

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 26, 2011

BATTERY PARK CITY COMMITTEE

COMMITTEE VOTE: 6 In Favor 0 Opposed 1 Abstained 0 Recused

PUBLIC MEMBER VOTE: 0 In Favor 1 Opposed 0 Abstained 0 Recused

ARTS & ENTERTAINMENT TASK FORCE

TASK FORCE VOTE: 5 In Favor 0 Opposed 1 Abstained 0 Recused

BOARD VOTE: 23 In Favor 7 Opposed 4 Abstained 0 Recused

RE: Tom Otterness Proposal for Lion Sculptures In Front of the Battery Park City Branch of the New York Public Library

WHEREAS: Tom Otterness is a distinguished sculptor whose work has been widely exhibited in major cities throughout the world including Los Angeles, Portland, Frankfurt and Valencia; and

WHEREAS: Tom Otterness has created public art projects in Rockefeller Park in Battery Park City and at the subway station at 14th Street and 8th Avenue that have delighted New Yorkers and visitors for many years; and

WHEREAS: Tom Otterness has presented a proposal for two approximately five foot tall bronze lion sculptures as well as five lion cubs outside and one inside the Battery Park City branch of the New York Public Library; and

WHEREAS: An anonymous donor who lives in Battery Park City has offered to pay for the lions at a value of approximately \$750,000; and

WHEREAS: Tom Otterness sculpted a series called “The Real World” featuring miniature bronze figures, pennies, and other creatures throughout Rockefeller Park in Battery Park City and elsewhere in Lower Manhattan; and

WHEREAS: The lions would be a variation on the marble lions in front of the New York Public Library; and

WHEREAS: Although the lions would be given as a gift, they would require some maintenance at a cost to be determined; and

WHEREAS: The Battery Park City Authority has an impressive public art program that includes works by distinguished sculptors and artists and enhances the experience of living in and visiting Battery Park City; now

THEREFORE

BE IT

RESOLVED

THAT

Community Board 1 wholeheartedly supports the proposal for this installation by Tom Otterness and encourages the artist to move forward with the process and project, subject to approval by the Battery Park City Authority, New York Public Library, Department of Transportation, and Public Design Commission; and

BE IT

FURTHER

RESOLVED

THAT:

Community Board 1 requests that the Battery Park City Authority consider working with the artist so that the lion sculptures can be added to the collection of sculptures that are exhibited in Battery Park City and maintained by the Battery Park City Authority; and

BE IT

FURTHER

RESOLVED

THAT:

Community Board 1 expresses its gratitude to the anonymous donor who has offered to fund the project.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 26, 2011

COMMITTEE OF ORIGIN: BATTERY PARK CITY

COMMITTEE VOTE:	7 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBER VOTE:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	36 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Proposed street closure on Saturday, September 24, 2011 until Sunday, September 25, 1011, Vesey Street between North End Avenue and West Street by the Tunnel to Tower Run

WHEREAS: The applicant has applied for a street activity permit for a full closure of Vesey Street between North End Avenue and West Street during the hours of 12:00 PM on Saturday, September 24, 2011 until 5:00 PM on Sunday, September 25, 2011; and

WHEREAS: The event will take place during the hours of 9:00 AM and 5:00 PM on Sunday, September 25, 2011; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 does not oppose the proposed street activity permit submitted by the Tunnel to Tower Run for a full street closure of Vesey Street between North End Avenue and West Street during the hours of 12:00 PM on Saturday, September 24, 2011 until 5:00 PM on Sunday, September 25, 2011 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.
3. Clean-up will be coordinated with the appropriate City Agencies.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 26, 2011

COMMITTEE OF ORIGIN: NEW BUSINESS

BOARD VOTE: 30 In Favor 6 Opposed 0 Abstained 0 Recused

RE: Pier A

WHEREAS: Community Board 1 has supported the Battery Park City Authority's efforts in the past to redevelop Pier A (Resolution, May 15, 2007); and

WHEREAS: Battery Park City Authority (BPCA) presented to Community Board 1's Battery Park City and Landmarks Committees in February 2010 its plans to issue a Request for Proposals for an operator for Pier A; and

WHEREAS: Community Board One did not hear anything further until the Battery Park City Authority publicly announced in March 2011 its selection of a restaurant operator as sole tenant for Pier A; and

WHEREAS: Different visions were expressed by members and leaders of CB1 about what type of tenant and use would be most appropriate for Pier A; and

WHEREAS: Community Board 1 was closely involved with the BPCA on the RFP for the BPC Community Center; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board 1 expresses its disappointment that it was not involved in a more meaningful way in the selection process for a tenant for Pier A and requests its involvement in any future stages of the process; and

BE IT

FURTHER

RESOLVED

THAT: CB1 requests that it work more closely with the BPCA on future RFPs as it did on the RFP for the Community Center

COMMUNITY BOARD # 1 – MANHATTAN
RESOLUTION

DATE: APRIL 26, 2011

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

COMMITTEE VOTE:	10 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	38 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 120 Greenwich Street, application for restaurant liquor license for Blue Planet Grill Inc.

WHEREAS: The proposed hours of operation on weekdays are 7 a.m. to 9 p.m. for food service and 12 p.m. to 9 p.m. for bar service with closing at 10 p.m, and on weekends 7 a.m. to 10 p.m. for food service and 12 p.m. to 10 p.m. for bar service with closing at 11 p.m.; and

WHEREAS: The establishment will have background music only; and

WHEREAS: The establishment will have a total square footage of 1,900 with a public assembly capacity of 70; and

WHEREAS: The applicant will not seek a cabaret license; and

WHEREAS: The applicant will seek a sidewalk cafe license; and

WHEREAS: The applicant has stated that there are three or more other establishments with some type of liquor license within 500 feet of this location; and

WHEREAS: The applicant has stated that there are not three or more buildings used primarily as schools, churches or synagogues or other places of worship within 200 feet of this establishment; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 opposes the granting of a liquor license to Blue Planet Grill Inc. for 120 Greenwich *unless* the applicant complies with the limitations and conditions set forth above.

COMMUNITY BOARD # 1 – MANHATTAN
RESOLUTION

DATE: APRIL 26, 2011

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

COMMITTEE VOTE:	10 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	38 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 10-26 South William Street, application for restaurant wine and beer license for Luke's Lobster VI LLC

WHEREAS: The proposed hours of operation are 10:30 a.m. to 11 p.m. seven days a week; and

WHEREAS: The establishment will have background music only; and

WHEREAS: The establishment will have a total square footage of 800 with a public assembly capacity of 90; and

WHEREAS: The applicant will not seek a cabaret license; and

WHEREAS: The applicant will not seek a sidewalk cafe license; and

WHEREAS: The applicant has stated that there are three or more other establishments with some type of liquor license within 500 feet of this location; and

WHEREAS: The applicant has stated that there are three or more buildings used primarily as schools, churches or synagogues or other places of worship within 200 feet of this establishment; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 opposes the granting of a restaurant wine and beer license to Luke's Lobster VI LLC for 10-26 South William Street unless the applicant complies with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 26, 2011

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

COMMITTEE VOTE:	10 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	38 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 83 Maiden Lane, application for restaurant liquor license for Satelite Restaurant Inc., d/b/a Toloache Taqueria

WHEREAS: The proposed hours of operation for food and bar service are 11 a.m. to 9 p.m. with closing at 10 p.m. seven days a week; and

WHEREAS: The establishment will have background music only; and

WHEREAS: The establishment will have a total square footage of 1,300; and

WHEREAS: The establishment will have a public assembly capacity of 60; and

WHEREAS: The applicant will not seek a cabaret license; and

WHEREAS: The applicant will not seek a sidewalk cafe license; and

WHEREAS: The applicant has stated that there are three or more other establishments with some type of liquor license within 500 feet of this location; and

WHEREAS: The applicant has stated that there are three or more buildings used primarily as schools, churches or synagogues or other places of worship within 200 feet of this establishment; now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 opposes the granting of a liquor license to Satelite Restaurant Inc., d/b/a Toloache Taqueria at 83 Maiden Lane unless the applicant complies with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 26, 2011

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

COMMITTEE VOTE:	10 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	38 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Proposed street activity permit by the NYC Police Museum

WHEREAS: The applicant has applied for a street activity permit on Sunday, May 22, 2011, on Old Slip between Water Street and South Street, now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 does not oppose the proposed street activity permit submitted by the NYC Police Museum. Closure of street during the hours of 7 AM to 7 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 26, 2011

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

COMMITTEE VOTE:	10 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	38 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Proposed street activity permit by the Stone Street Community Association

WHEREAS: The applicant has applied for a street activity permit from May 1 to November 30, 2011, on Stone Street between Hanover Square and Coenties Alley and Mill Lane between Stone Street and South William Street, now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 does not oppose the proposed street activity permit submitted by the Stone Street Community Association. Closure of street during the hours of 11:00 AM and 11:00 PM; event will take place during the hours of 10:00 AM and 11:00 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 26, 2011

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

COMMITTEE VOTE:	10 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	38 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Proposed street activity permit by the Stone Street Community Association

WHEREAS: The applicant has applied for a street activity permit on Saturday, September 17, 2011, on Stone Street between Hanover Square and Coenties Alley; Hanover Square between William Street and Pearl Street and Mill Lane between South William Street and Stone Street, now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 does not oppose the proposed street activity permit submitted by the Stone Street Community Association. Closure of street during the hours of 9:00 AM and 11:00 PM. Event will take place during the hours of 11:00 AM and 10:00 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 26, 2011

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

COMMITTEE VOTE:	10 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	38 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Proposed street activity permit by the Stone Street Community Association

WHEREAS: The applicant has applied for a street activity permit on Saturday, October 1, 2011, on Stone Street between Hanover Square and Coenties Alley and Mill Lane between Stone Street and South William Street, now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 does not oppose the proposed street activity permit submitted by the Stone Street Community Association. Closure of street during the hours of 10:00 AM and 11:00 PM. Event will take place during the hours of 11:00 AM and 10:00 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 26, 2011

COMMITTEE OF ORIGIN: LANDMARKS

COMMITTEE VOTE: 4 In Favor 2 Opposed 1 Abstained 1 Recused
BOARD VOTE: 18 In Favor 13 Opposed 1 Abstained 1 Recused

RE: 83 Walker Street, application for new building

WHEREAS: The application is for a new nine story building on this vacant lot in the Tribeca East Historical District; and

WHEREAS: The inspiration for the concept came from the English Artist Rachel Whitehead by using a cast GFRC material to connote the sense of a traditional cast iron building; and

WHEREAS: The design follows traditional cast iron buildings in the district, with a strong contextual base, middle and top, using a tripartite approach; and

WHEREAS: The windows are one-over-one clear glass and aluminum with a brick side wall; and

WHEREAS: The as-of-right massing is for a structure of 80' whilst the applicant is seeking a variance for a 101' building excluding mechanicals; and

WHEREAS: The Landmarks Committee liked the design and innovative use of material but some felt it should be built within the as-of-right massing; and

WHEREAS: There was a general feeling that the cornice might be made more prominent; and

WHEREAS: The Landmarks Committee commended the architect for a thorough presentation; now

THEREFORE
BE IT
RESOLVED

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

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 26, 2011

COMMITTEE OF ORIGIN: LANDMARKS

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

BOARD VOTE: 38 In Favor 0 Opposed 0 Abstained 0 Recused

RE: 1 White Street, application for storefront renovation and new windows and doors
and re-pointing brick

WHEREAS: The applicant requested the hearing be held over until they are able to present to
May Landmarks Committee meeting; now

THEREFORE

BE IT

RESOLVED

THAT: CB#1 recommends the Landmark Preservation Commission hold over the
application.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 26, 2011

COMMITTEE OF ORIGIN: LANDMARKS

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

RE: 111 Broadway, application for new awning

WHEREAS: The applicant requested the hearing be held over until they are able to present to
May Landmarks Committee meeting; now

THEREFORE

BE IT

RESOLVED

THAT: CB#1 recommends the Landmark Preservation Commission hold over the
application.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 26, 2011

COMMITTEE OF ORIGIN: LANDMARKS

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

RE: 40 Wall Street, application for new sign

WHEREAS: The application is for signage for the new tenant Milk Street Cafe, the long established restaurant from Boston; and

WHEREAS: The signage would be applied to the two windows and above the door; and

WHEREAS: The window signage would be interior applied vinyl with a modesty 18” wide graphic strip for guests sitting by the window; and

WHEREAS: The door signage would be back light channel letters applied to the existing brass transom; and

WHEREAS: The Landmarks Committee noted the signage would be appropriate and match that of the existing co-tenant; now

THEREFORE
BE IT
RESOLVED

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

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 26, 2011

COMMITTEE OF ORIGIN: LANDMARKS

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

RE: 111 Franklin, application for new sign

WHEREAS: The application is for signage for the New York Academy of Art, which is based in the building with 100' of frontage; and

WHEREAS: The proposal is to hang two flags with the Academy's logo from poles attached to the window frames of the second floor; and

WHEREAS: The Academy has adopted a master plan to rehabilitate the whole storefront over time as funding becomes available; and

WHEREAS: The Landmarks Committee noted that the flags – being 4' by 6' – do not meet LPC signage guidelines but felt they were appropriate for this location; now

THEREFORE

BE IT

RESOLVED

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

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 26, 2011

COMMITTEE OF ORIGIN: LANDMARKS

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

RE: 70 Pine Street, designation as individual New York City Landmark

WHEREAS: 70 Pine is one of Lower Manhattan’s marvelous Art Deco towers dating from 1932; and

WHEREAS: The architects were Clinton & Russell, Holton & George; and

WHEREAS: The 66 story building is one of the first three downtown skyscrapers along with 20 Exchange Place and 40 Wall Street; and

WHEREAS: Remarkably it has never been landmarked apparently because the prior owner – AIG – opposed it being considered; and

WHEREAS: It is currently the tallest building in downtown; and

WHEREAS: The Landmark Preservation Commission is also considering the first floor Deco-style interior for designation; now

THEREFORE

BE IT

RESOLVED

THAT: CB#1 recommends the Landmark Preservation Commission designate this wonderful building and its first floor interior a New York City individual landmark.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 26, 2011

COMMITTEE OF ORIGIN: LANDMARKS

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

RE: 187 Franklin Street, application for a new building

WHEREAS: The applicant requested the hearing be held over until they are able to present to
 May Landmarks Committee meeting; now

THEREFORE

BE IT

RESOLVED

THAT: CB#1 recommends the Landmark Preservation Commission hold over the
 application.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 26, 2011

COMMITTEE OF ORIGIN: LANDMARKS

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

RE: 35 Walker Street, application for a rooftop addition

WHEREAS: This application calls for a partially depressed and pushed-back 1½ story rooftop addition; and

WHEREAS: The architect claims it would not be visible because of visual blocking from a previously approved addition; and

WHEREAS: A light well is also part of this application, and it, too, would not be visible; and

WHEREAS: What we see is what we get: nothing seen; now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 recommends that the Landmarks Preservation Commission approve this application.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 26, 2011

COMMITTEE OF ORIGIN: LANDMARKS

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

RE: 317-319 Greenwich Street, application for painting of menu box, railing and platform and addition of gooseneck lighting

WHEREAS: Despite the stated application request, the applicant appeared to discuss the legalization of an existing loading platform; and

WHEREAS: The applicant was asked to return with more information and historical background; now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 urges that the Landmarks Preservation Commission hold over this application.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 26, 2011

COMMITTEE OF ORIGIN: NEW BUSINESS

BOARD VOTE: 37 In Favor 1 Opposed 0 Abstained 0 Recused

RE: 105 Reade Street, application for an alteration to on-premise liquor license for Sazon Inc. d/b/a Sazon

WHEREAS: The applicant, Sazon Inc. d/b/a Sazon at 105 Reade Street, has applied for a substantial alteration to add a second bar and a DJ in the basement of the premises “for the purpose of adding to the ambiance of the restaurant and its Puerto Rico cuisine;” and

WHEREAS: In July 2008, Tribeca Partners, LLC d/b/a Fresh was originally granted a liquor license to operate at 105 Reade Street; and

WHEREAS: In January 2009, Sazon Inc. d/b/a Sazon applied and received approval for a liquor license transfer; at the time, the applicant’s original application was for a quiet restaurant of the type previously licensed on the premises, with good Latin cuisine, and no live music, dancing, or a DJ; and

WHEREAS: Following Community Board 1’s review of the transfer on January 2009, Sazon operated with a series of temporary licenses until February 2010; during this time, residents of the neighborhood began to complain about excessive noise, crowds, and rowdiness and testified to this effect at the 500 foot hearing in July 2009; and

WHEREAS: In August 2009, residents appealed to Community Board 1 for assistance, and the Community Board sent a letter to the Chairman of the State Liquor Authority expressing its concerns and urging the State Liquor Authority to give careful consideration to the “issues of excessive noise, late closing times and use of live music;” at the time, the applicant denied the neighbors’ claims but an investigation by the Downtown Express revealed that Sazon indeed was operating with live music and dancing; the applicant then improbably claimed that this was only “a sound check”; and

WHEREAS: Subsequently, in 2010, when the application finally came before the full SLA board for a two year license, the applicant did admit to SLA commissioners that he had had live music since then at the request of a party promoter for a Christmas party; and

WHEREAS: The SLA, in response to the Community Board’s August 2009 letter, granted license only under the conditions that there would be no live music, no dancing,

no DJ's, and that all windows and doors would be closed by 7:00 PM; and

WHEREAS: Since the granting of the license, the establishment has generated complaints by neighbors and residents of excessive noise, music, and late night crowds; residents have also complained that the windows and doors have regularly remained open past 7:00 PM particularly in warmer months; and

WHEREAS: In response to residents' complaints that Sazon was using cones to "reserve" street parking for their patrons, the police told Sazon that they are not permitted to "reserve" street parking; and

WHEREAS: At least through December and apparently until just before its most recent appearance at Tribeca Committee on April 2011, Sazon's website has advertised live music, dancing, DJ's, and "partying all night," though the applicant still denies having live music, DJ's or dancing; and

WHEREAS: At the April 2011 Tribeca Committee meeting, the applicant claims he has told his staff to close windows by 7:00 PM but is not onsite to ensure this is the case; and

WHEREAS: The applicant has clearly and consistently violated terms of his license with little concern for the residents; and

WHEREAS: The present unapproved use of music downstairs has proven problematic for neighbors; and

WHEREAS: The applicant has repeatedly, openly, and brazenly operated in violation of the stipulations to which he originally agreed; now

THEREFORE
BE IT
RESOLVED

THAT: Community Board 1 opposes the granting of an alteration to the liquor license for Sazon Inc. d/b/a Sazon located at 105 Reade Street to add a second bar and to operate with a DJ.

COMMUNITY BOARD # 1 – MANHATTAN
RESOLUTION

DATE: APRIL 26, 2011

COMMITTEE OF ORIGIN: NEW BUSINESS

BOARD VOTE: 35 In Favor 0 Opposed 0 Abstained 0 Recused

RE: In Remembrance of Anne Compoccia

WHEREAS: Anne Compoccia served with great distinction as a long-time member of Community Board 1 and as Chair for 12 years between 1988 and 2000; and

WHEREAS: Ms. Compoccia led the board during a critical time when Lower Manhattan evolved from a predominately artist and business district to one that included a growing conventional residential population; and

WHEREAS: During this time, Ms. Compoccia led the board in its successful effort to put in place many of the components needed to support and sustain a substantial residential community, such as Manhattan Youth, Pier 26, P.S./I.S. 89 and Washington Market Park; and

WHEREAS: Ms. Compoccia also was active in the neighboring community of Little Italy, where she owned a small business and founded the Little Italy Chamber of Commerce; and

WHEREAS: Ms. Compoccia seemingly knew everyone in Lower Manhattan and city government, and addressed everyone, from Mayors and Borough Presidents to maintenance workers in local parks and police officers on the beat, in the same direct and plainspoken manner; and

WHEREAS: Ms. Compoccia dedicated an extraordinary amount of time and energy to the Lower Manhattan community and continued to apprise the board staff of problems in the district even as she waged a valiant and courageous struggle with illness in recent years; and

WHEREAS: The members of CB1 and everyone else active in civic and community affairs in Lower Manhattan during the last several decades were all deeply saddened to learn that Ms. Compoccia passed away on February 24, 2011; now

THEREFORE
BE IT
RESOLVED

THAT: CB1 recognizes Anne Compoccia's many years of outstanding service and leadership to CB1 and Lower Manhattan; and

BE IT
FURTHER
RESOLVED

THAT: CB1 hereby conveys to Ms. Compocchia's brother Anthony and her nieces and nephews and other surviving relatives its deepest condolences

COMMUNITY BOARD # 1 – MANHATTAN
RESOLUTION

DATE: APRIL 26, 2011

COMMITTEE OF ORIGIN: NEW BUSINESS

BOARD VOTE: 38 In Favor 0 Opposed 0 Abstained 0 Recused

RE: Support the September 11th Families' Association 04/14/2011 Letter Commenting on the James Zadroga 9/11 Health and Compensation Act of 2010

WHEREAS: The September 11th Families' Association was founded by New York City Fire Department families in November 2001 to provide information to all 9/11 families, to present evolving issues, and to share resources for long-term recovery. It expanded to create the Tribute WTC Visitor Center in 2004; and

WHEREAS: In its mission to support the 9/11 community which includes survivors, family members who lost loved ones, first responders, civilian volunteers, neighborhood residents, the September 11th Families' Association submitted attached written comments (dated April 14, 2011) on implementing the James Zadroga Health and Compensation Act of 2010, specifically on the Victim Compensation Fund (VCF); and

WHEREAS: The VCF, as implemented, should:

1. Assure a transparent, consistent process that enables claimants to make informed decisions and helps them to manage their expectations.
2. Resolve uncertainties in favor of claimants, assure prompt determination of awards, and minimize the burden on claimants.
3. Allow claimants to the original VCF, who did not know, and could not have reasonably have known, of their WTC-related health conditions before the original VCF closed on December 22, 2003, to reopen their claims; and should not penalize those who file early in the new program, by preventing them from seeking compensation for WTC-related health conditions added to the list after their claims are resolved; and now

THEREFORE

BE IT

RESOLVED

THAT: Community Board 1 (CB1) supports the comments submitted by the September 11th Families' Association Letter supporting the "implementation of the reopened VCF in a manner that is fair, consistent, transparent, eases the burden on claimants, and as in the original VCF, 'resolv[es] uncertainties in favor of the claimant.'"

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 26, 2011

COMMITTEE OF ORIGIN: NEW BUSINESS

BOARD VOTE: 38 In Favor 0 Opposed 0 Abstained 0 Recused

RE: It had been previously announced that CB1 Chairperson Julie Menin would serve on the Lower Manhattan Development Corporation's Community Enhancement and Cultural Grant Committee

WHEREAS: In the past, Community Board 1 has had representation on LMDC's Community Enhancement and Cultural Grant Committee; and

WHEREAS: Community Board 1 was told that it would again have representation on the committee; and

WHEREAS: At a March 2011 Board of Director's meeting, it was announced that Community Board 1 would not have representation on the Committee; and

WHEREAS: Community representation is essential to ensure that the funds distributed will be devoted to the direct benefit of the community affected by the September 11, 2001 attacks and the still-ongoing reconstruction efforts; now

THEREFORE
BE IT
RESOLVED

THAT: Community Board 1 demands that the Lower Manhattan Development Corporation include CB1 Chairperson Julie Menin as Community Board 1 representative on its Community Enhancement and Cultural Grant Committee.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 26, 2011

COMMITTEE OF ORIGIN: NEW BUSINESS

BOARD VOTE: 35 In Favor 0 Opposed 0 Abstained 0 Recused

RE: Manhattan Borough Board Resolution requesting timetable for phasing out use of No. 4 and No. 6 heating oil in New York City Public Schools

WHEREAS: There are 56 public elementary middle, and high schools that burn the dirtiest types of heating oil (No. 4 or No. 6 oil) in the Borough of Manhattan. These schools emit large amounts of soot and heavy metals; and

WHEREAS: These emissions aggravate asthma and other respiratory problems, increase the risk of cancer and cardiovascular disease. The continued use of dirty heating oil in the public schools is exposing the most vulnerable population, children – in addition to teachers and parents in the school community and the surrounding neighborhood; and

WHEREAS: New York City air fails to meet federal standards for particulate matter (soot) and ozone; and

WHEREAS: The two major sources of air pollution generated in NYC are vehicle traffic and buildings burning high-sulfur heating oils, according to the New York City Community Air Survey (NYCCAS), a comprehensive survey of street-level air quality (April 13, 2011); and

WHEREAS: The city will phase out the use of unrefined oil sludge and the most-polluting grades of heating oil as part of the updated PlaNYC, a comprehensive citywide plan for a healthier environment (April 21, 2011). Under the new rule, all residential, commercial and institutional buildings will be denied new No. 6 oil permits between 2012 and 2015 (depending on when the current permit expires); and, No. 4 oil permits will be denied upon boiler or burner replacement. The sunset date is 2030. However, the rule allows the DEP to enter into “Compliance Agreements” with building owners to renew existing boilers or receive an extension that will allow them to go past the 2015 and the 2030 sunset date, dependent upon the number of buildings owned; and

WHEREAS: Given that the Department of Education owns more than 50 buildings and could be granted extensions to go past the 2015 date for No. 6 oil buildings and past 2030 for No. 4 oil buildings, the public is concerned that schools will not be converted in a timely manner and could drag out for decades; and

WHEREAS: The regulations governing the maintenance and capital improvements in the public schools must be modified and streamlined by the Department of Environmental Protection (DEP), Department of Education (DOE) and School Construction Authority (SCA) to convert the No. 4 and No. 6 oil schools' boiler systems to allow for the switch to natural gas or No. 2 heating oil by 2022; and

WHEREAS: Energy policy analysts have estimated that the costs associated with the conversion of the heating systems will be offset by savings in fuel costs and operating expenses, as well as savings in health care costs, thereby justifying the capital expenditure to the City; and

WHEREAS: Improving the infrastructure of the public schools by converting the boilers that are burning dirty heating oil to using less polluting fuel would provide green jobs now; and

WHEREAS: It is safest and reduces costs for school construction projects to take place while the students are on recess and the heating units are not being used during the summer. This might require relocating summer school students to public schools nearby; and

THEREFORE

BE IT

RESOLVED

THAT: Community Board 1 calls on the City to release a timetable for when the boilers of the 56 public schools that burn No. 4 or No. 6 oil will be phased out – prioritizing the 39 schools that burn the No. 6 heating oil, like the recent rules that were passed requiring their conversion by 2015. To facilitate this, the Borough Board calls on the DEP, DOE and SCA to streamline the regulations governing the maintenance, renovation and capital improvements in the public schools as well as allocate the funds necessary to convert the schools' heating systems to allow for the conversion or replacement of the boilers burning dirty oil to natural gas or No. 2 heating oil.

COMMUNITY BOARD # 1 – MANHATTAN
RESOLUTION

DATE: APRIL 26, 2011

COMMITTEE OF ORIGIN: PLANNING AND COMMUNITY INFRASTRUCTURE

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

BOARD VOTE: 38 In Favor 0 Opposed 0 Abstained 0 Recused

RE: Support of City Council Legislation to Address Illegal Placard Parking

WHEREAS: There is widespread, illegal use by motorists in the Manhattan CB#1 of counterfeit parking placards, placed on vehicles' dashboards and often laminated to appear official; and

WHEREAS: This problem extends well beyond CB#1's boundaries, e.g., in 2007, a study by Transportation Alternatives found that 77% of placards are used illegally citywide; and

WHEREAS: The New York City Police Department's (NYPD) traffic enforcement agents often have difficulty distinguishing between official legal parking placards and fraudulent ones, which hinders enforcement and deprives the City of thousands of dollars of revenue; and

WHEREAS: Those who use these illegitimate placards largely experience immunity from the law, a situation that encourages added driving and congestion; and

WHEREAS: New York City is now moving towards the use of modern technology, such as electronic scanning and barcodes to track vehicular and other activities; and

WHEREAS: Councilmember Chin as co-sponsored City Council legislation, Intro No. 465, which would require that all parking placards issued by the City have a barcode which would allow traffic enforcement agents to confirm their validity; and

WHEREAS: The opening of the 9/11 Memorial in September for the tenth anniversary of the September 11, 2001 terrorist attacks is estimated to attract 5 million visitors a year, adding to the congestion of narrow streets and increasing the importance of the restriction of placard parking; now

THEREFORE

BE IT

RESOLVED

THAT:

CB#1 applauds to the efforts of Councilmember Chin and the other co-sponsors of Intro No. 465 to address the serious issue of use of fraudulent parking placards, and urges the City Council to enact Intro No. 465; and

BE IT

FURTHER

RESOLVED

THAT:

CB#1 recommends investigating the development of a technology with a computerized database that enables the barcodes of both vehicular license registration stickers and parking placards to be electronically scanned and compared to identify and ticket those that do not match and are therefore illegitimate.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 26, 2011

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

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

RE: 89 South Street, application for a new on-premise liquor tavern-restaurant license for Pier Garten LLC d/b/a to be determined

WHEREAS: The applicant, Pier Garten LLC d/b/a to be determined, is applying for an on-premise tavern-restaurant liquor license; and

WHEREAS: The hours of operation to which the applicant has agreed are 12:00PM until 3:00AM on weekdays and weekends; and

WHEREAS: The total area of the restaurant is approximately 18,000 square feet with a public assembly capacity of 1100, a dining area with 60 tables and 480 seats, and a 1000 square foot bar area; and

WHEREAS: There will be live and background music, but no music after 12:00 AM on weekdays and 1:00 on weekends; and

WHEREAS: The applicant will not employ outside promoters but will employ security personnel and independent DJs; and

WHEREAS: The applicant does not intend to apply for a sidewalk café license or a cabaret license; and

WHEREAS: The applicant has represented that there are three or more other establishments with on-premise liquor license within 500 feet of this location; and

WHEREAS: The applicant has represented that there are not buildings used primarily as schools, churches or synagogues or other places of worship within 200 feet of this establishment; now

THEREFORE
BE IT
RESOLVED

THAT: Community Board 1 *opposes* the granting of an on-premise tavern-restaurant liquor license to Pier Garten LLC d/b/a to be determined located at 89 South Street *unless* the applicant complies with the limitations and conditions set for above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 26, 2011

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

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: 37 In Favor 0 Opposed 0 Abstained 0 Recused

RE: 21-23 Peck Slip, application for a transfer of an on-premise restaurant liquor license to IDG Seaport Corp. d/b/a Acqua Restaurant

WHEREAS: The applicant, IDG Seaport Corp. d/b/a Acqua Restaurant, is applying for an on-premise restaurant liquor license; and

WHEREAS: The hours of operation to which the applicant has agreed are 12:00PM until 12:00AM on weekdays and 12:00PM until 1:00AM on weekends; and

WHEREAS: The total area of the restaurant is approximately 1200 square feet with a public assembly capacity of 74, a dining area with 12 tables and 32 seats, and a bar area with 10 seats; and

WHEREAS: There will be background music only using an mp3 player and 3 small speakers; and

WHEREAS: The applicant will not employ outside promoters, security personnel, or independent DJs; and

WHEREAS: The applicant intends to apply for a sidewalk café license; and

WHEREAS: The applicant does not intend to apply for a cabaret license; and

WHEREAS: The applicant has represented that there are three or more other establishments with on-premise liquor license within 500 feet of this location; and

WHEREAS: The applicant has represented that there are not buildings used primarily as schools, churches or synagogues or other places of worship within 200 feet of this establishment; and

WHEREAS: The applicant has indicated that the operation, cuisine, and original concept of the restaurant will remain essentially the same despite the transfer of ownership; now

THEREFORE
BE IT
RESOLVED
THAT:

Community Board #1 opposes the granting of an on-premise restaurant liquor license to IDG Seaport Corp. d/b/a Acqua Restaurant located at 21-23 Peck Slip unless the applicant complies with the limitations and conditions set for above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 26, 2011

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

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: 37 In Favor 0 Opposed 0 Abstained 0 Recused

RE: 89 South Street, application for a new on-premise wine and beer restaurant license for L+J NY Management Inc. d/b/a L+J Cafe

WHEREAS: The applicant, L+J NY Management Inc. d/b/a L+J Cafe, is applying for an on-premise restaurant liquor license; and

WHEREAS: The hours of operation to which the applicant has agreed are 12:00PM until 8:00PM on weekdays and weekends; and

WHEREAS: There will be no music; and

WHEREAS: The applicant will not employ outside promoters, security personnel, or independent DJs; and

WHEREAS: The applicant does not intend to apply for a sidewalk café license; and

WHEREAS: The applicant does not intend to apply for a cabaret license; and

WHEREAS: The applicant has not yet signed a lease with his landlord, but has promised not to apply for a liquor license until after he has submitted a copy of the signed lease to Community Board 1; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board 1 *opposes* the granting of an on-premise restaurant beer and wine license to L+J NY Management Inc. d/b/a L+J Cafe located at 89 South Street *unless* the applicant complies with the limitations and conditions set for above and has submitted a copy of the signed lease to the Community Board.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 26, 2011

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

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: 37 In Favor 0 Opposed 0 Abstained 0 Recused

RE: Proposed sidewalk and curb-lane closure on Sundays from May 29, 2011 until October 30, 1011, South Street between Fulton Street and Beekman Street by Sara Dima for the Fulton Stall Market Farmers Market

WHEREAS: The applicant has applied for a street activity permit for a sidewalk and curb-lane closure of South Street between Fulton Street and Beekman Street during the hours of 8:00AM until 6:00PM including setup on Sundays from May 29, 2011 until October 30, 1011; and

WHEREAS: The event will take place during the hours of 10:00AM and 5:00PM; now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 does not oppose the proposed street activity permit submitted by Sara Dima for the Fulton Stall Market Farmers Market for a sidewalk and curb-lane closure of South Street between Fulton Street and Beekman Street during the hours of 8:00AM until 6:00PM on Sundays from May 29, 2011 until October 30, 1011 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.
3. Clean-up will be coordinated with the appropriate City Agencies.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 26, 2011

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

COMMITTEE VOTE: 7 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: Tweed Courthouse Election Access

WHEREAS: The handicapped access entrance located in the rear of the Surrogates Courthouse is totally inadequate and dangerous, requiring those in wheelchairs to traverse the entire side of the building in the outdoors to reach this site, located in a rear entrance on Reade Street, and

WHEREAS Once at this back door site, the handicapped must ring a bell, wait for a response and then enter an open-wire-frame elevator to go through metal detectors to reach the lobby, and

WHEREAS: All voters need clear access to polling sites, and

WHEREAS: Because voters are forced to go through metal detectors to gain access to the Surrogates Courthouse, the entire voting process in 2009 was moved to the lobby, which is cramped, poorly lighted and too small for the new voting machines; and

WHEREAS: The Board of Elections has stated a desire to use the Tweed Courthouse to provide safe, appropriate and readily accessed handicapped entrances to all voters as it has done in the past, now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 supports the Board of Elections desire to use the Tweed Courthouse for polling sites in Assembly District 66, Election Districts 3 and 4.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 26, 2011

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	7 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBER VOTE:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	38 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 1 White Street, application for a new on-premise restaurant liquor license for Abowandarow LLC

WHEREAS: The applicant, Abowandarow LLC, is applying for an on-premise restaurant liquor license; and

WHEREAS: The hours of operation to which the applicant has agreed are 8:00AM until 12:00AM on weekdays and 8:00AM until 1:00AM on weekends; and

WHEREAS: The total area of the restaurant including the basement is 2100 square feet with a public assembly capacity of 72, a dining area with 21 tables and 46 seats, and a bar area with 8 stools; and

WHEREAS: There will be occasional live acoustic music and background music using a small mp3 player and the applicant will employ sound dampening and deadening materials in the ceiling and sound absorption materials inside; and

WHEREAS: The applicant will not employ outside promoters, security personnel, or independent DJs; and

WHEREAS: The applicant intends to apply for a sidewalk café license; and

WHEREAS: The applicant does not intend to apply for a cabaret license; and

WHEREAS: The applicant has represented that there are three or more other establishments with on-premise liquor license within 500 feet of this location; and

WHEREAS: The applicant has represented that there are not buildings used primarily as schools, churches or synagogues or other places of worship within 200 feet of this establishment; now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 opposes the granting of an on-premise restaurant liquor license to Abowandarow LLC located at 1 White Street unless the applicant complies with the limitations and conditions set for above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 26, 2011

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	7 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: 61 Reade Street, application for a new on-premise restaurant liquor license for 61 Reade Pizza Inc. d/b/a to be determined

WHEREAS: The applicant, 61 Reade Pizza Inc. d/b/a to be determined, is applying for an on-premise restaurant liquor license; and

WHEREAS: The hours of operation to which the applicant has agreed are 10:00AM until 11:30PM on weekdays and 11:00AM until 12:30AM on weekends; and

WHEREAS: The total area of the restaurant including the basement is 3250 square feet with a dining area with 12 tables and 56 seats, and a bar area with 5 seats; and

WHEREAS: There will be background music and the applicant will employ 75 watts speakers; and

WHEREAS: The applicant will not employ outside promoters, security personnel, or independent DJs; and

WHEREAS: The applicant does intend to apply for a sidewalk café license; and

WHEREAS: The applicant does not intend to apply for a cabaret license; and

WHEREAS: The applicant has represented that there are three or more other establishments with on-premise liquor license within 500 feet of this location; and

WHEREAS: The applicant has represented that there are not buildings used primarily as schools, churches or synagogues or other places of worship within 200 feet of this establishment; now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 opposes the granting of an on-premise restaurant liquor license to 61 Reade Pizza Inc. d/b/a to be determined located at 61 Reade Street unless the applicant complies with the limitations and conditions set for above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 26, 2011

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	9 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBER VOTE:	3 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	38 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 281 Church Street a.k.a 35 White Street, application for a substantial alteration to the on-premise liquor license for Pebo Viola LLC d/b/a White Church Restaurant (previously d/b/a Il Matto)

WHEREAS: The applicant, Pebo Viola LLC d/b/a White Church Restaurant (previously d/b/a Il Matto), is applying for a substantial alteration to n-premise restaurant liquor license to allow for changes to the interior of the restaurant; and

WHEREAS: In response to concerns expressed by residents regarding the original proposed alteration, which included an expansion of the hours of operation and use of a DJ, the applicant has agreed to limit the alteration application to changes to the layout of the interior; and

WHEREAS: The hours of operation to which the applicant has agreed are the same as before, 11:00AM until 11:00PM on weekdays and 11:00AM until 12:00AM on weekends; and

WHEREAS: The total area of the restaurant including the basement is 1800 square feet with a public assembly capacity of 68 and a dining area with 14 tables and 50 seats and a 300 square foot bar area; and

WHEREAS: There will be recorded background music only and adequate soundproofing will be installed; and

WHEREAS: The applicant will not employ outside promoters, security personnel, or DJs; and

WHEREAS: The applicant does intend to apply for a sidewalk café license; and

WHEREAS: The applicant does not intend to apply for a cabaret license; and

WHEREAS: The applicant has represented that there are three or more other establishments with on-premise liquor license within 500 feet of this location; and

WHEREAS: The applicant has represented that there are not buildings used primarily as schools, churches or synagogues or other places of worship within 200 feet of this establishment; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 opposes the granting of an on-premise restaurant liquor license to Pebo Viola LLC d/b/a White Church Restaurant located at 281 Church Street a.k.a 35 White Street unless the applicant complies with the limitations and conditions set for above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 26, 2011

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	6 In Favor	0 Opposed	0 Abstained	1 Recused
PUBLIC MEMBER VOTE:	3 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	37 In Favor	0 Opposed	0 Abstained	1 Recused

RE: 339 Greenwich Street, application for a new unenclosed sidewalk café license for Sarabeth's Tribeca LLC d/b/a Sarabeth's

WHEREAS: The applicant, Sarabeth's Tribeca LLC d/b/a Sarabeth's, is applying for a new unenclosed sidewalk café license at 339 Greenwich Street; and

WHEREAS: The sidewalk café will have no more than 14 tables and 30 seats and will have a sidewalk clearance of greater than 8 feet; and

WHEREAS: There will be no alternate entrance to the sidewalk café with a different address than the business address; and

WHEREAS: The establishment is located in a historic district or landmarked building or district and the applicant has already applied and received approval from the Landmarks Preservation Commission to operate the cafe; now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 does not oppose the granting of an unenclosed sidewalk café license for Sarabeth's Tribeca LLC d/b/a Sarabeth's located at 339 Greenwich Street subject to compliance by the applicant with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 26, 2011

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	9 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBER VOTE:	3 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	38 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 34 White Street, application for renewal of an unenclosed sidewalk café license for Bancone LLC d/b/a Petrarca

WHEREAS: The applicant, Bancone LLC d/b/a Petrarca, is applying for a new unenclosed sidewalk café license at 34 White Street; and

WHEREAS: The sidewalk café will have no more than 10 tables and 30 seats and will have a sidewalk clearance of greater than 8 feet; and

WHEREAS: There will be no alternate entrance to the sidewalk café with a different address than the business address; and

WHEREAS: The establishment is located in a historic district or landmarked building or district and the applicant has already applied and received approval from the Landmarks Preservation Commission to operate the cafe; now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 does not oppose the granting of an unenclosed sidewalk café license for Bancone LLC d/b/a Petrarca located at 34 White Street subject to compliance by the applicant with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 26, 2011

COMMITTEE OF ORIGIN: WTC REDEVELOPMENT

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

RE: Request to Create Single Transit Pass for MTA, PATH & Water Ferries

WHEREAS: The National 9/11 Memorial will soon be opening for the tenth anniversary of the attacks of September 11, 2011; and

WHEREAS: An anticipated five to seven million visitors will be visiting the National 9/11 Memorial this year; and

WHEREAS: In September 2012, the National 9/11 Memorial Museum will be opening; and

WHEREAS: It is critical to extensively promote the use of public transportation to and from Lower Manhattan, and to make it as easy as possible for visitors to use, because Lower Manhattan is in the peak years of construction with an estimated 15,000 construction vehicles per month, in addition to the regular commuter buses, MTA buses, for-profit double-decker tour buses, black cars, limos, etc.; and

WHEREAS: Currently an MTA card holder can use the MTA Metrocard on the Port Authority of New York and New Jersey (PANYNJ) PATH but a PATH cardholder cannot use the PATH card on the MTA subway system; and

WHEREAS: Water ferries serving the area are privately operated and do not use an electronic swiping card at this time; and

WHEREAS: The E-Z Pass is an existing successful model for revenue sharing which works in various states and with various authorities; and

WHEREAS: Lower Manhattan already has the largest concentration of both commercial and residential green buildings in the city (and country), and the WTC complex and MTA Fulton Street will also be LEED certified; now

THEREFORE
BE IT
RESOLVED

THAT: CB1 strongly urges that NYC & Company take the lead in coordination with the 9/11 National Memorial Museum to make sure that the website handling advance reservation tickets also enables (and encourages) visitors to purchase passes for

mass transit specifically including the MTA & PATH – as well as parking fees, if possible – so that remote parking has a chance of becoming a reality; and

BE IT
FURTHER
RESOLVED

THAT: CB1 strongly urges the PANYNJ, MTA and water ferries serving the area to create a single pass for the MTA, PATH and water ferries, as well as remote parking fees, if possible, like other great international cities, thus ensuring that the green experience of Lower Manhattan begins with the visitor's trip to Lower Manhattan.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 26, 2011

COMMITTEE OF ORIGIN: WTC REDEVELOPMENT

COMMITTEE VOTE: 6 In Favor 0 Opposed 0 Abstained 0 Recused
BOARD VOTE: 38 In Favor 0 Opposed 0 Abstained 0 Recused

RE: Sponsor Upcoming Conference on Emergency Preparedness

WHEREAS: On Friday, September 16, 2011, the New York Committee for Occupational Safety and Health (NYCOSH) is convening a conference called, “Protecting Worker and Community Health: Are We Prepared for the Next 9/11?; and

WHEREAS: As we approach the ten year anniversary of the terrorist attacks of September 11, 2001, it is time to get the various constituents together at the local, state, and federal levels, including government agencies to address emergency preparedness; and

WHEREAS: The event is scheduled for Friday, September 15, 2011; and

WHEREAS: Some of the featured speakers include: John Howard (Director of the National Institute for Occupational Safety and Health); David Michaels (Assistant Secretary of Labor for Occupational Safety and Health Administration), Richard Woychik (Deputy Director of the National Institute for Environmental Health Sciences); and

WHEREAS: The conference program will address preparedness, community health, worker health and regulatory policy and reforms; and

WHEREAS: Both the responder and survivor communities are still dealing with the environmental health impacts that could have been prevented; now

THEREFORE

BE IT

RESOLVED

THAT: CB1 supports sponsoring this timely and pertinent conference.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 26, 2011

COMMITTEE OF ORIGIN: YOUTH & EDUCATION

COMMITTEE VOTE:	8 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBER VOTE:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	38 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Education budget cuts

WHEREAS: The Governor's budget proposes New York State cuts to education that will reduce state aid to New York City schools by \$840 million; and

WHEREAS: In January 2011, an amendment to the Department of Education Capital Plan originally called for a \$4.4 billion increase to the \$11.7 billion 2010-2014 capital Plan; and

WHEREAS: As per the April 2011 revised amendment, New York City is planning to cut \$600 million (\$5 billion less than the original proposed total capital expenditure in January) from its budget for new school construction, and to eliminate approximately 6,100 teaching positions, including 4,600 by layoffs; and

WHEREAS: The School Construction Authority originally proposed the construction of 50,000 new seats in its capital plan in November 2010, but is now as of April 2011 suggesting that it will only build approximately 31,000 seats; and

WHEREAS: Community Board 1's local public schools are severely overcrowded, and the district is dependent on the construction of new schools (which would require capital expenditure) to resolve the crisis; and

WHEREAS: One quarter of all elementary schools now have waiting lists for kindergarten; now

THEREFORE
BE IT
RESOLVED

THAT: Community Board 1 strongly objects to the reduction in capital funds, cuts to New York City schools, and proposed teacher layoffs.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 26, 2011

SEAPORT/CIVIC CENTER COMMITTEE

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

PUBLIC MEMBER VOTE: 2 In Favor 0 Opposed 0 Abstained 0 Recused

YOUTH & EDUCATION COMMITTEE

COMMITTEE VOTE: 7 In Favor 1 Opposed 1 Abstained 0 Recused

PUBLIC MEMBER VOTE: 0 In Favor 0 Opposed 1 Abstained 0 Recused

BOARD VOTE: 35 In Favor 1 Opposed 0 Abstained 0 Recused

RE: Bicycle Path through Tweed Courthouse

WHEREAS: Community Board #1 first disapproved of the installation of a bicycle path through the north end of City Hall Park when Department of Transportation was first considering installing it (Resolution, June 24, 2008); and

WHEREAS: At the time, Community Board #1 expressed concern that the Department of Parks and Recreation had not adequately demonstrated that it would be able to enforce against reckless cycling and wrong-way cycling in the park; and

WHEREAS: Since the opening of the path, Community Board #1 has heard numerous concerns about pedestrian safety, including from the Parent Teachers Association at the Spruce Street School; and

WHEREAS: In response to these concerns, Community Board #1 asked Parks Enforcement Patrol to ensure cyclists dismount and that the Department of Transportation review pedestrian safety in the area of the bicycle path and take any measures necessary, including the installation of speed bumps at the entrance and exit to City Hall Park (Resolution, October 26, 2010); and

WHEREAS: Subsequent to that resolution, the area occupied by construction in the park was made smaller and signs were posted throughout the park requesting cyclists to dismount, but the signs seemed to have little effect on cyclists dismounting; and

WHEREAS: Community Board #1 began once more to urge the Department of Transportation to relocate the bike route through City Hall Park to another less dangerous location (Resolution, January 25, 2011); and

WHEREAS: Department of Transportation agreed to study the safety of the bike path and report its findings to the Community Board in the spring of 2011; and

WHEREAS: It is unacceptable that an unsafe situation is allowed to persist through the spring while the Department of Transportation is studying the safety of the area; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 is still extremely concerned about the continued threat to pedestrians and cyclists in City Hall Park and reiterates its request that the Department of Transportation to relocate the bicycle route to another location that will not pose a threat to the safety of children, pedestrians, and cyclists in City Hall Park.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 26, 2011

COMMITTEE OF ORIGIN: YOUTH & EDUCATION

COMMITTEE VOTE:	8 In Favor	0 Opposed	0 Abstained	1 Recused
PUBLIC MEMBER VOTE:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	37 In Favor	0 Opposed	0 Abstained	1 Recused

RE: Construction of an indoor community-use space above the dog run at the Warren Street site

WHEREAS: There is a small rectangular outdoor asphalt space on the north side of Warren Street approximately midblock between Greenwich and West Streets, bounded on its various sides by residential buildings at 200 Chambers Street and 120 Warren Street respectively, by PS 234 to the east, and by the Downtown Community Center, headquarters of Manhattan Youth, to the west (the “Warren Street Site”); and

WHEREAS: The Site is currently used as a dog run and temporary play area by students at PS 234; and

WHEREAS: With the dramatic population growth of Lower Manhattan Community, and the booming teen population (both at present, and projected) in particular, the need for local teen programs will expand dramatically in coming years; and

WHEREAS: Manhattan Youth is the largest provider of teen services in the Community Board One area; and

WHEREAS: The Downtown Community Center does not have a gym or theatre space, an essential facility for arts, sports, and other critical enrichment programs for teens; and

WHEREAS: The Warren Street Site has been proposed as one potential location for a much needed multiuse gym, movement space, and theatre space; and

WHEREAS: Construction of an indoor community-use space above the dog run at the Warren Street Site would likely require multiple City approvals, including Uniform Land Use Reviews, as well as cooperative consultations with PS 234, with tenants who live in adjoining buildings, and with other neighborhood stakeholders; and

WHEREAS: Manhattan Youth believes it can devise a plan working with David Rockwell Architects, in consultation with PS 234, dog run users and other neighborhood stakeholders to build a multiuse gym and theatre facility at the Warren Street Site, while also securing requisite City approvals for the project; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board One encourages Manhattan Youth to continue to explore a gym and theatre project in connection with the Site; and

BE IT

FURTHER

RESOLVED

THAT: Community Board One calls on relevant City agencies to consult with Manhattan Youth in the current early stages of this promising project; and

BE IT

FURTHER

RESOLVED

THAT: Community Board One expresses the need to build more community facilities that have gym and cultural space for teens at any appropriate site, and encourages Manhattan Youth to explore all avenues for program expansion.