DEPARTMENT OF CITY PLANNING
CITY OF NEW YORK

ENVIRONMENTAL ASSESSMENT AND REVIEW DIVISION

Amanda M. Burden, FAICP, *Director*
Department of City Planning

May 3, 2010

401 Commercial LP and 401 Hotel REIT LLC
c/o Allison Ruddock
AKRF, Inc.
440 Park Avenue South
New York, New York 10016

Re: 15 Penn Plaza
CEQR No. 09DCP019M
ULURP Nos. 100047ZMM, 100048ZRM,
100049ZSM, 100050ZSM,
1000237PQM
SEQRA Classification: Type I
Manhattan, Community District 5

Dear Ms. Ruddock:

Please find attached a copy of the Notice of Public Hearing for the Draft Environmental Impact Statement regarding the above referenced project, issued by the lead agency pursuant to City Environmental Quality Review (CEQR), Executive Order No. 91, and the regulations of the State Environmental Quality Review Act (SEQRA) set forth in Part 617 of the New York Code of Rules and Regulations (NYCRR).

Please be advised that these regulations, specifically NYCRR Section 617.12(c), require that the Notice of Public Hearing be published at least 14 calendar days in advance of the hearing date in a newspaper of general circulation in the area of the potential impacts and effects of the proposed action.

The public hearing is scheduled for Wednesday, May 26, 2010. Therefore, the deadline for publication of the notice is Wednesday, May 12, 2010. We require that proof of publication be submitted to the lead agency immediately after publication. Therefore, you should publish at least 16 days before the hearing, so that we may obtain this proof within 14 days of the hearing.

It is the responsibility of the applicant to ensure publication of the notice in accordance with the regulations. If the requirements for publication are not met, the public hearing

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cannot be held as scheduled. If it has not been rescheduled for a later date, there may be inadequate time to complete the Final Environmental Impact Statement (FEIS) within the legal deadline for ULURP action. The FEIS must be completed at least 10 days prior to the City Planning Commission vote on your ULURP application. If the FEIS is not complete by the latest date on which the Commission can vote, the ULURP application must be terminated and subsequently refiled for further consideration.

If there are any questions concerning the attached document, please feel free to call the Project Manager, Olga Abinader, at (212) 720-3413.

Sincerely,

Celeste Evans

Celeste Evans, Deputy Director
Environmental Assessment and Review Division
New York City Department of City Planning

cc:
Jacquelyn Harris
Edith Hsu-Chen
Susan Wong
Pat Bussey
Hon. Scott Stringer
Richard Barth
Mauricio Garcia
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