blvd; Village of Hempstead, NY 11550 County of Nassau, State of New York.

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2019-0104 Matter of Salamanca School District located at 300 Prospect Avenue, City of Salamanca (County of Cattaraugus), NY, for a variance concerning fire walls. (Routine Variance).

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2019-0108 Carnell Wallace located at 64 Chili Wheatland TL Road, Village of Scottsville (County of Monroe), NY, for a variance concerning exterior wall near property line. (Routine Variance).

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2019-0112 Matter of SUNY at Buffalo North Campus located at 119 John Beane Center, Town of Amherst (County of Erie), NY, for a variance concerning Restroom Requirements. (Routine Variance).

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2019-0125 In the matter of Carleton Corey III, 807 North Cayuga Street, Ithaca, NY 14850 concerning safety requirements including a variance for reduction in required height of existing handrails and guardrails.

Involved is the certificate of compliance inspection of an existing residential occupancy, two stories in height, located at 805-807 North Cayuga Street, City of Ithaca, County of Tompkins, New York.

