



CITY OF NEW YORK

MANHATTAN COMMUNITY BOARD FOUR

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www.nyc.gov/mcb4

DELORES RUBIN
Chair

Jesse Bodine
District Manager

April 6, 2017

Luis Sanchez
Manhattan Borough Commissioner
NYC Department of Transportation
59 Maiden Lane, 37th Floor
New York, NY 10037

Re: Intercity Bus Stop for pick-up/drop-off on North West side of 415 West 34th Street (at Ninth Avenue)

Dear Commissioner Sanchez,

Manhattan Community Board 4 (MCB4) vigorously opposes Best Bus/Chariots for Hire request to relocate their operation to the north side of 34th Street just west of 9th Avenue, from their current location on the north side of 31st Street between 8th and 9th Avenues.

This site is located on a Lincoln tunnel access route, less than 200ft from Dyer Avenue, the tunnel access ramp. At peak hour and on the weekend – when the operator would have the most activity - the tunnel traffic backs up for hours. Many neighbors testified in opposition to this application, all citing the horrendous traffic conditions.

It is also worth noting that there are multiple curb cuts along the curb chosen by the operator. In addition, this is a very residential part of the neighborhood that is ill suited to a commercial on-street bus terminal.

We understand that the stop at 31st Street (8/9) is being relocated to 31st Street (7/8) because of the impending construction at Moynihan station and that the other operator who shared the stop with Best Bus was relocated but Best Bus was not.

We recommend that Best Bus/ Chariots for Hire be relocated as well. Alternatively Chariots for Hire could explore relocation to the north side of 33rd Street (11/12) closer to 12th Avenue. Subsequent to the Wednesday, April 5th Full Board meeting the attorney for Best Bus/Chariots for Hire notified the MCB4 district office that they requested from the Department of Transportation for the community board comment period to be extended a sufficient amount of time so as to further explore relocation alternatives at the April 19th Transportation Committee meeting.

Sincerely

Delores Rubin
Chair
Manhattan Community Board 4
Enclosure
cc: Jerry Casser
Richard green

Manhattan Community Board 4 - Intercity Bus Permit and Stipulations

Please attach a copy of your bus stop request to the NYC DOT
 All fields must be completed

enter data in this column

Permit from Date to Date		
Bus Company Marketing name (DBA)	Chariots for Hire/BestBus	
Company Corporate Name	DC2NY Inc	
CEO or Owner's Name	Richard Green	
Corporate Address	1401 Church Street, NW Washington DC, 20005	
Email Address	avi.cohen@bestbus.com	
Phone Number	202-355-8081	
Address of requested bus stop (where the sign will be located)	415 W 34th St. New York, NY 10001	
Bus stop Length (in feet)	100 ft	
Bus stop length in # of buses	2	
Peak hour # passengers per bus	56	
Total number of buses on this route	9	
Maximum number of pickups per day	10-13 (on a Sunday)	
Maximum number of drop off per day	8-10 (on a Sunday)	
Final Destination of the bus service	Washington DC/Northern VA	
What will be the route for your bus from entering New York City limits, to the bus stop requested, to leaving New York City limits?	Entering: exiting the Lincoln Tunnel to Dyer Ave, Left on 36th St., Right on 9th Ave., right on 34th St. and drop off.	Exiting: Right on 10th Ave., Left on 41st St., left into the tunnel
Number of layover locations	6	
Addresses of layover locations	W 30 ST BTW 12 AV & 11 AV W 33 ST BTW 11 AV 12 AV W 37 ST BTW 9 AV 10 AV 10 AV	W 37 ST BTW 9 AV & 10 AV W 37 ST BTW 10 AV & 11 AV W 37 ST BTW 10 AV & 11 AV

Operation by drivers who are unfit to operate due to lack of training, experience or medical qualifications	0	0
Operation by drivers who are impaired due to alcohol, illegal drugs, misuse of prescription or over-the-counter medications.	0	0
Failure to properly maintain vehicles	0	1.5

As using this stop please provide

DOT or state DOT registration number	Bus dimensions (length in ft.)	Capacity (# passengers)
MC432629	45	56

Operation by drivers who are unfit to operate due to lack of training, experience or medical qualifications	0	0
Operation by drivers who are impaired due to alcohol, illegal drugs, misuse of prescription or over-the-counter medications.	0	0
Failure to properly maintain vehicles	0	1.5

Location and Safety

Please include a diagram of the street where you are requesting a stop, including measurements of all existing uses and your proposed stop.

Current parking regulations at the location of the stop	No standing sign MTA buses layover	
Is it in a Bus lane?	No	
What are the other obstructions (curb cuts, hydrants etc..)	Fire Hydrant Curb cuts that leads to nowhere	
List the businesses, institutions and residences located along the length of bus stop	Emblem Health building There are no store fronts or building entrances along the length of the requested bus stop	
Did you speak with the businesses above and the block association about your planned operation?	No	
Provide the name of the persons you spoke to for each of them and the date on which you spoke to them		
Where and when did you post the notice of the Community Board Transportation Committee Hearing?		
First Alternate Location Address	314 W 31st St.	
Second Alternate location Address	460 8th Ave.	
Excluding this application, does your company have additional intercity bus service in New York City?	No	
<p>If yes, attach a list of your existing stop location, schedules and what destination they serve . (If you stops are in the Port Authority Bus Terminal or GW Bridge Bus Station please include the slip number)</p>		
Are all drivers your employees?	Yes	
<p>Please provide your safety records per the USDOT- Federal Motor Carrier Safety Administration</p>		
Operation by drivers in a dangerous or careless manner	0	0
Operation by drivers who are ill, fatigued or in non compliance with the hours of service (HOS) regulations	0	7.1
Operation by drivers who are unfit to operate due to lack of training, experience or medical qualifications	0	0
Operation by drivers who are impaired due to alcohol, illegal drugs, misuse of prescription or over-the-counter medications.	0	0
Failure to properly maintain vehicles	0	1.5

License with Stipulations and Laws

circle one

<p>promptly notify the Department of changes to information provided in application.</p>	<input checked="" type="radio"/> Yes	<input type="radio"/> No
<p>Do you prominently display a copy of the Intercity Bus Permit in each intercity bus operating pursuant to such Intercity Bus Permit</p>	<input checked="" type="radio"/> Yes	<input type="radio"/> No
<p>Will you display on each intercity bus using the designated location(s) the operator's name, address and telephone number affixed in characters at least five inches high on both sides of the vehicle, with such display being in a color contrasting with that of the vehicle and placed approximately midway vertically on doors or side panels.</p>	<input checked="" type="radio"/> Yes	<input type="radio"/> No
<p>Will you pick-up and discharge passengers only at on-street bus stops designated by the Commissioner for use by the permitted buses and within twelve inches of the curb and parallel thereto</p>	<input checked="" type="radio"/> Yes	<input type="radio"/> No
<p>Will you Not stop or stand in your assigned on-street bus stop location except when actively engaged in the pick-up or discharge of passengers.</p>	<input checked="" type="radio"/> Yes	<input type="radio"/> No
<p>Will you Notify the Department of the issuance of any violation by the United States Department of Transportation Federal Motor Carrier Safety Administration or the New York State Department of Transportation within five days of the issuance thereof.</p>	<input checked="" type="radio"/> Yes	<input type="radio"/> No
<p>Will you cause your drivers to comply with idling laws (less than 1 minute idling in vicinity of a school or 3 minutes otherwise)?</p>	<input checked="" type="radio"/> Yes	<input type="radio"/> No
<p>Will you post a prominent sign inside the bus to remind drivers to turn off their engines after 1 (one) minute?</p>	<input checked="" type="radio"/> Yes	<input type="radio"/> No
<p>Will you maintain at all times 8ft of clear pedestrian right of way on the sidewalk?</p>	<input checked="" type="radio"/> Yes	<input type="radio"/> No
<p>Will you Not sell tickets on the sidewalk?</p>	<input checked="" type="radio"/> Yes	<input type="radio"/> No
<p>In addition to the driver, will you have an employee on site at all times to ensure orderly loading, no idling and preserve 8 ft. of pedestrian passage</p>	<input checked="" type="radio"/> Yes	<input type="radio"/> No
<p>Will you ensure your drivers use the permitted route to access the stop?</p>	<input checked="" type="radio"/> Yes	<input type="radio"/> No
<p>If relevant, will you bring each of your five safety measurements below the 50% threshold by all means necessary within 2 years of the granting of the permit ?</p>	<input checked="" type="radio"/> Yes	<input type="radio"/> No

Community Board 4
Members

Denial

Denial unless all the stipulations above are agreed to by the applicant and are considered part of its permit

Representatives

Priscilla Gouris
MCB4 Planning Coordinator

Yoni Bokser
MCB4 Transportation Committee
Co-Chair

Christine Berthet
MCB4 Transportation Committee
Co-Chair

Applicant Agreement with the
Community

Applicant agrees to these stipulations as the basis for the community support of this application and acknowledges that all of these stipulations are essential prerequisites to the MCB4 recommendation regarding this application. Applicant agrees to have these stipulations incorporated in his intercity permit. The written stipulations above constitute the entire agreement between MCB4 and applicant and may only be altered in writing signed by MCB4 and applicant. These written stipulations supersede any oral statements or representations in connection with this application.

SIGN HERE

Signature of Applicant



Date

3/9/2017



M AND C ENTERPRISE INC

DBA: CHARIOTS FOR HIRE

U.S. DOT#: 1030397
 Address: 21606 CEDAR LANE
 STERLING, VA 20166
 Number of Vehicles: 77
 Number of Drivers: 120
 Number of Inspections: 141

Safety Rating & OOS Rates

(As of 03/08/2017 updated daily from SAFER)

SATISFACTORY
 (Rating Date: 06/23/2016)

Out of Service Rates

Type	OOS %	National Avg %
Vehicle	1.5	20.7
Driver	7.1	5.5
Hazmat		4.5

Licensing and Insurance

(As of 03/08/2017 updated hourly from L&I)

Active For-Hire Authority








Type	Yes/No	MC#/MX#
Property	No	
Passenger	Yes	MC-432629
Household Goods	No	
Broker	No	


See how the proposed enhancements impact carrier results. Visit the [SMS Preview Website](#)

BASIC Status (Public Passenger Carrier View) ?

Behavior Analysis & Safety Improvement Categories (BASICS)

Based on a 24-month record ending February 24, 2017

						
Unsafe Driving	Crash Indicator	Hours-of-Service Compliance	Vehicle Maintenance	Controlled Substances and Alcohol	Hazardous Materials Compliance	Driver Fitness
Not Public						

 Denotes this carrier exceeds the FMCSA Intervention Threshold relative to its safety event grouping based upon roadside data and/or has been cited with one or more Acute/Critical Violations within the past 12 months during an investigation. Therefore, this carrier may be prioritized for an intervention action and roadside inspection.

Carrier History

The Carrier Measurement History Report displays six monthly runs. The default is the current month's results followed by the five previous. To change the monthly run dates, use the previous and next buttons. You can also choose to view quarterly or semi-annual reports.

The report displays the BASIC values that were available on the SMS website for that run. To view historical SMS runs based on a consistent methodology-SMS version 3, go to the BASIC of interest and expand the measure graph.

Safety Measurement System - U.S. DOT# 1030397 - History

	Aug 26 2016	Sep 23 2016	Oct 28 2016	Nov 25 2016	Dec 30 2016	Jan 27 2017
Version	3.0.5	3.0.5	3.0.5	3.0.6	3.0.5	3.0.5
Status	Active	Active	Active	Active	Active	Active
Carrier	Interstate	Interstate	Interstate	Interstate	Interstate	Interstate
Operation Number of Power Units	77	77	77	77	77	77
Number of Drivers	120	120	120	120	120	120
Number of Inspections	142	138	106	146	138	138
Number of Crashes	5	5	5	5	5	4
Unsafe Driving						
On-Road Performance Investigation Results	0%	0%	0%	0%	0%	0%
Crash Indicator						
On-Road Performance Investigation Results	Not Public	Not Public	Not Public	Not Public	Not Public	Not Public
HOS Compliance						
On-Road Performance Investigation Results	43%	46%	38%	42%	Less than 3 driver inspections with violations	Less than 3 driver inspections with violations
Vehicle Maint.						
On-Road Performance Investigation Results	3%	3%	3%	1%	0%	0%
Drugs/Alcohol						
On-Road Performance Investigation Results	0%	0%	0%	0%	0%	0%
HM Compliance						
On-Road Performance Investigation Results	Not Public	Not Public	Not Public	Not Public	Not Public	Not Public
Cargo-Related						

Safety Measurement System - U.S. DOT# 1030397 - History

	Aug 26 2016	Sep 23 2016	Oct 28 2016	Nov 25 2016	Dec 30 2016	Jan 27 2017
On-Road Performance	3.0.5	3.0.5	3.0.5	3.0.6	3.0.5	3.0.5
Investigation Results	Not Applicable	Not Applicable	Not Applicable	Not Applicable	Not Applicable	Not Applicable
Driver Fitness	Less than 5 driver inspections with violations	Less than 5 driver inspections with violations	Less than 5 driver inspections with violations	Less than 5 driver inspections with violations	Less than 5 driver inspections with violations	Less than 5 driver inspections with violations

Summary of Activities

The summary includes information on the 5 most recent investigations and 24 months of inspections and crash history.

Carrier Registration

Subject to Passenger Threshold

Penalties History

(Six years as of 03/08/2017 updated daily from FMCSA)

Most Recent Investigation: 6/15/2016
(Compliance Review)
Total Inspections: 141

CLOSED DATE CASE #
1/11/2013 VA-2012-0211-
US1390

Total Inspections without Violations used in SMS: 132
Total Inspections with Violations used in SMS: 9
Total Crashes* : 4


*Crashes listed represent a motor carrier's involvement in reportable crashes, regardless of the carrier's or driver's role in the crash. Continue for details.


USE OF SMS DATA/INFORMATION

FAST Act of 2015:

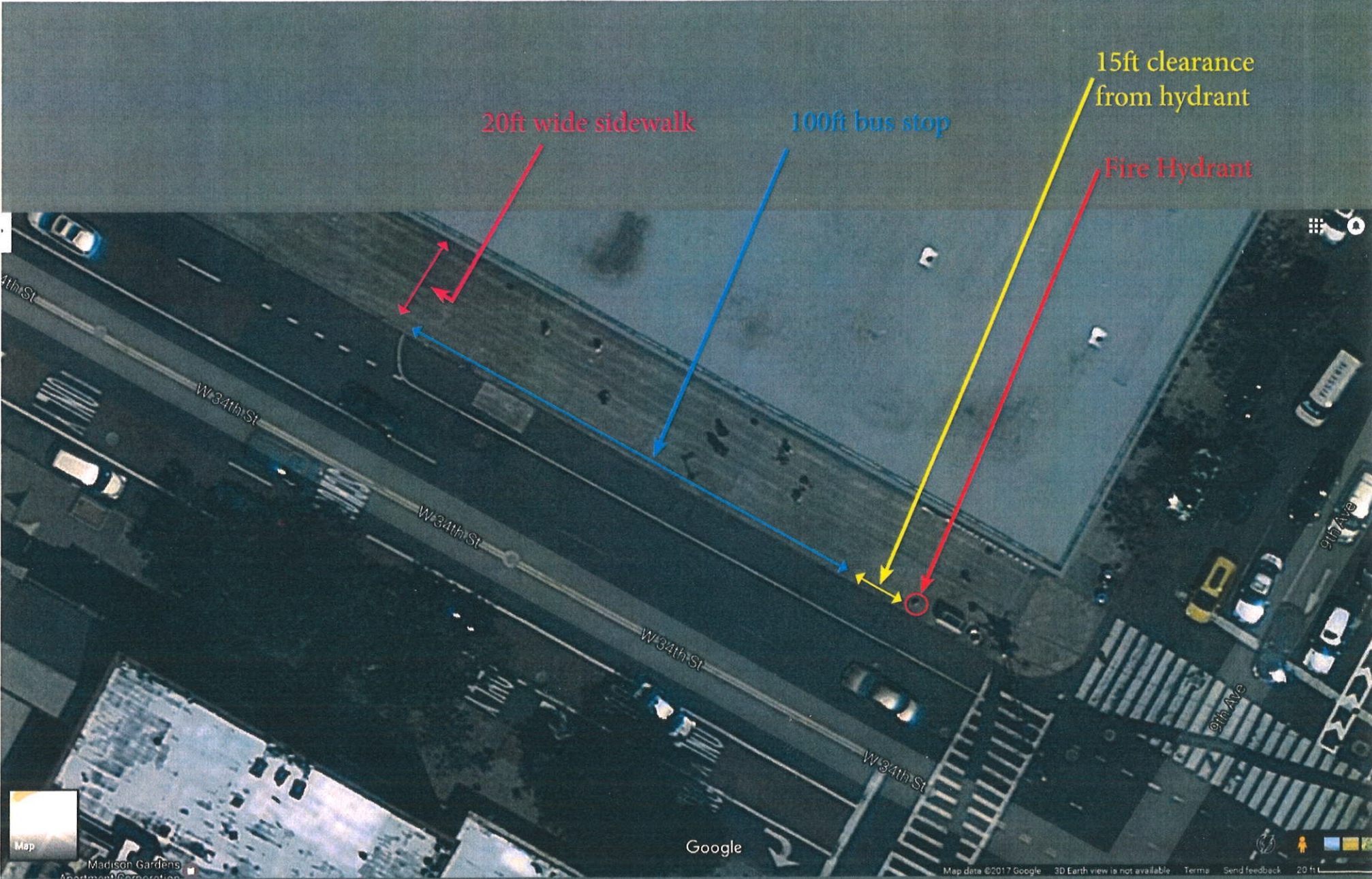
Readers should not draw conclusions about a carrier's overall safety condition simply based on the data displayed in this system. Unless a motor carrier has received an UNSATISFACTORY safety rating under part 385 of title 49, Code of Federal Regulations, or has otherwise been ordered to discontinue operations by the Federal Motor Carrier Safety Administration, it is authorized to operate on the Nation's roadways.

Safety Measurement System:

The data in the Safety Measurement System (SMS) is performance data used by the Agency and Enforcement Community. A  symbol, based on that data, indicates that FMCSA may prioritize a motor carrier for further monitoring.

The  symbol is not intended to imply any federal safety rating of the carrier pursuant to 49 USC 31144. Readers should not draw conclusions about a carrier's overall safety condition simply based on the data displayed in this system. Unless a motor carrier in the SMS has received an UNSATISFACTORY safety rating pursuant to 49 CFR Part 385, or has otherwise been ordered to discontinue operations by the FMCSA, it is authorized to operate on the nation's roadways.

Motor carrier safety ratings are available at <http://safer.fmcsa.dot.gov> and motor carrier licensing and insurance status are available at <http://lic-public.fmcsa.dot.gov/>.



20ft wide sidewalk

100ft bus stop

15ft clearance from hydrant

Fire Hydrant



Madison Gardens
Apartment Corporation

Google