

FULL BOARD MINUTES

DATE: June 20, 2002
TIME: 6:30 P.M.
PLACE: NYU Law School, Vanderbilt Hall,
40 Washington Square East, Room 110

BOARD MEMBERS PRESENT: Ann Arlen, Steve Ashkinazy, Tobi Bergman, Helene Burgess, Keith Crandell, Anthony Dapolito, Doris Diether, Harriet Fields, Elizabeth Gilmore, Edward Gold, Lawrence Goldberg, Arnold L. Goren, Jo Hamilton, Anne Hearn, Brad Hoylman, Lisa La Frieda, Aubrey Lees, Chair, Community Board #2, Manhattan (CB#2, Man.) Edward Ma, Don Mac Pherson, Rosemary McGrath, Doris Nash, T. Marc Newell, David Reck, Carol Reichman, Robert Rinaolo, Ann Robinson, Mark Rosenwasser, Rocio Sanz, Arthur Z. Schwartz, Shirley Secunda, Ruth Sherlip, Melissa Sklarz, James Smith, Shirley H. Smith, Bradford Sussman, Lora Tenenbaum, Wilbur Weder, Jeanne Wilcke, Betty Williams, Carol Yankay.

BOARD MEMBERS EXCUSED: Don Lee, Judy Paul, Sean Sweeney, Martin Tessler

BOARD MEMBERS ABSENT: Noam Dworman, Honi Klein, Hyun Lee, Stephanie Thayer

BOARD STAFF PRESENT: Arthur Strickler, District Manager

GUESTS: Daryl Cochrane, Congressman Jerrold Nadler's office; Bronley Luhrs, Senator Tom Duane's office; Meg Reed, Senator Martin Connor's office; Yvonne Morrow, Assembly Speaker Sheldon Silver's office; Gary Parker, Assembly Member Deborah Glick's office; Dirk McCall, Council Member Alan Gerson's office; Andree Tenemas, Council Member Margarita Lopez' office; Carin Mirowtiz, Council Member Christne Quinn's office; Joseph Lo Maglio, George Wachtel, Nancy Goshow, Russ Novack, Kay Sweeney, Kelly Crow, Judy Dunne, Alice Pearce, Lawrence Kapture, Val D' Alessio, Eliza Bradley, Arthur Hoey, Neil Costa, Betty Rinckwitz, Michael Porter, Stephanie J. Ressler-Hochstat, Mary Hallech, E. Robert, Martin Boone, Andrew Mc Laren, David Pisouskas, Mike Oliva, Harriet Manheim.

MEETING SUMMARY

Meeting Date – June 20, 2002
Board Members Present – 40
Board Members Excused– 4
Board Members Absent - 4

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II. PUBLIC SESSION

Non-Agenda Items

Andrew Mc Laren, representing LREI, and David Pisouskas, Architect, informed the community about an as-of-right project at Little Red Schoolhouse/Elisabeth Irwin H.S.

Mike Oliva, from Listening to the City, spoke regarding “America Speaks.”

Harriet Manheim, Gilda’s Club, spoke in favor of social services program.

Russ Novack, spoke in favor of Manhattan Treatment Court.

Mary Hallech spoke regarding Charles St. bus rerouting.

E. Robert spoke regarding PATH plans.

Martin Boone spoke.

Business Items

Joseph Lo Maglio spoke against a liquor license application.

Landmarks & Public Aesthetics Items

714 Broadway – Rooftop addition

Stephanie J. Ressler-Hochstat, George Wachtel, Neil Costa, Nancy Goshow and Arthur Hoey, spoke in favor of the landmark proposal.

53 Wooster St.

Alice Pearce, applicant, spoke in favor of the stoop gate proposal.

III. Adoption of Agenda

IV. Elected Officials Present and Reporting

Daryl Cochrane, of Congressman Jerrold Nadler’s office

Bronley Luhrs, Senator Tom Duane’s office

Yvonne Morrow, of Assembly Speaker Sheldon Silver’s office

Gary Parker, of Assembly Member Deborah Glick’s office

Dirk McCall, of Council Member Alan Gerson’s office.

Andree Tenemas, Council Member Margarita Lopez’ office,

V. ADOPTION OF MINUTES

Adoption and Distribution of minutes.

VI. EXECUTIVE SESSION

1. **Chair's Report** Aubrey Lees reported
2. **District Manager's Report** Arthur Strickler reported.

STANDING COMMITTEE REPORTS

BUSINESS

Jefferson Restaurant Corp, d/b/a Jefferson, 121 W. 10th Street, NYC 10014

WHEREAS, the applicant appeared before the committee; and

WHEREAS, this applicant has operated another restaurant, Café Asean, located on the same block for seven years without incident, and

WHEREAS, the applicant stated that this would be an Asian restaurant with hours of operation being Noon to 11 PM 7 days, and

WHEREAS, no one from the public spoke in opposition to this application;

THEREFORE BE IT RESOLVED, that CB#2, Man. has no objection to the issuance of an On Premise license to Jefferson Restaurant Corp., d/b/a Jefferson, 121 West 10th Street, NYC 10014.

Vote: Unanimous, with 40 Board members in favor.

1. Fiddlesticks LLC., d/b/a Fiddlesticks, 54 Greenwich Avenue, NYC 10014

WHEREAS, the applicant appeared before the committee; and

WHEREAS, this application is for a change of the LLC at this location from D'O D Publicans, LLC to Fiddlesticks LLC; and

WHEREAS, the applicant stated that there will be no change in the ownership, hours of operation, menu or any other business policy; and

THEREFORE BE IT RESOLVED, that CB#2, Man. has no objection to the issuance of an On Premise license for Fiddlesticks LLC, d/b/a Fiddlesticks, 54 Greenwich Avenue, NYC 10014.

Vote: Passed, with 39 Board members in favor and 1 in opposition.

3. Hadom, Inc. d/b/a Hadom, 137 Seventh Avenue South, NYC 10014

WHEREAS, the applicant's expeditor appeared before the committee; and

WHEREAS, this application is for the transfer of an On Premise license from the prior licensee; and

WHEREAS, the applicant took possession of this location over six months ago, changed the name to Hadom and began operating with the prior licensee's license without appearing before this committee or obtaining approval from the SLA; and

WHEREAS, the committee learned that the applicant has illegally converted the second floor residential apartment into a dance floor and lounge contrary to the C of O in contravention to the building and zoning regulations. This was confirmed by the plans that were submitted to the committee by the expeditor; and

WHEREAS, the committee was informed by neighbors that the applicant also operates the sidewalk café illegally on the prior owner's license, however, he has added loudspeakers on the outside of the premises and has on occasion employed a belly dancer to entertain in the sidewalk café; and

WHEREAS, this location has not been continuously licensed since before 1993 as the building was built new in 1998;

THEREFORE BE IT RESOLVED, that CB#2, Man. does not find that the granting of this license will be in the public interest and strongly recommends denial of an On Premise license to Hodom, Inc. d/b/a Hodom, 137 Seventh Ave. South, NYC 10014; and

BE IT FURTHER RESOLVED that CB#2, Man. calls upon the SLA to hold a 500 foot hearing on this application.

Vote: Unanimous, with 40 Board members in favor.

4. La Mela Ristorante Italiano, Inc, d/b/a La Mela, 167 Mulberry Street, NYC 10013

WHEREAS, the applicant and his attorney appeared before the committee; and

WHEREAS, this alteration application is to extend the existing license into an adjacent store that the applicant has leased; and

WHEREAS, the applicant has operated at this location for many years without incident; and

WHEREAS, no one from the community appeared in opposition to this application;

THEREFORE BE IT RESOLVED, that CB#2, Man. recommends approval of this alteration of the On Premise license for La Mela Ristorante Italiano d/b/a La Mela, 167 Mulberry Street, NYC 10013

Vote: Unanimous, with 40 Board members in favor.

5. JRG Associates LLC, d/b/a Blue Point, 259 West 4th Street, NYC 10014

WHEREAS, the applicant appeared before the Committee; and

WHEREAS, this is an application for an On Premise license for this location that will be a seafood restaurant; and

WHEREAS, the applicant stated that the hours of operation will be from Noon to 2:30 AM for food service, longer for the bar, and that there will be no live music; and

WHEREAS, no one from the public appeared in opposition to this application;

THEREFORE BE IT RESOLVED, that CB#2, Man. does not object to the issuance of an On Premise license for JRG LLC, d/b/a Blue Point, 259 West 4th Street, NYC 10014

Vote: Unanimous, with 40 Board members in favor.

6. Jonoah, Inc, d/b/a Tea Lounge, 228 Thompson Street, NYC 10014

WHEREAS, the applicants appeared before the Committee; and

WHEREAS, this is an application for an On Premise license for this location that was formerly known as Gran Ticino; and

WHEREAS, the applicant stated that this will be a café serving 70 different teas and other light fare for breakfast, lunch and dinner open from 7 AM to 2 AM with background music only; and

WHEREAS, no one from the public appeared in opposition to this application;

THEREFORE BE IT RESOLVED, that CB#2, Man. does not object to the issuance of an On Premise license to Jonoah, Inc., d/b/a Tea Lounge, 228 Thompson Street, NYC 10014

Vote: Unanimous, with 40 Board members in favor.

7. Rosie's Turn Rest. Corp. d/b/a Roses Turn, 55 Grove Street, NYC 10014

WHEREAS, the applicant appeared before the Committee; and

WHEREAS, this application is for a transfer of the existing license at this location; and

WHEREAS, this applicant has been the manager of this location for the past 12 years; and

WHEREAS, the applicant stated that there would be no change in the method of operation or the hours; and

WHEREAS, no one from the public appeared in opposition to this application;

THEREFORE BE IT RESOLVED, that CB#2, Man. has no objection to the issuance of an On Premise license to Rosie's Turn Rest. Corp., 55 Grove Street, NYC 10014

Vote: Unanimous, with 40 Board members in favor.

8. Alma LLC d/b/a Alma, 861 Washington Street a/k/a 430 West 14th Street, NYC 10014

WHEREAS, this application is for an On Premise license for a 6,000 sq. ft. premise at this meat market location; and

WHEREAS, the applicants stated that this restaurant/lounge will be a Cuban style restaurant open for breakfast, lunch and dinner

WHEREAS, the applicant stated that there will be live music as well as DJ music nightly; and

WHEREAS, the area was posted and no one from the public spoke in opposition;

THEREFORE BE IT RESOLVED, that CB#2, Man. has no objection to the issuance of an On Premise license for Alma LLC d/b/a Alma, 861 Washington Street a/k/a 430 West 14th Street, NYC 10014; and

BE IT FURTHER RESOLVED that CB#2, Man. calls upon the SLA to hold a 500-foot hearing on this application.

Vote: Unanimous, with 40 Board members in favor.

ENVIRONMENT

1. Mr. Mayor, The Post-9/11 Clean-Up Is Not Over

WHEREAS, to the credit of those who achieved the cleanup of the site of the World Trade Center atrocity, that cleanup officially closed on May 30th, 2002, three months ahead of schedule and billions of dollars under budget; however,

BE IT RESOLVED, that CB#2 Man. urgently reminds Mayor Bloomberg and the Federal Emergency Management Agency that homes, schools and businesses in neighborhoods beyond the World Trade Center still have not been cleaned up and decontaminated according to the requirements of the National Contingency Plan, which specifies the U.S. Environmental Protection Agency as the agency responsible for cleanup and decontamination in the event of a terrorist attack, and that the result is now that many people are sick from chronic exposure to the heavily contaminated fallout from the World Trade Center destruction that the EPA has allowed to remain in our homes, schools and businesses; and

BE IT FINALLY RESOLVED, that the legal requirements of cleanup and decontamination are clearly stated in the National Contingency Plan, and CB#2, Man. urges Mayor Michael Bloomberg and the Federal Emergency Management Agency to make certain that, until this cleanup and decontamination is accomplished by the U.S.EPA, according to the specifications of the NCP, no funds designated for post-September 11th cleanup will be diverted to any use other than cleanup and decontamination.

Vote: Unanimous, with 40 Board member is favor.

A Plea To The Nuclear Regulatory Commission, The Federal Aviation Administration And Entergy Corp. To Have A Permanent Ten Mile No-Fly Zone Imposed Over The Indian Point Nuclear Plant

WHEREAS, following the September 11th attack on the World Trade Center, the Nuclear Regulatory Commission [NRC] issued a press release stating that nuclear power plants are not designed to withstand crashes by large aircraft" [NRC Press Release No. 01-112, September 21, 2001]; and

WHEREAS, in late Spring of 2002 the U.S. Nuclear Regulatory Commission distributed thousands of potassium iodide pills to those within ten miles of Indian Point nuclear power plant, with the stated purpose of reducing the number of cases of thyroid cancer, should there be a terrorist attack on the plant [but unaccountably did not distribute pills to the 50-mile radius that would be made radioactive by a terrorist attack by airliner on Indian Point]; and

WHEREAS, despite this acknowledgement of a threat vastly greater than the 9/11 attack, the most obvious and cost-effective action to prevent an attack on the Indian Point nuclear plant has not been undertaken by the NRC, Entergy (the licensee) and the Federal Aviation Administration; namely, the simple measure of imposing a permanent no-fly zone in the air space within 10 nautical miles of Indian Point; and

WHEREAS, with a population density of 20 million people (7% of the entire U.S. population) within a 50 mile radius of Indian Point, no other facility in the U.S. presents so likely a terrorist target or poses so great a risk to such a large number of people as the Indian Point nuclear plant, should it be hit by a fully fueled airliner; and

WHEREAS, that we who witnessed at close hand the horrific destruction of the World Trade Center on September 11th by two fully fueled airliners must now ask the Nuclear Regulatory Commission and the Federal Aviation Administration, whose responsibility it is to see to it that flights of such aircraft over nuclear power plants are banned: was there something about that destruction on September 11th, 2001 that left you unconvinced?; and

WHEREAS, U.S. government estimates are that an attack on Indian Point such as that on the World Trade Center could be expected to cause near- and long-term deaths and chronic radiation sickness for 50 miles in all directions from the plant, while permanently poisoning half the state's water supply (a surface water supply) and rendering uninhabitable the southern portion of New York State and all of New York City, which is only 40 miles from the plant;

NOW THEREFORE BE IT RESOLVED, that CB#2 Man. calls upon the Nuclear Regulatory Commission to require Entergy Corp., the licensee for Indian Point nuclear plant, to immediately and without delay obtain a permanent no-fly zone from the Federal Aviation Administration for the air space within 10 nautical miles of the Indian Point nuclear facility; and

BE IT FURTHER RESOLVED, that said permanent no-fly zone be obtained whether or not the Nuclear Regulatory Commission shuts down the plant (as Congressmembers Jerrold Nadler and Elliot Engel and we ourselves have requested), because an orderly shutdown is time-consuming, and the plant will remain radioactive for years to come after it is shut down and therefore a continued risk as a terrorist target to the 20 million people of southern New York State and the Greater New York Metropolitan Area, amounting to 7 percent of the U.S. population; and

Vote: Unanimous, with 40 Board members in favor

LANDMARKS AND PUBLIC AESTHETICS

PUBLIC HEARING: LANDMARKS PRESERVATION COMMISSION, June 25, 2002

1. 70 Barrow Street. Application is to legalize the installation of a garbage enclosure without LPC permits..

WHEREAS, the Department of Sanitation is ticketing the building for placing garbage cans on the sidewalk during non-collection days; and

WHEREAS, the owner of this former firehouse converted to a 1-unit residential building claims that garbage cannot be stored in the backyard since access must be through someone's apartment, that the apartment hallway is too narrow to store the receptacles, and that the basement boiler room requires ventilation and storage there could be a fire hazard;

THEREFORE, BE IT RESOLVED that CB#2, Man. recommends that the applicant find a way store the garbage cans inside; but

BE IT FURTHER RESOLVED, that CB#2, Man. recommends that if this proves to be impractical, the garbage cans should be kept on the sidewalk in an open-top brick enclosure.

Vote: Passed, with 37 Board members in favor, 1 abstention and 2 recusals (T. Bergman, C. Yankay).

2. 53 Wooster Street

WHEREAS, the applicant did not appear at the Landmarks Committee meeting but did appear at the Board meeting with photos; and

WHEREAS, the applicant seeks to legalize an existing gate that was installed at the base of the front steps of the premise as a safety precaution; and

WHEREAS, there was no objection by the public and the committee felt that the legalization was appropriate;

THEREFORE, BE IT RESOLVED that CB#2, Man. recommends approval of this application for 53 Wooster St..

Vote: passed, with 36 Board members in favor, 3 in opposition, and 1 recusal (M. Newell).

3. 305 Canal Street

WHEREAS, the Landmarks Preservation Commission'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; now

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 40 Board members in favor.

4. 7 Mercer Street (Canal). Application is to legalize the installation of a storefront infill and flagpole without LPC permits.

WHEREAS, the storefront has too much glass and is missing important elements, such as, a bulkhead, prominent mullions, and transoms; and

WHEREAS, we think a bracket sign is much more appropriate than the existing banner; and

WHEREAS, the flagpole should be mounted on the sign band and not on the façade of the building;

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

Vote: Unanimous, with 40 Board members in favor.

5. 714 Broadway (Washington Place) NoHo H.D. Application is to construct a rooftop addition.

WHEREAS the addition will be set back 13 feet, will have a stucco finish to distinguish old from new, and will be lower in height than the existing chimney and water tower; and

WHEREAS it is not visible in the NoHo landmarked area; and

WHEREAS NoHo NY feels each addition should be considered on its own right, and

WHEREAS building 712 is a twin in favor of the addition; and

WHEREAS NoHo NY has no objections;

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

Vote: Passed, with 35 Board members in favor, 3 in opposition and 2 recusals (E. Gilmore, M. Newell).

6. 7 Great Jones Street - NoHo H.D. An 8-story co-op building. Application is to extend the elevator bulkhead on the roof.

WHEREAS, the residents wish to change from a manual to an automatic elevator, which is understandable; but

WHEREAS, they also wish to have direct elevator access at roof level for a planned roof garden, and

WHEREAS, this necessitates that an very tall elevator bulkhead be built 18' 2" high to accommodate the landing and mechanicals, and that the chimney also be extended; and

WHEREAS, this unusually high rooftop addition will be highly visible from Lafayette Street; and

WHEREAS, it is very rare anywhere in New York City, landmarked or not, for a building to have roof-top elevator access, so this is an extraordinary demand without sufficiently good reason; and

WHEREAS, rooftop access for this building's residents should be accessible the way it is to most city dwellers, even those with roof decks: by walking up a flight of stairs;

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

Vote: Unanimous, with 40 Board members in favor.

7. 401 Bleecker Street (Magnolia Bakery). Application is to legalize installation of an awning, exterior roll-down security gates, tracks and housing without LPC permits.

WHEREAS, we feel that the gates should be re-located inside the store; and

WHEREAS, the awning should be an historic retractable awning;

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

Vote: Unanimous, with 40 Board members in favor.

8. 18 Grove Street (Bedford). Application is to alter the façade of an 1840 building.

WHEREAS, this is a major restoration project with commendable careful attention paid to historic detail; but

WHEREAS, the color of the awning should match the darker green of the existing awning;

THEREFORE, BE IT RESOLVED that CB#2, Man. recommends approval of this application, but requests the applicant reconsider the shade of green for the awning.

Vote: Unanimous, with 40 Board members in favor.

9. 444 Sixth Avenue (French Cleaners). Application is to modify the existing rooftop addition and alter the masonry openings on the rear elevation.

WHEREAS, the existing illegal addition is to be rebuilt, set back two feet from the wall;

THEREFORE, BE IT RESOLVED that CB#2, Man. recommends approval of the design of the front of the proposed structure, but recommends denial of the design of the rear of the building because the proposal is not clear and seems inappropriate.

Vote: Unanimous, with 40 Board members in favor.

10. 38 West 10th Street. Application is to replace a parlor-floor window.

WHEREAS, this is a townhouse in a series of similar houses built in 1858 and modified somewhat; and

WHEREAS, the proposed windows are not historically accurate and we would prefer 2 over 2 double-hung windows;

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

Vote: Passed, with 39 Board members in favor, and 1 in opposition.

11. 61 Grove Street a.k.a. 76 Christopher Street. Application is to install storefront infill.

WHEREAS, this is a major project restoring the building's historic fabric, including the stone infill, the wood panels, and the color scheme;

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

Vote: Unanimous, with 40 Board members in favor.

12. 328 West 12th Street (Jarnac Restaurant). Application is to legalize installation of signage and awning without LPC permits, and to install an exhaust duct on the W. 12th Street facade

WHEREAS, the applicant said that he would be willing to change the awning to a more appropriate fixed awning; and

WHEREAS, the small sign on the wall is fine; and

WHEREAS, the problem with the exhaust ventilation seems to have been resolved:

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

Vote: Unanimous, with 40 Board members in favor.

13. 624 Hudson Street, a/k/a 57 Jane Street (Mi Cocina). Application is to construct a barrier-free access ramp at the Jane Street elevation.

WHEREAS, the Landmarks Preservation Commission'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; now

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: Passed, with 36 Board members in favor, 2 in opposition, and 2 recusals (M. Sklarz, B. Sussman).

14. 37-43 Eighth Avenue. Application is to legalize the installation of awnings without LPC permits.

WHEREAS, the owner inherited most of the current violations; and

WHEREAS, the AC units are now less visible; and

WHEREAS, overall, it is an improvement over what was there;

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

Vote: Unanimous, with 40 Board members in favor.

SIDEWALKS, PUBLIC FACILITIES AND ACCESS

1. NEW application for revocable consent to operate an enclosed sidewalk café by Chateau Restaurant, 133 Seventh Ave. South (bet. 10th & Charles Sts.) NYC, with 6 Tables and 24 seats, DCA# 1107394.

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

WHEREAS, there is sufficient passage for pedestrian safety and public access and;

WHEREAS, this establishment is has had an enclosed sidewalk café since 1995 and;

WHEREAS, the applicant has stated he has added sound proofing and;

WHEREAS, there was community opposition stating the garbage was put out too early and;

WHEREAS, the applicant agreed to put his garbage out at closing time only;

THEREFORE BE IT RESOLVED that CB#2, Man. recommends approval of a ONE YEAR revocable consent to operate an enclosed sidewalk café to Chateau Restaurant, 133 Seventh Avenue South, NYC, with 6 tables and 24 seats.

Vote: Unanimous, with 40 Board members in favor.

2. NEW application for revocable consent to operate an unenclosed sidewalk café by Rhone Restaurant, 63 Gansevoort Street, NYC, (bet. Greenwich & Washington Sts.), with 11 tables 34 seats, DCA# 1106442.

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

WHEREAS, there is sufficient passage for pedestrian safety and public access and;

WHEREAS, the sidewalk of this establishment is a driveway and it is not safe to have too many tables and;

WHEREAS, the tables and chairs must be against the building line only;

THEREFORE BE IT RESOLVED that CB#2, Man. recommends approval of a ONE YEAR revocable consent to operate an unenclosed sidewalk café to Rhone Restaurant, 63 Gansevoort Street, NYC, with 5 tables and 20 seats.

Vote: Unanimous, with 40 Board members in favor.

2. NEW application for revocable consent to operate an unenclosed sidewalk café by Le Basket Restaurant, 683 Broadway, NYC, with 10 tables & 31 seats, DCA# 1108196.

WHEREAS, the applicant and his attorney appeared before the committee; and

WHEREAS, the area was posted and there was no opposition from the community; and

WHEREAS, there is sufficient passage for pedestrian safety and public access; and

WHEREAS, this establishment does not have waiter or waitress service, but stated they will be hiring soon;

THEREFORE BE IT RESOLVED that CB#2, Man. recommends approval of a ONE YEAR revocable consent to operate an unenclosed sidewalk café to Le Basket Restaurant, 683 Broadway, NYC, with 5 tables and 10 seats.

Vote: Passed, with 18 Board members in favor and 11 in opposition.

3. NEW application for revocable consent to operate an unenclosed sidewalk café by Mam Restaurant, 192 Bleecker Street, NYC, (bet. 6th Ave. & Macdougall Sts.) with 8 tables and 16 seats DCA# 1109821.

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

WHEREAS, there is no opposition from the community and;

WHEREAS, the applicant stated he will keep the railing around the sidewalk café; and

WHEREAS, there is sufficient passage for pedestrian safety and public access and;

WHEREAS, there are no complaints on file at the Board office and;

THEREFORE BE IT RESOLVED that CB#2, Man. recommends approval of a ONE YEAR consent revocable to operate an unenclosed sidewalk café to Man Restaurant, 192 Bleecker Street, NYC, for 8 tables and 16 seats.

Vote: Unanimous, with 40 Board members in favor.

4. NEW application for revocable consent to operate an unenclosed sidewalk café by Monster Sushi Hudson Restaurant, 535 Hudson Street (bet. Charles & Perry Sts.), NYC with 18 tables and 36 seats DCA# 1109205.

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

WHEREAS, there was opposition from the community about using certain doors and;

WHEREAS, there are no complaints on file at the Board office and;

WHEREAS, there is sufficient passage for pedestrian safety and public access and;

THEREFORE BE IT RESOLVED that CB#2, Man. recommends approval for a ONE YEAR revocable consent to operate and unenclosed sidewalk café to Monster Sushi Hudson, Restaurant, 535 Hudson Street, NYC, for 10 tables and 20 seats.

Vote: Unanimous, with 40 Board members in favor.

5. RENEWAL application for revocable consent to operate an unenclosed sidewalk café by Les Deux Gamins Restaurant, 170 Waverly Place, NYC with 4 tables and 12 seats.

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

WHEREAS, there was no opposition from the community and no complaints on file at the Board office and;

WHEREAS, there has been an unenclosed sidewalk café at this location since 1997 and;

WHEREAS, there is sufficient passage for pedestrian safety and public access;

THEREFORE BE IT RESOLVED that CB#2, Man. recommends approval of a THREE YEARS revocable consent to operate unenclosed sidewalk café for Les Deux Gamins Restaurant, 170 Waverly Place, NYC with 4 tables and 12 seats.

Vote: Unanimous, with 40 Board members in favor.

6. RENEWAL application for revocable consent to operate an unenclosed sidewalk café by The Bagel Restaurant, 168-170 West 4th Street, (bet. 6th Ave. & Jones St.), NYC with 1 tables and 4 seats, DCA # 0806182.

WHEREAS, the applicant appeared before the committee and;

WHEREAS, there is sufficient passage for pedestrian safety and public access and;

WHEREAS, the area was posted and there was no opposition from the community and;

WHEREAS, there has been a sidewalk café at this location for the past ten years;

THEREFORE BE IT RESOLVED that CB#2, Man. recommends approval of a THREE YEAR revocable consent to operate an unenclosed sidewalk café to The Bagel Restaurant, 168-170 West 4th Street, NYC with 1 tables and 4 seats.

Vote: Passed, with 39 Board members in favor, and 1 in abstention.

7. RENEWAL application for revocable consent to operate an unenclosed sidewalk café by Village Den Restaurant, 225 West 12th Street, (between Greenwich Avenue and Seventh Avenue South) NYC, with 7 tables and 14 seats, DCA # 1035310.

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

WHEREAS, there is no opposition from the community and no complaints on file at the board office and;

WHEREAS, there is sufficient passage for pedestrian safety and public access and;

WHEREAS, this establishment has been open for two and a half years and the sidewalk café adds a lot of charm to the corner café.

THEREFORE BE IT RESOLVED that CB#2, Man. recommends approval of a THREE YEAR revocable consent to operate an unenclosed sidewalk café to Village Den Restaurant, 225 West 12th Street, NYC with 7 tables and 14 seats.

Vote: Unanimous, with 40 Board members in favor.

8. RENEWAL application for revocable consent to operate an enclosed sidewalk café by Penny Feathers Restaurant, 95 7th Ave. South, (bet. Grove & Barrow Sts.) NYC, with 22 tables and 32 seats. DCA # 0734464.

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

WHEREAS, there is sufficient passage for pedestrian safety and public access and;

WHEREAS, there are no complaints on file at the board office and;

WHEREAS, the applicant has really brought life to this block with this enclosed sidewalk café and;

WHEREAS, this location has had an enclosed sidewalk café for twenty-eight years and;

WHEREAS, the board office has no prints or plans on file for this enclosed sidewalk café and;

WHEREAS, the applicant brought a set of plans to the committee meeting and;

WHEREAS, the applicant will sent a set of plans to the board office ASAP.

THEREFORE BE IT RESOLVED that CB#2, Man. recommends approval of a THREE YEAR revocable consent to operate an enclosed sidewalk café for Penny Feathers, 95 7th Ave. South, NYC, with 12 tables and 32 seats.

Vote: Unanimous, with 40 Board members in favor.

The following applicants did not appeared we will hear then at the July, 2002 Committee meeting:

- N.Y.C., 75-75 Greenwich Avenue
- Yoko Restaurant, 29 7th Avenue South
- The Otheroom Restaurant, 143 Perry Street

SOCIAL SERVICES, HOMELESS AND SENIOR SERVICES

Return of Funds to Gilda's Club

WHEREAS Gilda's Club NYC is a local community organization serving those with cancer and their families and friends; and

WHEREAS this non-profit organization occupies a building badly in need of repairs to the roof and elsewhere; and

WHEREAS funds in the amount of \$250,000 were included in the City Council capital budget program last year, but were later cut from the capital budget by the Mayor;

THEREFORE BE IT RESOLVED that CB#2, Man. requests that the Mayor and/or the City Council to return these funds to the capital budget, and that our Council Members join in this request for this important community facility.

Vote: Unanimous, with 40 Board members in favor.

TRAFFIC AND TRANSPORTATION

1. Enact Special Night Regulations on the East side of Lafayette St. between West 4th St. & Astor Place.

WHEREAS, Residents of this block report many noise and traffic related issues due to late night actives at local restaurants and bars, and;

WHEREAS, Extensive double and triple parking, cars parking in the bus stop, and traffic congestion that causes horn honking are regular late night occurrences, and;

WHEREAS, An officer from the 9th Precinct who had conducted enforcement operations on this block noted that creating a NO STANDING zone at this location would help reduce traffic congestion at night and allow better traffic enforcement, and;

WHEREAS, Residents agreed that they would like the Special Night Regulations only on the East side of the block,

THEREFORE BE IT RESOLVED that Manhattan Community Board 2 requests that the NYCDOT enact Special Night Regulations NO STANDING 8:00 PM TO 6:00 AM on the East side of Lafayette St. between West 4th St. & Astor Place.

Vote: Unanimous, with 40 Board members in favor.

2. To add a new additional honorary street name in honor of General Sheridan at Sheridan Square. Signage to read “Sheridan Square”. (Note that the existing street signs remain)

WHEREAS, There are buildings that use Sheridan Square as an address and the street signage around the square does not indicate that it is in fact Sheridan Square, and

WHEREAS, General Sheridan was recognized as an important historic figure by the original naming of Sheridan Square; and

WHEREAS, The area was posted and the Central Village Block Association appeared in support of this request, and

WHEREAS, Additional street signage would clarify existing building addresses, and the location of the square,

THEREFORE BE IT RESOLVED, that CB#2, Man. requests a new street name in honor of General Sheridan at Sheridan Square. Signage to read “Sheridan Square”. (Note that the existing street signs remain)

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

ZONING AND HOUSING

1. Water Taxi Zoning Text Amendment

WHEREAS, CB#2, Man. is on record encouraging efficient mass transportation as an alternative to automobile use and water taxis are a form of such mass transportation; and

WHEREAS water taxis are currently limited to 50 passengers; and

WHEREAS there is an increased interest in traveling by water yet smaller boats have difficulty in the currents; and

WHEREAS the company that initiated the text change, NY Water Taxi, is building new boats which meet future environmental standards (2005) and have a design which minimizes the wake created by the hull; and

WHEREAS the boats can land on floating docks of only 20’x40’, although they could be larger, and can drop off and pick up passengers quickly; and

WHEREAS there is concern that as this service proves popular, there needs to be oversight on how many boats can load and unload within a given time frame, that “party” boats may cause problems in the future, that congestion at piers from buses and other vehicles may occur, etc.

WHEREAS although NY Water Taxi is building fuel efficient boats which create low wakes, another water taxi provider may not be using such boats, and there is concern about noise, fumes and wake disturbances from larger boats; and

WHEREAS limiting the capacity of water taxis to at most 74 persons instead of 99 would help mitigate the concern about larger, polluting vessels; and

WHEREAS in order to create a level playing field all operators of water taxis should be required to have fuel efficient (4-stroke, low sulfur burning) vessels which have hull designs that minimize wakes, and given our problems with diesel particulates, to burn only low sulfur diesel fuel to help address this problem;

THEREFORE BE IT RESOLVED that CB#2, Man. approves an amendment to the zoning text to allow an increase in passengers on water taxis to 74 passengers; and

BE IT FURTHER RESOLVED that if this mode of transportation becomes popular, problems with the amount of boats loading and unloading, the location of docks and other concerns may arise, therefore we request that City Planning add to the supplementary regulations under Section 62-56 that these larger water taxis comply with screening and drop off/pick up provisions of Sections 62-561 and 62-562, which apply to

other water craft, and, if the taxis are to be used for private parties, that the appropriate Community Board have an opportunity to comment on the license.

BE IT FURTHER RESOLVED that all operators of water taxis should be subject to same high standards of environmentally sound vessels which burn low sulfur fuel and have low wake hulls.

Vote: Unanimous, with 40 Board members in favor.

2. Proposed Regulations Relating to Outdoor Signs

SEE ATTACHED RESOLUTION.

Vote: Unanimous, with 40 Board members in favor.

NEW BUSINESS

Respectfully submitted,

Robert Rinaolo
Secretary
Community Board #2, Manhattan