COMMUNITY BOARD #1 MANHATTAN
RESOLUTION

MAY 14, 1991

COMMITTEE OF ORIGIN: SOCIAL SERVICES

COMMITTEE VOTE:	3 In Favor	0 Opposed	0 Abstained
BOARD VOTE:	29 In Favor	0 Opposed	0 Abstained

RE: **Continued State Funding for the Health Systems Agency of New York City**

WHEREAS: The massive proposed cuts in Medicaid, Medicare and many other health care programs at the Federal, State and local levels are bound to result in even further reduced availability of needed health care services to residents of New York City, as well as access to them; and these proposed cuts will have an adverse effect on the most vulnerable individuals and families - the poor, the elderly, minorities, young children, etc., and

WHEREAS: The severe budget constraints faced by New York City require that there be an assessment of the impact of service cuts; planning for redirecting existing resources; and the targeting of very limited new resources to new initiatives that will preserve the availability and equity of needed services and access to them, and

WHEREAS: These determinations should not be made by Albany alone, without input from those affected; and the regional health planning bodies provide the most viable vehicle for input to take place at the local level, and

WHEREAS: The New York City HSA's efforts, over the past year, is clearly demonstrated in its involvement in primary care, substance abuse, AIDS planning, and long term care which have resulted in development of strategies that continue to make a significant impact on the creation and implementation of State health policy, and

WHEREAS: The Governor's 1991 proposed Executive budget does not provide State support for the Health Systems Agency of New York City and the seven other regional health planning bodies in New York State, now

THEREFORE BE IT RESOLVED THAT: CB #1 calls upon the Governor and the New York State Legislature to fund the HSA of New York City and the seven other New York State HSA's at a minimum level of $4.5 million for FY '92, for in this environment of difficult choices, the benefits of active local health planning bodies far outweigh the

modest investment they require.

COMMUNITY BOARD #1 MANHATTAN
RESOLUTION

MAY 14, 1991

COMMITTEE OF ORIGIN: BATTERY PARK CITY

COMMITTEE VOTE:	6 In Favor	0 Opposed	0 Abstained
BOARD VOTE:	19 In Favor	0 Opposed	0 Abstained

RE: **Battery Park City Authority Meetings**

WHEREAS: The Battery Park City Authority is a NYS public authority with the ultimate purpose of serving the public and should have a formal process by which citizens can have input in the in decision making process, and

WHEREAS: The bylaws of the Battery Park City Authority do require that public notice be given before each BPCA meeting, and

WHEREAS: The Community Board has only recently been notified of BPCA meetings (over the past 6 months), and the public notices state specifically that meetings are open for public observation but not for direct participation, and

WHEREAS: The buildings, facilities and services resulting from the development of this 90 acre landfill are of critical importance to the residents and workers of BPC and Lower Manhattan, and

WHEREAS: CB #1 is disappointed that many of our planning suggestions for BPC (i.e., additional parks, indoor recreation facility, schools) have not been properly and seriously addressed by the BPCA, now

THEREFORE BE IT RESOLVED THAT: Community Board #1 calls on the Battery Park City Authority to hold regular (member) meetings with sufficient public notice, accompanied by an agenda of what is to be discussed, and provide an opportunity for the public to speak during each such meeting on both agenda and non-agenda items.

COMMUNITY BOARD #1 MANHATTAN
RESOLUTION

MAY 14, 1991

COMMITTEE OF ORIGIN: WASHINGTON MARKET

COMMITTEE VOTE:	3 In Favor	0 Opposed	0 Abstained
BOARD VOTE:	33 In Favor	0 Opposed	2 Abstained

RE: **Club Shelter (157 Hudson Street--former "Area")**

WHEREAS: CB #1 received notice of right to comment upon the cabaret licence application of Club Shelter only after the license had been approved and the club was operating (since Feb. 1991), and

WHEREAS: Five residents of a building located across the street from the club testified at the committee hearing that the level of sound within the club is so loud as to keep people awake; they further testified that the sound is particularly disturbing in the bass range, and that it seems loudest between 4 AM and 10 AM Sunday mornings, and

WHEREAS: The two owners of the club were present, and testified that they have sound-proofed the Laight St. side of their club with the success that they no longer receive complaints from residents on that side; they plan to sound-proof the wall nearest to the current complainants; and they do not turn up the volume at 4 AM, but keep it at a level which reads 45 decibels on the street out side, which they say is within DEP requirements; and they have been careful to control the streets around the club so that no customer disturbance arises from the outside, and

WHEREAS: The owners expressed a willingness to work with neighbors and with CB #1 to remedy the problems, and

WHEREAS: CB #1 sees no reason why any business should subject its neighbors to all-night noise, and rejects the citing of ineffective DEP standards as defense, recognizing instead that bass vibrations are particularly bothersome if they interrupt the quiet of the early morning hours, now

THEREFORE BE IT RESOLVED THAT: CB #1 finds the action of the Department of Consumer Affairs in approving a license without community board comment--and, further, before the club construction was finished and its effects could be properly tested--was hasty and improper; and insists that DCA withdraw the cabaret license issued to Club Shelter, and

BE IT FURTHER RESOLVED THAT:

CB #1 demands that the club take whatever steps are necessary to keep the sound levels down, such as to finish the sound-proofing of its rear wall, and, in the meantime, turn DOWN the sound, particularly in the bass range, late at night or whenever it becomes obnoxious to the club's neighbors; and that club representatives return to CB #1 in a month so that we may ascertain how well they have complied with this resolution.

COMMUNITY BOARD #1 MANHATTAN
RESOLUTION

MAY 14, 1991

COMMITTEE OF ORIGIN: HOUSING

COMMITTEE VOTE:	7 In Favor	0 Opposed	0 Abstained
BOARD VOTE:	28 In Favor	1 Opposed	0 Abstained

RE: **AIDS Housing Opportunity Program (AHOP)**

WHEREAS: The growing numbers of homeless people living with HIV/AIDS and related illnesses (PWAs) is now a problem of truly national dimensions, with particular impact upon NYC where it is currently estimated that there are 13,000 homeless PWAs with up to 30,000 projected by 1993, and

WHEREAS: There are now less than 2,000 appropriate supportive housing units available for the 44,000 PWAs estimated to be homeless nationally and only 340 such units for the 13,000 homeless PWAs in NYC, and

WHEREAS: There is currently no federal funding for the development of such supportive housing, except for a set-aside of 500 units under the Section 202 (Handicapped) program included in the current HUD budget appropriation, and

WHEREAS: The AIDS Housing Opportunity Program ("AHOP") was adopted by the last Congress and included in the National Affordable Housing Act of 1990 ("NAHA") at an authorization level of $156 million, and

WHEREAS: If funding for AHOP at the full authorized level of $156 million is not included in the FY '92 budget during the currently pending appropriations process, this nation and city will fall even further behind in addressing this critical problem, now

THEREFORE BE IT RESOLVED THAT: CB #1 supports both full funding of AHOP for FY '92 at $156 million, as well as the various HIV/AIDS supportive housing program models included in the continuum of supportive housing provided by AHOP, and strongly urges the U.S. Congress to engage their priority efforts to secure appropriations for AHOP and its program models at the $156 million full funding level for FY' 92.

COMMUNITY BOARD #1 MANHATTAN
RESOLUTION

MAY 14, 1991

COMMITTEE OF ORIGIN: HOUSING

COMMITTEE VOTE:	4 In Favor	0 Opposed	0 Abstained
BOARD VOTE:	18 In Favor	10 Opposed	0 Abstained

RE: **Emergency Tenant Protection Act**

WHEREAS: The housing crisis which initiated the Emergency Tenant Protection Act is still in force, and

WHEREAS: Low- and moderate - income families still are not able to secure affordable housing on the open market, and

WHEREAS: Both complete and selective deregulation has been tried without success, now

THEREFORE BE IT RESOLVED THAT: CB #1 urges the State Legislature to pass the Emergency Tenant Protection Act without amendment.

COMMUNITY BOARD #1 MANHATTAN
RESOLUTION

MAY 14, 1991

COMMITTEE OF ORIGIN: WASHINGTON MARKET

COMMITTEE VOTE:	3 In Favor	0 Opposed	0 Abstained
BOARD VOTE:	35 In Favor	0 Opposed	0 Abstained

RE: **Buffalo Roadhouse (305 Church St. at Walker St.)**

WHEREAS: CB #1 previously approved a one-year application for an unenclosed sidewalk cafe for the premises, and CB #1 has no complaints on record about the business nor operation of the sidewalk cafe, and

WHEREAS: The owners are seeking a five-year license, now

THEREFORE BE IT RESOLVED THAT: CB #1 has no objection to renewal of the license for five years, so long as the business continues to operate without disturbance to the community.

COMMUNITY BOARD #1 MANHATTAN
RESOLUTION

MAY 14, 1991

COMMITTEE OF ORIGIN: WASHINGTON MARKET

COMMITTEE VOTE:	3 In Favor	0 Opposed	0 Abstained
BOARD VOTE:	35 In Favor	0 Opposed	0 Abstained

RE: **Soups On (222 West Broadway/6 Varick St.)**

WHEREAS: This is the first application for a sidewalk cafe at this site, and approval would cover only the coming summer, and

WHEREAS: The applicant seeks approval for six tables and 22 seats, all to be located on an existing raised loading platform area, and

WHEREAS: There remain a clear 14 feet of sidewalk in an area of relatively light pedestrian traffic and

WHEREAS: The applicant agrees to restrict operation of the sidewalk cafe to 10 PM on weekdays and 11 PM on weekends, now

THEREFORE BE IT RESOLVED THAT: CB #1 has no objection to granting a one-year license for a sidewalk cafe at the premises.

COMMUNITY BOARD #1 MANHATTAN
RESOLUTION

MAY 14, 1991

COMMITTEE OF ORIGIN: WASHINGTON MARKET

COMMITTEE VOTE:	3 In Favor	0 Opposed	0 Abstained
BOARD VOTE:	35 In Favor	0 Opposed	0 Abstained

RE: **Talk About (349 Broadway at Leonard St.)**

WHEREAS: The applicant is asking a cabaret license for a combined ground floor and basement space at Broadway and Leonard St., which is currently still in the design phase, and construction will not be complete before September, 1991, and

WHEREAS: The ground floor will contain a bar/lounge without dancing and with only incidental music, and the basement will contain a dance floor, service bar, and will offer proper means of egress, according to testimony by the owner, and

WHEREAS: The adjacent buildings appear to be occupied by businesses only, and appear to contain no residents who might be bothered by noise from the club, and

WHEREAS: The committee was not shown plans for the space, and suspects that neighbors are not yet aware of the potential existence of this club, and

WHEREAS: The sound equipment is not yet in place, nor is sound insulation, nor are final plans available for the above, now

THEREFORE BE IT RESOLVED THAT: CB #1 has currently no reason to oppose a properly-run cabaret at this site, but has not been shown sufficient detail either about the sound equipment, construction, design, or future operation of the club to make an informed decision, and

BE IT FURTHER RESOLVED THAT: CB #1 asks that DCA withhold approval of the application until these details are cleared up and CB #1 has an opportunity to re-hear the question.

COMMUNITY BOARD #1 MANHATTAN
RESOLUTION

MAY 14, 1991

COMMITTEE OF ORIGIN: WATERFRONT & ENVIRONMENT

COMMITTEE VOTE:	3 In Favor	0 Opposed	0 Abstained
BOARD VOTE:	27 In Favor	0 Opposed	2 Abstained

RE: **Pier 25, Amazon Village**

WHEREAS: New York State Department of Transportation (NYSDOT) has signed a two year lease which will allow the conversion of a portion of Pier 25 into a restaurant called Amazon Village, and

WHEREAS: This restaurant and bar has a capacity of 1200 persons, will contain three bars, and will sponsor live music in the evenings, and

WHEREAS: CB #1 is particularly concerned about the problems we foresee from the music (noise complaints) and emanating from the large, and possibly drunk crowds of revelers arriving and departing through the adjacent residential neighborhood, and

WHEREAS: Representatives of Amazon Village have met with Community Board representatives on several occasions in recent weeks and continue to offer assurances that they fully intend to control these potential problems and wish to work in full cooperation with the community to avoid and correct any problems with this operation, and

WHEREAS: The lessee has made $40,000 in structural improvements to the pier and has agreed to provide free public access to the pier and facilities during most of the day (in the evenings there will be a cover charge) and to allow the small boating club and the "Yankee" tug boat (these will be paying rent) to operate from the pier as per Community Board requests, now

THEREFORE BE IT RESOLVED THAT: CB #1 agrees to give conditional, six month, approval to the proposed Amazon Village on Pier 25 provided that, as they have agreed they, operate under the following provisions:

1. The restaurant will abide by all City, State and Federal laws applicable to the proposed operation as stipulated in the NYSDOT lease. A letter outlining compliance with all governmental processes will be submitted to CB #1 prior to opening.

2. The restaurant will at no time violate the NYC Noise Control Code (Section 24-241.1)
3. The restaurant will purchase and install a lock-box decibel reader to control the volume.
4. All live music will be shut down no later than 11 PM on weekdays and midnight on weekends.
5. Amazon Village will operate primarily as a restaurant and will not be marketed as dance club, music club or disco.
6. The Amazon Village will employ sufficient security personnel to oversee activity on the pier and to control and direct patrons arriving and departing from the restaurant. Customers will be directed toward Chambers St. and Canal St., and not through the community, when leaving.
7. The operators will assure free public access to a portion of the pier and restaurant between the hours of 11:30 AM and 6 PM, a minimum of three days (Saturday, Sunday and Monday).
8. Organized youth groups will be permitted use of the volleyball court and other recreation areas several hours per week. Negotiations between Amazon Village and Community Board #1 will commence immediately to arrange the specific hours to be set aside for this purpose.

BE IT FURTHER RESOLVED THAT: Should the Amazon Village fail to abide by these provisions, CB #1 will actively oppose the continued operation of the restaurant and move to have its licenses and approvals rescinded and/or not renewed, and

BE IT FURTHER RESOLVED THAT: CB #1 once again expresses its disapproval of the process by which NYSDOT leases piers and bulkheads under its jurisdiction; we especially deplore their continued practice of ignoring community priorities including the signing of contracts that do not guarantee community access or meet other community expressed needs.

COMMUNITY BOARD #1 MANHATTAN
RESOLUTION

MAY 14, 1991

COMMITTEE OF ORIGIN: TRANSPORTATION & UNIFORMED SERVICES

COMMITTEE VOTE:	3 In Favor	3 Opposed	0 Abstained
BOARD VOTE:	24 In Favor	7 Opposed	3 Abstained

RE: **Civilian Complaint Review Board**

WHEREAS: The Campaign for a Real Civilian Complaint Review Board and the NY Civil Liberties Union are soliciting support for their proposal which calls for wholesale revisions to the existing Civilian Complaint Review Board (CCRB), and

WHEREAS: This proposal would replace the current half-civilian, half-police CCRB with an all-civilian body and would also grant the Commission subpoena power and extensive investigative tools and personnel and

WHEREAS: CB #1 recognizes that the vast majority of NYC police carry out their difficult duties in a very responsible and effective manner, and

WHEREAS: A more effective CCRB would reinstill public confidence in our police which is a growing concern both in NYC and nationwide, now

THEREFORE BE IT RESOLVED THAT: CB #1 supports in principle an independent Civilian Complaint Review Board.

COMMUNITY BOARD #1 MANHATTAN
RESOLUTION

MAY 14, 1991

COMMITTEE OF ORIGIN: LANDMARKS

BOARD VOTE: 24 In Favor 0 Opposed 2 Abstained

RE: **Proposed Landmarks Hardship Tribunal**

WHEREAS: City Charter Chapter 21A, Section 534, Sub section 10, calls for the establishment of a tribunal authorized to exclude all properties of not-for-profit tax exempt organizations from the spirit and the letter of the Landmarks Preservation Law, and

WHEREAS: The Landmarks Preservation process has widely been acclaimed as an asset to the civility and economy of the City, and

WHEREAS: Prior to the institution of the landmarking process many important properties that might have added substantially to the grace and attractiveness of the City were destroyed by tax exempt organizations, and

WHEREAS: The public was never provided the opportunity to express its opinion on the issue of the Tribunal, as it was imbedded in the Charter resolution that established a stronger, independent Landmarks Preservation Commission, now

THEREFORE BE IT RESOLVED THAT: CB #1 urges the City Council to amend the City Charter by repealing in its entirety Chapter 21A, Section 534, Subsection 10, and thus eliminate the Hardship Tribunal, and

BE IT FURTHER RESOLVED THAT: CB #1 looks with favor on creative solutions to the documented hardships that can be accomplished within the spirit of the Landmarks Preservation Law.