

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2015

COMMITTEE OF ORIGIN: BATTERY PARK CITY

COMMITTEE VOTE:* 3 In Favor 0 Opposed 0 Abstained 0 Recused

PUBLIC MEMBERS: 2 In Favor 0 Opposed 0 Abstained 0 Recused

BOARD VOTE: 30 In Favor 4 Opposed 2 Abstained 0 Recused

** Due to the absence of a quorum, the committee vote taken on this resolution is unofficial and for informational purposes only.*

RE: 250 Vesey Street, application for restaurant liquor license for GRGNY1, LLC
d/b/a Amada

WHEREAS: The applicant, GRGNY1, LLC has applied for a liquor license for 250 Vesey Street; and

WHEREAS: The proposed hours of operation for this establishment are 8 a.m. until 2 a.m. seven days a week; and

WHEREAS: The total area of the restaurant will be 7,156 square feet with 49 tables and 124 seats in the dining area and 15 tables and 77 seats in the bar area; and

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

WHEREAS: The applicant intends 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 for GRGNY1, LLC for a liquor license for 250 Vesey Street *unless* the applicant complies with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2015

COMMITTEE OF ORIGIN: BATTERY PARK CITY

COMMITTEE VOTE:* 3 In Favor 0 Opposed 0 Abstained 0 Recused

PUBLIC MEMBERS: 2 In Favor 0 Opposed 0 Abstained 0 Recused

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

** Due to the absence of a quorum, the committee vote taken on this resolution is unofficial and for informational purposes only.*

RE: 325 South End Avenue application for restaurant liquor license for Chipotle Mexican Grill #1836, LLC

WHEREAS: The applicant, Chipotle Mexican Grill #1836, LLC, has applied for a liquor license for 325 South End Avenue; and

WHEREAS: The proposed hours of operation for this establishment are 11 a.m. until 10 p.m. seven days a week; and

WHEREAS: The total area of the restaurant will be 2,397 square feet with a public assembly capacity of 43; and

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

WHEREAS: The applicant 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 for Chipotle Mexican Grill #1836, LLC for a liquor license for 325 South End Avenue *unless* the applicant complies with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2015

COMMITTEE OF ORIGIN: BATTERY PARK CITY

COMMITTEE VOTE:* 4 In Favor 0 Opposed 0 Abstained 0 Recused

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

BOARD VOTE: TABLED

** Due to the absence of a quorum, the committee vote taken on this resolution is unofficial and for informational purposes only.*

RE: Maintenance of Areas bordering West Street

WHEREAS: The area between Little West Street and Route 9A is called the “Eastern Perimeter Area” (the Perimeter) and is defined as “the area, abutting the Project Area, which is east of the Project Area, west of Route 9A, north of Battery Place and south of the easterly projection of the northern boundary of the Project Area,” and

WHEREAS: This land was formerly maintained by the Hudson River Park Trust (HRPT), however due to a recent statutory change it is no longer under HRPT’s jurisdiction, and

WHEREAS: This change in the legislation seems to cover HRPT’s property south of Chambers Street, and

WHEREAS: It is unclear which if any entity is currently responsible for maintaining this area, and as a result conditions have deteriorated, leading nearby residents to contact their elected officials and Community Board 1 (CB1), and

WHEREAS: The Perimeter has become grossly overgrown and poorly maintained during this period, in which this area has served as a grand promenade to the rebuilt World Trade Center Site, and

WHEREAS: The Battery Park City Authority (BPCA) has in the recent past assumed responsibility for the regular removal of garbage in the area, acknowledging the concerns of the community and the sad state of the area, and we understand that the BPCA may be in discussions with the City concerning this, and

WHEREAS: Battery Park City is recognized for the beautiful landscaping associated with the Hudson River Esplanade, and having an area in such disrepair at the entry to the community reflects negatively on the community, and

WHEREAS: The areas between the building line and West Street which have walkways and bikeways below Chambers Street are also badly neglected in terms of landscaping, hardscape maintenance and snow removal, now

THEREFORE

BE IT

RESOLVED

THAT: CB1 requests that BPCA assume responsibility for the complete maintenance of the landscape and hardscape for the entire area from Chambers Street south to Battery Place bordering Route 9A, and

BE IT

FURTHER

RESOLVED

THAT: CB1 calls upon BPCA and the City of New York to have title to this area transferred to BPCA so that continued maintenance of this area will be sustainable and part of the BPCA budget, and

BE IT

FURTHER

RESOLVED

THAT: CB1 asks the City to work with BPCA to ensure that BPCA has the additional funds needed to maintain the median area.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2015

COMMITTEE OF ORIGIN: BATTERY PARK CITY

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

RE: Maintenance of Areas bordering West Street

WHEREAS: The area between Little West Street and Route 9A is called the “Eastern Perimeter Area” (the Perimeter), is defined as “the area, abutting the Project Area, which is east of the Project Area, west of Route 9A, north of Battery Place and south of the easterly projection of the northern boundary of the Project Area,” and is under the City of New York’s responsibility, including the bikeway, walkway, and planter beds, and

WHEREAS: Route 9A median maintenance will eventually be turned over to NYC Department of Transportation (DOT) upon completion of NYS DOT’s work, and

WHEREAS: This land was formerly maintained by the Hudson River Park Trust (HRPT), and

WHEREAS: It is unclear which if any governmental entity is currently responsible for maintaining this area, and as a result conditions have deteriorated, leading nearby residents to contact their elected officials and Community Board 1 (CB1), and

WHEREAS: The Perimeter has become grossly overgrown and poorly maintained during this period, in which this area has served as a grand promenade to the rebuilt World Trade Center site, and

WHEREAS: The Battery Park City Authority (BPCA) has in the past year assumed responsibility for the regular removal of garbage in the area, acknowledging the concerns of the community, and

WHEREAS: We understand that the Battery Park City Authority (BPCA) has been in discussions with the City of New York regarding the maintenance of said property, and

WHEREAS: Battery Park City is recognized for the beautiful landscaping associated with the Hudson River esplanade, and having an area in such disrepair at the entry to the community reflects negatively on the community, and

WHEREAS: The areas between the building line and West Street which have walkways and bikeways below Chambers Street are also badly neglected in terms of landscape maintenance and snow removal, now

THEREFORE

BE IT

RESOLVED

THAT: CB1 requests that BPCA be given responsibility for the complete maintenance of the landscape and hardscape for the entire area from Chambers Street south to Battery Place bordering Route 9A, and

BE IT

FURTHER

RESOLVED

THAT: Funds should be made available for such work as soon as possible since the World Trade Center site and Pier A are open.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2015

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

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|-----------------|-------------|-----------|-------------|-----------|
| COMMITTEE VOTE: | 11 In Favor | 0 Opposed | 0 Abstained | 0 Recused |
| PUBLIC VOTE: | 1 In Favor | 0 Opposed | 0 Abstained | 0 Recused |
| BOARD VOTE: | 35 In Favor | 0 Opposed | 0 Abstained | 0 Recused |

RE: BSA Calendar No. 28-15-BZ
88 Fulton Street, application to legalize the operation of a physical culture establishment pursuant to Section 73-36 of the New York City Zoning Resolution

WHEREAS: The Spa88 LLC d/b/a Spa88 has filed an application with the Board of Standards and Appeals to legalize the operation of a physical culture establishment at 88 Fulton Street; and

WHEREAS: The building located at the premises is a seven-story mixed use residential and commercial building containing 159,000 square feet of floor area and a height of approximately 74 feet; and

WHEREAS: The PCE occupies portions of the first floor, mezzanine, sub cellar and cellar floors, with a total occupied area of 19,460 sq. ft.; and

WHEREAS: The spa occupies 64.5 sq. ft. on the first floor (entrance only), 8,755.7 sq. ft. of the cellar, 9,513 sq. ft. of the sub cellar, and 1,126.5 sq. ft. of the mezzanine; and

WHEREAS: The remaining portions of the building's cellar and cellar mezzanine are occupied by other commercial tenants and the above floors are occupied with Class A multiple dwellings; and

WHEREAS: The spa provides a number of health amenities for its patrons including a swimming pool, Jacuzzis, steam rooms, saunas, massage rooms, a juice bar, and an eating and drinking establishment; and

WHEREAS: The hours of operation are 11 AM – 11 PM. Approximately 90-100 patrons visit the spa per day; and

WHEREAS: The site was formerly granted a special permit to allow a PCE that expired on November 27, 1991. The new operator took over the site and was unaware that the special permit term had lapsed. The 1990 CO lists the correct occupancy for the use of the spa, but does not reference the term; and

WHEREAS: Plans were filed at the Department of Buildings under application no. 122135992 for the proposed PCE. On February 13, 2015, an objection was issued stating, “A Physical Culture Establishment in zoning district C6-4 is not permitted as of right. A Special Permit is required from the Board of Standards and Appeals as per these sections of the Zoning Resolution”; now

THEREFORE

BE IT

RESOLVED

THAT: CB 1 recommends approval of a special permit to legalize a physical culture establishment at 88 Fulton Street for Spa88.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2015

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

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|-----------------|-------------|-----------|-------------|-----------|
| COMMITTEE VOTE: | 6 In Favor | 3 Opposed | 0 Abstained | 0 Recused |
| PUBLIC VOTE: | 1 In Favor | 0 Opposed | 0 Abstained | 0 Recused |
| BOARD VOTE: | 32 In Favor | 2 Opposed | 1 Abstained | 0 Recused |

RE: Dushahra Festival

WHEREAS: Street activity permit for Dushahra festival on Sunday, September 13, 2015, 12pm-7pm on Maiden Lane between Front St. and South St.; now

THEREFORE
BE IT
RESOLVED

THAT: CB 1 *does not oppose* the application submitted by Dushahra festival on Sunday, September 13, 2015, 12pm-7pm on Maiden Lane between Front St. and South St., subject to the following conditions:

1. New York City Department of Transportation Lower Manhattan Borough Commissioner's Office (LMBCO) 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, and
5. Pedestrian and vehicular traffic in and out of all garages downtown remain open at all times.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2015

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

| | | | | |
|-----------------|-------------|-----------|-------------|-----------|
| COMMITTEE VOTE: | 9 In Favor | 0 Opposed | 0 Abstained | 0 Recused |
| PUBLIC VOTE: | 1 In Favor | 0 Opposed | 0 Abstained | 0 Recused |
| BOARD VOTE: | 35 In Favor | 0 Opposed | 0 Abstained | 0 Recused |

RE: Oysterfest

WHEREAS: Street activity permit for Oysterfest on Saturday, September 19, 2015, 11am-10pm on Stone Street between Hanover Square and Coenties Alley, Mill Lane between South William St. and Stone St. and Hanover Square between Pearl St. and South William St.; now

THEREFORE
BE IT
RESOLVED

THAT: CB 1 *does not oppose* the application submitted by Oysterfest on Saturday, September 19, 2015, 11am-10pm on Stone Street between Hanover Square and Coenties Alley, Mill Lane between South William St. and Stone St. and Hanover Square between Pearl St. and South William St., subject to the following conditions:

1. New York City Department of Transportation Lower Manhattan Borough Commissioner's Office (LMBCO) 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, and
5. Pedestrian and vehicular traffic in and out of all garages downtown remain open at all times.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2015

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

| | | | | |
|-----------------|------------|-----------|-------------|-----------|
| COMMITTEE VOTE: | 9 In Favor | 0 Opposed | 0 Abstained | 0 Recused |
| PUBLIC VOTE: | 1 In Favor | 0 Opposed | 0 Abstained | 0 Recused |
| BOARD VOTE: | TABLED | | | |

RE: Governors Island, El Paso Taqueria 1643 Corp.

WHEREAS: The applicant, El Paso Taqueria 1643 Corp. applied for a restaurant wine and beer license for Governors Island; now

THEREFORE
BE IT
RESOLVED

THAT: CB 1 approves the granting of wine/beer license for Governors Island, El Paso Taqueria 1643 Corp.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2015

COMMITTEE OF ORIGIN: LANDMARKS

COMMITTEE VOTE: 6 In Favor 0 Opposed 0 Abstained 0 Recused
BOARD VOTE: 34 In Favor 0 Opposed 1 Abstained 0 Recused

RE: Landmarks Preservation Commission Backlog

WHEREAS: The current backlog of calendared but not acted upon landmark designations at the Landmarks Preservation Commission occurred over a long period of time, over many administrations, and

WHEREAS: There are approximately 100 items that have been on the calendar for five years or more, and some of these items date back to 1977 and 1989, and

WHEREAS: In November 2014, the Landmarks Preservation Commission proposed removing these items from the calendar in an administrative action with no regard to merit and later postponed this action following widespread community opposition, and

WHEREAS: Three of the buildings on the list are in Community Board 1:

- 315 Broadway (1989)
- 143 Chambers Street (1989)
- Excelsior Power Company Building, 33-43 Gold Street (1977), now

THEREFORE

BE IT

RESOLVED

THAT: CB1 opposes removing items from the Landmarks Preservation Commission calendar by administrative action with no regard to merit, and

BE IT

FURTHER

RESOLVED

THAT: CB1 requests that items that have been on the calendar since 1977 and 1989 be brought to public hearing for urgent designation in order to ensure a public and transparent review process, and

BE IT

FURTHER

RESOLVED

THAT: Funding be made available for additional Landmarks Preservation Commission staff to resolve the backlog issue.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2015

COMMITTEE OF ORIGIN: LANDMARKS

COMMITTEE VOTE: 7 In Favor 0 Opposed 0 Abstained 0 Recused
BOARD VOTE: 35 In Favor 0 Opposed 0 Abstained 0 Recused

RE: Honoring the 50th Anniversary of the Landmarks Preservation Commission

WHEREAS: The Landmarks Preservation Commission is celebrating its 50th Anniversary, and

WHEREAS: The hard work of the Commission has tremendously benefited CB1, which is home to so many individual landmark Buildings, and

WHEREAS: CB1 has benefited greatly from the numerous Landmark Historic Districts, and

WHEREAS: CB1 would like to single out three amazing individual landmarks – the Woolworth Building, City Hall and the Customs House, and

WHEREAS: CB 1 would like to acknowledge six vitally important Historic Districts: the South Street Seaport and the five Tribeca Districts, as well as The Street Plan of New Amsterdam, and

WHEREAS: CB 1 looks forward to working with the Landmarks Preservation Commission in the vital work left to be done in the future – especially the appropriate redevelopment within and surrounding the South Street Seaport Historic District – to identify just one urgent priority, now

THEREFORE

BE IT

RESOLVED

THAT: Funding be made available for additional Landmarks Preservation Commission staff to enable it to process applications in a timely fashion, and

BE IT

FURTHER

RESOLVED

THAT: CB1 thanks and congratulates the Landmark Preservation Commission on its important 50th Anniversary.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2015

COMMITTEE OF ORIGIN: PLANNING

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

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

RE: FY 2016 Manhattan Borough Board Budget Priorities Report

WHEREAS: In accordance with New York City Charter §241, the Manhattan Borough President's Office has drafted the FY 2016 Manhattan Borough Board Budget Priorities Report; and

WHEREAS: A vote on the final adoption of this report is scheduled for the Manhattan Borough Board meeting on April 16, 2015 at 8:30 AM; now

THEREFORE

BE IT

RESOLVED

THAT: CB1 authorizes its Chair or Co-Chair to vote in favor of the FY 2016 Manhattan Borough Board Budget Priorities Report at the Manhattan Borough Board meeting on April 16, 2015.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2015

COMMITTEE OF ORIGIN: PLANNING

COMMITTEE VOTE: 12 In Favor 0 Opposed 0 Abstained 0 Recused
BOARD VOTE: 35 In Favor 0 Opposed 0 Abstained 0 Recused

RE: Resiliency Implications of the Exxon Settlement for the Newark Bay Bi-state Estuary

WHEREAS: The Spill Act Lawsuit sought natural resource damages at two sites, Bayway Refinery in Linden, NJ and Bayonne Refinery in Bayonne, NJ; and

WHEREAS: Eighteen toxic chemicals exceeding safe levels were found in the New York Harbor Estuary resulting from contamination of these two sites by ExxonMobil; and

WHEREAS: ExxonMobil has admitted to discharging hazardous substances that have adversely impacted natural resources and that refinery operations leaked, spilled and discharged crude and refined products, that they utilized wetlands and other low-lying areas as waste receptacles, and that they poured kerosene onto both properties to combat mosquitos; and

WHEREAS: The vast majority of New York and New Jersey Harbor wetlands have been paved, with major implications for resiliency; and

WHEREAS: ExxonMobil was required to clean up Bayway Facility under a 1991 consent order. They are still in an “investigative phase” of the cleanup process at Bayway and are investigating and doing some remediation work at Bayonne; and

WHEREAS: Both sites will have to be cleaned to satisfy the Site Remediation Reform Act Standards, which are often addressed by “capping” the site, rather than restoring the wetlands; and

WHEREAS: The purpose of the Natural Resource Damage Suit is not to clean the site, which was already agreed to under the 1991 consent order, but to restore the wetlands; and

WHEREAS: The State of New Jersey sought \$8.9 billion to reimburse taxpayers for the decades of lost use of vital wetlands and to pay for a full-scale restoration. \$2.5 billion would restore the two sites. \$6.4 billion would pay to “compensate for the decades of harm at the two facilities”; and

WHEREAS: The settlement stipulates that ExxonMobil pay \$225 million, that New Jersey maintains the right to pursue statewide MTBE cases against ExxonMobil, but that the State also agrees not to bring any surface water suit until a Natural Resources Assessment is completed, and only against multiple defendants; and

WHEREAS: The settlement would also settle ExxonMobil's responsibility at Bayway and Bayonne, as well as 16 additional sites across the state; and

WHEREAS: ExxonMobil admits no liability, so it may be able to get this paid by its insurer; and

WHEREAS: The New Jersey state budget would send most of the recovery to the general fund. Of the total \$225 million, \$175 million would go to the general fund, \$50 million may go to costs and legal fees, and \$45 million would go to the state's outside council; and

WHEREAS: In March 2015, New York City Mayor Bill de Blasio expressed concerns that the settlement was inadequate to address pollution that experts say impacted the entire estuary the two states share; and

WHEREAS: Donovan Richards, chairman of the New York City Council Committee on Environmental Protection is also on record saying the settlement "will undermine any attempts to secure a viable future for wetland restoration in the Newark Bay," and that "wetlands are a proven natural buffer against hurricanes, superstorms and other high-impact weather-related events. Any long-term sustainability planning for New York and New Jersey must prioritize our first lines of defense;" and

WHEREAS: Under New Jersey procedure, the state's Department of Environmental Protection must review public comments on the settlement and then file a report with recommendations to the state judge overseeing the ExxonMobil case, now

THEREFORE
IT BE
RESOLVED

THAT: Community Board 1 acknowledges the subsequent impacts the contamination has had on the New York/New Jersey estuary, and believes the \$225 million settlement is inadequate; and

BE IT
FURTHER
RESOLVED

THAT: CB1 urges the New Jersey Department of Environmental Protection to acknowledge the resiliency benefits of reviving and restoring contaminated wetlands, rather than simply "capping" them with concrete, and urges that they recommend sufficient funding for proper restoration of the wetlands; and

BE IT
FURTHER
RESOLVED

THAT: CB1 calls on the New York Department of Environmental Protection and its elected officials to take action and respond accordingly to this matter which deeply impacts not only New Jersey, but New York as well.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2015

COMMITTEE OF ORIGIN: PLANNING

COMMITTEE VOTE: 12 In Favor 0 Opposed 0 Abstained 0 Recused
BOARD VOTE: 35 In Favor 0 Opposed 0 Abstained 0 Recused

RE: Int. 732 – a Local Law to amend the New York City Charter, in relation to making urban planning professionals available to Community Boards

WHEREAS: New York City Council Members Kallos, Cabrera, Eugene, Lancman, Mendez, Rose and Rodriguez have proposed Int. 732 to amend subdivision nine of section 82 of the New York City Charter; and

WHEREAS: This subdivision of the City Charter currently states that the Borough President’s Office must establish a planning office and “provide technical assistance to the Community Boards within the borough;” and

WHEREAS: Int. 732 would expand this clause by adding the following: “by providing within appropriations therefor, the services of at least one professional planner within such office for each Community Board in the borough;” and

WHEREAS: CB1 is a unique Board in that they have an urban planning professional on staff and another as a consultant, each on a part-time basis. However, this is rare and most Community Boards throughout New York City do not have dedicated urban planning staff; and

WHEREAS: These CB1 urban planning professionals have brought invaluable expertise in dealing with Uniform Land Use Review Procedure (ULURP), Board of Standards and Appeals, Landmarks Preservation Commission and other discretionary actions, as well as demographic, geo-analytical mapping and other skills that have proved instrumental in advocacy initiatives; and

WHEREAS: In addition to these skills brought by CB1’s existing urban planning professionals, institutional knowledge developed over time has proven to be critical in dealing with planning projects; and

WHEREAS: On April 30, 2015 at 1:00 pm the New York City Council Committee on Government Operations will hold a public hearing on Int. 732; now

THEREFORE
IT BE
RESOLVED

THAT: CB1 acknowledges that urban planning professionals are a vital asset for Community Boards, and that there is a great need for this type of assistance throughout the City; and

BE IT
FURTHER
RESOLVED

THAT: CB1 is supportive of the idea of Int. 732, but has concerns regarding how it would be funded, how many Boards would be assigned to each planner, the process in which planners would be assigned to Boards, and oversight; and

BE IT
FURTHER
RESOLVED

THAT: CB1 has experienced the benefits of institutional knowledge in dealing with urban planning issues and urges that there be a grandfathering for any Boards with existing urban planning professionals, and that under Int. 732 planners be designated by Board rather than by project to allow the development of institutional knowledge by newly assigned planners.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2015

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

COMMITTEE VOTE: 9 In Favor 0 Opposed 0 Abstained 0 Recused
BOARD VOTE: 35 In Favor 0 Opposed 0 Abstained 0 Recused

RE: Accident on Beekman between William and Nassau Streets

WHEREAS: On the morning of Monday, April 13th on Beekman Street between William and Nassau, a car jumped the curb and struck a woman and the driver drove away; and

WHEREAS: This location is in close proximity to the Spruce Street School, the construction site at 33 Beekman Street which has narrowed the street to one lane, Fire Department of New York Engine 6 station at 49 Beekman Street, New York Presbyterian Lower Manhattan Hospital at 170 William Street, and the residential building designed by Frank Gehry at 8 Spruce Street; and

WHEREAS: This section of Beekman Street has been problematic in the past. There is currently a stop sign at Beekman and Nassau, but many drivers rush through that section of Beekman to catch the green signal at Beekman and Park Row; and

WHEREAS: Additionally, fire station and hospital vehicles are frequently parked on the sidewalks of Beekman Street, reducing space for pedestrian traffic and forcing pedestrians into the street; and

WHEREAS: Three years ago, a UPS worker was killed half a block away when a motorist lost control of a vehicle and drove onto the sidewalk; and

WHEREAS: The construction site at 33 Beekman Street, which will be a Pace University dormitory, will be completed early this summer at which time Pace University will take over at the site and students will move in starting in August; and

WHEREAS: Department of Transportation Lower Manhattan Borough Commissioner Luis Sanchez has noted that speed bumps are not feasible on this section of Beekman Street because of the nearby fire station, but a traffic light was installed at Beekman and Nassau on April 23, 2015 which should discourage speeding to catch the Park Row light; and

WHEREAS: The NYPD First Precinct has reported that they are investigating the April 13th accident, and in the meantime are diligently conducting enforcement and issuing summonses on Beekman Street; now

THEREFORE
BE IT
RESOLVED

THAT: CB1 expresses grave concern regarding this section of Beekman Street and thanks NYC DOT and NYPD First Precinct for their responsiveness, attention and collaborative efforts to improve pedestrian safety at this location; and

BE IT
FURTHER
RESOLVED

THAT: CB1 urges that measures be taken to fast-track the removal of construction barricades next to 33 Beekman Street, and that an NYPD traffic enforcement officer be stationed on that block until the barriers are removed; and

BE IT
FURTHER
RESOLVED

THAT: CB1 acknowledges that this is a unique multi-pronged problem and believes an array of measures can be taken to prevent such accidents in the future, including requesting that crossing guards be deployed at this location, that the Gehry Building utilize its loading dock more frequently, that fire station and hospital employees cease parking their vehicles on the sidewalks, and that NYPD traffic officers remain diligent in their enforcement of traffic violations in the area.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2015

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

COMMITTEE VOTE: 9 In Favor 0 Opposed 0 Abstained 0 Recused
BOARD VOTE: 35 In Favor 0 Opposed 0 Abstained 0 Recused

RE: South Street Seaport Museum

WHEREAS: Captain Jonathan Boulware, who has served as the South Street Seaport Museum's Waterfront Director and Interim President since November 2011, has been appointed Executive Director; and

WHEREAS: Community Board 1 has vehemently supported the South Street Seaport Museum and recognizes that it is an invaluable asset to our community; and

WHEREAS: The South Street Seaport Museum is currently in the process of a feasibility analysis to determine its future needs both on land and on water; and

WHEREAS: In February 2015, CB1 adopted a resolution supporting the South Street Seaport Museum's need for adequate pier space at the South Street Seaport, and requested that they be granted the pier access required to institute a visiting vessel program, which Captain Boulware had noted was critical to the success of the South Street Seaport Museum; and

WHEREAS: South Street Seaport Museum's Opening Day will occur on Saturday, April 25th on Pier 16; now

THEREFORE

BE IT

RESOLVED

THAT: CB1 reiterates its support for the South Street Seaport Museum and looks forward to a successful summer season; and

BE IT

FURTHER

RESOLVED

THAT: CB1 further supports the Museum's need for adequate space and for their land properties, including on Schermerhorn Row and on Water Street.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2015

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

COMMITTEE VOTE: 9 In Favor 0 Opposed 0 Abstained 0 Recused
BOARD VOTE: 35 In Favor 0 Opposed 0 Abstained 0 Recused

RE: East River Esplanade

WHEREAS: A majority of the East River Esplanade in the Community Board 1 area has been completed. However, the section between Pier 17 and the Brooklyn Bridge remains either unfinished or in disrepair; and

WHEREAS: Jerry Driscoll Walk has fallen into serious disrepair, especially due to damage caused by Superstorm Sandy in October 2012; and

WHEREAS: Jerry Driscoll Walk was never fixed after Superstorm Sandy and was temporarily closed to be used as a staging area for the Brooklyn Bridge Rehabilitation Project, and is still closed almost three years later with no discernible improvement; and

WHEREAS: The community has been waiting several years for the restoration of this missing piece of the East River Walkway/Bikeway and in September 2014, CB1 adopted a resolution requesting that the design of Jerry Driscoll Walk be revisited, as it has proven to be unsuccessful, and that in the meantime it be repaired to the extent that it is passable and safe; and

WHEREAS: This stretch of the East River Esplanade is within the Howard Hughes Corporation's mixed use project area. It is anticipated that this project will soon be reviewed by the Landmarks Preservation Commission (LPC) before entering the Uniform Land Use Review Procedure (ULURP), although LPC review has been delayed since February; and

WHEREAS: This area also includes the space under the Brooklyn Bridge which was proposed as Brooklyn Bridge Beach under former Manhattan Borough President Scott Stringer's East River Blueway Plan; and

WHEREAS: Currently, the space under the Brooklyn Bridge is inaccessible and unsightly as garbage and refuse accumulates there and it is not adequately cleaned or maintained; now

THEREFORE

BE IT

RESOLVED

THAT: CB1 requests a status update on these projects from the NYC Economic Development Corporation, the Department of Parks and Recreation, the Department of Transportation and any other relevant agencies, and further requests that the East River Esplanade be completed as this is the final missing stretch in the otherwise continuous East River Walkway/Bikeway.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2015

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

COMMITTEE VOTE: 8 In Favor 0 Opposed 0 Abstained 0 Recused
BOARD VOTE: 35 In Favor 0 Opposed 0 Abstained 0 Recused

RE: BSA Calendar No. 60-15-BZ
111 Fulton Street, application to permit a physical culture establishment pursuant to
Section 73-36 of the New York City Zoning Resolution

WHEREAS: An application has been filed with the Board of Standards and Appeals for a
special permit to allow a physical culture establishment (PCE) at 111 Fulton
Street; and

WHEREAS: This PCE will be a CrossFit gym, promoting overall athleticism and health
through cardio and strength training workouts. Workouts include, but are not
limited to, activities such as rowing, pull-ups, pushups, sit-ups, and squats; and

WHEREAS: The proposed PCE will contain a small workout space and fourteen double sided
work stations. There will also be six bathrooms and an office; and

WHEREAS: The PCE will be located on the cellar level and it is not anticipated that it will
create an adverse impact on the quiet enjoyment of the residential units located on
floors 2 through 10. However, padded fitness and raised flooring are proposed as
precautionary attenuation measures; and

WHEREAS: The proposed hours of operation are Monday – Friday 5 AM to 9 PM and
Saturday and Sunday 8 AM to 1 PM. Peak weekday hours will be 6 AM to 9 AM
and 6 PM to 8 PM. Peak weekend hours will be 8 AM to 10 AM; now

THEREFORE
IT BE
RESOLVED

THAT: CB1 recommends approval of a special permit to allow a physical culture
establishment at 111 Fulton Street for the CrossFit Gym.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2015

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

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

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

RE: Street permit application by Lower Manhattan Cultural Council on Sunday, June 28, 2015, Front Street between Beekman Street and Peck Slip

WHEREAS: The applicant has applied for a street activity permit for Sunday, June 28, 2015, Front Street between Beekman Street and Peck Slip during the hours of 6pm – 7pm; now

THEREFORE

BE IT

RESOLVED

THAT: CB1 does not oppose the proposed application submitted by Lower Manhattan Cultural Council for a street activity permit for Sunday, June 28, 2015, from 6pm – 7pm, 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. Pedestrian and vehicular traffic in and out of all garages downtown remain open at all times.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2015

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

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

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

RE: 24 Peck Slip, application for a new unenclosed sidewalk café license for Slammers Inc d/b/a Suteishi Japanese Restaurant

WHEREAS: The applicant, Slammers Inc, has applied for a new unenclosed sidewalk café license for 9 tables and 18 chairs; now

THEREFORE

IT BE

RESOLVED

THAT: CB 1 approves the sidewalk café license for Slammers Inc. at 24 Peck Slip.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2015

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

COMMITTEE VOTE: 7 In Favor 1 Opposed 0 Abstained 0 Recused
BOARD VOTE: 35 In Favor 0 Opposed 0 Abstained 0 Recused

RE: 33 Peck Slip, application for a hotel/restaurant liquor license for an entity to be formed by Bob Ghassemieh and Alex Ghassemieh d/b/a Mr. C

WHEREAS: The applicant, an entity to be formed by Bob Ghassemieh and Alex Ghassemieh d/b/a Mr. C, is applying for a hotel/restaurant liquor license; and

WHEREAS: The applicant has requested the bar service hours of 12:00pm – 1:30am on Sunday, 8:00am – 1:30am Monday – Thursday and 8:00am – 3:30am Friday and Saturday for the hotel restaurant and lobby lounge; and

WHEREAS: The Committee has recommended that the bar service hours follow the Seaport/Civic Center liquor license guidelines for 12:00pm – 12:00am on Sunday, 11:00am – 12:00am Monday – Wednesday, 11:00am – 1:00am Thursday and Friday and 10:00am – 1:00am on Saturday. After a 6 month trial basis, the applicant may revisit the Committee and request extended closing hours based on performance in the neighborhood; and

WHEREAS: The establishment includes a dining area of 715 square feet with 9 tables and 36 chairs indoors and 20 tables and 40 chairs outdoors, a lobby lounge and library area of 1,304 square feet with 18 cocktail tables and 60 seats (sofa/lounge seating), and a kitchen area of 574 square feet; and

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

WHEREAS: The applicant has represented that are no buildings used exclusively as a school, church, synagogue or other place 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 hotel/restaurant liquor license to an entity to be formed by Bob Ghassemieh and Alex Ghassemieh d/b/a Mr. C. *unless* the applicant complies with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2015

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

COMMITTEE VOTE: 8 In Favor 0 Opposed 0 Abstained 0 Recused
BOARD VOTE: 35 In Favor 0 Opposed 0 Abstained 0 Recused

RE: 207A Front Street, application for a new wine and beer license for Market Café
LLC d/b/a Market Cafe

WHEREAS: The applicant, Market Café LLC d/b/a Market Cafe, is applying for a new wine
and beer license; and

WHEREAS: The applicant has requested the bar service hours of 10:00am – 12:00pm Sunday
– Thursday and 10:00am – 1:00pm Friday & Saturday; and

WHEREAS: The size and capacity of the establishment is 2,500 square feet with a dining area
of 1,296 square feet with 1 table, 8 seats and 4 counter seats, a bar area of 800
square feet, and a kitchen area of 200 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 are no buildings used exclusively as a school,
church, synagogue or other place 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 new wine and beer license to Market Café LLC
d/b/a Market Cafe *unless* the applicant complies with the limitations and
conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2015

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

COMMITTEE VOTE: 8 In Favor 0 Opposed 0 Abstained 0 Recused
BOARD VOTE: 35 In Favor 0 Opposed 0 Abstained 0 Recused

RE: 89 South Street (north side of Pier 16), application for a new wine and beer license for Pier 16 Holdings LLC

WHEREAS: The applicant, Pier 16 Holdings LLC, is applying for a new wine and beer license; and

WHEREAS: The applicant has requested the bar service hours of 12:00pm – 12:00am Sunday – Thursday and 11:00am – 12:00am Friday & Saturday; and

WHEREAS: The size and capacity of the establishment is 2,500 square feet with a dining area of 1,200 square feet with 30 tables and 110 seats, a bar area of 600 square feet and a kitchen area of 700 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 are no buildings used exclusively as a school, church, synagogue or other place 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 new wine and beer license to Pier 16 Holdings LLC unless the applicant complies with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2015

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

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

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

RE: 78 South Street, Pier 15 request for one-time alteration of hours for Watermark

WHEREAS: The applicant, Lisa Cannistraci on behalf of Marriage Equality USA, has requested a one-time alteration that would enable Watermark to operate and serve liquor from 8:00 pm until 4:00 am on Saturday, June 27, 2015; and

WHEREAS: The one-time alteration is for a charitable event; and

WHEREAS: Community Board 1 has had no complaints about in the past about this event, which formerly took place at the Beekman Beer Garden; now

THEREFORE

BE IT

RESOLVED

THAT: CB 1 has no objection to the granting of a one-time change in the method of operation to allow Watermark to operate and serve liquor from 8:00 pm to 4:00 am on Saturday, June 27, 2015.

Sidewalk Cafe Guidelines

April 2, 2015

Manhattan Community Board 1 - Tribeca Committee

- I. The CB1 Tribeca Committee Sidewalk Café Guidelines will be posted on the CB1 web site in the sections pertaining to Liquor License and Sidewalk Cafe applications.
- II. CB1 staff will check applications for completeness, and should advise applicants that the Committee may delay review, or decline altogether to review, any application that is not complete.
- III. CB1 staff will encourage the use of the Sidewalk Cafe Guidelines, but will also advise applicants that these Guidelines are not a substitute for the City's Rules, Regulations and other official sources of City policy, which must be followed, and which include but are not limited to:
 - **NYC Zoning Resolution, Article I, Chapter 4** – This is available from the NYC Department of City Planning, www.nyc.gov/dcp and <http://www.nyc.gov/html/dcp/pdf/zone/art01c04.pdf>.
 - **NYC Administrative Code, Section 20, Chapter 6, Sidewalk Licensing Procedure** – http://www.nyc.gov/html/dca/downloads/pdf/sidewalk_cafe_law_rules.pdf.
 - **Sidewalk Café Design and Regulations Guide** - This describes the types of sidewalk cafés allowed and their design guidelines. <http://www.nyc.gov/html/dca/html/licenses/013.shtml>.
 - **Sidewalk Café Street Guide** – This describes where in NYC sidewalk cafés are permitted and prohibited. http://www.nyc.gov/html/dca/downloads/pdf/swc_street_guide.pdf.
 - **Sidewalk Café Application** – http://www.nyc.gov/html/dca/downloads/pdf/swc_license_app_materials.pdf.
- IV. The Sidewalk Café Guidelines for Tribeca are provisional; they are being reviewed by a CB1 Sidewalk Cafe Working Group and may be modified.
- V. The CB1 Tribeca Committee reviews applications individually, relying on its familiarity with proposed locations in Tribeca, and on multiple additional factors including the following:

- applicants seeking a license with the State Liquor Authority (SLA) are asked to agree to wait a minimum of one year after initial operation before seeking a sidewalk café license. Specifically, applicants are asked to add the following note to the SLA Stipulation Sheet: “the applicant agrees to seek a method of operation alteration to include a sidewalk café to an existing liquor license only after one year of operation.”
- applicants are asked to agree to give careful consideration to all quality of life issues, particularly with respect to hours of operation, noise, smoking, pedestrian street access and refuse removal.
- applicants are encouraged to set hours of operation that are respectful of the location’s businesses and residents.
- applicants are asked to provide a name and phone number for a contact person who can be reached by anyone who wishes to communicate with the owner of the establishment about the operation of the establishment.

VI. CB1 requires all applicants to provide to the Committee five days prior to the meeting eight copies of each item listed in the NYC Department of Consumer Affairs Sidewalk Café License Application Packet, as follows:

1. **The hearing notice requirement** – A notice of the dates, time and place of public hearing schedule shall be conspicuously posted at the premises at least 15 days before the date of such hearing. A photograph of the posting must be submitted with the application.
2. **The sidewalk café compliance check list**
3. **The letter of notification to required parties** – The applicant must submit copies of a certified letter or registered mail letter used to notify the following required parties:
 - All persons who occupy ground floor property, whether residential, commercial, or other use, within a 100 foot radius of the proposed sidewalk café (this note is specific to the Tribeca Committee).
 - Owners of all buildings on the same side of the block as the proposed sidewalk café.
 - The association or board of all residential cooperatives or condominiums on the same side of the block as the proposed sidewalk café.
4. **The certified mail receipts, or registered mail receipts, for the letters of notification sent to the required parties**

5. **A notarized affidavit stating that the letters of notification were sent to all required parties**

6. **Photos of the property** – Photos of the property where the proposed sidewalk café will be located, showing one frontal view, one left side view, and one right side view of the proposed sidewalk café.
 - Photos must be keyed to the plans, i.e., there must be a direct relationship between the plans submitted by the architect/engineer and the photos.
 - Photos must show the complete sidewalk area of the proposed sidewalk café's location, including the view to the curb and to neighboring properties, in particular their entrances.
 - All sidewalk obstructions must be clearly visible in the photos.
 - Standard photographs or color paper copies are acceptable.

7. **Scale Drawings of Proposed Sidewalk Café** – Submit copies of the scale drawing plan signed and stamped by a licensed New York State architect or engineer. Drawings must be on 11" x 17" paper and include:
 - Floor plan diagram at a scale no less than 1/4 inch = 1 foot showing location of tables, chairs, gratings, exit and entrance doors to adjacent premises, permanent street obstructions if any allocation of any fixed object located on sidewalk within (20) feet of existing or proposed sidewalk café.
 - Elevation diagram showing canopies and awning details, if any
 - Plot plan
 - Building section drawing at a scale 1/4 inch = 1 foot
 - Plans must also include:
 - Separation (if any) between pedestrian and café areas
 - Location of separation between Sidewalk Café and restaurant establishment (roll down gate)
 - Lengths and widths of café, sidewalk, clearances, door and window openings, fire escapes, drop ladders, counterbalanced stairs

- Height of dividers
- Total number of tables and chairs
- Total square footage and table dimensions

* * *

The Committee requires complete applications for review and may postpone or decline review if an application is not complete.

Please contact the CB1 office at 212-442-5050 or email man01@cb.nyc.gov with questions or concerns about any application for a Sidewalk Cafe.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2015

COMMITTEE OF ORIGIN: TRIBECA

| | | | | |
|-----------------|-------------|-----------|-------------|-----------|
| COMMITTEE VOTE: | 4 In Favor | 2 Opposed | 1 Abstained | 0 Recused |
| PUBLIC MEMBERS: | 0 In Favor | 0 Opposed | 0 Abstained | 1 Recused |
| BOARD VOTE: | 32 In Favor | 2 Opposed | 1 Abstained | 0 Recused |

RE: 285 West Broadway, application for cabaret license for Haus

WHEREAS: The applicant, PJ150 LLC d/b/a Haus, is applying for a cabaret license; and

WHEREAS: Community Board 1 (CB1) approved extensions of hours for Haus in March 2015 and September 2014, and in March 2015 the owner Paul Horowitz agreed to stipulations requested by the Tribeca Committee (the Committee) of CB1; and

WHEREAS: There will be no other changes in the Method of Operation and stipulations agreed to in March 2015 by Mr. Horowitz; and

WHEREAS: Haus has operated at 285 West Broadway for approximately 10 months and there have been dance clubs at this location in past years including the Canal Room; and

WHEREAS: Concerns were expressed by some members of the Committee at the meeting where this application for a cabaret license was discussed as well as the prior meetings where the applications for extension of hours were discussed regarding inconsistencies and inaccuracies in filings by Mr. Horowitz to CB1 and filings to the New York State Liquor Authority that were inconsistent with commitments made to CB1 although it was noted that Mr. Horowitz readily agreed to sign all the stipulations requested by CB1 in the prior month; and

WHEREAS: It was stated at the Meeting by Mr. Horowitz and reported on a website that dancing occurs at Haus which was of concern to some members of the Committee although others were less concerned and said it is commonplace at such lounges and bars in New York City, as did a representative of Haus; and

WHEREAS: The Community Board 1 (CB1) office is not aware of any complaints about Haus in recent years and no neighbors have appeared to state complaints at any of the meetings of the Committee where this establishment has been on the agenda including the meetings in November 2014, March 2015 and April 2015, and there do not appear to be any residential buildings in very close proximity to Haus, although there are some nearby; and

WHEREAS: CB1 received a letter on March 12, 2015 from the Managing and Leasing Agent of 285 West Broadway, the nearby commercial building, stating that the applicant has been respectful of neighbors and there have been no complaints from tenants of that building regarding the establishment; now

THEREFORE

BE IT

RESOLVED

THAT: CB 1 does not oppose the granting of a cabaret license for PJ150 LLC d/b/a Haus.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2015

COMMITTEE OF ORIGIN: TRIBECA

| | | | | |
|-----------------|-------------|-----------|-------------|-----------|
| COMMITTEE VOTE: | 7 In Favor | 0 Opposed | 0 Abstained | 0 Recused |
| PUBLIC MEMBERS: | 1 In Favor | 0 Opposed | 0 Abstained | 0 Recused |
| BOARD VOTE: | 35 In Favor | 0 Opposed | 0 Abstained | 0 Recused |

RE: Church Street School – Block Party

WHEREAS: Church Street School has applied for a street activity permit for Warren Street between West Broadway and Greenwich Street for Sunday, May 17, 2015, 10 am-6pm; now

THEREFORE
BE IT
RESOLVED

THAT: CB 1 *does not oppose* the application submitted by Church Street School for a street activity permit for May 17, 2015, subject to the following conditions:

1. New York City Department of Transportation Lower Manhattan Borough Commissioner's Office (LMBCO) 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, and
5. Pedestrian and vehicular traffic in and out of all garages downtown remain open at all times.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2015

COMMITTEE OF ORIGIN: TRIBECA

| | | | | |
|-----------------|-------------|-----------|-------------|-----------|
| COMMITTEE VOTE: | 8 In Favor | 1 Opposed | 0 Abstained | 0 Recused |
| PUBLIC VOTE: | 0 In Favor | 1 Opposed | 0 Abstained | 0 Recused |
| BOARD VOTE: | 30 In Favor | 5 Opposed | 0 Abstained | 0 Recused |

RE: Sidewalk Cafe Working Group

WHEREAS: The Sidewalk Café Working Group was formed in February 2015 to review the Sidewalk Café regulations in CB1 and the impact they have on the community and particularly the Tribeca area, and

WHEREAS The Sidewalk Cafe Working Group was charged with determining if there are any recommendations CB1 can make for changes in procedures and legislation that would benefit community residents and local businesses, and

WHEREAS: The Sidewalk Cafe Working Group reviewed the zoning regulations for sidewalk cafes in CB1 and found that unenclosed sidewalk cafes, small sidewalk cafes and enclosed sidewalk cafes are allowed on all streets in Tribeca, and

WHEREAS: The sidewalk cafe zoning regulations were created at a time in the 1980's when Tribeca was a mixed use manufacturing and commercial district and today it has become a mixed use residential and commercial district, and

WHEREAS: The Sidewalk Cafe Working Group found that 37 of CB1's 51 sidewalk cafes are located in Tribeca, mostly on its narrow and congested side streets, and

WHEREAS: The Tribeca district has five historic districts covering a substantial portion of the residential area and the Tribeca Mixed Use zoning district covering almost all of the residential area, and

WHEREAS: The Sidewalk Cafe Working Group believes that the zoning regulations should be revised to reflect the residential character and quality of life of the Tribeca district, now

THEREFORE
BE IT
RESOLVED

THAT: The City Planning Department undertake a study of the area from Centre Street to West Street and from Canal Street to Murray Street, with substantial input from CB1, with the goal of revising the zoning regulations to assure that all sidewalk

cafes in Tribeca meet the Zoning Regulations' General Purposes, as stated in Chapter 4, 14-00

- “to ensure adequate space for pedestrians;”
- “to promote cafes as visual amenities that better relate to the streetscape,”
- “to preserve and enhance the character of the neighborhood,” and
- “to support locations where “sidewalk cafes promote and protect public health, safety, general welfare and amenity,”

And, with these General Purposes in mind, to study the Tribeca streets with the possible recommendation to:

- exclude enclosed sidewalk cafes from selected areas of the Tribeca district, and exclude unenclosed sidewalk cafes from selected streets, which regulations would be subject to review every five years for possible revisions, and

BE IT
FURTHER
RESOLVED
THAT:

The Department of Consumer Affairs review the regulations set forth in the New York City Administrative Code, with the goal of revising the regulations:

- to require consideration of factors affecting the quality of life in the neighborhood, such as noise, smoke, refuse,
- to include a description of enforceable penalties for environmental infractions, and
- to assure that community board representatives may appear before the Department of Consumer Affairs with Board recommendations prior to the Department taking action to issue a Sidewalk Café License.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: APRIL 28, 2015

COMMITTEE OF ORIGIN: YOUTH AND EDUCATION

| | | | | |
|-----------------|-------------|-----------|-------------|-----------|
| COMMITTEE VOTE: | 8 In Favor | 0 Opposed | 0 Abstained | 0 Recused |
| PUBLIC VOTE | 1 In Favor | 0 Opposed | 0 Abstained | 0 Recused |
| BOARD VOTE: | 33 In Favor | 0 Opposed | 0 Abstained | 2 Recused |

RE: Teacher Evaluation

WHEREAS: New York State Governor Andrew Cuomo's plan radically disempowers our principals in the evaluation process of their own teachers by giving them only 15% of the input on the teachers they hired and supervise on a day to day basis, in a variety of situations; and

WHEREAS: Outside evaluators of unknown origin and experience are given a much higher proportionate weight in evaluating the performance of our teachers based on only a few days a year instead of continuously throughout the school year; and

WHEREAS: The Governor's plan de-incentivizes principals and teachers in underperforming schools, many of which have high-needs children; and

WHEREAS: According to the plan, 50% of a teacher's evaluation would be based on the performance of his or her students on state tests; and

WHEREAS: Teachers are currently evaluated on the performance of students they do not actually teach; and

WHEREAS: The relevance of the State tests, which were shrouded in mystery prior to their administration and subsequently found faulty by our educators and education experts, is in question; and

WHEREAS: Other states are moving away from high-stakes testing as are our NYC mayor and School Chancellor; now

THEREFORE

BE IT

RESOLVED

THAT: CB1 strongly advocates that the Governor rescind his teacher evaluation proposal and support teacher evaluation based on a 20% State Measure – based on student growth on state or other assessments, a 20% local Measure, and 60% on Measure of Teacher Practice (MOTP), which includes classroom observations by their administration; and

BE IT
FURTHER
RESOLVED

THAT: CB1 strongly advocates that the NYS Board of Regents hold public hearings in New York City to engage educators and the public in the implementation of the mandated changes to the teacher evaluation system. Furthermore, we urge the Regents to adopt regulations that limit the impact of the state tests, maximize local control and help teachers grow throughout their careers.

BE IT
FURTHER
RESOLVED

THAT: Both the State Education Department and the New York City Department of Education adjust teacher evaluations to reflect only teacher interaction with students they actually teach.