

FULL BOARD MINUTES

DATE: March 18, 1999

TIME: 7:00 P.M.

PLACE: NYU Law School, 40 Washington Square South
Room 110

BOARD MEMBERS PRESENT: Ann Arlen, Tobi Bergman, Donna Blau, Enid Braun, Glenn Bristow, Helene Burgess, Charle-John Cafiero, Keith Crandell, Anthony Dapolito, Doris Diether, Harriet Fields, Alan Jay Gerson, Chair, Community Board #2, Manhattan (CB#2-Man.); Edward Gold, Anne Hearn, Anthony Hoffmann, Honi Klein, Rachel Lavine, Aubrey Lees, Edward Ma, Michael Mirisola, Doris Nash, T. Marc Newell, David Reck, Carol Reichman, Debra Sandler, Arthur Z. Schwartz, Shirley Secunda, Ruth Sherlip, John Short, Sharon Slotnick, Verna Small, James Smith, Sean Sweeney, Lora Tenenbaum, Martin Tessler, Wilbur Weder, Jeanne Wilcke, Betty Williams, Carol Yankay.

BOARD MEMBERS EXCUSED: Lise Esdaile, Emily Giske, Arnold L. Goren, Helen Iannello, Rosemary McGrath, Abraham Tan.

BOARD MEMBERS ABSENT: Caroline Crumpacker, Carol Feinman, Oscar J. Gonzalez, Veronica Johnson.

BOARD STAFF PRESENT: Arthur Strickler, District Manager.

GUESTS: Andrew Berman, Senator Tom Duane's office; Yvonne Morrow, Assembly Speaker Sheldon Silver's office; Debbie Roth, Assemblymember Deborah Glick's office; Dirk McCall, Man. Borough President C. Virginia Field's office; Tom Castele, Councilmember Kathryn Freed's office; Councilmember Margarita Lopez; Damaris Reyes, Councilmember Margarita Lopez's office; Al McGrath, Bill Hine, Charles Rodstrum, Luther Harris, Laurence Goldberg, Bill Gordh, Dr. Christopher Freyberg, George Camarda, Lillian Tozzi, Jennifer Lewis, Nancy Elton, Sante Scardillo, Michael Markowitz, Jo Hamilton, Samuel J. Turn, Warren Pesetsky, Douglas Vogel, Joanna Underwood, Marlene Payton, Eric Rebitsky, Peggy Millard, Kathleen Deegan, Patricia Friedland, George Watson,

MEETING SUMMARY

Meeting Date - March 18, 1999
Board Members Present - 38
Board Members Excused - 4
Board Members Absent - 7

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II. Public Session

Non-Agenda Items

Demolition of NYU Loeb Student Center/Construction of Kimmel Center

Al McGrath, and Laurence Goldberg, Friends of LaGuardia Place, Charles Rodstrum, Bill Gordh, and Jennifer Lewis, spoke against NYU's plans for the former Loeb Student Center. Luther Harris also spoke against the construction of the Kimmel Center.

Waterfront

Bill Hine spoke regarding Pier 49.

Mulberry St. Mall

George Camarda, of LINA, spoke regarding the mall. Lillian Tozzi and Sante Scardillo, of LINA, spoke against the mall.

Business & Institutions Items

Azure/Key Club, 76 E. 13th St.

Nancy Elton, Union Square South Community Advisory Board, Marlene Payton, Peggy Millard, Patricia Friedland, and Eric Rebitsky, spoke in favor of the Key Club/Azure license. Warren Pesetsky, representing the applicant, also spoke in favor of the license. Douglas Vogel and Joanna Underwood, spoke against the liquor license.

Traffic & Transportation Items

Jane St. Triangle

Michael Markowitz, Jo Hamilton, Samuel J. Turn, Kathleen Deegan, and George Watson, spoke in favor of the Triangle Park at Jane St.

Bill Gordh also spoke against sidewalks and back of building issues.

Jennifer Lewis also spoke against pedestrian traffic/security issues.

Dr. Christopher Freyberg, of St. Vincent's Hospital, spoke in favor of PAD.

Landmarks & Public Aesthetics Items

Greenwich Theater, 97-101 Greenwich Ave.

Kathleen Deegan spoke against the Landmarks application.

III. Adoption of Agenda

IV. Elected Officials Present and Reporting

Andrew Berman, of newly-elected Senator Tom Duane's office.

Yvonne Morrow, of Assembly Speaker Sheldon Silver's office.

Debbie Roth, of Assemblymember Deborah Glick's office.

Dirk McCall, of Man. Borough President C. Virginia Fields' office.

Tom Castele, of Councilmember Kathryn Freed's office.

Tony Simone, of Councilmember Christine Quinn's office.

Damaris Reyes, of Councilmember Margarita Lopez's office.

V. Adoption of Minutes

Adoption of February minutes. Distribution of March minutes.

VI. Executive Session

A. Chair's Report.

SUPPORT FOR CHANGES IN PLANT AND OPERATION AND WAVERLY INCOME SUPPORT CENTER AND DIVISION OF AIDS SERVICES

WHEREAS CB#2-Man. has many concerns with the current philosophy and conduct of the city government regarding the manner and delivery of welfare services to those citizens in need of them (and these concerns have been the burden of past resolutions); and

WHEREAS among those concerns CB#2-Man. counts as highly important the manner in which clients are treated and the physical surroundings in which clients are served; and

WHEREAS within our catchment, the Waverly Income Support Center (Waverly) is operated by the Human Resources Administration (HRA) at 12 W. 14th Street, with a Division of AIDS Services (DAS) entrance at 11 W. 13th Street; and

WHEREAS it is the observation of the neighbors of the Center and members of CB#2-Man. that much needs to be improved in the handling of clients and in the operation of the Center, internally and externally; and

WHEREAS while we recognize and appreciate that the HRA has moved to ameliorate conditions inside and outside Waverly/DAS, we also recognize that there is still much work to be done to make Waverly/DAS a good neighbor and an operation that more perfectly provides the effective and humane service to which its clients are lawfully and morally entitled; and

WHEREAS HRA and the management of Waverly/DAS has agreed to meet on a scheduled basis beginning in March to apprise itself of the concerns of neighbors and board and to map progress in improving service and conditions, inside and outside Waverly/DAS; and

WHEREAS although CB#2-Man. recognizes that any issue may be raised with HRA/Waverly/DAS management at these meetings by individuals, as individuals, the following specific objectives are those that the board agrees should be agenda topics at these meetings for discussion with and action by HRA/Waverly/DAS:

A. INSISTENCE UPON BETTER LANDLORD MAINTENANCE

Given the high lease payments by the HRA, we question whether the building owner is doing enough to keep the site in good repair and maintenance, internally and externally. We ask that the HRA review its current lease to determine which are contractual landlord responsibilities, and which are HRA's obligation. To the extent that items of repair, maintenance and upgrading fall to either landlord or the City, as tenant, we strongly urge HRA to make this a top priority in enforcing the lease provision by the landlord or expanding City funds to correct

any deficiencies that are responsibilities of the City/HRA and enhanced landlord participation in repair and maintenance responsibilities should be a priority in any new lease negotiations and the subject of detailed conditions in any new lease and the subject of regular follow-up thereafter.

B.REMOVAL OF PLEXIGLAS PARTITIONS SEPARATING COUNSELORS AND CLIENTS DURING INTERVIEWS

While we recognize that there is resistance at Waverly/DAS to this proposal, we believe that the partitions are of dubious necessity as a protection for counselors, particularly in the presence of security personnel, and that the partitions are insulting to the dignity of clients and psychologically devaluing to them. We ask that if the removal is not feasible immediately that a pilot program, on some scale, be initiated wherein physical barriers between counselor and client are removed as a way of gradually building confidence in personnel that partitions are not necessary.

C.CONTINUANCE OF SENSITIVITY TRAINING OF PERSONNEL, ESPECIALLY SECURITY PERSONNEL AND NEW HIRES

D.SURVEY OF CLIENTS AS GUIDANCE FOR WAVERLY/DAS MANAGEMENT

The Center's clients are its customers. No institution can count itself successful unless the people it was created to assist are content they are being reasonably served. To this end, it is essential that the Center periodically and extensively survey clients to determine their thoughts on the service structure of the Center, including such issues as to whether the West 13th Street entrance should be continued as a "DAS clients only" venue or whether all clients should be served through both the West 13th and West 14th Street entrances, or through the one or the other.

E.INVITATION OF IDEAS FROM CLIENTS AND COMMUNITY MEMBERS IN BRIGHTENING THE DECOR AND AMBIENCE OF THE LOBBY AND RECRUITMENT OF VOLUNTARY LABOR BY COMMUNITY RESIDENTS AND CLIENTS IN IMPLEMENTING THOSE IDEAS

F.CREATION OF A MORE AMPLE AND COMFORTABLY-APPOINTED INDOOR WAITING AREA AS A CONVENIENCE TO CLIENTS, ESPECIALLY DURING INCLEMENT WEATHER

G.PERIODIC ON-SITE INSPECTIONS BY NEIGHBORS AND INTERESTED COMMUNITY BOARD MEMBERS

H.IMPROVED SIDEWALK SANITATION AND MAINTENANCE

West 13th Street residents passersby are rightfully disturbed by the trash that is allowed to accumulate outside the DAS entrance. To this end, we ask that

- curbside parking of employee vehicles and department vans be eliminated to facilitate cleaning.
- cigarette containers outside the entrance be removed or better maintained. As of now they have become overflowing trash bins and the targets of graffiti.
- 24-hour-a-day, 7-days-a-week lighting of the second floor of the Center should either be justified or discontinued, at the least on nights and weekends, when the intrusive presence of light is a disturbance to residents who live above street level on the opposite side of the street. Moreover, the seemingly interminable presence of dumpsters outside the building should be explained to residents and the timetable revealed for the completion of the work that has made the dumpsters necessary.
- broken sidewalks and windows must be repaired and graffiti removed whenever it appears.

THEREFORE BE IT RESOLVED that CB#2-Man. approves the above items as objectives it wants to be realized by the Human Resources Administration at the Waverly Income Support Center (12 W. 14th St.) and Division of AIDS Services (11 W. 13th St.) in the interest of improved services and conditions inside and outside these facilities.

Vote: Unanimous, with 39 Board members in favor.

B. District Manager's Report

STANDING COMMITTEE REPORTS

PUBLIC SAFETY & HEALTH

1. CHAMPS Evening Youth Program Initiative

SEE ATTACHED RESOLUTION - EXHIBIT I.

Vote: Unanimous, with 39 Board members in favor.

2. Police Policies

SEE ATTACHED RESOLUTION - EXHIBIT II.

Vote: Unanimous, with 39 Board members in favor.

BUDGET

Proposed CB#2-Man. Budget for FY 1999/2000

SEE ATTACHED REPORT - EXHIBIT III.

Vote: Unanimous, with 39 Board members in favor.

ZONING AND HOUSING

1. Housing Crisis

WHEREAS, there is a housing crisis in Manhattan; and

WHEREAS, only the wealthiest can easily obtain affordable housing in the Borough of Manhattan; and

WHEREAS, as the real estate market is burgeoning, CB#2-Man. has received more and more reports and complaints of harassment by landlords against tenants to force them from their rented apartments; and

WHEREAS, these complaints include reports of illegal activity by landlords involving apartment conversions and primary construction; and

WHEREAS, economic pressure places the remaining affordable housing at risk, thereby threatening the diversity and strength of our district; and

WHEREAS, most incentives to create affordable housing are directed toward boroughs other than Manhattan, which policy also threatens the diversity and strength of our district; and

WHEREAS, while housing help and advice (however inadequate) is available, but only to the poorest individuals among us and then only in times of crisis when eviction is imminent; and

WHEREAS, many moderate- and low-income tenants lack resources to obtain necessary assistance to protect their rights and navigate the bureaucracy of housing agencies and housing court, and

WHEREAS, it has been proposed by the Housing Group Task Force of CB#2-Man. that there is a need for an independent not-for-profit borough-wide housing entity that provides self-help information to both tenant-advocacy professionals and tenants (regardless of income) through the development of an information technology network linking federal, state and city government (including Manhattan's community boards) and made available to other organizations and communities, that has its own multi-lingual hot-line and public service announcements to advertise itself, sponsors a Continuing Education certificate in Housing Advocacy, provides on-the-job training and certification of lawyers in the specialty of Tenant Law, and runs storefront clinics throughout the borough of Manhattan,

THEREFORE, BE IT RESOLVED, that CB#2-Man. calls upon our elected officials to renew their commitment to creating, preserving and protecting, affordable housing in the Borough of Manhattan; and

BE IT FURTHER RESOLVED in furtherance of that goal, CB#2-Man. calls upon our elected officials to establish a borough-wide housing advocacy task force, which will devise an on-going entity to assist all tenants, without regard to income, by providing, among other things, access to tenants' attorneys, guidance and experienced lay advocacy in housing court or agencies, information on tenants' rights and responsibilities, aid in organizing tenant associations, mediation to resolve landlord-tenant disputes, a rich database of information accessible through a "home page" on the Internet, and a reach-out educational program; and

BE IT FURTHER RESOLVED that CB#2-Man. calls upon the Department of Buildings to actively enforce construction and occupancy laws.

Vote: Unanimous, with 39 Board members in favor.

2. Temporary Place of Assembly Permits

WHEREAS, on May 7, 1998, the NYC Department of Buildings (DOB) issued a Temporary Place of Assembly Permit for 72 Wooster Street, which allowed it to operate from 6 pm to 2 am on six nights, with a capacity limited to not more than 178 persons; and

WHEREAS, at the time the temporary permit was issued, the premises had neither a Board of Health Certificate nor a valid certificate of occupancy; and

WHEREAS, at the time the temporary permit was issued, the community was taking legal action in the courts to prevent the applicant from getting a liquor license on the basis, among other things, that (i) the building has a unique structure in which the floor joists are tied to the load-bearing walls of its neighbors to the north and south, (ii) that the fire department had tagged the building for special treatment and entry in the event of a fire and (iii) that the area was already saturated with late-night bars and that traffic problems would be engendered along narrow Wooster Street; and

WHEREAS, the DOB could have benefitted from the knowledge available from CB#2-Man. about this applicant, but relied only on self-certification by the applicant; and

WHEREAS, the DOB does not require sufficient advance notice to the local police precinct and firehouse (it requires only a fax of the final acceptance letter, which, in the case of 76 Wooster St., was issued the day before the first day of the event); and

WHEREAS, this example is indicative of the failure of Technical Policy and Procedure Notice #7/96 (which establishes uniform requirements for the issuance of a letter of acceptance for an applicant to have a temporary place of assembly), to adequately protect the public;

THEREFORE, BE IT RESOLVED that CB#2-Man. urges the Department of Buildings to

revise its Technical Policy and Procedure Notice #7/96 to (a) require proof from the applicant that notice was given to the local community board, the local police precinct and the firehouse at least 10 business days before the event, (b) require sign-off from the local community boards, police precinct and firehouse, (c) require an appropriate certificate of occupancy, (d) require a Board of Health Certificate, and (e) review its own records to make sure that the building is without violations and not in the midst of construction.

VOTE: Unanimous, with 39 Board members in favor.

3. Amendments to Motel and Tourist Cabin Zoning Regulations Submitted By the Bronx Borough President

WHEREAS the Bronx Borough President has submitted to the City Planning Commission text amendments dealing with motels and tourist cabins near the entrances or exits of limited-access expressways; and

WHEREAS, although it is unlikely, with the cost of land in Manhattan, that such facilities would be build anywhere near our waterfront; and

WHEREAS CB#2-Man. has C-6, C-8 and M-1 Districts within and outside a 1,000-foot radius of the Miller Highway, which City Planning has advised us is considered a limited-access expressway, or will be when the new Route 9A is completed, and therefore is potentially impacted by the proposed changes;

THEREFORE BE IT RESOLVED that CB#2-Man., has no objection to the proposed text change, but would remind the City Planning Commission that Use Group 9A is for Motels, Tourist Cabins and Boatels, and that the last category should be added to the text change.

VOTE: Unanimous, with 39 Board members in favor.

4. Failure of NYC Department of Buildings Inspectors to Adequately Inspect

WHEREAS, numerous examples can be given, but the following recent problems are indicative of the failure of the inspectors sent out by the NYC Department of Buildings (DOB) in response to complaints to properly understand the complaints, particularly when the zoning resolution or variances and special permits are involved:

- A restaurant was closed (and dark) for almost five years in a residential district. A new restaurant wanted to open. The DOB gave a permit for renovation. The community complained that the permit had been given erroneously because the right to operate as a restaurant had expired, pursuant to the Zoning Resolution. Nevertheless, an inspector went to the premises instead of to the zoning text. He saw the (in error) building permit posted. He wrote "building permit -- no action necessary". When the complaint was again submitted, a DOB spokesperson said that the applicant had stated that the use had been continuous, and ignored newspaper articles submitted by the community that mentioned when the original restaurant had closed. CB#2-Man. representatives suggested that the DOB ask to look at sales tax records for the site. The DOB spokesperson made excuses as to why that was too difficult.

- A theater was closed for many years. Its predecessor had been permitted to operate a theater pursuant to a variance that expired in 1980. Nevertheless, the DOB gave a permit for work on an "existing" theater. Upon community complaint, an inspector went, saw the (again, in error) construction permit and wrote that no action was necessary because there was, each such authorization to cease automatically upon termination of employment with the Corporation or any of its affiliates; and a permit. The Board of Standards and Appeals, when advised of this, sent a letter to the DOB reiterating that the variance

had expired in 1980. The DOB said that the Certificate of Occupancy (issued by the DOB) did not note that the theater use was permitted only under a 3-year renewable variance, and continues to allow construction.

- An applicant applied for indoor work only, and received a permit for that. However, the work actually being done was much more extensive and impacted on the facade of the building as well, which would have required the DOB to insist on permission from the Landmarks Preservation Commission. An inspector saw that there was a construction permit, but failed to note that the work was non-conforming and again wrote – no action necessary – permit posted.

THEREFORE, BE IT RESOLVED, that each inspector the DOB assigns to respond to complaints be given an accurate description of what the complaint is about (perhaps a check list?), be reminded that permits should cover the work actually being done and were validly given; and go equipped with a full knowledge of the Zoning Resolution as it applies to the site being reviewed; and

BE IT FURTHER RESOLVED, that this resolution be forwarded to the DOB, the Department of Investigation and the Borough Board this month.

Vote: Unanimous, with 39 Board members in favor.

WATERFRONT

1. Army Corps of Engineers Permit

WHEREAS the Army Corps of Engineers has issued a draft permit which modifies the original permit for bulkhead and pier repair and restoration work sought by the Hudson River Park Conservancy, and which contains a series of restrictions and conditions designed to protect the marine environment; and

WHEREAS CB#2-Man. remains concerned that the park plan result in the maximal restoration of the piers for passive and active recreational space, and that the piers be rebuilt to their original footprint, without portions of the space being replaced by "environment piers" and marinas; and

WHEREAS CB#2-Man. wants to see reconstruction of the piers to begin as expeditiously as possible, in line with the requirements of the National Environmental Policy Act:

THEREFORE BE IT RESOLVED that CB#2-Man. shall submit the following comments to the Army Corps of Engineers on the proposed permit:

1. CB#2-Man. applauds the elimination of the marinas on the south side of Pier 40.
2. CB#2-Man. opposes the elimination of the western half of Pier 42 and the substitution of a public boat dock within the pier's footprint; all docks should be alongside the pier.
3. CB#2-Man. opposes the elimination of the western half of Pier 46 and its replacement with an environmental pier; Pier 46 should be restored to its present footprint.
4. CB#2-Man. supports the retention of the pile field in the footprint Pier 49, as to preserve the possibility of restoring the pier in the future.
5. CB#2-Man. opposes the narrowing of Pier 53 and the utilization of present pier space for docks.
6. CB#2-Man. opposes the elimination of Pier 56; if the docking is removed, a pile field should remain so as to allow for future restoration of the pier to its historic footprint.

7. CB#2-Man. applauds the conditions and restrictions contained in the draft permit, especially:

- a) the requirements that load-bearing capacity not increase;
- b) the preference for floating structures over pile-supported structured; and
- c) the need for agency approval of any deviation from the permit, although CB#2 submits that process should include a public comment process; and

BE IT FURTHER RESOLVED that CB#2-Man. encourages the Army Corps to avoid unnecessary delay and to determine whether an EIS is required solely on the basis of the Environmental Assessment required by the NEPA

Vote: Passed, with 35 Board members in favor, and 4 abstentions.

2.Comprehensive Waterfront Program and Design Resolution-Statement and Refinement of Community Board 2's Previous Resolutions on Segment 4 of The Hudson River Park

WHEREAS Segment 4 of the Hudson River Park has evolved through several stages of drawings, which await approval by a governing authority before being put out to bid for construction; and

WHEREAS the Governor, the Mayor and the Borough President have appointed the Board of Directors of the Hudson River Park Trust, and the Trust itself will come into being in early April 1999; and

WHEREAS the newly-constituted Hudson River Park Trust must address issues involving program and design alternatives; and

WHEREAS CB#2-Man. believes that its voice, as representative of the upland community adjacent to Segment 4, must be heard by the Trust Board; and

WHEREAS it will be of value to the Trust Board to have before it a comprehensive statement of the position of CB#2-Man. on program and design issues affecting Segment 4; and

WHEREAS the narrow strip of land and piers along the Hudson River are the last chance to significantly increase useable space and recreational opportunities for our community; and

WHEREAS the heritage of the Village waterfront, a stretch where the era of steam navigation began and millions of immigrants have landed, creates a responsibility to properly retain, restore, reuse and recreate this historic resource; and

WHEREAS with careful comprehensive planning we can preserve the heritage of the Village waterfront in a manner which enhances recreational uses for present and future generations; and

WHEREAS the Hudson River Park Conservancy's Design Guidelines Master Plan properly calls for a Park design which "respect[s] the culture and history of the neighborhood along the waterfront" has "connections to local neighborhoods that border the river," which "enriched by extensive use of historical waterfront treatment and materials," and which recognizes that "each neighborhood Segment of the Park, including upland and pier areas, has its own design dynamic, strongly reflecting the existing community characteristics"; and

WHEREAS despite these laudatory goals and observations, many of the design elements currently under consideration for the Park, including the vertical element, the kiosk and bathrooms at Christopher Street, the shade structures at Christopher Street and on Pier 45, and the proposed lighting (a) fail to relate to the waterfront's heritage or to that of the adjacent communities, and (b) are inappropriately "futuristic" and uniform throughout the Park; and

WHEREAS by continued work and consultation between Park planners and this Board, and by continued consultation among the representatives of the various Community boards, we believe that a consensus can be achieved for design elements to be used throughout the Park which will be contextual with the waterfront, Route 9A, and adjacent communities, while also fulfilling functional requirements for the Park in a way that can evolve with the changing need of future generations;

THEREFORE BE IT RESOLVED that CB#2-Man.

1. reiterates its oft-expressed desire that Park construction proceed as quickly as possible so that our park and recreation space-starved community can make full use of its waterfront for park and recreational purposes.

Program

CB#2-Man. restates its critique of and preferences for the proposed program uses for Segment 4, based on design documents submitted to CB#2-Man. to date, as follows:

1. The proposed "design alternative" playground at the end of Morton Street, shown in the plans, should be included in the Park.
2. In addition to the playground near Morton Street, a dedicated, fenced-in playground space should be created on Pier 51 by lengthening the Pier; the playground space to be designed in such a way as to ensure general public access to the end of the pier and to the "get down," or floating dock, planned for the end of the Pier.
3. The floating dock, to "get down," at Pier 51 is strongly supported.
4. Scale down the water play area at Pier 51 unless the Pier is extended.
5. The water uses at Pier 51 should be constructed in such a way as to permit ice skating in the winter which is free to the public (as long as a refrigeration unit is not constructed) and with the elimination of "fog nozzles."
6. A bathroom should be added one-half block south of Pier 51, which can be eliminated once the Gansevoort Peninsula is turned into a park.
7. Add at least one access point to the water for users of small boats in addition to the floating dock at Pier 51, and at as many other points as
8. The use of hexpavers for the bulkhead walkway instead of bluestone and granite is strongly recommended, so that the money which saved can be used to lengthen one of the Piers.
9. Eliminate balconies hanging over water at western end of street leading into the park, if their elimination would free up additional money to make the piers longer, and eliminate damage to the bulkhead and to marine life along the bulkhead, if any.
10. Maintain existing bulkhead materials to the extent possible so as to maintain eligibility for federal funds for locations on the National Register of Historic Places, and to maintain a physical record of the piers.
 - a) Utilize a railing system which conforms to the dimensions of the capstones, and require the least amount of demolition of historic bulkhead material;
 - b) Eliminate all plans to rearrange the granite capstones which show earlier piers were located;
 - c) Eliminate the use of steel grating which cuts into the bulkhead;
 - d) Eliminate the inscription of street names into the bulkhead.

11. Create pathways through the green space, except in areas less than 40 feet in width.
12. Eliminate the ramps or "street ends," made out of cobblestone or brick, which correspond to the streets leading into the Park.
13. Simplify the levels of the green space on Pier 45 so as to minimize the use of stairs, decrease costs, not hamper mobility, and make it more accessible to persons with disabilities.
14. Eliminate the "vertical element" at Christopher Street and use the funds to lengthen a pier.
15. Mandate that the concessions and bathrooms at Christopher Street operate during the same hours, and make sure that their design promotes security, easy maintenance and supervision.
16. If necessary, adjust design to ensure emergency vehicle access (as opposed to maintenance vehicles).
17. CB#2-Man. strongly supports the plans to minimize motorized boat use in and around Piers 45, 46 and 51, so as to maximize the potential for the citizenry to peacefully enjoy use of those piers, and therefore opposes efforts to increase the extent of fendering on Piers 45, 46 and 51.
18. CB#2-Man. requests that efforts be made to assure that there is sufficient seating available under the shade structure on Pier 45.
19. CB#2-Man. reiterates its support for lawns on Piers 45 and 46.
20. CB#2-Man. reiterates its support for the elevation of upland portion of the Park as it approaches the bikeway, so that the lawns cannot be entered between designated entryway.
21. CB#2-Man. does not oppose the 3-4 semicircular steps planned at the esplanade opposite Bank Street, but requests that the radius be as small as possible while meeting the needs of access to the sewer valve located in that area.
22. With respect to the Christopher Street entrance.
 - a) The foot of Christopher Street should be retained primarily as an open space to commemorate the place where steam navigation began in 1807; this can best be accomplished by:
 - i) eliminating the shade structure on the bulkhead;
 - ii) moving the utility building closer to Pier 40; and
 - iii) combining the men's and women's rooms into one structure.
23. With respect to the entrances to the Park at Charles and West 11th Streets, and any similar entrances to Segment 4;
 - a) The area between the twin entry pathways should not be created in such a way as to invite the development of a full-scale restaurant.
 - b) Fine gravel should be replaced by any other surface less prone to being blown by the wind.

Design

1. CB#2-Man. urges reconsideration of the concept that all design elements other

than the railings and signage must be uniform throughout the 5.5 mile length of the Park.

2. CB#2-Man. urges that design elements for each Segment, including such items as light poles, benches, bollards, buildings and shade structures, be designed and fabricated in such a way as to reflect the character, integrity and history of the City, the Hudson River waterfront, and the adjacent communities, and use materials consonant with those communities, and that Park design be guided by a basic concept of simplicity reflective of and consonant with the character of the upland community.
3. CB#2-Man. urges that the Park designers and planners consider using the light pole and fixture which was chosen for Route 9A and approved by the Community Boards, so that there is continuing the railing utilized on the Battery Park City esplanade.
4. In the alternative, CB#2-Man. requests that demonstrations of other light fixtures proposed for Hudson River Park be created so that an on-site inspection can be made by CB#2-Man. and by those making final Park planning decisions, before any final decision on lighting is made; such a demonstration should include the placement of lighting options on a pier.
5. The use of stainless steel for buildings, structures and fixtures should be avoided.
6. Decorative lights should not be used on the railings.
7. The buildings at the Christopher Street entrance should be less bulky.
8. Each of the design proposals included in the booklet entitled "Hudson River Park Interactive Artwork" is out of character with the CB#2-Man. upland community, and contains details typical of the kind with CB#2-Man finds unnecessary and inappropriate for a water park adjacent to out community. None of these elements should be included in the section of the Park adjacent to the CB#2-Man. upland Community.

Vote: Passed, with 37 Board members in favor, 1 in opposition and 1 abstention.

SIDEWALKS, PUBLIC FACILITIES AND ACCESS

1. **Renewal of application for revocable consent by Artelira, Inc. d/b/a Artepasta, 81 Greenwich Ave., to operate an unenclosed sidewalk cafe with 9 tables and 20 seats.**

WHEREAS the area was posted, and the applicant appeared before the committee; and

WHEREAS there is sufficient passage for pedestrian safety and access;

THEREFORE BE IT RESOLVED, that CB#2-Man. recommends approval of a three (3) year revocable consent to Artelira, Inc. d/b/a, Artepasta, 81 Greenwich Ave., to operate an unenclosed sidewalk cafe with 9 tables and 20 seats.

Vote: Unanimous, with 39 Board members in favor.

2. **Renewal of application for revocable consent by Trattoria Dante Ltd., 79 Macdougall St., to operate an unenclosed sidewalk cafe with 1 table and 4 seats.**

WHEREAS the area was posted, and the applicant appeared before the committee; and

WHEREAS there is sufficient passage for pedestrian safety and access;

THEREFORE BE IT RESOLVED, that CB#2-Man. recommends approval of a three (3) year

revocable consent to Trattoria Dante Ltd., 79 Macdougall St., to operate an unenclosed sidewalk cafe with 1 table and 4 seats.

Vote: Unanimous, with 39 Board members in favor.

3. Renewal of application for revocable consent by DOJO Restaurant, Inc., d/b/a DOJO West, 14 W. 4th St., to operate an unenclosed sidewalk cafe with 6 tables and 22 seats.

WHEREAS the area was posted, and the applicant appeared before the committee; and

WHEREAS there is sufficient passage for pedestrian safety and access;

THEREFORE BE IT RESOLVED, that CB#2-Man. recommends approval of a three (3) year revocable consent to DOJO Restaurant, Inc., d/b/a DOJO West, 14 W. 4th St., to operate an unenclosed sidewalk cafe with 6 tables and 22 seats.

Vote: Unanimous, with 39 Board members in favor.

4. Renewal of application for revocable consent by Caffe Dante, Inc., 81 Macdougall St., to operate an unenclosed sidewalk cafe with 5 tables and 18 seats.

WHEREAS the area was posted, and the applicant appeared before the committee; and

WHEREAS there is sufficient passage for pedestrian safety and access;

THEREFORE BE IT RESOLVED, that CB#2-Man. recommends approval of a three (3) year revocable consent to Caffe Dante, Inc., 81 Macdougall St., to operate an unenclosed sidewalk cafe with 5 tables and 18 seats.

Vote: Unanimous, with 39 Board members in favor.

5. Renewal of application for revocable consent by Hunan Pan Rest., Inc., d/b/a Hunan Pan, 550 Hudson St., to operate an unenclosed sidewalk cafe with 7 tables and 22 seats.

WHEREAS the area was posted, and the applicant appeared before the committee; and

WHEREAS while there is sufficient passage for pedestrian safety and access, the applicant has agreed to remove the permanent barrier and railing between the sidewalk and the tables and seats;

THEREFORE BE IT RESOLVED, that CB#2-Man. recommends approval of a three (3) year revocable consent to Hunan Pan Rest., Inc., d/b/a Hunan Pan, 550 Hudson St., to operate an unenclosed sidewalk cafe with 7 tables and 22 seats.

Vote: Unanimous, with 39 Board members in favor.

6. Renewal of application for revocable consent by Pasta Presto Village, Inc., d/b/a Pasta Presto, 93 Macdougall St., to operate an unenclosed sidewalk cafe with 6 tables and 12 seats.

WHEREAS the area was posted, and the applicant appeared before the committee; and

WHEREAS there is sufficient passage for pedestrian safety and access;

THEREFORE BE IT RESOLVED, that CB#2-Man. recommends approval of a three (3) year revocable consent to Pasta Presto Village, Inc., d/b/a Pasta Presto, 93 Macdougall St., to operate an unenclosed sidewalk cafe with 6 tables and 12 seats.

Vote: Unanimous, with 39 Board members in favor.

7. Renewal of application for revocable consent by KRAJ Foods, Inc. d/b/a Baluchi's, 193 Spring St., to operate an unenclosed sidewalk cafe with 4 tables and 8 seats.

WHEREAS the area was posted, and the applicant appeared before the committee; and

WHEREAS there is sufficient passage for pedestrian safety and access;

THEREFORE BE IT RESOLVED, that CB#2-Man. recommends approval of a one (1) year revocable consent to KRAJ Foods, Inc. d/b/a Baluchi's, 193 Spring St., to operate an unenclosed sidewalk cafe with 4 tables and 8 seats.

Vote: Unanimous, with 39 Board members in favor.

8. Renewal of application for revocable consent by Eli-Lilla d/b/a Cafe Roma, 385 Broome St., to operate an unenclosed sidewalk cafe with 8 tables and 16 seats.

WHEREAS the area was posted, and the applicant appeared before the committee; and

WHEREAS there is sufficient passage for pedestrian safety and access;

THEREFORE BE IT RESOLVED, that CB#2-Man. recommends approval of a three- (3) year revocable consent to Eli-Lilla d/b/a Cafe Roma, 385 Broome St., to operate an unenclosed sidewalk cafe with 8 tables and 16 seats.

Vote: Unanimous, with 39 Board members in favor.

9. Renewal of application for revocable consent by Caffe Silvestri, Inc., d/b/a Caffe Napoli, 191 Hester St., to operate an unenclosed sidewalk cafe with 27 tables and 54 seats.

WHEREAS there is sufficient passage for pedestrian safety and access;

THEREFORE BE IT RESOLVED, that CB#2-Man. recommends approval of a three (3) year revocable consent to Caffe Silvestri, Inc., d/b/a Caffe Napoli, 191 Hester St., to operate an unenclosed sidewalk cafe with 27 tables and 54 seats.

Vote: Passed, with 38 Board members in favor, and 1 abstention.

10. Renewal of application for revocable consent by Vitrano, John & Filomena d/b/a The Bagel Restaurant, 168 W. 4th St., to operate an unenclosed sidewalk cafe with 1 table and 4 seats.

WHEREAS the area was posted, and the applicant appeared before the committee; and

WHEREAS there is sufficient passage for pedestrian safety and access;

THEREFORE BE IT RESOLVED, that CB#2-Man. recommends approval of a three (3) year revocable consent to Vitrano, John & Filomena d/b/a The Bagel Restaurant, 168 W. 4th St., to operate an unenclosed sidewalk cafe with 1 table and 4 seats.

Vote: Unanimous, with 39 Board members in favor.

11. Renewal of application for revocable consent by Drew Jacobs LLC d/b/a Wave Cafe, 330 Bleecker St., to operate an unenclosed sidewalk cafe with 5 table and 10 seats.

WHEREAS the area was posted, and the applicant appeared before the committee; and

WHEREAS there is sufficient passage for pedestrian safety and access;

THEREFORE BE IT RESOLVED, that CB#2-Man. recommends approval of a three (3) year revocable consent to Drew Jacobs LLC d/b/a Wave Cafe, 330 Bleecker St., to operate an unenclosed sidewalk cafe with 5 tables and 10 seats.

Vote: Passed, with 32 Board members in favor, 3 in opposition, 3 in abstention, and 1 recusal.

12. Renewal of application for revocable consent by Porto Allegre, Inc. d/b/a Cafe Colonial, 73 E. Houston St., to operate an unenclosed sidewalk cafe with 7 tables and 15 seats.

WHEREAS the area was posted, the applicant appeared before the committee as well as representatives from the Little Italy Neighbors Assn. (LINA); and

WHEREAS the applicant and LINA reached an agreement on issues of concern to LINA and said agreement is incorporated into this resolution (see attached agreement-Exhibit A); and

WHEREAS there is sufficient passage for pedestrian safety and access;

THEREFORE BE IT RESOLVED, that CB#2-Man. recommends approval of a one (1) year revocable consent to Porto Allegre, Inc. d/b/a Cafe Colonial, 73 E. Houston St., to operate an unenclosed sidewalk cafe with 7 tables and 15 seats.

Vote: Unanimous, with 39 Board members in favor.

13. New application for revocable consent by Greenwich 103 Rest. LTD d/b/a Day-O, 103 Greenwich Ave., to operate an unenclosed sidewalk cafe with 6 tables and 12 seats.

WHEREAS the area was posted, the applicant appeared before the committee and agreed to place the tables along the building line and only on Greenwich Ave. and further agreed not to place any tables on 12th St.; and

WHEREAS there is sufficient passage for pedestrian safety and access;

THEREFORE BE IT RESOLVED, that CB#2-Man. recommends approval of a one (1) year revocable consent to Greenwich 103 Rest. LTD d/b/a Day-O, 103 Greenwich Ave., to operate an unenclosed sidewalk cafe with 6 tables and 12 seats, placed along the building line on Greenwich Ave.

Vote: Unanimous, with 39 Board members in favor.

14. New application for revocable consent by DO'D Publicans LLC d/b/a Fiddlesticks, 54-56 Greenwich Ave., to operate an unenclosed sidewalk cafe with 16 tables and 44 seats.

WHEREAS the area was posted, the applicant appeared before the committee and agreed to reduce his request to 11 tables and 23 seats along the building line; and

WHEREAS there is sufficient passage for pedestrian safety and access;

THEREFORE BE IT RESOLVED, that CB#2-Man. recommends approval of a one (1) year revocable consent to DO'D Publicans LLC d/b/a Fiddlesticks, 54-56 Greenwich Ave., to operate an unenclosed sidewalk cafe with 11 tables and 23 seats along the building line.

Vote: Unanimous, with 39 Board members in favor.

15. New application for revocable consent by Riomar Corp. d/b/a Kana Tapas Bar & Restaurant, 324 Spring St., to operate an unenclosed sidewalk cafe with

7 tables and 14 seats.

WHEREAS the area was posted, the applicant appeared before the committee and David Reck, from the Friends of Hudson Square, spoke enthusiastically in favor of the application; and

WHEREAS there is sufficient passage for pedestrian safety and access;

THEREFORE BE IT RESOLVED, that CB#2-Man. recommends approval of a one (1) year revocable consent to Riomar Corp. d/b/a Kana Tapas Bar & Restaurant, 324 Spring St., to operate an unenclosed sidewalk cafe with 7 tables and 14 seats.

Vote: Unanimous, with 39 Board members in favor.

16. New application for revocable consent by Cafe Spice, Inc., 72 University Pl., to operate an unenclosed sidewalk cafe with 4 tables and 18 seats.

The applicant withdrew his application.

BUSINESS & INSTITUTIONS

1A. Applications to the SLA for New Licenses to Sell Liquor on Premises:

11 Waverly Pub, Ltd. 11 Waverly Place, NYC 10014. (bet. Mercer & Greene)

WHEREAS the applicant is purchasing an existing bar, known as **Boo Radley's**, which has existed in the same location for numerous years; and

WHEREAS this establishment is in a building that allows this use under the proper Certificate of Occupancy for an eating and drinking establishment including being in a basement location; and

WHEREAS the premises is in a location that contains 3 or more on-premises liquor establishments; and

WHEREAS the premises was duly posted for a public hearing and there was no public opposition nor any record of complaints on file with City agencies;

THEREFORE BE IT RESOLVED that CB#2-Man. recommends approval by the SLA of an on-premises liquor license to 11 Waverly Pub, Ltd., 11 Waverly Place, NYC 10003.

Vote: Unanimous, with 39 Board members in favor.

Ryan 45 Grand Corp. d/b/a Denial, 46 Grand Street, NYC 10012.

WHEREAS the applicant did not appear at CB#2-Man.'s hearing on this matter nor submitted any documentation in terms of their proposed operation; and

WHEREAS the applicant did send a letter subsequent to the meeting stating that they made a mistake and got the date confused with a later meeting and requested that the matter be taken again;

THEREFORE BE IT RESOLVED that CB#2-Man. will accede to the applicant's request and postpone action until the April meeting; and

BE IT FURTHER RESOLVED that CB#2-Man. strongly recommends that the SLA take no action on this matter until such time as it is fully heard and reviewed by CB#2-Man. along with an appropriate recommendation.

Vote: Unanimous, with 39 Board members in favor.

396-97 West Restaurant Corp., 396-397 West Street, NYC 10014.

WHEREAS the applicant did not appear at the CB#2-Man. meeting; and

WHEREAS the applicant did not present any documentation as to the nature of their operation; and

WHEREAS notwithstanding the applicant's failure to appear it is noted that the applicant's premises is within 500' of at least 4 existing on-premises liquor establishments along West Street and Christopher Street; and

WHEREAS CB#2-Man. strongly believes that the granting of one more on-premises liquor license would be detrimental to the public interest in general and to the newly created Hudson River Park which the premises faces across West Street;

THEREFORE BE IT RESOLVED that CB#2-Man. strongly recommends denial by the SLA of an on-premises liquor license to 396-97 West Restaurant Corp., 396-397 West Street, NYC 10014; and

BE IT FURTHER RESOLVED that CB#2-Man. calls upon the SLA to hold the appropriate 500' rule public hearing so that the affected community residents can be heard.

Vote: Unanimous, with 39 Board members in favor.

Carousel Cafe, Inc., 77 Clarkson Street, NYC 10014.

WHEREAS the applicant did not appear before CB#2-Man.; and

WHEREAS the applicant's attorney offered no information on the type of operation; and

WHEREAS an inspection by members of CB#2-Man. revealed that the applicant is already operating at the premises with performance dancing and patron dancing; and

WHEREAS this activity is being done in violation of applicable NYC regulations regarding cabaret regulations; and

WHEREAS the premises presently contains a video store where pornographic films are openly sold and which operates openly and in full view and access to the public; and

WHEREAS the applicant stated that the video store is not operating and, upon personal inspection by two members of CB#2-Man., it was disclosed that it was operating thus seriously bringing into question the integrity and veracity of the applicant which patently do not support the granting of a liquor license; and

WHEREAS the applicant has previously made application to the City of New York for a cabaret license which CB#2-Man. unanimously voted against, the premises being well within 500' of a major residential complex, the West Village Houses with over 1200 residents including 230 children under the age of 17 and thus is in violation of NYC's recently enacted pornographic zoning control regulations,

THEREFORE BE IT RESOLVED that CB#2-Man. strongly recommends denial of an on-premise liquor license by the State Liquor Authority for Carousel Cafe, 75-77 Clarkson Street, NYC 10014; and

BE IT FURTHER RESOLVED that CB#2-Man. strongly urges that this application be presented to the full SLA membership so that the residents of West Village Houses who are in close proximity can be heard on this matter.

Vote: Unanimous, with 39 Board members in favor.

1B.Applications to the SLA for Alteration of License to sell Liquor on Premises.

Bear Cove, LLC d/ba/ L'Ecole, 462 Broadway, NYC 10012 (Cor. Grand).

WHEREAS the applicant operates an existing restaurant as part of the French

Culinary Institute which is already licensed by the SLA for on-premises liquor sales; and

WHEREAS the nature of the alteration is to allow the second floor amphitheater to be included in the licensed premises; and

WHEREAS this alteration is not deemed to present any detrimental impact upon the community;

THEREFORE BE IT RESOLVED that CB#2-Man. recommends approval by the SLA of an alteration to the premises of Bear Cove, LLC, d/b/a L'Ecole, 462 Broadway, NYC 10014

Vote: Unanimous, with 39 Board members in favor.

LANDMARKS

LANDMARKS PRESERVATION COMMISSION (LPC) HEARING FOR MARCH 30, 1999

LPC Item: 1 - 387 Sixth Ave. (Waverly/Greenwich)

WHEREAS the special sidewalk in the setback matching the flooring in the restaurant is not in keeping with the standard sidewalks in the Historic District; and

WHEREAS the storefront is inappropriately set back from the building line, and the placement of the folding doors and glass paneling does not reflect the rhythm of the windows of the upper stories; and

WHEREAS photos presented by the applicant do not show the recent additions of more signage, i.e., a small hanging sign attached to one of the two ersatz gas lamps located in the 18" setback, as well as eight photographs suspended immediately behind the storefront window; and

WHEREAS the signage is large plastic lettering with interior neon lighting, with two additional signs, "Eat In" and "Take Out" on either side of this sign;

THEREFORE BE IT RESOLVED that CB#2-Man. recommends denial of this application.

Vote: Unanimous, with 39 Board members in favor.

2. LPC Item: 2 - 30 West 8th Street

WHEREAS the LPC's publication *The Certificate of Appropriateness Public Hearing: Information for Applicants* states that "applicants are strongly encouraged to contact the Community Board to arrange for review of the proposal before the public hearing"; and

WHEREAS the applicant did not contact the Community Board or appear before the Landmarks Committee to present this application; and

THEREFORE BE IT RESOLVED that CB#2-Man. recommends denial of this application in the absence of this important step in the review process.

Vote: Unanimous, with 39 Board members in favor.

3. LPC Item: 3 79 Washington Place (Sixth/Wash. Sq. W.)

WHEREAS this residential rooftop addition is tucked behind existing rooftop structures and is barely visible from the street only at a point one block to the west; and

WHEREAS the proposed structure is located on a relatively high 8-story building which is surrounded by other tall buildings; and

WHEREAS the design of the addition is attractive;

THEREFORE BE IT RESOLVED that CB#2-Man. recommends approval of this application.

Vote: Unanimous, with 39 Board members in favor.

4. LPC Item: 4 97 Greenwich Ave (W. 12th/Varick).

WHEREAS approval or denial of this proposal in no way influences any future request for a special permit or variance; and

WHEREAS the proposal is a contemporary attempt to reflect the character of the Village; and

WHEREAS the facade is a "skin" of stucco and a "skeleton" of metal underneath, exposed at points along the facade in an imaginative reference to the health club that is to occupy the location; and

WHEREAS a long horizontal portion of brownstone material on the W.12th Street side attempts to carry over the brownstone of the adjacent row houses; and

WHEREAS large clear glass bays set back about 18'' from the building line further attempt to reflect the rhythm and scale of the adjacent row houses on W. 12th Street; but

WHEREAS this concept works well on the portion of the facade on commercial Greenwich Ave., it overwhelms the adjacent residential W. 12th Street row houses when the glass bay is situated so proximate to them; and

WHEREAS the color accent scheme is intense and bold at street level which could clash with the palette of the W. 12th Street houses; and

WHEREAS an enclosed pool on the roof will have to be illuminated at night and this could cause the structure to stand out glaringly, as well as be an annoyance to the adjacent apartment building residents on Greenwich Ave.; and

WHEREAS no proposal for signage will be submitted at this time;

THEREFORE BE IT RESOLVED that CB#2-Man. recommends denial of this application at this time, but respectfully suggests the applicant further refine the design and come back again for a public meeting (**at the Community Board to which the architect has agreed**).

Vote: Unanimous, with 39 Board members in favor.

5. LPC Item: 5 - 503 Broadway

WHEREAS approval or denial of this proposal in no way influences any future request for a special permit or variance; and

WHEREAS there are several proposed advertising elements: a transom above the entrance door, a flagpole and banner, and signage on the Broadway side, in addition to a banner and flagpole and a painted freight elevator door on the Mercer side; and

WHEREAS the architect's boards presented do not do accurately show the strong presence of the additional existing Old Navy banners on the building; and

WHEREAS the proposed banner is 40 sq.ft. in area which may be scale with the building, but in conjunction with the Old Navy banners begins to obscure the building; and

WHEREAS there is a large oval metal logo approximately 8' by 3' adjacent to metal signage 36 feet by 21'', both of which clutter the facade and partially obscure

the windows; and

WHEREAS there is a large banner proposed for the Mercer Street side, but strangely there is no public entrance there; and

WHEREAS 24 windows will have bi-colored striping applied that adds further clutter; and

WHEREAS although some buildings in SoHo in the 19th century may have had their fronts festooned with business signage, it does not mean that we should encourage this archaic advertising medium to be resurrected;

THEREFORE BE IT RESOLVED that CB#2-Man. recommends denial of this application until there is a reduction in the superfluous advertising signage.

Vote: Unanimous, with 39 Board members in favor.

6. LPC Item: 6 - 521 Broadway

WHEREAS the removal of the existing storefront, gates and metal sign and the restoration to the original storefront is a wonderful piece of preservation; but

WHEREAS the bulkhead, barely 1' 3" off the ground, is too modern in configuration and clashes with the traditional bulkheads of adjacent buildings;

THEREFORE BE IT RESOLVED that CB#2-Man. recommends approval of this application if the bulkhead is restored to an appropriate dimension.

Vote: Unanimous, with 39 Board members in favor.

SOCIAL SERVICES, HOMELESS AND SENIOR SERVICES

Support for Second Chance Program

Vote: Held over to April.

TRAFFIC AND TRANSPORTATION

1. Jane Street Triangle @ 8th Ave./West 4th & Jane Streets-Review

WHEREAS in April 1998, CB#2-Man. passed a resolution requesting that NYCDOT take six months to study the effects of the Jane Street Triangle traffic configuration for traffic and pedestrian safety before making this pedestrian safe-haven permanent; and

WHEREAS the NYCDOT Manhattan Borough Commissioner, Joseph Albano and Ass't. Commissioner Luiz Aragao (Urban Mobility Unit), returned to CB#2-Man.'s Traffic and Transportation Committee to report that the Jane Street Triangle has greatly improved pedestrian movement, and has reduced the number of trucks and taxis using West Fourth Street; and

WHEREAS members of the community confirm the NYCDOT findings of improved traffic and pedestrian conditions around the Jane Streets several blocks proceeding the triangle as well as high visibility or textured crosswalks at all pedestrian crossings to help alleviate vehicles from blocking the pedestrian crosswalks; and

WHEREAS the NYCDOT is now committed to finalizing a permanent design for the Triangle, and presented two ideas to Community Board #2 for feedback and input, and these designs are consistent with NYC Landmarks Commission regulations requiring the Triangle to preserve the original street grid in the Greenwich Village Historic District; and

WHEREAS the community is anxious to move forward because the temporary solution has encouraged illegal and unsightly motorcycle parking inside the pedestrian

safe-haven, which will be corrected with the proposed historical bollards presented, linked by a chain and appropriate "No Standing Anytime"; and

WHEREAS CB#2-Man. requests the Department of Parks to work with the community to create a "green"triangle, as well as replant another tree with as adequately dug hole as to allow the trees roots enough space to stay alive, as members of the community have come forward with a commitment to maintain the plantings; and

WHEREAS CB#2-Man. and the community support the idea of creating an AIDS Memorial Garden or other commemorative art solution, in honor of the spontaneous "Pink Triangle" that years ago appeared on the roadbed as an informal memorial to families, friends, and West Village residents;

WHEREAS the Gay and Lesbian Committee of CB#2-Man. is now preparing recommendations for an AIDS Memorial.

THEREFORE BE IT RESOLVED that CB#2-Man. recommends that NYCDOT ask the Landmarks Preservation Commission to approve a design that would respect the community's request for a planned "Green" Triangle; and

BE IT FURTHER RESOLVED that NYCDOT return to CB#2-Man., and notify elected officials, for comments on the final design, and that this design include:

- *Address the need to prohibit motorcycle access, and
- *Incorporate as many trees and/or other plantings as is possible, and
- *Incorporate curb cuts to facilitate access for the young, elderly, and disabled, and
- *Incorporate an AIDS Memorial Garden or leave room for a memorial; and
- *Review the traffic signaling to stop cars from blowing there horns and blocking the pedestrian crosswalks, and
- *Incorporated some visual awareness of the pedestrian crosswalks, being high visibility or textured to delineate a safe pedestrian crossing space; and

BE IT FURTHER RESOLVED that CB#2-Man. requests the Department of Parks to work with the community, NYCDOT and Landmarks to create a "Green Triangle" with a living tree; and

BE IT FURTHER RESOLVED that NYCDOT expedite this process so the Jane Street Triangle could be completed by the end of summer 1999.

Vote: Unanimous, with 39 Board members in favor.

2.P.S. 41 (116 West 11th Street) Request for Pedestrian Safety Measures

WHEREAS the Principal of P.S. 41 on West 11th St. and 6th Ave. appeared before the Traffic & Transportation Committee to report dangerous traffic conditions on West 11th St. that are compromising the safety of the school's students (children in the kindergarten through fifth grade) as they come and go to school, and asked for solution to remedy the situation, such as speed humps, truck prohibition and a lowered speed limit; and

WHEREAS trucks barrel through West 11th Street between 6th Avenue and the Greenwich Avenue/Seventh Avenue corner, presenting a serious hazard to the school children as they attempt to cross the street, and the Principal has stated that both truck and taxi drivers become impatient when P.S. 41's school buses pick up children at dismissal time, using foul language and resorting to physical abuse of the bus drivers, causing a negative impact on the children; and

WHEREAS there is inadequate signage alerting drivers to the presence of a school zone (and consequently, the need to slow down); and

WHEREAS motor vehicles turn sharply from 6th Avenue into West 11th Street and continue to speed down the street, leaving little leeway for a driver to see a crossing child or a child to see an oncoming car, an unacceptable, threatening condition to the students, especially in view of the fact that the number one

cause of death and injury for children ages 5-14 is being hit by a car; and

WHEREAS there are ambulances that also speed down West 11th Street on their way to the St. Vincent's Hospital emergency room on Seventh Avenue between West 11th & 12th Streets, and then go into the West 11th Street, Greenwich & Seventh Avenue intersection and back up onto Seventh Avenue, which adds a further hazard to the school children and all other pedestrians; and

WHEREAS it is illegal for vehicles to pass buses as they are loading; and

WHEREAS trucks are prohibit on West 11th Street west of the West 11th Street, Greenwich & Seventh Avenue intersection.

THEREFORE BE IT RESOLVED that CB#2-Man. strongly urges the New York City Department of Transportation to install speed humps on West 11th Street between Sixth Avenue and the intersection of Seventh & Greenwich Avenues & West 11th Street and erect 15 mph traffic signs in accordance with their new agenda to ensure low speed in school zones;

BE IT FURTHER RESOLVED that CB#2-Man. also strongly urges the New York City Department of Transportation to prohibit trucks on this West 11th Street block between Sixth Avenue and the Seventh & Greenwich Avenues & West 11th Street intersection and post signage showing that trucks are prohibited which is clearly visible for trucks to see in advance of entering this block; and

BE IT FURTHER RESOLVED CB#2-Man. urges that new and improved signs be installed indicated the presence of a school zone and children crossing; and

BE IT FURTHER RESOLVED CB#2-Man. urges NYPD that there be an increased police presence at Sixth Avenue and 11th Street, when the children are arriving 7:00 and 8:00 a.m. and departing 2:15 and 3;15 p.m., to ensure that the law prohibiting the passing of buses as they're loading be enforced and that motor vehicles turning from Sixth Avenue into West 11th Street be slowed down; and

BE IT FURTHER RESOLVED that CB#2-Man. recommends that the Department of Transportation consider the possibility of installing a neckdown at the southwest corner of Sixth Avenue & 11th Street to slow down turning motor vehicles.

Vote: Unanimous, with 39 Board members in favor.

3.Mercer Street playground Traffic Calming Measures:

WHEREAS, the Mercer Street Playground [between West 3rd and Bleecker Sts.] is completed, and this new traffic generator is attracting additional children and residents to these very dangerous and over trafficked, populated Mid Village corners; and

WHEREAS, this neighborhood as well as neighboring NOHO has/is experiencing a huge population growth with new residential conversions, an increased NYU student enrollment, increased tourism, with retail stores and services to meet all the needs of the above; and

WHEREAS, CB#2-Man., has had hundreds of pedestrian and vehicle conflict complaints where cars, especially taxi cabs do not stop at the ALL WAY STOP as these two one way streets converge at a very irregular corner ; and

WHEREAS, the community and CB#2-Man. have requested from NYC-DOT, over the years, a traffic light @Mercer/West 3rd Street corner; and

WHEREAS, southbound Mercer Street is being used by motorists as an alternative route to the over trafficked Broadway, running the stop sign @ Mercer to get through the Bleecker traffic light on the very block of the new Mercer Playground; and

WHEREAS, westbound on West 3rd Street traffic turns right off Broadway to evade Broadway traffic as well as going west and south is confronted with an irregular shaped intersection @ West 3rd/Mercer Streets, and West 3rd Street becomes very wide at Mercer allowing traffic to speed west, creating pedestrian hazards at all four corners; and

WHEREAS, this neighborhood is now totally residential, and its outdated parking signs from the old manufacturing days don't allow residents to park on Mercer from West 4th to Bleecker Street, creating a widened speed-way down Mercer; and

WHEREAS, the increased population of the neighborhood, the Mercer Playground Park, which attracts additional children crossing at both the Mercer/West 3rd and Bleecker intersections, as well as the existing two pre-schools (University Plaza School in the Silver Tower @110 Bleecker Street and Creative Steps in Washington SQ Village on Mercer), along with the Sloans Super Market @ the N/E corner of Mercer/West 3rd and a health food store on Mercer, plus Coles Center @ the S/W corner of Mercer/Bleecker creates an incredible amount of pedestrian traffic including pre school children to University students, residents and parents using these hazardous intersections; and

WHEREAS, Mercer Street becomes a race way for southbound vehicles trying to catch the traffic light @ Bleecker, the community requests traffic calming measures on Mercer between West 4th to Bleecker from NYCDOT to include but not limited to: a neckdown @ the S/W corner of Mercer/West 3rd, a traffic light @ Mercer/West 3rd, a 15mph speed zone with speed humps as well as signage to indicate the presence of children, pedestrians and the playground @ Mercer on the corners of West 3rd, Bleecker and Houston Streets, where there is another children's playground, a pocket park, a dog run and NYU's Cole Center; and

WHEREAS, the community continues to lose residential parking, CB#2-Man. requests the NYC-DOT to change the parking regulations On Mercer between West 4th to Bleecker from "No Parking 8-6 pm" M-F to Alternate Side "No Parking 8-11 am Mon-Fri, "DAY-LIGHTING" the corners which restricts parking one car length in from the corner at all corners from West 4th to Houston Streets giving both pedestrians and drivers clear viewing of traffic and people when they cross these dangerous intersections; and

WHEREAS, there are Pedestrian crossing signs @ Mercer/Greene Streets, and traffic as it crosses Mercer encounters a very wide roadbed and races through the Stop sign, at times two vehicles at a time, endangering pedestrians mid block of West 3rd.

THEREFORE BE IT RESOLVED, that CB#2-Man., urgently requests the NYC DOT to install traffic calming and other devices to protect pedestrians on MERCER STREET between West 4th to Houston to include but not limited to:

- 1). DAY-LIGHTING all corners - (one car length long),
- 2). Install a TRAFFIC LIGHT @ the corner of West 3rd Street,
- 3). Install HIGH VISIBILITY CROSS WALKS @ West 3rd, Bleecker, Houston Streets,
- 4). Paint the word STOP on the roadbed as well as STOP LINES, TRAVELING & PARKING LANES,
- 5). NECKDOWNS on all corners, especially @S/W corner of Mercer/West 3rd,
- 6). Install SPEED HUMPS 1/3 of the way south of West 3rd Street with a 15 MPH speed zone and appropriate signage to include "Children's Playground" and Ped crossing signage @ all corners,
- 7). Parking Regulations changes to ALTERNATE SIDE PARKING "No Parking" 8:00am- 11:00am Mon.-Fri., from West 4th to Bleecker Street with "No Parking" Except Trucks Loading and Unloading on the East side of Mercer in front of the Sloans super market and Health Food Store with the balance of the block as Alternate Side parking; and

BE IT FURTHER RESOLVED, that CB#2-Man., urgently requests the NYC DOT to install traffic calming and other devices to protect pedestrians on WEST 3RD STREET between Broadway and LaGuardia Place to include but not limited to:

- 1). Install HIGH VISIBILITY CROSSWALK where pedestrian crossing signs are already erected @Greene Street [2 Washington SQ. Village]
- 2). TRAVELING AND PARKING LANES painted on the roadbed
- 3). To investigate the option of ANGLED PARKING on either side of West 3rd street and report back to the community board.
- 4). DAY-LIGHTING all corners- (one car length), including the two pedestrian crosswalks on this very wide and long street; and

BE IT FURTHER RESOLVED, that CB#2-Man. requests the NYCDOT to work with our Traffic and Traffic Strategies committees to coordinate efforts, with community input, on these very stressed, dangerous intersections affecting the safety of our children, residents and community; and

BE IT FURTHER RESOLVED, that CB#2-Man., requests the NYCDOT to work with the Sloans Supermarket for the installation of a truck loading zone and with the NYPD to enforce "No Standing Anytime" parking regulations on West 3rd street.

Vote: Unanimous, with 39 Board members in favor.

4.Request for "No Parking Except Trucks Loading and Unloading" on Greenwich N/W Corner of Leroy

WHEREAS there was testimony from the community in favor and against the change of parking regulations from No Parking 8am-5pm except Sunday to "No Parking Except Trucks Loading and Unloading" 6:00am-6:00pm Except Sunday; and

WHEREAS the Universal Supply Co. who requested the parking regulation changes has been receiving parking violations because they are unable to load or unload their trucks; and

WHEREAS the community is under siege by the construction of the new Federal Express building on Greenwich (hogging most of the legal and illegal parking), causing distress to the local residents and small businesses who have been living and working in this neighborhood for decades; and

WHEREAS the NYPD Dept. of Traffic Enforcement does not distinguish small businesses from the "Multinational conglomerate", who can afford summons and the small businesses, who can't continually pay summons and stay in business; and

WHEREAS Federal Express has not been a good neighbor, has closed down the street, at times for days, has had subcontractors dig up the driveway of Universal Supply and others on Leroy Street without warning or a phone call, continues to be a bad neighbor; and

WHEREAS the community is additionally deluged with eight production companies who work on Leroy Street and receive parking permits are for filming but are used by production employees at the production offices), using valuable parking spaces for residents and businesses who need to load and unload.

THEREFORE BE IT RESOLVED that CB#2-Man. requests the NYCDOT to install on the N/W corner of Greenwich Street (west side of the block) 50 feet north of Leroy from the building line of 620 Greenwich, "No Parking 6:00am-6:00pm, Except Trucks Loading and Unloading, Except Sunday"; and

BE IT FURTHER RESOLVED that CB#2-Man., requests the NYPD Traffic Enforcement to be aware of the extreme conditions the neighborhood is experiencing with the construction of the FedEx building and the use of the liberal distribution of filming permits for purposes not originally intended and work with the Manhattan Borough President's Office to rectify these situations.

Vote: Unanimous with 39 Board members in favor.

NEW BUSINESS

DEP and DCAS application for site selection and acquisition of 388-402 Hudson

Street (bet. S. Houston and Clarkson Streets) for water tunnel shaft.

SEE ATTACHED RESOLUTION - EXHIBIT IV.

Vote: Unanimous, with 39 Board members in favor.

Respectfully submitted,

Carol Yankay, Secretary
Community Board #2, Manhattan

