

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 27, 2010

COMMITTEE OF ORIGIN: BATTERY PARK CITY

COMMITTEE VOTE:	6 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	36 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 325 North End Avenue, proposal for addition of a loading zone

WHEREAS: Most residential buildings on North End Avenue have a loading zone; and

WHEREAS: 325 North End Avenue, also known as Tribeca Green, does not have a loading zone; and

WHEREAS: Tribeca Green has requested the addition of a loading zone in front of its building on 325 North End Avenue; and

WHEREAS: The lack of a loading zone is a safety concern for residents of, visitors to, and those making deliveries to Tribeca Green; and

WHEREAS: The addition of a loading zone at this location would address these safety concerns and serve to ease traffic congestion on North End Avenue caused by double-parking; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 supports the addition of a loading zone in front of 325 North End Avenue and urges the New York City Department of Transportation to allow this addition.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 27, 2010

COMMITTEE OF ORIGIN: BATTERY PARK CITY

COMMITTEE VOTE:	6 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	36 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Pedestrian Management for West Street

WHEREAS: The at-grade pedestrian crossings of West Street are fraught with danger due to the large number of lanes, high traffic volume, and various detours due to construction taking place from Battery Place to Chambers Street; and

WHEREAS: The time allowed to cross West Street at-grade in many places is generally insufficient because of the sequencing of the traffics lights, forcing pedestrians to wait at a dangerous position in the median or run to finish the crossing; and

WHEREAS: Many school children must cross West Street at-grade daily to reach the five schools in the area; and

WHEREAS: Community Board #1 has previously requested a pedestrian bridge near West Thames Street and such a bridge has been promised to the community and has been in the plans of the State DOT for years, but funding for construction of the bridge was denied by the Office of Management and Budget; and

WHEREAS: Residents and employees must also cross West Street in both directions daily, at a volume that has increased due to the recent opening of the new Goldman Sachs building; and

WHEREAS: The high frequency of breakdowns for the elevators of the four pedestrian bridges across West Street requires those who depend on elevators to make dangerous crossings at-grade; now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 request that the Office of Management and Budget issue a Request for Proposal for a program of pedestrian management of the at-grade West Street crossings and ultimately choose and fund the development of such a pedestrian management program.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 27, 2010

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

COMMITTEE VOTE:	9 In Favor	1 Opposed	2 Abstained	0 Recused
PUBLIC MEMBERS:	0 In Favor	0 Opposed	1 Abstained	0 Recused
BOARD VOTE:	36 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Street permit application by the Urban Justice Center

WHEREAS: The applicant has applied for a street activity permit for Friday, June 11, 2010, Park Place between Broadway and Church Street, now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 does not oppose the proposed street activity permit submitted by the Urban Justice Center. Closure of street during the hours of 9 AM to 7 PM; event will take place during the hours of 10 AM – 6 PM, subject to the following conditions:

1. The Lower Manhattan Construction Command Center reviews the application and determines that it is compatible with nearby construction activity that is expected to be simultaneously underway.
2. Traffic control agents are deployed as needed to ensure that there is no significant adverse impact from the event on traffic flow.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 27, 2010

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

COMMITTEE VOTE:	12 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	36 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Proposal for newsstand in front of 174 Broadway at the northeast corner of Broadway and Maiden Lane

WHEREAS: Mr. Fakrul Islam (“the Applicant”) has applied to the Department of Consumer Affairs for a newsstand in front of 174 Broadway at the northeast corner of Broadway and Maiden Lane, and

WHEREAS: The Applicant appeared at the CB1 Financial District Committee meeting on April 7, 2010 to discuss this application, and

WHEREAS: There is another newsstand located on the same street as the proposed one, and

WHEREAS: The proposed location is on an congested sidewalk in Lower Manhattan with a very high level of foot traffic and the addition of this newsstand would add to the already congested conditions, and

WHEREAS: The applicant expressed interest in working with CB1 to identify a more appropriate location for a newsstand, now

THEREFORE
BE IT
RESOLVED

THAT: CB #1 does not approve a newsstand at the proposed location but would welcome an opportunity to work with the applicant to find a more appropriate location

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 27, 2010

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

COMMITTEE VOTE: 12 In Favor 0 Opposed 0 Abstained 0 Recused

PUBLIC MEMBERS: 1 In Favor 0 Opposed 0 Abstained 0 Recused

BOARD VOTE: 36 In Favor 0 Opposed 0 Abstained 0 Recused

RE: Proposal for newsstand at the northwest corner of Broadway and Dey Streets

WHEREAS: Jaroka Naznin Shammee (“the Applicant”) has applied to the Department of Consumer Affairs for a newsstand at the northwest corner of Broadway and Dey Streets, and

WHEREAS: The Applicant was invited to appear at the CB1 Financial District Committee meeting on April 7, 2010 to discuss this application but did not appear or respond to our invitation, and

WHEREAS: CB1 was informed by our liaison to the Metropolitan Transportation Authority that the block on which the newsstand would be located will be closed to pedestrian traffic by work needed to build the Fulton Street Transit Center that is planned to begin in September, 2010, and

WHEREAS: The proposed location would be in front of 195 Broadway, and a representative of the owner of that building appeared at the Financial District Committee meeting on April 7, 2010 to oppose the application, and

WHEREAS: CB1 rejected did not approve an application for a newsstand at the southwest corner of this block in November, 2008, now

THEREFORE

BE IT

RESOLVED

THAT: CB #1 does not approve a newsstand at the proposed location

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 27, 2010

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

COMMITTEE VOTE:	12 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	34 In Favor	1 Opposed	0 Abstained	1 Recused

RE: Presentation on the design of the Maiden Lane South Pavilion on the East River Waterfront

WHEREAS: The presentation showed a preliminary design of the Maiden Lane Pavilion of the proposed East River Waterfront Esplanade & Piers Project, and

WHEREAS: The presentation was made by representatives of the New York City Economic Development Corporation and SHoP Architects, and

WHEREAS: CB #1 has consistently been supportive of the proposed esplanade design including the proposed paver and paving pattern, the concrete base and wood-topped seating, large planters with concrete seat walls, the integrated lighting in the railing, as well as the lean-in and lean-out railing, and

WHEREAS: The Maiden Lane Pavilion is one of two pavilions under the FDR that will be built as part of Phase 1 of the project, the other being in Community Board 3, and

WHEREAS: The pavilions play a key dual role, both activating the esplanade and generating revenue for esplanade maintenance, and

WHEREAS: The proposed 3,800 square foot pavilion will provide a key destination from the street corridor to the waterfront by activating the space under the FDR Drive, and

WHEREAS: The design plays off the esplanade furniture concept, echoing the cargo that once occupied the area and with proposed materials such as ‘weathered steel’ for the perforated screen recalling the unique character of the waterfront and its industrial past as well as a providing a warm tone in contrast to the grey underneath the FDR Drive, and

WHEREAS: The presenters agreed at the Financial District Committee meeting of CB#1 on April 7, 2010 to try to draw tenants for the pavilion that would bring uses that could activate the surrounding area, such as a restaurant with an outdoor dining area or café, and

WHEREAS: The presenters also agreed at the meeting to develop a plan for security and maintenance that would consider the need for proper drainage of the area, restrict use of the area by unlicensed and unauthorized vendors, and leave space between the roof of the building and the FDR Drive and ensure that the top of the structure is not used for storage or unsightly debris, now

THEREFORE

BE IT

RESOLVED

THAT: CB #1 applauds the design elements of the East River Waterfront Esplanade & Piers Project -- Maiden Lane Pavilion -- presented to the Financial District Committee on April 7 and recommends that the Public Design Commission approve this application for Preliminary Design Approval.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 27, 2010

COMMITTEE OF ORIGIN: LANDMARKS

COMMITTEE VOTE:	8 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	34 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 24 Harrison Street, application for new non-illuminated hanging sign at 24 Harrison Street

WHEREAS: The application is to hang a sign of 42 ½” by 12” with the name Terroir, and

WHEREAS: The sign will be made from original steel plate from the site with cut-out letters, and

WHEREAS: There will be no illumination, and

WHEREAS: The Committee noted the application met the LPC signage guidelines, now

THEREFORE

BE IT

RESOLVED

THAT: CB #1 recommends the Landmark Preservation Commission approves this application.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 27, 2010

COMMITTEE OF ORIGIN: LANDMARKS

COMMITTEE VOTE:	7 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	26 In Favor	7 Opposed	0 Abstained	1 Recused

RE: 60 Hudson Street, application for modifications to existing directories

WHEREAS: The application is to implement the signage program from the Master Plan approved for the building in 2005, and

WHEREAS: The need for a new directory arises from the building now marketing 5 floors for commercial office use, and

WHEREAS: The new use will mean existing louvers will be removed and replaced with clear glass - which will be the subject of a separate application, and

WHEREAS: The two original directories with their bronze surrounds, mountings and lights will be retained but the insert directory will be replaced with a touch screen technology, and

WHEREAS: The applicant agreed to share the presentation with Bruce Ehrmann who was unable to make the meeting, now

THEREFORE
BE IT
RESOLVED

THAT: CB #1 recommends the Landmark Preservation Commission approves this application.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 27, 2010

COMMITTEE OF ORIGIN: LANDMARKS

COMMITTEE VOTE:	8 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	34 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 126 Chambers Street, application for new storefront

WHEREAS: The application is to remove the non-original storefront and restore with a design appropriate for the historic district, and

WHEREAS: The missing cast iron column will be replaced with one made to match from a composite material, and

WHEREAS: The bar, apartment and residential doors will be made of painted wood and clear glass in line with others in the historic district, and

WHEREAS: The only lighting will be small directional signage lights, with a back light box hanging sign, and

WHEREAS: There will be one wooden “Muddville Food & Drink” sign and a box hanging sign with a flying chicken wing logo, and

WHEREAS: The inappropriate infill to the party wall adjoining Smyth Hotel would be replaced with appropriate infill to match the Smyth Hotel stone-like fascia– at that owners expense, and

WHEREAS: The Committee did not feel the grandfathered hanging back light box sign was appropriate and asked the applicant to make it comply with LPC signage guidelines and to use directional lights which the applicant agreed to do, now

THEREFORE
BE IT
RESOLVED

THAT: CB#1 recommends the Landmark Preservation Commission approves this application, subject to the hanging sign modifications noted.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 27, 2010

COMMITTEE OF ORIGIN: QUALITY OF LIFE

COMMITTEE VOTE:	7 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	2 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE	38 In Favor	0 Opposed	0 Abstained	0 Recused

RE: New York State Assembly Bill A. 10008 / Senate Bill S. 6873 on Illegal Hotels

WHEREAS: New York City suffers from a shortage of affordable housing; and

WHEREAS: Community Board 1 has always considered the preservation and development of affordable housing a top priority; and

WHEREAS: Illegal hotels are units that are meant to be apartments but are illegally used as transient hotel rooms; and

WHEREAS: Illegal hotels take available apartments from an already tight housing market, and disrupt the lives of residents who still live in the building; and

WHEREAS: Many tourists are unaware that the buildings in which they are staying are built for permanent residential use and do not meet hotel fire-safety codes; and

WHEREAS: Illegal hotels often do not conform to the safety regulations for hotels set forth by the State of New York; and

WHEREAS: The proliferation of illegal hotels has become so prevalent that Mayor Bloomberg created an office of Special Enforcement to investigate complaints; and

WHEREAS: The Appellate Court's decision in the City of New York v. 330 Continental LLC prevents effective enforcement against "illegal hotels"; and

WHEREAS: Mayor Bloomberg's administration participated in the drafting of legislation, which closes loopholes to make it possible to prosecute and close down "illegal hotels"; and

WHEREAS: Assembly Member Richard N. Gottfried and State Senator Liz Krueger have introduced A. 10008 / S. 6873, which would clarify the Multiple Dwelling Law and new York City Administrative code to disallow transient occupancy (less than 30 days) of class A dwellings and provide a path to compliance for certain hotels that have class A certificates of occupancy, but were built prior to the enactment

of the MDL in 1929 and were used as hotels prior to the enactment of the New York City Zoning resolution in 1961; and

WHEREAS: Mayor Bloomberg supports this legislation as indicated in the 'Memorandum in Support' from his Office of State Legislative Affairs; now

THEREFORE
BE IT
RESOLVED

THAT: Manhattan Community Board 1 supports the passage of A. 10008/S. 6873 but is concerned that an unintended consequence of the bill could be that some of the illegal hotels that have been operating safely for many years as small businesses could close causing job losses; and

BE IT
FURTHER
RESOLVED

THAT: CB1 urges the sponsors of the bill to include such a provision that would take into account and give the City administrative authority to 'grandfather,' in addition, Class A residential buildings that have been operating as illegal hotels in their entirety since some point after 1961 on a case by case basis to assist and allow them to remedy what is illegal to be able to stay in business and continue to serve the public; and

BE IT
FURTHER
RESOLVED

THAT: Manhattan Community Board 1 urges all Manhattan State legislators to co-sponsor A. 10008/S. 6873.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 27, 2010

COMMITTEE OF ORIGIN: QUALITY OF LIFE

COMMITTEE VOTE:	7 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	2 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE	38 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Proposed City Budget Cuts to Public Health Programs

WHEREAS: Manhattan Community Board 1 (CB1) is concerned about the Mayor's Preliminary Budget proposed cuts to vital public health programs for coming city budget year CFY, including:

- \$6.1 million cut to Child Health Clinics;
- Eliminating Elementary School Nurse coverage for schools with less than 300 Students;
- \$3.5 million cut to the Infant Mortality Reduction Initiative;
- \$4.2 million cut in case management services provided by HRA's HIV/AIDS Services Administration (HASA);
- \$330,000 cut to HIV prevention and services this year, and \$750,000 in the out years;
- \$1.4 million cut to Mental Health, Mental Retardation and Developmental Disability Services;
- \$1.6 million cut to Mental Health Treatment for Children under 5;
- Eliminating administrative oversight for the physically disabled children's program; and
- Lay-offs of DOHMH and HHC staff; and

WHEREAS: There are great disparities in health status in the city, with low-income, medically underserved, immigrant and communities of color having more health problems and less access to health care services; and

WHEREAS: CB1 recognizes that New York City has a budget deficit that requires real solutions and hard decisions. However, the choice must be in investing in our future and not to make cuts that do permanent harm to people and the economy; and

WHEREAS: CB1 believes that essential public health programs and services must be protected; reporting and disclosure on how public money is spent must be improved; access to accurate and timely information must occur, and public participation in the decision making process must be ensured; and

WHEREAS: CB1 opposes the Mayor's FY10 proposed preliminary budget cuts of over \$1 million (4%) from the current CFY10 City Council Initiatives made available to community-based organizations through the Department of Health and Mental Hygiene. This would include cuts in programs and services for residents living in CB1; and

WHEREAS: CB1 urges the City to adhere to existing regulations, including the number of HASA case managers established by Local Law 49 and The City Administrative Code requirement for nurses in primary schools with more than 200 students; and

WHEREAS: CB1 is concerned that cuts in public health programs and services will directly impact our community; have an untoward impact on children and their families, people with chronic illnesses and disabilities, seniors, low-income people, immigrants and communities of color; and

WHEREAS: There are other sources of revenues that would enable the city to invest in its future and avoid cuts to critical health; such as an increase in the Federal Medicaid Assistance Matching Percentage (FMAP); wasteful contracting out of services that increase the overall costs to the city; now

THEREFORE

BE IT

RESOLVED

THAT: CB1 strongly recommends the following:

- The City Council should restore the proposed cuts to public health programs and services identified in this resolution
- The City Council should consider other revenue options for a more balanced approach to the city budget.
- The NYC Comptroller's office should investigate and track how the city used FMAP increases in dollars (federal Medicaid Assistance Matching Percentage). Advocate for current dollars to be partially used to maintain public health programs and services.
- The Public Advocate's office, NYC Comptroller's office and City Council members should request answers from the NYCDOHMH about services for the 17,000 children who lost access to dental services.

BE IT

FURTHER

RESOLVED

THAT: CB1 applauds the hard work of the People's Budget Coalition in their advocacy for public health.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 27, 2010

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

COMMITTEE VOTE:	9 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC VOTE:	2 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	36 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 19 Fulton Street, application for alteration of liquor license to expand the outside area for Ark Fulton Street Corp. d/b/a Red

WHEREAS: The applicant is applying for alteration of an existing liquor license to temporarily expand the outside area of the restaurant during the month long event at the South Street Seaport celebrating the World Cup June 11, 2020 through July 11,2010, and

WHEREAS: The application is one of two related alteration applications, and

WHEREAS: The establishment is a restaurant, and

WHEREAS: The total square footage of the restaurant is 6,780 with a public assembly of 235 and 109 tables with 250 seats and a bar with 4 tables and 30 seats, and an outside dining areas of 1000 square feet with 50 tables and 100 seats and a bar area of 3 highboy tables and 15 seats, and

WHEREAS: The proposed expanded outside area will have 6 additional highboy tables with no seats, and the bar service hours will be 11:30 am to 10:30 pm 12:30 am on weekdays and 11:30 am to 11:30 pm weekends, and

WHEREAS: There will be background recorded music only, now

THEREFORE
BE IT
RESOLVED

THAT: CB #1 does not oppose the grant of an alteration of the liquor license at 19 Fulton Street for Red subject to compliance by the applicant with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 27, 2010

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

COMMITTEE VOTE:	9 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC VOTE:	2 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	36 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 19 Fulton Street, application for alteration of liquor license to remove temporarily expanded outside area for Ark Fulton Street Corp. d/b/a Red

WHEREAS: The applicant is applying for alteration of an existing liquor license to remove the temporarily expanded outside area of the restaurant when the month long event at the South Street Seaport celebrating the World Cup June 11, 2020 through July 11,2010 ends, and

WHEREAS: The application is one of two related alteration applications, and

WHEREAS: The establishment is a restaurant, and

WHEREAS: The total square footage of the restaurant is 6.780 with a public assembly of 235 and 109 tables with 250 seats and a bar with 4 tables and 30 seats, and an outside dining areas of 1000 square feet with 50 tables and 100 seats and a bar area of 3 highboy tables and 15 seats, and

WHEREAS: The proposed expanded outside area will have 6 additional highboy tables with no seats, and the bar service hours will be 11:30 am to 10:30 pm 12:30 am on weekdays and 11:30 am to 11:30 pm weekends, and

WHEREAS: There will be background recorded music only, now

THEREFORE
BE IT
RESOLVED

THAT: CB #1 does not oppose the grant of an alteration of the liquor license at 19 Fulton Street for Red subject to compliance by the applicant with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 27, 2010

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

COMMITTEE VOTE:	9 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC VOTE:	2 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	36 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Location change for street permit application by Community Board #1-M (Mardi Gras Festival Productions; promoter) for Friday, August 6, 2010 to Fulton Street between Water Street and Gold Street from previously approved location Broad Street between Water Street and Beaver Street

BE IT
RESOLVED

THAT: Community Board #1 does not oppose the proposed street activity permit submitted by Community Board 1. Closure of the street during the hours of 8 AM to 7 PM; event will take place during the hours of 10 AM – 6 PM, subject to the following conditions:

1. The Lower Manhattan Construction Command Center reviews the application and determines that it is compatible with nearby construction activity that is expected to be simultaneously underway.
2. Traffic control agents are deployed as needed to ensure that there is no significant adverse impact from the event on traffic flow.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 27, 2010

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

COMMITTEE VOTE:	8 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC VOTE:	2 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	36 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Street permit application by J & R Music World

WHEREAS: The applicant has applied for a street activity permit from Thursday, June 17, 2010 to Saturday, June 19, 2010, sidewalk on Park Row between Ann Street and Beekman Street, now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 does not oppose the proposed street activity permit submitted by J & R Music World. Closure of the sidewalk during the hours of 10 AM to 5 PM; event will take place during the hours of 10 AM – 5 PM, subject to the following conditions:

1. The Lower Manhattan Construction Command Center reviews the application and determines that it is compatible with nearby construction activity that is expected to be simultaneously underway.
2. Traffic control agents are deployed as needed to ensure that there is no significant adverse impact from the event on traffic flow.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 27, 2010

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

COMMITTEE VOTE:	6 In Favor	1 Opposed	2 Abstained	0 Recused
PUBLIC VOTE:	2 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	35 In Favor	0 Opposed	1 Abstained	0 Recused

RE: Street permit application by The Iron Horse Inc.

WHEREAS: The applicant has applied for a street activity permit for Saturday, July 4, 2010 on Cliff Street between Fulton Street and John Street, now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 does not oppose the proposed street activity permit submitted by The Iron Horse Inc. Closure of the street during the hours of 10 AM to 9 PM; event will take place during the hours of Noon – 9 PM, subject to the following conditions:

1. The Lower Manhattan Construction Command Center reviews the application and determines that it is compatible with nearby construction activity that is expected to be simultaneously underway.
2. Traffic control agents are deployed as needed to ensure that there is no significant adverse impact from the event on traffic flow.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 27, 2010

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

COMMITTEE VOTE:	9 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC VOTE:	2 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	36 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Street permit application by Spruce Street School - PTA

WHEREAS: The applicant has applied for a street activity permit for Saturday, June 26, 2010 on Front Street between Beekman Street and Peck Slip, now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 does not oppose the proposed street activity permit submitted by Spruce Street School - PTA. Closure of the street during the hours of 6 AM to 6 PM; event will take place during the hours of 11 AM – 3 PM, subject to the following conditions:

1. The Lower Manhattan Construction Command Center reviews the application and determines that it is compatible with nearby construction activity that is expected to be simultaneously underway.
2. Traffic control agents are deployed as needed to ensure that there is no significant adverse impact from the event on traffic flow.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 27, 2010

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	8 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	1 Opposed	1 Abstained	0 Recused
BOARD VOTE:	34 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Removal of the extra large pay phones located at 279, 325, 375, 415, and 336 Canal Street

WHEREAS: Canal Street is a vibrant and popular commercial and retail corridor, with a proliferation of both legal and illegal vending activities including food carts, over-sized sidewalk displays, vending tables, suitcase peddlers, and vending touts luring customers to vans and other sites to purchase counterfeit goods, all contributing to overly crowded sidewalks and general mayhem, forcing pedestrians off the sidewalk into the street and obstructing and endangering pedestrian access; and

WHEREAS: Canal Street is a major MTA-NYC Transit hub, which provides an indirect or direct link to every metropolitan transit line and is the only major thoroughfare in Manhattan lacking any cross-town public transportation, so, therefore, walking is the predominant mode to reach destinations along this corridor, therefore necessitating safe and unobstructed routes for pedestrian passage; and

WHEREAS: The extra large pay phone booth located at 336 Canal Street takes up an inordinate amount of public sidewalk, obstructing and impeding pedestrian traffic; and

WHEREAS: The First Precinct has identified these pay phones as predominately used for illegal enterprises: they function as display racks, hiding places and places of business by illegal vendors and other criminals engaged in illegal enterprise such as drug dealing; and

WHEREAS: The First Precinct has written a letter in support of removing the pay phone stations at 279, 325,375.415, and 336 Canal Street as they constitute a public nuisance; and

WHEREAS: 279, 325, 375, 336, and 415 Canal Street are located in Manhattan Community Board #2, which has passed has passed a similar resolution regarding these addresses and CB1 includes these addresses as a show of

support and as a matter of importance in substantiating the need for these removals, and

WHEREAS: CB1 supports the local and small public pay phones and the removal of these booths should not impact the public's access to phone service as several other small public pay phones are in the immediate area, and

THEREFORE
BE IT
RESOLVED

THAT: Community Board 1 Manhattan strongly recommends that DOITT remove the extra large public phone booths at 279,325,375, and 415 Canal Street; and

BE IT
FURTHER
RESOLVED

THAT: In the future, DOITT should consult with the Community Board in any future consideration for the placement and location of these extra wide telephone booths.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 27, 2010

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	8 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC VOTE:	1 In Favor	1 Opposed	1 Abstained	0 Recused
BOARD VOTE:	34 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 50 Hudson Street, application for liquor license for Empirio 50, LLC d/b/a 50

WHEREAS: The applicant Empirio 50 LLC is applying for a liquor license, and

WHEREAS: The establishment is a confection shop, and

WHEREAS: The total square footage of the establishment is 1,800 square feet with a public assembly capacity of 74 and the number of tables is 15 with 35 seats and 6 bar seats, and

WHEREAS: The applicant agreed to open from 7:00 am to midnight on weekdays and 7:00 am to 12:30 am on weekends, and

WHEREAS: There will be live non-amplified and recorded background music only and the applicant agreed not to place speakers in the ceiling, and

WHEREAS: The applicant agreed to close all windows no later than 8:00 pm, and

WHEREAS: The applicant stated that they will not seek outside promoters or DJs. and they will not apply for a sidewalk café license, now

THEREFORE
BE IT
RESOLVED

THAT: CB #1 does not oppose the grant of a liquor license for Empirio 50 at 50 Hudson Street subject to compliance by the applicant with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 27, 2010

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	5 In Favor	0 Opposed	1 Abstained	0 Recused
PUBLIC VOTE:	1 In Favor	2 Opposed	0 Abstained	0 Recused
BOARD VOTE:	34 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 75 Worth Street, application for liquor license for RBC Bar Inc.

WHEREAS: The applicant RBC Bar Inc. is applying for a liquor license, and

WHEREAS: The establishment is a bar, and

WHEREAS: The total square footage of the establishment is 575 square feet with a and the number of tables is 5 with 20 seats and the total square footage of the bar is 237 square feet with no seats, and

WHEREAS: The applicant agreed to open from 12:00 pm to 1:00 am on weekdays and 12:00 pm to 2:00 am on weekends, and

WHEREAS: The applicant stated that there would be reservation seating only, and

WHEREAS: There will be recorded background music only and the applicant agreed not to place speakers in the ceiling, and

WHEREAS: The applicant stated will not seek outside promoters or DJs. and they will not apply for a sidewalk café license, now

THEREFORE

BE IT

RESOLVED

THAT: CB #1 does not oppose the grant of a liquor license RBC Bar Inc at 75 Worth Street subject to compliance by the applicant with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 27, 2010

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	7 In Favor	0 Opposed	1 Abstained	0 Recused
PUBLIC VOTE:	2 In Favor	0 Opposed	1 Abstained	0 Recused
BOARD VOTE:	34 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 109 West Broadway, application for liquor license for 109 West Broadway Food and Wine LLC

WHEREAS: The applicant 109 West Broadway Food and Wine LLC is applying for a liquor license, and

WHEREAS: The establishment is a restaurant, and

WHEREAS: The total square footage of the establishment is 3,100 square feet and the number of tables is 31 with 65 seats and a bar area of 400 square feet with 5 bar seats, and

WHEREAS: The applicant agreed to open from 8:00 am to 1:30 am on weekdays and 8:00 am to 2:00 am on weekends and to come back in 6 months to seek later closing hours, and

WHEREAS: There will be recorded background music only, and

WHEREAS: The applicant stated that they will not seek outside promoters or DJs. and

WHEREAS: The applicant stated that they will apply for legalization if the existing enclosed sidewalk café, now

THEREFORE
BE IT
RESOLVED

THAT: CB #1 does not oppose the grant of a liquor license for 109 West Broadway Food and Wine LLC subject to compliance by the applicant with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 27, 2010

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	6 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC VOTE:	2 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	34 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 508 Canal Street, application for wine and beer license for The Canal Street Playhouse, Inc.

WHEREAS: The applicant The Canal Street Playhouse is applying for a wine and beer license, and

WHEREAS: The establishment is a theater with a wine bar, and

WHEREAS: CB#1 previously recommended approval of an application on November 24, 2009 when the applicant applied as a restaurant and the applicant is now is reapplying as a tavern, and

WHEREAS: The total square footage of the establishment is 1,200 square feet with a public assembly capacity of 74 and a bar area of 500 square feet and the number of tables is 10 with 20 seats, and

WHEREAS: The applicant agreed to open from 6:00 pm to midnight on weekdays and weekends, and

WHEREAS: There will be live and recorded music, and

WHEREAS: The applicant agreed to serve wine only in conjunction with a performance, and

WHEREAS: The applicant stated that they will not seek outside promoters or DJs. and they will not apply for a sidewalk café license, now

THEREFORE
BE IT
RESOLVED

THAT: CB #1 does not oppose the grant of a liquor license for The Canal Street Playhouse at 508 Canal Street subject to compliance by the applicant with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 27, 2010

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	6 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC VOTE:	2 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	34 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 329 Greenwich Street, application for renewal of unenclosed sidewalk cafe for Industria Argentina

WHEREAS: The applicant has applied for an renewal of unenclosed sidewalk cafe license for 4 tables and 10 seats, and

WHEREAS: The applicant has agreed to operate the sidewalk café no later than midnight on weekdays and 1:00 am on weekends, and

WHEREAS: The applicant agrees to maintain 8 feet of sidewalk clearance, now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 approves the application for renewal of an unenclosed sidewalk café license for Industria Argentina at 329 Greenwich Street, for a period of two years subject to compliance by the applicant with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 27, 2010

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	6 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC VOTE:	2 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	34 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 145 West Broadway, application for renewal of unenclosed sidewalk café for The Odeon, Inc.

WHEREAS: The applicant has applied for an renewal of unenclosed sidewalk cafe license for 11 tables and 44 seats, and

WHEREAS: The applicant has agreed to operate the sidewalk café no later than midnight on weekdays and 1:00 am on weekends, and

WHEREAS: The applicant agrees to maintain 8 feet of sidewalk clearance, now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 approves the application for renewal of an unenclosed sidewalk café license for The Odeon at 145 West Broadway for a period of two years subject to compliance by the applicant with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 27, 2010

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	6 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	2 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	34 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Bogardus Garden May Day Celebration

WHEREAS: The applicant has applied for a street activity permit for Saturday, May 8, 2010 Chambers Street between Broadway and Elk Street, now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 does not oppose the proposed street activity permit submitted by Bogardus Garden May Day Celebration. Closure of the street during the hours of 9 AM to 12:30 PM; event will take place during the hours of 10 AM – Noon, subject to the following conditions:

1. The Lower Manhattan Construction Command Center reviews the application and determines that it is compatible with nearby construction activity that is expected to be simultaneously underway.
2. Traffic control agents are deployed as needed to ensure that there is no significant adverse impact from the event on traffic flow.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 27, 2010

COMMITTEE OF ORIGIN: WTC REDEVELOPMENT

COMMITTEE VOTE: 8 In Favor 0 Opposed 0 Abstained 0 Recused

BOARD VOTE: 36 In Favor 1 Opposed 0 Abstained 0 Recused

RE: Lower Manhattan Development Corporation

WHEREAS: On March 8, 2010, Community Board 1's (CB1's) WTC Redevelopment Committee heard a presentation by David Emil, the President of the Lower Manhattan Development Corporation (LMDC) on the organization's finances, and

WHEREAS: On March 10, 2010, following requests made at the meeting by CB1 members, CB1 sent a letter to the LMDC requesting detailed written information regarding remaining funds, and

WHEREAS: The LMDC responded to the letter on March 23, 2010, stating that "there are a limited amount of funds that have been allocated to a category of spending where no specific project has been designated," but no amount was specified, and

WHEREAS: CB1 has repeatedly requested that LMDC make public specific figures regarding its remaining funds and amounts already allocated, now

THEREFORE
BE IT
RESOLVED

THAT: CB1 requests that President Emil provide the written information promised in his March 23rd letter, detailing LMDC's spending by category, specifically including the amount of remaining funds, the amount of those remaining funds budgeted for future spending, and that he also return to the WTC Redevelopment Committee to answer questions about this data.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 27, 2010

COMMITTEE OF ORIGIN: WTC REDEVELOPMENT

COMMITTEE VOTE: 6 In Favor 0 Opposed 0 Abstained 0 Recused

BOARD VOTE: 36 In Favor 1 Opposed 0 Abstained 0 Recused

RE: Framework for Redevelopment of the Eastern Portion of the World Trade Center Site Including the PATH Transit Hub, Retail, the Vehicular Security Center and Towers 2, 3, and 4

WHEREAS: With the announcement on Thursday, March 25, 2010 that an agreement on a framework for the redevelopment of the eastern half of the World Trade Center (WTC) site had been reached between the Port Authority of New York and New Jersey (PANYNJ), Silverstein Properties, Inc. (SPI), The City of New York and New York State, it is the hope of CB#1 that the redevelopment of the eastern portion of the WTC site, including the PATH Transit Hub, world class retail, the Vehicular Security Center (VSC) and Towers 2, 3 and 4, can finally move forward, and

WHEREAS: CB# 1 commends PANYNJ and SPI and the various parties involved in encouraging and assisting them to reach this agreement that, when fully implemented, will resolve an impasse between PANYNJ and SPI that has existed for over a year, including months of arbitration that began in August of 2009 and the Mayor's "peace summit" in May 2009, during which time both the residential and business communities have had their hopes for progress on a built-out WTC site continuously frustrated and have had to continue to walk around and work around a stalled construction site, and

WHEREAS: The above-referenced agreement on a framework for redevelopment started a 120-day period (four months) in which the "details" need to be worked out and embodied in the form of a detailed development agreement between the parties, and

WHEREAS: CB#1 unanimously passed a resolution last year (April 28, 2009) expressing its concern that the PANYNJ's October 2, 2008 report titled "The World Trade Center Report: A Roadmap Forward" did not have target or projected dates for completion of the Performing Arts Center (PAC), 600,000 square feet of retail space or Towers 2, 3, 4, and 5, and CB#1 urged that the PANYNJ release an annual assessment with updated schedule details last June 2009, and

WHEREAS: CB#1 has previously expressed its concern about the phase-in of the street grid and when public amenities such as the PAC, the PATH Transit Hub, the VSC and retail will be available, and

WHEREAS: The ten year anniversary of 9/11 is rapidly approaching and the public should not have to wait for another decade to see our community rebuilt, especially the public components such as the PAC, the PATH Transit Hub, the VSC, retail, and the establishment of street life in the area between Church/Greenwich and Vesey/Liberty Streets, now

THEREFORE
BE IT
RESOLVED

THAT: CB#1 urges that PANYNJ and SPI complete the negotiation and execution of a definitive and detailed development agreement for the eastern half of the WTC site within the 120 days specified in the initial framework agreement, and that the parties work together in a cooperative spirit to resolve any additional questions or issues that may arise during that process, and

BE IT
FURTHER
RESOLVED

THAT: CB#1 urges that any agreement between the PANYNJ and SPI clearly include targets and timetables regarding when the eastern portion of the WTC site will be built out so that the public can clearly know what these critical timeframes are and understand whether the goals and timetables are being met along the way, and

BE IT
FURTHER
RESOLVED

THAT: CB#1 expresses its strong view that the flexibility built into the timing of the milestones that will trigger public financial support for construction of WTC Towers 3 and 4 should not result in unduly delaying the construction of the PATH Transit Hub, the VSC or retail.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 27, 2010

COMMITTEE OF ORIGIN: WTC REDEVELOPMENT

COMMITTEE VOTE: 7 In Favor 0 Opposed 0 Abstained 0 Recused

BOARD VOTE: 36 In Favor 1 Opposed 0 Abstained 0 Recused

RE: Performing Arts Center at the World Trade Center Site

WHEREAS: CB #1 reiterates its position in numerous resolutions beginning in September 2002 strongly and consistently supporting the goal of redeveloping the WTC site in a manner that is compatible with the development of a vibrant economy and a livable and dynamic mixed-use community, and

WHEREAS: There has always been a clear consensus that the development of significant cultural facilities is essential to the successful revitalization of the WTC site and Lower Manhattan and the Performing Arts Center (PAC) is a key element of the Master Plan, and

WHEREAS: CB#1 has long been concerned that the PAC would never be built as a result of the continuous delays that have plagued the redevelopment of the WTC site, and it now appears that Site 1B, which was designated for the PAC under the Master Plan, will not even become available for seven more years (*i.e.*, not until 2017) due to the construction of the Calatrava PATH Transit HUB and the emergency exit ramp for the WTC Vehicular Security Center, and

WHEREAS: CB #1 urgently requests that The City of New York (City), The Port Authority of New York and New Jersey (PANYNJ) and all other public and private agencies involved in the reconstruction of the WTC site respect the very strong desire of the community to see that the promised PAC is built in a timely manner, and

WHEREAS: Approximately \$60,000,000 of Federal money was allocated by the Lower Manhattan Development Corporation (LMDC) to The City of New York to fund the ongoing planning, design, development and construction of the PAC pursuant to Partial Action Plans Nos. 8 and 11, and

WHEREAS: Of such funds, approximately \$5 million was paid to Gehry Partners for design and related work and approximately \$55 million remains for the PAC, and

WHEREAS: At the urging of CB#1, the LMDC recently provided an accounting of all other unallocated Federal money administered by the LMDC, and

WHEREAS: Of such money, approximately \$150 million initially reserved for allocation to utilities (Con Edison and Verizon) for infrastructure repairs were never disbursed and remain unallocated, and

WHEREAS: As stated by CB#1 Chairperson Julie Menin at the LMDC Board meeting held on April 8, 2010, after 130 Liberty Street is deconstructed, all future LMDC budgets should only focus on two items: (1) immediately disbursing the remaining community enhancement funds and (2) building the PAC; to that end Chairperson Menin advocated at the Board meeting that ALL the remaining utility funds (estimated to be in the range of \$150-170 million) should be allocated immediately to the PAC, and

WHEREAS: The results of the feasibility study conducted by the LMDC for Tower 5, which was to be located on the 130 Liberty Street site, have not been made public and should be released to the public immediately, and

WHEREAS, A feasibility study for the site should include the possibility of renting the space and programming performers of contemporary as well as more traditional forms of music, and

WHEREAS: There should be a plan in place for the 130 Liberty Street site so it does not remain a vacant parcel of land and blight on the community, and

WHEREAS: If the PAC is relocated to the 130 Liberty Street site, project planning and design could proceed immediately and construction if the PAC could be completed long before site 1B even becomes available, and

WHEREAS: By constructing the PAC now on the Tower 5 site, with the unallocated utility funding, construction jobs will be created immediately, which is of paramount importance when the City's unemployment rate is above 10%, now

THEREFORE

BE IT

RESOLVED

THAT: CB#1 urges the LMDC to disburse all remaining community enhancement funds to local organizations as soon as possible, and

BE IT

FURTHER

RESOLVED

THAT: CB#1 further urges the LMDC to immediately allocate ALL the remaining utility funds (estimated to be in the range of \$150-170 million) to the PAC, which together with the \$60 million previously allocated by the LMDC would establish an initial \$200 million dedicated fund for construction of the PAC, and

BE IT
FURTHER
RESOLVED

THAT: CB#1 urges the City of New York to reopen the Request for Proposal process to other cultural organizations in addition to the Joyce Theater and to allow reconsideration of programming ideas such as making the facility available as a community space, and

BE IT
FURTHER
RESOLVED

THAT: CB#1 further urges that consideration be given to the possibility of relocating the PAC from site 1B to the 130 Liberty Street site as part of the agreement on a framework for the redevelopment of the eastern half of the World Trade Center (WTC) site that has been reached between PANYNJ, Silverstein Properties, Inc. (SPI), the City and New York State, and

BE IT
FURTHER
RESOLVED

THAT: CB#1 requests that it be consulted as the planning, design and programming process for the PAC progress.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 27, 2010

COMMITTEE OF ORIGIN: WTC REDEVELOPMENT

COMMITTEE VOTE: 7 In Favor 0 Opposed 0 Abstained 0 Recused
PUBLIC VOTE: 0 In Favor 0 Opposed 0 Abstained 0 Recused
BOARD VOTE: 39 In Favor 0 Opposed 0 Abstained 0 Recused

RE: The CUNY Simulation Center

WHEREAS: At the April 12, 2010 meeting of the World Trade Center Redevelopment Committee, Iris Weinshall, Vice Chancellor for Facilities Planning, Construction, and Management, and Dana Sunshine, Project Manager at the City University of New York (CUNY), presented the CUNY Simulation Center (“the Center”), and

WHEREAS: The Center is a joint partnership between the Borough of Manhattan Community College (BMCC) and New York University Medical Center to create a state of the art simulation center for emergency response and allied health care, and

WHEREAS: NYU will operate the facility for a number of years to amortize CUNY’s \$21 million capital contribution, and

WHEREAS: The Center will be located in approximately 25,000 square feet of space at Bellevue Hospital at 462 First Avenue, and

WHEREAS: The Center will serve Lower Manhattan in a number of ways, including the following:

- New York Downtown Hospital (NYDH) will use it for decontamination and emergency training exercises and NYDH and BMCC will use it for their EMT clinical training program,
- Courses in emergency management will be offered to Lower Manhattan businesses, and
- Space there will be made available to CERT teams and other community groups offering training exercises; and

WHEREAS: The architects of the Center, Ballinger Associates, have designed other highly regarded simulation centers including those at Weill Cornell and Johns Hopkins, and

WHEREAS: The Center is expected to be built and ready for operation by September 2011, now

THEREFORE

BE IT
RESOLVED

THAT: Community Board #1 enthusiastically supports the CUNY Simulation Center and believes that it will be a valuable and important resource for the Lower Manhattan community.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 27, 2010

COMMITTEE OF ORIGIN: YOUTH & EDUCATION

COMMITTEE VOTE:	9 In Favor	0 Opposed	0 Abstained	1 Recused
PUBLIC MEMBER VOTE:	2 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	37 In Favor	0 Opposed	0 Abstained	1 Recused

RE: NYC Department of Youth and Community Development funding cuts for
Community Board 1

WHEREAS: The DYCD has announced that due to budget cuts, it intends eliminate all funding
for the IS 89 after school program; and

WHEREAS: The move by the City agency was part of a cost-reduction plan to help close New
York City's budget deficit in Fiscal Year 2011; and

WHEREAS: What makes the DYCD decision unusual is that instead of reducing funding to
modest degrees citywide to all programs, they have selected individual sites to
terminate completely; and

WHEREAS: Of the 510 after-school programs operated under OST contracts, DYCD will close
33 programs this year; and

WHEREAS: Sites were identified for elimination based on the zip codes in which they are
located, rather than on grounds of program merit, number of children served, or
where the enrolled children live; and

WHEREAS: A few years ago, budget cuts resulted in the end of all funding from YDDP to
CB1; and

WHEREAS: With these current budget cuts, absolutely no DYCD money will be given to CB1;
now

THEREFORE
BE IT
RESOLVED

THAT: Community Board 1 urges DYCD not to eliminate all funding to CB1; and

BE IT
FURTHER
RESOLVED

THAT: Community Board 1 urges DYCD to reinstate funding to the I.S. 89 program.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 27, 2010

COMMITTEE OF ORIGIN: YOUTH & EDUCATION

COMMITTEE VOTE:	9 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBER VOTE:	2 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	35 In Favor	2 Opposed	1 Abstained	0 Recused

RE: Potential addition of a temporary fourth kindergarten class at P.S. 397

WHEREAS: The Department of Education (DOE) has suggested adding a fourth kindergarten class at P.S. 397 to address school overcrowding in Community Board 1; and

WHEREAS: A third kindergarten class has already been temporarily added to P.S. 397; and

WHEREAS: Known capacity at P.S. 397 suggests that the addition of a fourth kindergarten class would eliminate space for a middle school at P.S. 397; and

WHEREAS: Community Board 1 fought very hard for the creation of P.S. 397 in order to alleviate overcrowding in Community Board 1 from kindergarten through eighth grade; and

WHEREAS: The DOE has been slow to see the need for the development of new schools; and

WHEREAS: At its full board meeting on March 23, 2010, Community Board 1 passed a resolution urging the Department of Education to solicit preferential choice from parents with children on waitlists of schools in lower Manhattan; and

WHEREAS: At an school overcrowding taskforce meeting, Elizabeth Rose of the Department of Education said that she had heard from parents who lived in northern Tribeca and were interested in sending their kids to P.S. 3 in School District 2; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board 1 opposes the creation of a 4th kindergarten class; and

BE IT

FURTHER

RESOLVED

THAT: Community Board 1 strongly opposes the elimination of 6-8 grades at P.S. 397 and urges the DOE to preserve the currently planned structure of a K-8; and

BE IT
FURTHER
RESOLVED

THAT: Community Board 1 reiterates its support for preferential choice for those parents in Community Board 1 whose children are currently on waitlists at P.S. 234 or P.S. 89.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 27, 2010

COMMITTEE OF ORIGIN: YOUTH & EDUCATION

COMMITTEE VOTE:	8 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBER VOTE:	2 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	38 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Siting a new school in Community Board 1

WHEREAS: The Department of Education Capital Plan includes provision for an additional new school in Community Board 1; and

WHEREAS: The Department of Education has been slow in the past to acknowledge overcrowding problems; and

WHEREAS: It took the Department of Education several years to locate and create new schools, P.S. 397 and P.S. 276, in Community Board 1; and

WHEREAS: Currently, wait lists and lotteries are being employed in the enrollment of the 2010 incoming class at P.S. 234 and P.S. 89 because of a shortage of seats for zoned children; and

WHEREAS: Population projections, estimates based on the district birthrate over the past several years, and normal enrollment percentages all suggest that the overcrowding problem in schools in Community Board 1 is one that is acute and only likely to worsen; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board 1 urges the DOE to site a school and plan for its development as soon as possible in order to alleviate school overcrowding downtown; and

BE IT

FURTHER

RESOLVED

THAT: The DOE should begin incubating a kindergarten in additional space at the Tweed Courthouse in Fall 2010.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 27, 2010

BOARD VOTE: 33 In Favor 0 Opposed 0 Abstained 0 Recused

RE: Hydraulic Fracturing in the New York City Watershed

WHEREAS: The New York State Department of Environmental Conservation (DEC) Commissioner Pete Grannis announced this past Friday (4/23/20) that due to the unique issues related to the protection of New York City drinking water supply, the watersheds will be excluded from the pending Supplemental Generic Environmental Impact Statement (SGEIS) “review process for natural gas drilling using high-volume horizontal drilling in the Marcellus shale formation. Instead, applications to drill in these watersheds will require a case-by-case environmental review process to establish whether appropriate measures to mitigate potential impacts can be developed.” (<http://www.dec.ny.gov/press/64699.html>); and

WHEREAS: NYC uses unfiltered drinking water from surface-water sources, and its watershed is subject to Filtration Avoidance Determinations (FADs) because NYC was able to demonstrate that it complied with an array of strict water quality criteria and it effectively implements a comprehensive watershed management plan; and

WHEREAS: NYC DEC specifically determined that existing New York State gas drilling regulations may be insufficient to safeguard New York City’s watershed from high-volume horizontal hydrofracturing and required an SGEIS regulatory proceeding to address that concern; and

WHEREAS: The hydraulic fracturing consists of blasting water mixed with chemicals into Marcellus shale at a high pressure to extract natural gas. This back slurry is 5-10 times more salty than ocean water, contains a wide range of toxic chemicals (many of which are not even disclosed) and naturally occurring radioactive contaminants. In addition, a 300 foot set-back from NYC’s watershed is inadequate; and

WHEREAS: NYS DEC fails to specify how gas drilling in the watershed could be done safely since it does not address the disposal of waste water from the drilling and the danger of leaks and spills into groundwater and deep aquifers and surface waters; and

WHEREAS: NYS DEC does not propose to ban horizontal hydrofracking in NYC's watershed; and

WHEREAS: CB1 is concerned that as a result of NYC DEC's 04/23/10 decision, NYC's water supply would not be protected by the inherent dangers of hydraulic fracturing by DEC's requirement for applicants for natural gas drilling permits using high-volume horizontal drilling to do an individual Environmental Impact Statement; and

WHEREAS: According to The New York Times (04/24/10), the DEC stated that they expect to release their final SGEIS on hydraulic fracturing by the end of this year; now

WHEREAS: The Catskill watershed supplies drinking water to 8.2 million people in New York City and about a million in Westchester; and

WHEREAS: NYS DEC's own draft SGEIS (9/30/2009) states: "The 1992 findings were the culmination of a 12-year effort which included extensive public scoping and research by Department staff, followed by public comment and hearings on the Draft GEIS. Major issues identified through the previous scoping process and addressed in the GEIS. Major issues identified through the previous scoping process and addressed in the GEIS, as listed on page 3 of the draft GEIS, were: impacts on water quality; impacts of drilling in sensitive areas, ... drinking water watersheds, freshwater aquifers and other sensitive habitats; impacts caused by drilling and production wastes; impacts on land use; socioeconomic impacts; impacts on cultural resources and impacts on endangered species and species of concern.", and

WHEREAS: NYS DEC's own draft SGEIS (1.4.2, 9/30/2009) states: "In 2008, the Department determined that some aspects of the current and anticipated application of horizontal drilling and high-volume hydraulic fracturing warrant further review in the context of a Supplemental Generic Environment Impact Statement. This determination was based primarily upon three key factors: (1) required water volumes in excess of GEIS descriptions, (2) possible drilling in the New York City Watershed ...and (3) longer duration of disturbance at multi-well drilling sites. These factors and other potential impacts were listed in a publicly vetted Scope for the SGEIS," now

THEREFORE
BE IT
RESOLVED

THAT: CB1 strongly urges Commissioner Grannis, Governor Paterson and Region 2 Administrator Enck to immediately withdraw the draft SGEIS and thoroughly address its inadequacies and develop a comprehensive plan to protect NYC's reservoir from high-volume horizontal hydrofracturing.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 27, 2010

BOARD VOTE: 36 In Favor 0 Opposed 0 Abstained 0 Recused

RE: Proposed Closing of Fire Engine 4

WHEREAS: Lower Manhattan is the fastest growing community in New York City, and a study completed by Community Board 1 projected that the population of our district will grow from 34,420 in the 2000 census to 63,561 when the current development boom concludes in 2013, an extraordinary 85% increase; and

WHEREAS: The tremendous growth in the population of Lower Manhattan that has occurred and is expected to continue merits an expansion of infrastructure and vital services rather than a reduction; and

WHEREAS: Community Board 1 has been the site of several emergencies in recent years including 9/11 and the fire at 130 Liberty Street also known as the Deutsche Bank building; and

WHEREAS: The recent 7-alarm fire in Chinatown dramatizes the importance of Engine 4, which was one of the first responders to the scene; and

WHEREAS: The elimination of a firehouse on Governor's Island leaves the responsibility for responding to fire emergencies on the island to downtown fire houses including Engine 4; and

WHEREAS: Testimony from Fire Department of New York fire fighters indicates that high rise fires require the response of two to three units for the greater safety of fire personnel and rescue of citizens trapped in burning buildings; and

WHEREAS: The Mayor's Office has proposed to eliminate Engine 4; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board 1 strongly opposes the elimination of Fire Engine 4.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 27, 2010

COMMITTEE OF ORIGIN: WTC REDEVELOPMENT

COMMITTEE VOTE: 7 In Favor 0 Opposed 0 Abstained 0 Recused

MEMBERS PRESENT BUT NOT ON COMMITTEE

1 In Favor 0 Opposed 0 Abstained 0 Recused

PUBLIC VOTE: 0 In Favor 0 Opposed 0 Abstained 0 Recused

BOARD VOTE: **TABLED**

RE: Blocking Gun Sales to Suspected Terrorist

WHEREAS: Lower Manhattan was the site of the deadliest terror attack in United States history and terrorists continue to be a threat, and

WHEREAS: Federal law enforcement officials can stop suspected terrorists from boarding planes but have no authority to stop the same suspects from purchasing guns and explosives – a dangerous loophole in the law referred to as the “Terror Gap,” which undermines public safety and national security, and

WHEREAS: The Government Accountability Office (GAO) reports that during a five-year period, individuals on U.S. terrorist watch lists attempted to purchase guns and explosives 963 times and on 865 occasions – 90 percent of attempts – the FBI was unable to block gun and explosive sales to suspected terrorists, and

WHEREAS: Major Nidal Hasan passed a background check and purchased a gun even though he was under investigation by the FBI for links to terrorism, and Hasan later used that gun to kill thirteen people at Fort Hood on November 5, 2009, and

WHEREAS: New York City has witnessed deadly terrorism-related gun attacks, including the 1997 attack by Ali Abu Kamal atop the Empire State Building, and the fatal 1994 shooting near the Brooklyn Bridge that claimed the life of Ari Halberstam, and

WHEREAS: Representative Peter King and Senator Frank Lautenberg have introduced bi-partisan legislation to close the Terror Gap (S. 1317/H.R. 2159), which was drafted by the Bush Administration and endorsed by the Obama Administration, now

THEREFORE

BE IT

RESOLVED

THAT: CB #1 strongly urges Congress to close the Terror Gap and to help prevent the future loss of life both in New York City and across the country, by

passing legislation that would grant the United States Justice Department discretion to stop gun and explosives sales to suspected terrorists, and

BE IT
FURTHER
RESOLVED
THAT:

CB #1 also strongly urges that United States terrorist watch lists be carefully monitored to be sure they focus on true terrorists who pose a genuine threat and do not include the names of innocent individuals.

TABLED

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 27, 2010

COMMITTEE OF ORIGIN: TASK FORCE TO COMMEMORATE ALBERT CAPSOUTO

BOARD VOTE: 39 In Favor 0 Opposed 0 Abstained 0 Recused

RE: Recommendation to rename CaVaLa Park

WHEREAS: Albert Capsouto passed away of a sudden illness on January 19, 2010; and

WHEREAS: Albert Capsouto was what our community considers one of the founders of TriBeCa; and

WHEREAS: A man of brilliance, humor, optimism, civic-mindedness and strength, Albert was a true product of New York City, having graduated at the top of his class at Stuyvesant High School, after which he succeeded to Yale; and

WHEREAS: His achievements as a student, architect, businessman, long-time Community Board member, activist and mentor would take hours to enumerate, as it did at his memorial, which hundreds attended; and

WHEREAS: Individuals can honor Albert Capsouto's life by making a contribution to the Stuyvesant High School Alumni Association Albert Capsouto Scholarship Fund, which will make its first grant to a deserving student in 2010, and on which Community Board #1, Manhattan, the Capsouto family and Stuyvesant High School will work together; and

WHEREAS: One of Albert's finest moments as a citizen of this great City occurred in the days, weeks, and months after 9/11 when, beginning that very day, the Capsouto brothers - Jacques, Samuel and Albert - provided sanctuary in their restaurant to the frightened children of Public School 234 who were trying to outrun the toxic cloud from the twin towers' destruction; and

WHEREAS: Albert was amongst the first people to rally the remaining neighborhood leaders together after things had settled slightly, but while the rubble pile was still burning; and

WHEREAS: He then fought tirelessly to help merchants and residents who were in danger of losing their livelihoods, co-founding the TriBeCa Organization, and went to Washington, DC and elsewhere to petition elected officials to fund recovery efforts more vigorously; and

WHEREAS: Albert could always be counted on to contribute time, money, and material to good causes, and devoted great efforts to the good of Beekman, now New York Downtown Hospital; and

WHEREAS: Even for those few who did not know Albert personally, he was famous as an early adapter of urban bicycle transportation - before bike lanes and bike paths – a person who could be seen all over the neighborhood in all weather at all times of year commuting on his two-wheeled non-motorized vehicle; and

WHEREAS: Albert had the beautiful and rare ability to build consensus and an understanding of politics without being aggressively political; and

WHEREAS: Albert was a member of Community Board #1, Manhattan, for 17 years, part of which time he served as Chair of the TriBeCa Committee; and

WHEREAS: In that capacity as TriBeCa Committee chair, he helped in the site identification, planning, and construction of what would eventually be called CaVaLa Park; and

WHEREAS: While the residents of lower Manhattan are pleased with the beautiful and bucolic results of the New York City Parks Department's composition, the members of the Community Board remain perplexed at the park's name, which is difficult to pronounce and appears to be an ironic reference to the early 21st Century real estate bubble, when every neighborhood seemed to be reduced to an easily packaged acronym, in this case standing for "Canal-Varick-Laight"; and

WHEREAS: People continue to ask and will continue to ask who Cavala was; and

WHEREAS: The meaning of Albert Capsouto's life and legacy should be remembered in perpetuity, and it is the will of the community that CaVaLa Park be renamed Albert Capsouto Park; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 Manhattan urges that CaVaLa Park be renamed Albert Capsouto Park.