

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: DECEMBER 17, 2015

COMMITTEE OF ORIGIN: BATTERY PARK CITY

COMMITTEE VOTE:	6 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERSVOTE:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	32 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Tunnel to Towers Foundation

WHEREAS: Tunnel to Towers Foundation has applied for a street activity permit starting Saturday September 24th at 8AM and ending on Sunday, September 25, 2016, at 5:00 pm on Vesey Street between West Street and North End Ave.; and

WHEREAS: This will be the fifteenth year for this event with approximately 20,000 registered participants including 200 injured service members escorted by 2,500 cadets from The US Military Academy at West Point; and

WHEREAS: West Street will be closed between approximately 7 AM and noon and Liberty Street will only be closed during the run; and

WHEREAS: The applicant, the Tunnel to Towers Foundation, has agreed again that it will not serve alcohol as part of the event; and

WHEREAS: The applicant has conducted outreach to local businesses to try to work out any possible issues from the event; and

WHEREAS: There will be no concert prior to 12:00 p.m.; now

THEREFORE

BE IT

RESOLVED

THAT: CB 1 does not oppose the application submitted for Tunnel to Towers Foundation street activity permit for September 24-5, 2016 subject to the following conditions:

1. The NYC Department of Transportation reviews the application and determines that it is compatible with nearby construction activity that is expected to be simultaneously underway, and
2. Traffic control agents are deployed as needed to ensure that there is no significant adverse impact from the event on traffic flow, and
3. Clean-up will be coordinated with the appropriate City Agencies, and

4. Bands and persons with megaphones are not situated along the route such that they disturb residents
5. North/South access via Goldman Alley will be open during the whole event and the Medical Tent moved away as much as possible from the Route 9A Walkway/Bikeway
6. Pedestrian and vehicular traffic in and out of all garages downtown remain open at all times
7. Liberty Street will only be closed during the run
8. There will be no concert prior to 12:00 p.m.
9. There is local community outreach inviting and allowing residents of the area to participate in the event.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: DECEMBER 17, 2015

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

COMMITTEE VOTE:	7 In Favor	0 Opposed	0 Abstained	1 Recused
PUBLIC MEMBERS VOTE:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	32 In Favor	0 Opposed	0 Abstained	2 Recused

RE: 150 Broadway, 20th Fl, application for tavern wine & beer license for Alliance for Downtown New York, Inc. d/b/a LMHQ

WHEREAS: The applicant, Alliance for Downtown New York, Inc., is applying for a wine & beer license; and

WHEREAS: The committee and applicant have agreed to the bar service hours of 6pm – 12am Monday – Friday, 12pm – 12am Saturday and 12pm -12am Sunday; and

WHEREAS: The total area of the restaurant is 12,500 square feet with a dining area of 12,500 square feet with a variety of tables and seats depending on the event; and

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

WHEREAS: The applicant has represented that there are no buildings used exclusively as schools, churches, synagogues or other places of worship within 200 feet of this establishment; and

WHEREAS: The applicant has represented that there are three or more establishments with on-premises liquor licenses within 500 feet of this establishment; now

THEREFORE

BE IT

RESOLVED

THAT: CB 1 opposes the granting of a wine & beer license to Alliance for Downtown New York, LLC unless the applicant complies with the limitations and conditions set forth above.

DATE: DECEMBER 17, 2015

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

COMMITTEE VOTE: 8 In Favor 0 Opposed 0 Abstained 0 Recused
PUBLIC MEMBERS VOTE: 1 In Favor 0 Opposed 0 Abstained 0 Recused
BOARD VOTE: 32 In Favor 0 Opposed 0 Abstained 0 Recused

RE: 85 Broad Street, application for restaurant liquor license for LPQ 85 Broad Inc.
 d/b/a Le Pain Quotidien

WHEREAS: The applicant, LPQ 85 Broad Inc., is applying for a restaurant liquor license; and

WHEREAS: The committee and applicant have agreed to the bar service hours of 11am – 9pm
Monday – Friday, 11am - 6pm Saturday and 12pm – 6pm on Sunday; and

WHEREAS: The total area of the restaurant is 4,324 square feet including a dining area of
2,000 square feet with 40 tables and 110 seats, a bar area of 200 square feet with 0
tables and 17 seats, and a kitchen area of 600 square feet; and

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

WHEREAS: The applicant has represented that there are no buildings used exclusively as
schools, churches, synagogues or other places of worship within 200 feet of this
establishment; and

WHEREAS: The applicant has represented that there are three or more establishments with on-
premises liquor licenses within 500 feet of this establishment; now

THEREFORE

BE IT

RESOLVED

THAT: CB 1 opposes the granting of a liquor license to LPQ 85 Broad Inc. unless the
applicant complies with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: DECEMBER 17, 2015

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

COMMITTEE VOTE: 7 In Favor 0 Opposed 0 Abstained 0 Recused
PUBLIC MEMBERS VOTE: 1 In Favor 0 Opposed 0 Abstained 0 Recused
BOARD VOTE: 32 In Favor 0 Opposed 0 Abstained 0 Recused

RE: 99 Church Street, application for restaurant liquor license for 30 Park Place Hotel LLC d/b/a CUT by Wolfgang Puck

WHEREAS: The applicant, 30 Park Place Hotel LLC is applying for a restaurant liquor license; and

WHEREAS: The committee and applicant have agreed to the bar service hours of 11am – 2am all week (12pm start on Sunday); and

WHEREAS: The total area of the restaurant is 7,975 square feet including a dining area of 3,206 square feet with 41 tables and 118 chairs, a bar area of 915 square feet with 8 tables and 32 chairs, and a kitchen area of 2,272 square feet; and

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

WHEREAS: The applicant has represented that there are no buildings used exclusively as schools, churches, synagogues or other places of worship within 200 feet of this establishment; and

WHEREAS: The applicant has represented that there are three or more establishments with on-premises liquor licenses within 500 feet of this establishment; now

THEREFORE
BE IT
RESOLVED

THAT: CB 1 opposes the granting of a liquor license to 30 Park Place Hotel LLC unless the applicant complies with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: DECEMBER 17, 2015

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

COMMITTEE VOTE: 7 In Favor 0 Opposed 0 Abstained 0 Recused
PUBLIC MEMBERS VOTE: 1 In Favor 0 Opposed 0 Abstained 0 Recused
BOARD VOTE: 32 In Favor 0 Opposed 0 Abstained 0 Recused

RE: 27 Barclay Street, application for hotel liquor license for Four Seasons Hotel New York Downtown

WHEREAS: The applicant, Four Seasons Hotel New York Downtown is applying for a hotel liquor license; and

WHEREAS: The committee and applicant have agreed to the bar service hours of 24 hours a day. The banquet hall is available between 8am and 4am and will be open by event, by reservation only; and

WHEREAS: The total area of the establishment is 268,567 square feet with a kitchen area of 5,750 square feet; and

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

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

WHEREAS: The applicant has represented that there are three or more establishments with on-premises liquor licenses within 500 feet of this establishment; now

THEREFORE

BE IT

RESOLVED

THAT: CB 1 opposes the granting of a liquor license to 30 Park Place Hotel LLC unless the applicant complies with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: DECEMBER 17, 2015

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

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

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

BOARD VOTE: 32 In Favor 0 Opposed 0 Abstained 0 Recused

RE: 1 Carder Road, Governors Island, application for restaurant liquor license for Governors Garden Management, LLC d/b/a Governors Club

WHEREAS: The applicant, Governors Garden Management, LLC, is applying for a restaurant liquor license; and

WHEREAS: The committee and applicant have agreed to the bar service hours of 11:00am – 2:00am all week (with 12pm opening on Sunday); and

WHEREAS: The total area of the restaurant is 35,000 square feet with a dining area of 15,000 square feet with 50 tables and 400 seats, a bar area of 15,000 square feet with 50 tables and 400 chairs, and a kitchen area of 5,000 square feet; and

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

WHEREAS: The applicant has represented that there are no buildings used exclusively as schools, churches, synagogues or other places of worship within 200 feet of this establishment; and

WHEREAS: The applicant has represented that there are not three or more establishments with on-premises liquor licenses within 500 feet of this establishment; now

THEREFORE

BE IT

RESOLVED

THAT: CB 1 opposes the granting of a liquor license to Governors Garden Management, LLC unless the applicant complies with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: DECEMBER 17, 2015

COMMITTEE OF ORIGIN: LANDMARKS

COMMITTEE VOTE: 8 In Favor 0 Opposed 0 Abstained 0 Recused
BOARD VOTE: 32 In Favor 0 Opposed 0 Abstained 0 Recused

RE: 13 Jay Street; the easternmost building in a trio of buildings (13, 15 & 17 Jay Street) that form one nine-bay warehouse style façade

WHEREAS: 13 Jay Street is located in the Tribeca West Historic District, and

WHEREAS: Lower rooftop additions have been previously approved by LPC at 15 and 17 Jay Street (COFA 16-5521 & CNE 02-4798 respectively), and

WHEREAS: This proposal is for an additional two stories above the existing five-story building with a new roof height of 85 feet and new roof bulkhead height of 93 feet, and

WHEREAS: The proposed addition is highly visible from Hudson Street from a public way and from the intersection of Hudson and Leonard Streets through a side yard, and

WHEREAS: The proposal would be more appropriate as a one-story non-visible addition, and

WHEREAS: If LPC approves of this two-story highly visible addition, CB1 suggests a lighter material be used for any visible areas, now

THEREFORE
BE IT
RESOLVED

THAT: CB 1 recommends the LPC reject the proposed two -story addition due to its height and visibility.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: DECEMBER 17, 2015

COMMITTEE OF ORIGIN: PERSONNEL

COMMITTEE VOTE: 5 In Favor 0 Opposed 0 Abstained 0 Recused
BOARD VOTE: 31 In Favor 0 Opposed 0 Abstained 0 Recused

RE: Tamar Hovsepian Child Care Leave Request

WHEREAS: Tamar Hovsepian, Community Liaison at Community Board 1 (CB1), has applied for unpaid Child Care Leave for one year from December 21, 2015 to December 21, 2016; and

WHEREAS: CB1 has been informed by an email from the Director of Human Resources and Operations at the Manhattan Borough President's Office that “based on the Childcare Leave policy Tamar is eligible and her request should be approved” and CB1 was asked to respond to this email by December 8, 2015; and

WHEREAS: Tamar Hovsepian under the Childcare Leave policy is eligible to apply for an additional 36 months of unpaid leave in increments of no more than 12 months at a time; and

WHEREAS: The Personnel Committee of Community Board 1 met on December 7, 2015 to consider this request by Tamar Hovsepian; and

WHEREAS: Diana Switaj will remain as a part-time employee at CB1 working full-time hours on a temporary basis until Tamar Hovsepian returns from her childcare leave; and

WHEREAS: The remaining staff will continue to fulfill Tamar Hovsepian’s prior responsibilities until she returns to CB1; now

THEREFORE

BE IT

RESOLVED

THAT: CB1 enthusiastically approves the request by Tamar Hovsepian.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: DECEMBER 17, 2015

COMMITTEE OF ORIGIN: PLANNING

BOARD VOTE: 14 In Favor 0 Opposed 0 Abstained 0 Recused

BOARD VOTE: 34 In Favor 0 Opposed 0 Abstained 0 Recused

RE: Safeguard New York City's Water Supply System by Requiring New York State to Prohibit the Use of All Waterless Hydraulic Fracturing Methods for Natural Gas and Oil Extraction Purposes Pending Completion of an Environmental Impact Analysis Conducted Pursuant to State Environmental Quality Review

WHEREAS: The Marcellus Shale formation is the world's largest proven natural gas reserve and underlays a large portion of New York State from the Catskills to western New York and from Marcellus, NY to the border of Pennsylvania; and

WHEREAS: The City of New York obtains more than 90% of its irreplaceable drinking water from areas within the Marcellus Shale formation area; and

WHEREAS: Extracting natural gas and oil from Marcellus Shale requires the use of High-Volume Hydraulic Fracturing (HVHF) combined with horizontal drilling and would involve up to 16 gas production wells per square mile over a vast area of New York; and

WHEREAS: The New York State Department of Health released a Public Health Review of HVHF on December 17, 2014 which concluded that:

"The overall weight of the evidence from the cumulative body of information contained in this Public Health Review demonstrates that there are significant uncertainties about the kinds of adverse health outcomes that may be associated with HVHF, the likelihood of the occurrence of adverse health outcomes, and the effectiveness of some of the mitigation measures in reducing or preventing environmental impacts which could adversely affect public health. Until the science provides sufficient information to determine the level of risk to public health from HVHF to all New Yorkers and whether the risks can be adequately managed, DOH recommends that HVHF should not proceed in NYS;" and

WHEREAS: New York State Governor Andrew M. Cuomo's Department of Environmental Conservation (DEC) adopted a Findings Statement on June 29, 2015 to conclude its Final Supplemental Generic Environmental Impact Statement (SGEIS) proceeding by prohibiting HVHF pursuant to the DOH recommendation; and

WHEREAS: HVHF typically involves the use of water as the hydraulic fracturing fluid, but can also use gelled propane, Liquefied Petroleum Gas (LPG) and other hydraulic fracturing methods that do not involve water; and

WHEREAS: DEC's Final SGEIS Findings Statement specifically rejects the use of waterless fracturing methods included in the "environmentally-friendly chemical approach"

for the same reasons that water-based high-volume hydraulic fracturing was prohibited on a statewide basis:

"Based on unavoidable adverse environmental impacts and uncertainty regarding the science surrounding high-volume hydraulic fracturing and its potential impacts to public health and the environment, the Department finds that the best course of action is to select the No Action alternative. Selection of the No Action alternative means that the Department will not establish a high-volume hydraulic fracturing permitting program; that no individual or site-specific permit applications for wells using high-volume hydraulic fracturing will be processed; and that high-volume hydraulic fracturing will be prohibited in New York State (emphasis added); and

WHEREAS: DEC inexplicably failed to include gelled propane, LPG and all other waterless fracturing methods within the definition of HVHF adopted by the Final SGEIS Findings Statement because DEC's high-volume hydraulic fracturing definition is limited only to "**300,000 gallons or more of water:**"

"1 High-volume hydraulic fracturing is defined as the stimulation of a well using 300,000 or more gallons of **water** (emphasis added) as the base fluid for hydraulic fracturing for all stages in a well completion, regardless of whether the well is vertical or directional, including horizontal. The 300,000-gallon threshold is the sum of all **water** (emphasis added), fresh and recycled, used for all stages in a well completion. Well stimulation requiring less than 300,000 gallons of **water** (emphasis added) as the base fluid for hydraulic fracturing for all stages in a well completion is not considered high-volume, and will continue to be reviewed and permitted pursuant to the 1992 GEIS, and 1992 and 1993 Findings Statements;"
now

THEREFORE
BE IT
RESOLVED

THAT: CB#1 urges Governor Cuomo to immediately require DEC to prohibit the use of gelled propane, LPG and all other waterless hydraulic fracturing methods that have never been the subject of an environmental impact analysis conducted pursuant to State Environmental Quality Review (SEQR) as required by law; and

BE IT
FURTHER
RESOLVED

THAT: CB#1 urges Governor Cuomo to require a Supplemental Findings Statement to be issued to revise the Department of Environmental Conservation's definition of high-volume hydraulic fracturing (HVHF) to prohibit all forms of shale fracking in New York, not just HVHF based on "300,000 gallons or more of water; and

BE IT
FURTHER
RESOLVED

THAT: Unless and until gelled propane, LPG and all other available waterless hydraulic fracturing methods are the subject of an environmental impact analysis conducted pursuant to SEQRA, CB1 requests that their use not be permitted in New York either for conventional vertical gas or oil extraction wells or horizontal wells involving HVHF and that DEC deny two currently pending gelled propane permit applications in Barton, NY so long as the HVHF prohibition remains in effect.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: DECEMBER 17, 2015

COMMITTEE OF ORIGIN: PLANNING

COMMITTEE VOTE: 13 In Favor 0 Opposed 0 Abstained 0 Recused

BOARD VOTE: 34 In Favor 0 Opposed 0 Abstained 0 Recused

RE: NYC Council Res 0909-2015: Department of Housing and Urban Development to support NYC's application for National Disaster Resilience Competition funding

WHEREAS: The New York City Council Committee on Recovery and Resiliency has proposed a resolution calling on the United States Department of Housing and Urban Development (HUD) to support New York City's application for National Disaster Resilience Competition (NDRC) funding; and

WHEREAS: This resolution was heard at the Oversight hearing on OneNYC: Review of the City's Resiliency and Sustainability Plans on Monday, December 11, 2015 but has been laid over in Committee and does not yet have a scheduled date to be voted on by the NYC Council; and

WHEREAS: In September 2015, CB1 unanimously adopted a resolution in support of the City's NDRC Phase 2 application and the Manhattan Tip component specifically, as well as issuing a letter of support to HUD in support of the application in October 2015; and

WHEREAS: HUD will announce the winners of NDRC Phase 2 in January 2016; now

THEREFORE

BE IT

RESOLVED

THAT: CB1 urges that the NYC Council adopt Res 0909 calling on HUD to support NYC's NDRC Phase 2 application; and

BE IT

FURTHER

RESOLVED

THAT: CB1 further urges that the NYC Council vote on Res 0909 as soon as possible, preferably in the remainder of December 2015 or as soon as possible in January 2016, prior to HUD's decision-making and announcement of award.

DATE: DECEMBER 17, 2015

COMMITTEE OF ORIGIN: PLANNING

COMMITTEE VOTE: 11 In Favor 1 Opposed 1 Abstained 1 Recused
BOARD VOTE: 32 In Favor 1 Opposed 1 Abstained 0 Recused

RE: Chinatown Working Group Zoning Proposal

WHEREAS: The Chinatown Working Group (CWG) was established in Fall 2008 to create a democratic and transparent community-based planning initiative to help self-determine the future of Chinatown and the surrounding area; and

WHEREAS: CWG was comprised of fifty-two member organizations including all three Community Boards covering portions of Chinatown and surrounding areas; and

WHEREAS: CWG concerned itself with the following goals: Housing Affordability, Culture & Historic Preservation, Economic Development & Revitalization, Education & Schools, Immigrant Affairs & Social Services, Parks, Open Space & Recreation, Traffic, Transportation, Circulation & Security and Zoning; and

WHEREAS: The Chinatown Working Group engaged the services of The Pratt Center for Community Development and the Collective for Community Culture and the Environment (The Pratt Center) to create a framework for preserving affordability for residents and businesses, promoting new affordable housing and jobs, and preserving the cultural heritage of Chinatown and the surrounding areas; and

WHEREAS: The Pratt Center produced the Plan for Chinatown and Surrounding Areas: Preserving Affordability and Authenticity, issued in December 2013, which contains recommendations for affordability, economic development and culture and historic preservation and options for the creation of a Special Purpose Zoning District to advance these goals; and

WHEREAS: The Pratt Center has recommended that the Chinatown Working Group adopt zoning recommendations to advance the zoning and affordability goals of the plan; and

WHEREAS: The plan recommends zoning changes in the six block area "C" south of Canal Street in CB1 that would allow increases in floor area for new developments provided that permanently affordable housing is included; and

WHEREAS: Community Board 1-Manhattan, in which most of the plan area is located, has requested that Community Board 1 recommend zoning options for Area "C"; now

THEREFORE
BE IT
RESOLVED

THAT: CB1 recommends that CB3 include the zoning recommendations of the Pratt Collaborative for area "C" of the study area to encourage mixed-use commercial and residential development, with permanently affordable housing components; and

BE IT
FURTHER
RESOLVED

THAT: CB1 requests that the affordability formula for new residential units in CB1 be set at 165% of Area Median Income (AMI).

BE IT
FURTHER
RESOLVED

THAT: CB1 encourages the development of appropriate infrastructure to support new residential units that will result from any changes in zoning proposed by the Chinatown Working Group.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: DECEMBER 17, 2015

COMMITTEE OF ORIGIN: PLANNING

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

BOARD VOTE: 34 In Favor 0 Opposed 0 Abstained 0 Recused

RE: New residential units and population in Community District

WHEREAS: In December 2015 Cammie Flippen, Fund for the City of New York Urban Fellow for Community Board 1 (CB1), conducted an analysis to project increased population in Community District 1 (CD1) based on new added residential units; and

WHEREAS: This study builds upon the work of previous fellows and follows a set methodology to track and record new residential construction between U.S. Census Bureau official releases every ten years, to get a view of what is proposed, what is under construction, and what has been completed; and

WHEREAS: To project population, the number of new residential units is multiplied by average household size; and

WHEREAS: Similar analyses have been conducted using this methodology and have proven to be consistently accurate and similar to decennial U.S. Census counts; and

WHEREAS: The most recent analysis shows that new residential units will add approximately 20,000 new residents to CD1 between 2010 and 2020, mostly in the Financial District and Tribeca; and

WHEREAS: CD1 has experienced rapid population growth and is already significantly lacking in essential community infrastructure such as schools, parks and other resources; and

WHEREAS: The Department of Education's Capital Plan from 2013 includes funding for a 456-seat Pre-K to 5th grade school to be located in CD1, but this school has not yet been sited; and

WHEREAS: For the past several years, CB1's top budget priority has been to construct a new school in CD1; now

THEREFORE

BE IT

RESOLVED

THAT: CB1 urges the DOE to site the 456-seat school as soon as possible in order to alleviate existing school seat shortages, and to plan for future population growth; and

BE IT

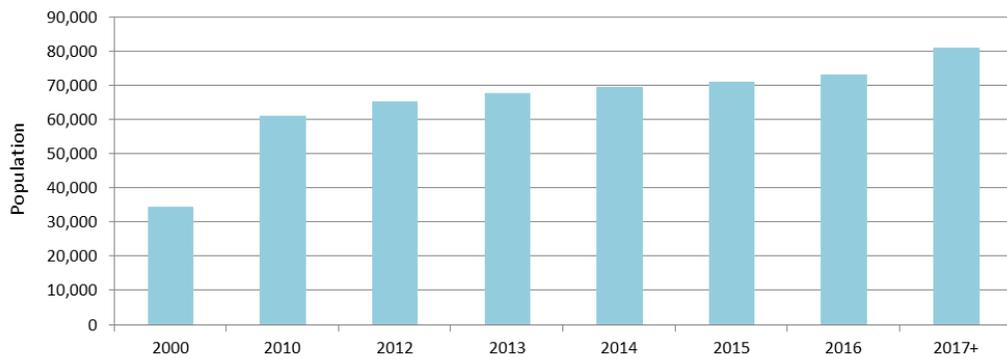
FURTHER

RESOLVED

THAT: CB1 also urges the City to invest in long overdue infrastructure additions and improvements in CD1, including parks, transportation, water, sanitation and others to accommodate past and future population growth.

Population Change Analysis

Estimated Population Increase



	U.S. Census		Estimate based on expected residential units*					
	2000	2010	2012	2013	2014	2015	2016	2017+
Population	34,420	60,978	65,450	67,759	69,505	71,197	73,331	81,134
Percent Increase		77%	7%	3%	3%	2%	3%	10%

*Note: Built and expected residential units counts are only approximation. Final numbers may vary. Residential units count compiled from news sources and the NYC DOT Construction Project List.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: DECEMBER 17, 2015

COMMITTEE OF ORIGIN: QUALITY OF LIFE

COMMITTEE VOTE:	6 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS VOTE:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	32 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Continuation of New York City Department of Transportation Lower Manhattan Borough Commissioner's Office

WHEREAS: Community Board 1 (CB1) was informed on Friday, December 11 that the Department of Transportation has decided to phase out the Lower Manhattan Borough Commissioner's Office (DOTLMBCO) in March 2016; and

WHEREAS: The state funding for the DOTLMBCO expired on September 11, 2015, and the office has been funded by the city on an interim basis; and

WHEREAS: The DOTLMBCO, which was created on July 1, 2003, and ultimately acquired several functions of the Lower Manhattan Construction Command Center in February 2014, is a small office which was created to oversee the extraordinary number of construction projects in Lower Manhattan following September 2001, and the need for this office continues as it currently oversees roughly 90 major ongoing construction and redevelopment projects in the 1.5 square miles of CB1; and

WHEREAS: The DOTLMBCO coordinates with many City, State and Federal agencies and dozens of private stakeholders details of construction projects including the timetables, street closures, construction deliveries and heavy machinery which are critical to keeping the construction projects on time, saving costs and minimizing the negative impact on nearby small businesses and residents; and

WHEREAS: The DOTLMBCO keeps vehicular traffic and emergency vehicles circulating in CB1's very dense neighborhood with a large residential (70,000), worker (320,000) and tourist (14 million last year) population; and

WHEREAS: The DOTLMBCO monitors construction safety for nearby workers and people; e.g. recently it helped improve student safety near the Peck Slip and Spruce Street Schools; and

WHEREAS: The DOTLMBCO works with other agencies to minimize and mitigate negative quality of life impacts due to noise, air quality issues, traffic flow and congestion, street closures, night and weekend construction, and vehicle idling – including by enforcement of Environmental Performance Credits; and

WHEREAS: In addition to the City 311 complaint system, DOTLMBCO has its own complaint registration system on its website for residents and businesses to alert the Lower Manhattan Borough Commissioner of any violation at a construction project or site; and

WHEREAS: There have been frequent complaints that agencies and construction companies conduct various types of illegal work and exceed their permitting parameters during after-hours – late at night, weekends and early mornings (‘off hours’) – it proves problematic for Lower Manhattan residents to get relief through the 311 complaint system because complaints are not addressed by the City in real time while the violations are occurring; and

WHEREAS: As the DOTLMBCO is an operating Downtown office, it is well positioned to report, coordinate and resolve local complaints and issues involving other agencies; and

WHEREAS: The DOTLMBCO improves communication about projects by providing information and services on its website and convening and appearing at meetings in ways including the following:

- Summary of Lower Manhattan Construction Projects: http://www.nyc.gov/html/dot/html/about/lower_manhattan_construction.shtml
- Lower Manhattan Construction Map and List: http://www.nyc.gov/html/dot/html/about/lmcc_maps.shtml
- Monthly Community Construction Meetings that include agency representatives, developers and stakeholders (including CB1 and representatives of elected officials): http://www.nyc.gov/html/dot/html/about/lmcc_meetings.shtml
- Direct contact for help by writing to Lower Manhattan Borough Commissioner Luis Sanchez about a specific construction issue: <http://www.nyc.gov/html/dot/html/contact/contact-form.shtml?routing=lm>
- Monthly updates at CB1's Quality of Life Committee meeting where the public can be updated; and

WHEREAS: Although CB1 has been informed that some responsibilities performed by the DOTLMBCO since February 2014 will continue to be provided by the DOT Manhattan Commissioner's office, including the monthly visits to the CB1 Quality of Life Committee and the convening of Lower Manhattan Construction meetings, CB1 and other Lower Manhattan stakeholders will lose an invaluable resource that continues to be much needed due to the enormous amount of construction activity in the district; and

WHEREAS: CB1 previously supported the continued funding for the DOTLMBCO in a resolution adopted in July, 2014 and supported its predecessor the Lower Manhattan Construction Command Center in numerous resolutions (including June 25, 2013; January 24, 2012; September 27, 2011; March 22, 2011; January 25, 2011; June 22, 2010; December 15, 2009; June 19, 2007) and testimony at

various hearings (including a testimony to the City Council on April 23, 2012);
now

THEREFORE
BE IT
RESOLVED

THAT: Community Board 1 strongly urges the City of New York to reverse its decision to phase out the DOTLMBCO and instead fund the office for at least one additional year, because given the level of construction activities at present and projected for the future the coordinating efforts of this office are essential for the efficient functioning of Lower Manhattan and to minimize the negative quality of life impacts of construction on those who live, work and visit downtown; and

BE IT
FURTHER
RESOLVED

THAT: With the continuing current and future construction projects in Lower Manhattan and considering the relative success of the DOTLMBCO, we urge the City and State to strongly take under advisement making the DOTLMBCO a permanent office with a line item annual budget during the fiscal years going forward; and

BE IT
FURTHER
RESOLVED

THAT: If the DOTLMBCO is phased out, it is imperative that its key functions should continue, including assisting CB1 in getting presentations about significant projects and monthly Lower Manhattan Construction meetings; and

BE IT
FURTHER
RESOLVED

THAT: If the DOTLMBCO is phased out, it is also imperative to provide an online complaint system with direct contact to the Manhattan DOT Commissioner and/or her staff, similar to that which has existed for Lower Manhattan residents, so that the many issues resulting from roughly 90 ongoing and future construction sites be dealt with in real time directly with the Commissioner or her staff, as opposed to the delays and inadequate follow-up inherent in the 311 system.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: DECEMBER 17, 2015

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

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

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

RE: Brooklyn Bridge Beach on the west side of the East River in Community District 1

WHEREAS: The office of former Manhattan Borough President Scott Stringer in collaboration with the office of New York State Assemblymember Brian Kavanagh and other partners, with funding provided by the New York State Department of State, has commissioned a team led by WXY Architecture + Urban Design to develop the East River Blueway Plan, a community-based waterfront planning initiative unit; and

WHEREAS: The project includes Manhattan's East River waterfront between the Brooklyn Bridge and East 38th Street. This stretch of Manhattan's shoreline faces challenges that prevent greater waterfront public access; and

WHEREAS: One of the Blueway priority projects includes the "Brooklyn Bridge Beach," which is intended to provide "public access to a natural beach beneath the historic bridge, creating a spectacular viewing area with terraced seating", as well as launching space for kayaks and a concession stand; and

WHEREAS: The beach area under the Brooklyn Bridge has been long neglected and is currently may be unsafe and inaccessible to residents and the general public; and

WHEREAS: The project has a dedicated \$7 million budget in capital funds, dedicated by former Manhattan Borough President Stringer, former City Council Speaker Christine Quinn and Councilmember Margaret Chin; and

WHEREAS: Commissioned by the Economic Development Corporation (EDC) and contracted by SHoP Architects, Ocean and Coastal Consultants Engineering, PC, a COWI company (OCC/COWI) has conducted a feasibility study on the Brooklyn Bridge Beach project, completed in June 2015; and

WHEREAS: On December 10, 2015, the Economic Development Corporation hosted a meeting to discuss the results of the feasibility study and garner feedback from representatives from CB1, CB3, Councilmember Chin, Manhattan Borough President's Office and other stakeholders; and

WHEREAS: The feasibility study outlines various concerns and challenges to developing the originally outlined proposal, such as timely and costly regulatory agency approvals for measures required to allow water based activities, fast currents, the close proximity of sewer outfalls, and nearby exposed concrete pilings and rebar; and

WHEREAS: The feasibility study makes several recommendations, such as "...proceeding with intensive design and analysis to accommodate public access to the beach may not

be the best manner to proceed,” “In lieu of direct contact, we recommend alternative engagement strategies, such as fishing overlooks, or separate, shallow wading pools independent to the river,” and “Ecological enhancement activities which engage the public without providing the public access to the water appear to be an attractive option,” now

WHEREAS: Community Board One passed resolutions in 2008 and 2013 also advocating for unfenced and unfettered public access to Brooklyn Bridge Beach, and

THEREFORE
BE IT
RESOLVED

THAT: CB1 understands the concerns and constraints outlined in the feasibility study and agrees that more study must be conducted before determining whether or not, and to what degree, water borne activities may be allowed (including swimming and human-powered boating), although human-powered boaters have been using the beach for some time without incident; and

BE IT
FURTHER
RESOLVED

THAT: CB1 believes that the Brooklyn Bridge Beach should be developed in a way that permits unfenced, unfettered access to the beach to allow walking on the beach as soon as possible in lieu of any future study with regards to other types of activities; and

BE IT
FURTHER
RESOLVED

THAT: Waterfront safety and liability concerns about access to the beach or water and the foreshore have been adequately addressed by other City agencies, most notably the Parks Department, whose NYC Water trail initiative launched in the spring of 2008, and there is nothing unique about the Brooklyn Bridge Beach to disqualify it from unfettered access for walking on the beach once properly cleaned up as described in the feasibility study; and

BE IT
FURTHER
RESOLVED

THAT: Unfenced and unfettered public access to a similar beach is already available less than 1000 yards away in Brooklyn under the bridge, and has become a favorite destination for park goers there, and

BE IT
FURTHER
RESOLVED

THAT: In the immediate interim and in the future, the Beach must be cleaned and maintained regularly; and

BE IT
FURTHER

RESOLVED

THAT: CB1 urges that the project incorporate Waterfront Edge Design Guidelines (WEDG) as developed by the Metropolitan Waterfront Alliance; and

BE IT

FURTHER

RESOLVED

THAT: The Brooklyn Bridge Rehabilitation project will be completed in April 2016 and finally the restoration of Jerry Driscoll Walk after Sandy can and should begin from the south side starting just north of the New Market Building; and

BE IT

FURTHER

RESOLVED

THAT: Community Board One requests that EDC and its affiliates as well as the appropriate City and State agencies to regularly or as event warrant to update CB1 as to the progress and status of the Brooklyn Bridge Beach 'project', and

BE IT

FURTHER

RESOLVED

THAT: Community Board One feels that Brooklyn Bridge Beach is a public amenity that the City, State, and EDC must make available as a park to New Yorkers and the community as a whole.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: DECEMBER 17, 2015

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	7 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERSVOTE:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	33 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Application for newsstand at southwest corner of Chambers and Greenwich Streets

WHEREAS: Moin Uddin (“the Applicant”) has applied to the Department of Consumer Affairs for a license to operate a newsstand at the southwest corner of Chambers and Greenwich Streets near 292 Greenwich Street; and

WHEREAS: The proposed location for this newsstand has very heavy pedestrian traffic as a result of the presence nearby of the Borough of Manhattan Community College and several large public schools including PS 234 and Stuyvesant High School, whose students travel between the schools and the many subway stations on Chambers Street; and

WHEREAS: CB1 has received many complaints from parents of children who attend PS 234 about crowding along the sidewalk where the proposed newsstand would be located when students enter and exit the building at the start and end of the day, due to the presence of street vendors there; and

WHEREAS: The applicant did not appear at the meeting of the Tribeca Committee at which this application was reviewed, because the phone number he provided on his application was out of service from the time the application was received until the date of the meeting, and because the applicant did not respond to a letter sent to the mailing address on the application inviting him to attend the meeting; and

WHEREAS: Because the applicant was not reachable, CB1 did not have a copy of the completed questionnaire it requests from applicants which includes important and needed information; now

THEREFORE
BE IT
RESOLVED

THAT: Based on the foregoing concerns, CB1 opposes the application for a newsstand at the southwest corner of Chambers and Greenwich Streets.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: DECEMBER 17, 2015

COMMITTEE OF ORIGIN: YOUTH & EDUCATION

COMMITTEE VOTE: 9 In Favor 0 Opposed 0 Abstained 0 Recused
BOARD VOTE: 32 In Favor 0 Opposed 0 Abstained 0 Recused

RE: Universal Cold Breakfast in the Classroom

WHEREAS: The Department of Education has begun implementation of a trial of an initiative called “Universal Cold Breakfast in Classrooms”, at PS 343/Peck Slip School, where a mandatory cold breakfast is served each morning in the classroom as children arrive at school, and

WHEREAS: Such an initiative serves to create a loss of instructional time while children eat breakfast instead of beginning their first lesson, and

WHEREAS: The offerings for the cold breakfast include high sugar, high carbohydrate items, laden with preservatives, and of questionable nutrition, and

WHEREAS: School foods has been serving a healthy, fresh, often hot breakfast in the cafeteria for decades and children are instead now faced with only these high sugar options, as are the children who have already had breakfast at home, and

WHEREAS: All students are entitled to free, healthy, fresh, often hot breakfasts in the cafeteria if they arrive at school 20 minutes prior to the start of the school day, and

WHEREAS: The initiative serves to create an environment for potentially life threatening allergic reactions, and

WHEREAS: The teacher must clean up the breakfast when he or she has been hired to teach. In addition, cleanup while children are in their seats and on the mats causes considerable sanitation concerns, and

WHEREAS: The initiative stands to privatize school foods, and

WHEREAS: Parents who work stand to lose the half hour each morning in which they had been able to drop off their children for a school breakfast causing hardships such as late arrival at the workplace, or worse, now

THEREFORE
BE IT
RESOLVED

THAT: CB1 recommends the immediate dissolution of the “Universal Cold Breakfast in the Classroom” and reinstatement of the early school foods breakfast in the cafeteria at PS 343 and that the program not be instituted in any CB1 schools.