

Jo Hamilton, *Chair*
Bo Riccobono, *First Vice Chair*
Sheelah Feinberg, *Second Vice Chair*
Bob Gormley, *District Manager*



Erin Roeder, *Treasurer*
Susan Kent, *Secretary*
Elaine Young, *Assistant Secretary*

COMMUNITY BOARD NO. 2, MANHATTAN
3 WASHINGTON SQUARE VILLAGE
NEW YORK, NY 10012-1899
www.cb2manhattan.org

P: 212-979-2272 F: 212-254-5102 E: info@cb2manhattan.org
Greenwich Village • Little Italy • SoHo • NoHo • Hudson Square • Chinatown • Gansevoort Market

FULL BOARD MINUTES

DATE: May 19, 2011
TIME: 6:00 P.M.
PLACE: P. S. 130, 143 Baxter Street, Auditorium

BOARD MEMBERS PRESENT: Susanna Aaron, Steve Ashkinazy, Keen Berger, Tobi Bergman, Carter Booth, Anita Brandt, William Bray, Sigrid Burton, Richard Caccappolo, Heather Campbell, Terri Cude, Doris Diether, Roberty Ely, Sheelah Feinberg, Gideon Gil, Elizabeth Gilmore, Alison Greenberg, Sasha Greene, Jo Hamilton, Chair, Community Board #2, Manhattan (CB#2, Man.), Anne Hearn, Brad Hoylman, Susan Kent, Arthur Kriemelman, Evan Lederman, Edward Ma, Jason Mansfield, Jane McCarthy, Florent Morellet, Judy Paul, Lois Rakoff, David Reck, Robert Riccobono, Erin Roeder, Robin Rothstein, Maury Schott, Arthur Z. Schwartz, Shirley Secunda, Chenault Spence, Richard Stewart, Sean Sweeney,

BOARD MEMBERS EXCUSED: Lisa Cannistraci, Denise Collins, Maria Passanante Derr, David Gruber, Raymond Lee, Alison McGonigle-Nelson, Alexander Meadows, Rocio Sanz, Wendy Schlazer, Antony Wong, Elaine Young

BOARD MEMBERS ABSENT: None

BOARD STAFF PRESENT: Bob Gormley, District Manager, and Florence Arenas, Community Coordinator

GUESTS: Katie Smith, Congressman Jerrold Nadler's office; Senator Tom Duane, Mary Cooley, Senator Daniel Squadron's office; Connie Lee, Lin Zeng, Sandy Myers, Man. Borough President Scott Stringer's office; Lisa Parson, Sarah Malloy-Good, Assembly Member Deborah Glick's office; John Ricker, NYC Comptroller's office; Noah Isaacs, Council Speaker Christine Quinn's office; Jasmin Torres, Council Member Rosie Mendez's office; Jake Itzkowitz, Matt Viggiano, Council Member Margaret Chin's office; Lauren Danziger, Toni Spinelli, Gina Fontana, Dante Dellerzo, Arlene Peralta, Sayar Lonial, Elizabeth Asaua, Ken Smith, Cecile Scott, Dan Green, Larry Parnes, John Flood, Julian Kline, Michele Herman, Kaitlyn Arnholdt, Nicholas Mesce, Louis Fontana, Randall Minor, Luna Liu, Steve Charen, Ian Dutton, Maria Mesce, Cliff Meilman

MEETING SUMMARY

Meeting Date – May 19, 2011
Board Members Present – 38
Board Members Excused – 11
Board Members Absent - 0

I. SUMMARY AND INDEX

ATTENDANCE	1
MEETING SUMMARY	1
SUMMARY AND INDEX	2
PUBLIC SESSION	2
ADOPTION OF AGENDA	3
ELECTED OFFICIALS' REPORTS	3
ADOPTION OF MINUTES	3
EXECUTIVE SESSION	3
STANDING COMMITTEE REPORTS	3
ENVIRONMENT, PUBLIC SAFETY & PUBLIC HEALTH	10
LANDMARKS AND PUBLIC AESTHETICS	
LAND USE & BUSINESS DEVELOPMENT	3
NOMINATING COMMITTEE	
NYU WORK GROUP	
PARKS & OPEN SPACE	13
SIDEWALKS, PUBLIC FACILITIES AND ACCESS	7
SLA LICENSING	
SOCIAL SERVICES, & EDUCATION	14
STREET ACTIVITY & FILM PERMITS	
ST. VINCENT'S OMNIBUS	
TRAFFIC AND TRANSPORTATION	7

II. PRESENTATION BY THE MANHATTAN BOROUGH PRESIDENT'S URBAN FELLOW

Manhattan Borough President Urban Planning Fellow Connie Lee gave a presentation of her work examining the viability of a commercial overlay of the area east of Washington Square Park.

III. PUBLIC SESSION

Non-Agenda Items

Mail Fraud

Doris Diether spoke on Congressman Jerrold Nadler's contacting the U.S. Post Office regarding fraud.

Budget Cuts to NY Public Libraries

John Flood, from the Hudson Park Library, spoke regarding proposed budget cuts to city libraries.

Land Use and Business Development Items

38-40 Grand St., App. to convert parts of the ground floor & cellar to (Eating & Drinking Establishment)
Randall Minor, representing the application, spoke in favor of the conversion.

SLA Licensing Items

ALN Restaurant, Inc. d/b/a Giovanna's, 128 Mulberry St., NYC

Maria Mesce and Gina Fontana spoke in favor of the liquor license alteration to include the sidewalk café.

Traffic and Transportation Items

Support of Meatpacking Improvement Association design elements and st. furniture for Gansevoort Plaza
Lauren Danziger and Cliff Meilman, of the Meat Packing Improvement Association, spoke in favor of the proposed public spaces/plazas in the Meatpacking District.

Request to co-name the NW corner of Elizabeth and Spring Sts. "William and Sarah Riccio Corner"
Toni Spinelli spoke in favor of the proposed street co-naming.

IV. ADOPTION OF AGENDA

V. ELECTED OFFICIALS PRESENT AND REPORTING

Katie Smith, Congressman Jerrold Nadler's office

Senator Tom Duane

Colin Casey, Crystal Gold-Pond, Senator Tom Duane's office

Mary Cooley, Senator Daniel Squadron's office;

John Ricker, NYC Comptroller's office;

Sandy Myers, Man. Borough President Scott Stringer's office

Lisa Parson and Sarah Malloy-Good, Assembly Member Deborah Glick's office

Noah Isaacs, of Council Speaker Christine Quinn's office

Matt Viggiano, Council Member Margaret Chin's office;

Jasmin Torres, Council Member Rosie Mendez's office,

VI. ADOPTION OF MINUTES

Adoption of March minutes and distribution of April minutes.

VII. EXECUTIVE SESSION

1. **Chair's Report** Jo Hamilton reported

2. **District Manager's Report** Bob Gormley reported.

STANDING COMMITTEE REPORTS

ENVIRONMENT, PUBLIC SAFETY & PUBLIC HEALTH

Support of Council Member Margaret Chin's proposed legislation (Intro 544) on the purchase of counterfeit goods

Whereas, Council Member Margaret Chin has proposed legislation to amend the administrative code of the City of New York in relation to the purchase of counterfeit goods; and

Whereas, The legislation would make it a misdemeanor for a person to purchase counterfeit trademarked goods; and

Whereas, The sale of counterfeit goods has been a serious issue over many years for the neighborhoods bordering Canal Street and has been accompanied by threatening behavior towards and the physical assault of local residents and police officers by vendors, a proliferation in other criminal activity in the area; and

Whereas, The sale of counterfeit goods has been a serious issue also impedes pedestrian traffic on sidewalks and in crosswalks, blocks building access and egress, and contributes to sanitation issues and other quality of life issues; and

Whereas, Counterfeit vending has been connected to organized crime including human trafficking, money laundering, and terror activities; and

Whereas, Counterfeit trade causes economic harm including loss of sales for legitimate businesses and an estimated loss of \$1 billion in municipal tax revenue; and

Whereas, Currently only the supply of counterfeit goods is illegal; criminalizing the purchase of counterfeit goods would be the first step to reducing demand.

Therefore Be It Resolved, CB#2, MMan. supports Council Member Chin's legislative proposal (Intro 0544-2011) to make it a misdemeanor to purchase counterfeit goods.

Vote: Unanimous, with 38 Board members in favor.

LANDMARKS AND PUBLIC AESTHETICS

1ST LANDMARKS MEETING

1 - LPC Item 17 - 292 Elizabeth Street (East Houston Street) NoHo East Historic District
A neo-Grec style tenement and store building designed by Charles Mettam and built in 1878. Application is to install storefront infill and signage.

Whereas, the applicant has represented that the infill of the facade of this wooden storefront structure is rotted; and

Whereas, the applicant seeks to replace the infill with a similar facade and to replace the sidewood with diamond metal plate to match adjacent buildings;

Whereas, the applicant will preserve the blue stone at the coping at the level of the actual sidewalk; and

Whereas, the applicant will preserve and repaint the cast iron columns using the existing color; and

Whereas, the applicant seeks to replace fixed windows with bi-fold that would fold out, which seem an inappropriate intrusion into the sidewalk space; and

Whereas, the applicant seeks to install a bracket sign of proper proportions (16 x 30) that will not be mounted into the cast iron columns; and

Whereas, the proposed four (4) light fixtures are hooded Swivelier and will shade light from upper portion of the building; now

Therefore, be it resolved that CB#2, Man. recommends approval of this application but recommends the bi-fold windows fold into, rather than extend out of the building;

Vote: Unanimous, with 38 Board members in favor.

2- LPC Item 18 -146-150 Wooster Street – SoHo – Cast Iron Historic District

A garage built or altered from an earlier structure in the early 20th Century, and a parking lot. Application to demolish the existing building and construct a new building.

Whereas, the SoHo Cast Iron Historic District streetscape often includes tall cast iron buildings alongside shorter industrial and commercial buildings; and

Whereas, the applicant seeks to demolish the one-story garage to build a residential building 72 feet wide, 89 feet tall at the front facade and 106 feet tall at the highest point of the building; and

Whereas, many aspects of the proposed street facade of the building, including the Ductal material on the street facade, sample colors (limestone), subtly asymmetrical, changing columns, depth of the facade, and relief work, present an elegantly modern interpretation of cast iron architecture appropriate for this particular streetscape; and

Whereas, the applicant failed to provide historic precedent from the SoHo Cast Iron Historic District for the canopy and vault lighting at the base of the street facade and lack of a bulkhead; and

Whereas, even a modern interpretation of cast iron architecture should include a bulkhead; and

Whereas, the extreme use of glass and proposed balconies in the rear facade are not contextual and should be reworked with more masonry and elements that reference the rear facades of buildings in this historic district;

Whereas, five residents appeared at the meeting and objected to the application, citing loss of light and air and obstruction of lot line windows, apparently not legally protected from obstruction; now

Therefore, be it resolved, although we are sensitive to the history of one-story buildings in this historic district, based on the totality of the elements of the proposed building, CB#2, Man. recommends approval of the demolition of the garage as a non-contributing building; and

Further, be it resolved, although we are concerned about the loss of light for the artists who helped created the distinct character of the district, and the loss of neighboring lot line windows, CB#2, Man. recommends approval of many aspects of the front facade, including the proposed materials of Ductal and brick at the side walls; and

Further, be it resolved, CB#2, Man. recommends approval of the concept of using the replication of a commissioned work of art to be displayed on the ground floor so that the replicated work can be divided for decoration in relief only, without coloration, in the piers of the front facade, so long as the applicant is required to return to CB#2, Man. for approval of the specific work of art once a rendering is created; and

Further, be it resolved, CB#2, Man. recommends that the seventh story of the building be set back six feet from the cornice.

Further, be it resolved, CB#2, Man. recommends denial of the canopy and the vault lighting at the base of the front facade,

Further, be it resolved, CB#2, Man. recommends the addition of an 18-inch bulkhead at the ground level of the front facade; and

Further, be it resolved, CB#2, Man. recommends denial of the proposed rear-yard glass walls with balconies because they are not contextual and lack references to rear facades in this historic district; and

Further, be it resolved, the rear-yard walls should be reduced by five feet on each side.

Vote: Unanimous, with 38 Board members in favor.

3 – LPC Item 19 -103 Prince Street- SoHo – Cast Iron Historic District (laid over by applicant)

4 – LPC Item 20 - 415 W. 13th Street - Gansevoort Market Historic District (laid over by applicant)

5 – LPC Item 21 - 27 Ninth Avenue– Gansevoort Market Historic District (laid over by applicant)

6 – LPC Item 22 - 410 W. 13th Street – Gansevoort Market Historic District A contemporary building designed by Jack Suben and built in 2007. Application to install signage

Whereas, the applicant seeks to add two mottled bronze blade signs to the canopy, each 2x3 ft, width of 2”, and at least 10 ft above the sidewalk;

Whereas, the proposed 2 monopoint lights are appropriate to illuminate the signs; now

Therefore, be it resolved, CB#2, Man. recommends approval of the application.

Vote: Unanimous, with 38 Board members in favor.

7 – LPC Item 23 – 15 Little West 12th Street – Gansevoort Market Historic District A contemporary building designed by Jack Suben and built in 2007. Application to install signage

Whereas, the applicant seeks to add two mottled bronze blade signs to the canopy, each 2x3 ft, width of 2”, and at least 10 ft above the sidewalk;

Whereas, the proposed 2 monopoint lights are appropriate to illuminate the signs; now

Therefore, be it resolved, CB#2, Man. recommends approval of the application.

Vote: Unanimous, with 38 Board members in favor.

8- LPC Item 24 - 527 Hudson Street –Greenwich Village Historic District (Laid over by applicant)

9 – LPC Item 25 - 243 -247 West 10th Street a/k/a 520-524 Hudson Street
Greenwich Village Historic District An apartment building designed by Samuel Roth and built in 1947. Application is to install a bracket sign.

Whereas, applicant seeks to remedy illegal signage by installing an aluminum blade sign that is 18” by 24”, and 1” thick, and to be more than 10ft above the sidewalk, mounted with two steel flanges; and

Whereas, the sign will not be illuminated; and

Therefore, be it resolved, CB#2, Man. recommends approval of the application and that the sign be installed into the mortar joints only, above the second coursing.

Vote: Unanimous, with 38 Board members in favor.

10 – LPC Item 26 - 48 Carmine Street (Laid over by LPC)

2ND LANDMARKS MEETING

1 – LPC Item 21 – 30 Charlton St. – Charlton-King-Van Dam Historic District.

An eclectic Georgian style apartment building built in 1927. Application is to legalize façade alterations & the installation of windows, light fixtures & intercom boxes, all without LPC permit & to install through-wall air conditioning units.

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 failed to appear before the Community Board, nor did he contact us for a layover,

Therefore be it resolved CB#2, Man. strongly recommends denial of this application for 30 Charlton St. in the absence of this important step in the review process.

Vote: Unanimous, with 38 Board members in favor.

2 – LPC Item 22 – 103 Prince St. – SoHo Cast Iron Historic District. A neo-Colonial style post office designed by Thomas W. Lamb & built in 1910. Application is to alter the Greene St. façade.

Whereas this former post office building occupies the corner of Prince St. and Greene St. in SoHo, and

Whereas, the application is to alter only the Greene St. side of the structure, which contains the former post office facade plus the façade of an adjoining building which contained a loading dock and a small entry door into the loading area, and

Whereas, the current occupant, the Apple Store, plans to enlarge the loading dock door a total of 3’ with a steel roll down gate, and install a new painted wood door, and

Whereas, the glazed transoms will be replaced on all the windows and a security camera installed, and

Whereas, since the original historic Post Office sign has lost a few of its letters, the plan is to have matching letters made to recreate the original Post Office sign

Therefore, be it resolved that CB#2, Man. recommends approval of this application for 103 Prince St.

Vote: Unanimous, with 38 Board members in favor.

3 - Item 23 – 237 West 12 St. – Greenwich Village Historic District.

A Greek Revival style house built in 1847-48. Application is to construct a stair bulkhead & roof deck.

Whereas the proposal is to add a deck with fence and a stair bulkhead on the roof of this 3 story townhouse, and create a barbecue area on the roof, and

Whereas, although not part of the application which was referred to the Community Board, the changes to the rear façade, removing original material and replacing it with glass panels, were approved, so we were told, at staff level, which seems to be a violation of the new procedure changes recently adopted by the Landmarks Commission,

Therefore be it resolved CB#2, Man. approves the changes on the roof of 237 West 12 St., but has serious questions about the approval on staff level of the changes to the rear façade.

Vote: Unanimous, with 38 Board members in favor.

4 – Item 24 – 8 Jane St. – Greenwich Village Historic District.

A Greek Revival row house built in 1843. Application is to raise the roof and alter the rear façade, construct rooftop additions, excavate the rear yard & front areaway, remove tin lintels & sills.

Whereas 8 Jane St. is one of three matching houses, and

Whereas the proposal is to excavate 4' down under the entire cellar, thereby increasing the headroom in the cellar by 18" and increasing the headroom on the first floor, and

Whereas, the excavation would include the front entry area, permitting a garbage compartment on the right side and adding 2 steps to create 4 steps down from the front area to the basement on the left side under the front stairs, and

Whereas, two separate roof terraces would be created on the roof separated by the roof mechanicals, and a rail 42" high installed at the parapet, and

Whereas, because the adjacent building, 10 Jane St., is higher, the chimney and flues will have to be extended to above the roof of that building, and

Whereas changes are proposed for the rear of the building, adding an additional window between the two on the first floor and installing French doors at the basement level,

Therefore be it resolved CB#2, Man. recommends approval for the changes at 8 Jane St., but suggests that the steps in the front yard be inside the building so that the original door could be retained, and that the applicant make sure that the chimney and flu to be extended at the roof level be kept straight and unobtrusive.

Vote: Unanimous, with 38 Board members in favor.

5 – Item 25 – 18 Greenwich Ave. – Greenwich Village Historic District. A one-story building built in 1954. Application is to install new storefront infill, paint portion of the façade, install signage, & construct a rooftop bulkhead.

Whereas this building is the former Sutter's Bakery, later Party Paper Store, which suffered a huge fire some time ago, and

Whereas the proposal is to create a city farm on the roof of the building, with a restaurant below, and

Whereas the proposal includes extending the existing windows down to street level and open glass doors along the Greenwich Ave. side to create unity with the Jefferson Market Library garden across the street, and

Whereas the proposal is to paint the façade a lighter shade of gray and install a tile signage band 2'8" high along both streets and also install a flat chicken bracket sign on the Greenwich Ave. side and one on the West 10 St. side, and installing a clock on the corner, and

Whereas the storefront will be painted aluminum, and

Whereas usually such a proposal to extend the glass windows down to the sidewalk, and a roof farm, might not be appropriate, because of this buildings unique location, the façade treatment may be acceptable,

Therefore be it resolved CB#2, Man. recommends approval of this application for 18 Greenwich Ave.

Vote: Unanimous, with 38 Board members in favor.

6 – Item 26 – 415 West 13 St. – Gansevoort Market Historic District

A building designed by Thompson Starrett Co. in 1900-01, significantly altered in 2003-03 with renovations to the base & a five-story addition designed by Steven Kratchman, Application is to replace the canopy & amend Certificate of Appropriateness 09-6736 for storefront alterations.

Whereas the proposal is to replace the original entry door to the building, creating a center entrance and one at either end of the building, and

Whereas the current handicapped lift is at the right entrance of the building and it would be moved to the left end of the building and the 4'6" balcony along the front of the building can be used for wheelchair access from the handicapped lift to the right hand door if necessary, and

Whereas a new canopy will be installed, steel grey in color and 12' wide, replacing the current 4'6" wide canopy, and

Whereas new light fixtures dark grey in color will be installed, making this building in the Gansevoort Market District compatible with the district,

Therefore be it resolved CB#2, Man. recommends approval of this application for 415 West 13 St.

Vote: Unanimous, with 38 Board members in favor.

7 - Item 27 – 27 9th Ave. – Gansevoort Market Historic District A Greek Revival style rowhouse, built in 1844-1846 & altered in the 20th and 21st centuries. Application is to install a painted wall sign.

Whereas this building formerly had a wall sign which still exists as a ghost sign, and

Whereas the new tenant, Sephora, would like to paint a new wall sign with its logo on the site of the former one, and

Whereas the proposed sign would be set 2' away from the edges on all four sides, and 11' x 15'8" in size,

Therefore be it resolved CB#2, Man. recommends approval of this sign but suggests that it could be somewhat smaller and less black in color.

Vote: Unanimous, with 38 Board members in favor.

8 – Item 28 – 252-254 Bleecker St. a/k/a 1-5 Leroy St. – Greenwich Village Historic District
A contemporary style commercial structure built in 1956 by Siegel & Green & altered in 1998 by Stephen B. Jacobs Group. Application is to modify signage installed without LPC permits.

Whereas the current sign at this location for Murray’s Cheese was installed by the contractor and Murray’s believed that he had filed all the necessary documents with Landmarks, and

Whereas the contractor installed weather resistant synthetic material with added lighting and received a notice from LPC stating that the material for the sign must be wood or metal, and

Whereas the proposal for the sign would have metal letters installed into the channel letters of the current sign and the back would be opened to install lighting inside the letters to create a backlit effect, thereby reducing the amount of additional funding required to correct the violation, but

Whereas the sign, as proposed, and also the colors on the awning, are too bright and both should be muted somewhat, more like the original faded sign,

Therefore be it resolved CB#2, Man. recommends denial of the application as presented for Murray’s Cheese at 252-254 Bleecker St.

Vote: Unanimous, with 38 Board members in favor.

9 - Item 29 – 387 Bleecker St. – Greenwich Village Historic District. A house built in 1817-18 & altered in the late 19th Century & in the early 20th century. Application is to legalize the installation of storefront infill in non-compliance with Certificate of Appropriateness 07-0463.

Whereas the application filed apparently called for 3 store windows of equal size, and

Whereas the actual windows are the more usual pattern of a center window slightly wider than the two side windows, and

Whereas this pattern of windows is common in the area, and preferable to the plans filed for the windows,

Therefore be it resolved CB#2, Man. recommends approval of the windows as installed at 387 Bleecker St.

Vote: Unanimous, with 38 Board members in favor.

LAND USE AND BUSINESS DEVELOPMENT

38-40 Grand Street, City Planning Commission Special Permit Application pursuant to Section 74-781 to convert portions of the ground floor and cellar of a 5-story building to Use Group 6 retail (Eating & Drinking Establishment) in an M1-5B zoning district.

WHEREAS, There are other Use Group 6 store fronts on this block, And,

WHEREAS, There are many Use Group 2 residential apartments on this block and in this building, And,

WHEREAS, CB#2, Man. has had numerous complaints about the over saturation of Eating and Drinking Establishments in this area, And

WHEREAS, The surrounding blocks have a very active night life that keeps residents awake at night,
And

WHEREAS, At the time of the public hearing the applicant was asked to agree to ban an eating and drinking establishment at this location, however, the applicant was unable to give an answer at that time;

THEREFORE BE IT RESOLVED, that CB#2, Man. recommends denial of this application unless the applicant agrees to ban an eating and drinking establishment at this location, And,

THEREFORE BE IT FURTHER RESOLVED, that CB#2, Man. does not object to other Use Group 6 uses at this location.

Vote: Unanimous, with 38 Board members in favor.

NOMINATING COMMITTEE

The applicants were interviewed. Three applicants withdrew, for 2nd Vice Chair, for Treasurer and for Assistant Secretary. The Committee voted to select a slate.

The Nominating Committee is presenting the following slate:

Chair	Brad Hoylman
1st Vice Chair	Bo Riccobono
2nd Vice Chair	Applicant withdrew
Treasurer	Applicant withdrew
Secretary	Susan Kent
Assistant Secretary	Keen Berger

Richard Stewart was nominated from the floor for 1st Vice Chair.

Alison Greenberg was nominated from the floor for 2nd Vice Chair.

Antony Wong was nominated from the floor for Treasurer.

Lois Rakoff was nominated from the floor for Assistant Secretary.

NYU WORKING GROUP

The full board voted to approve our response to the Draft Scope of Work (http://www.nyc.gov/html/mancb2/downloads/pdf/nyu_2031_plan_docs/nyu_scoping/nyuscopying_comments.pdf), to be presented as testimony at the May 24th, Department of City Planning Public Hearing.

Vote: Unanimous, with 38 Board members in favor.

PARKS, RECREATION & OPEN SPACE

1. A resolution supporting public open space to replace a parking lot on land belonging to the Port Authority of New York and New Jersey

Whereas, Hudson Square is the neighborhood bordered by Canal Street to the south, Houston Street to the north, Sixth Avenue to the east, and West Street to the west; and

Whereas, Hudson Square Connection is a Business Improvement District including most of this neighborhood; and

Whereas, the only publicly accessible open spaces in Hudson Square are “Soho Square”, Duarte Park, and the public plaza on the “Trump Soho” property; and

Whereas, Hudson Square was once one of the most important printing districts in the world and the old manufacturing loft spaces are now occupied mostly by offices with many large and small tenants in creative and media businesses; and

Whereas, the daytime population of Hudson Square including workers, students, and visitors is approximately 50,000; and

Whereas, CB#2, Man. has expressed general support for a re-zoning initiative to update the antiquated manufacturing zoning that prevails in most of this area and it is anticipated that this re-zoning will encourage mixed use of the area, supporting current trends and adding some residential use; and

Whereas, the Holland Tunnel, built to accommodate 15 million cars annually, accommodate 35 million today as well as much more truck and bus traffic; and

Whereas, the lack of open space and the intense traffic associated with the Holland Tunnel present difficult challenges to improvement of Hudson Square to create an attractive and successful mixed use area; and

Whereas, Spring Street is the only street within the Hudson Square neighborhood that extends fully from Sixth Avenue to West Street, and its improvement has been identified by the Hudson Square Connection as a major priority; and

Whereas, the use of a property located at Spring and Hudson Streets belonging to the PANYNJ is restricted because the Holland Tunnel passes directly below; and

Whereas, this lot has been used as a parking lot for approximately 40 cars, bringing some revenue to PANYNJ, but providing public value insufficient given the importance of the location to the success of major current and planned efforts to improve Hudson Square; and

Whereas, there is no public open space in the center of the district and Hudson Square Connection has formally requested that PANYNJ make this site available for a permanent public open space; and

Whereas, PANYNJ has not refused this request but has stated there are standpipes serving the Holland Tunnel on the site and the current use provides needed revenue; and

Whereas, public open space can be built in a way that allows both routine and emergency access to standpipes; and

Whereas, the revenue from forty parking spaces should not deter the PANYNJ from making an appropriate contribution to neighborhood revitalization in an area where they have a substantial impact;

Whereas, the revenue from parking 40 cars is miniscule compared to the huge revenue generated by tunnel tolls, revenue that comes from a facility operated for the public benefit but to the detriment of the neighborhood character of Hudson Square;

Therefore it is resolved that CB#2, Man. enthusiastically supports the initiatives of Hudson Square Connection to create much-needed new public open space; and

It is further resolved that CB#2, Man. urges the Port Authority of New York and New Jersey to make this space available to help mitigate the impact of Holland Tunnel traffic and transform Hudson Square in a manner that will benefit the entire west side of downtown Manhattan.

Vote: Unanimous, with 38 Board members in favor.

2. A resolution supporting use of part or parts of Freeman Plaza for public open space

Whereas, CB#2, Man. is on record in support of creation of much needed new open space in Hudson Square; and

Whereas, CB#2, Man. is on record in support of efforts by PANYNJ to mitigate impacts on the Hudson Square neighborhood of traffic entering the Holland Tunnel; and

Whereas, the Holland Tunnel entrance plaza is known as Freeman Plaza; and

Whereas, the Hudson Square Connection and the Regional Plan Association have begun conceptualization of a plan to create an important public place at Freeman Plaza but this initiative is years from realization; and

Whereas, PANYNJ has expressed interest in making parts of Freeman Plaza available for public open space; and

Whereas, the areas include large and attractive trees and a combination of sunny and shady areas; and

Whereas, the intense traffic through the plaza will present design challenges for an effort to create useable, safe, and attractive public space in this location; and

Whereas, among the uses that may work well in this location are a dog run and an area with movable chairs and tables; and

Whereas, dog owners have on many occasions expressed the need for more dog runs; and

Whereas, dog runs are an excellent park use, providing opportunities for important human interaction as well as safe places to exercise and socialize pets; and

Whereas, dog owners can be dedicated park users and stewards, visiting and caring for parks at all hours and in all weather; and

Whereas, a dog run on Hudson Street between Canal Street and Broome Street would bring needed pedestrian traffic to the area and create links between Hudson Square and Tribeca communities; and

Whereas, there are many employees in neighboring office buildings who would be likely to use it during the day in nice weather; and

Whereas, safe access to this location from the south is impeded by poorly designed crosswalks at the tunnel entrance on Canal Street;

Therefore it is resolved CB#2, Man. applauds the initiative of the Port Authority of New York and New Jersey to provide new open space on its property at Freeman Plaza; and

It is further resolved that CB#2, Man. supports use of the portion of Freeman Plaza closest to Hudson Street for a combination of a dog run and a small seating area; and

It is further resolved that CB#2, Man. urges PANYNJ to expedite a project to improve the crosswalks at Canal and Hudson Street that in their current condition cause inconvenience and hazard and a chasm harming neighborhoods to the north and south and are detrimental to safety and access along Canal Street to Hudson River Park.

Vote: Unanimous, with 38 Board members in favor.

3. A resolution requesting higher priority for replacement of trees in empty street tree pits

Whereas, a recent survey of approximately 20 percent of the CB2 district found 78 empty tree pits; and

Whereas, this indicates there may be 300 or more empty tree pits in the entire district; and

Whereas, if a tree pit is empty for an extended period a property owner is likely to repave the pit and an unknown number of tree locations may have been permanently lost as a result; and

Whereas, trees help create an attractive urban environment and remove pollutants from the air and trees are particularly important in downtown areas with trucks and buses, large buildings, and traffic congestion; and

Whereas, the NYC Parks Department has invested in a major initiative to increase the number of trees in the city, including the number of street trees; and

Whereas, empty tree pits are ugly and present a hazard to pedestrians; and

Whereas, with so many trees missing, residents may be less likely to report missing trees because it seems useless; and

Whereas, empty tree pits give a sense of poor management, potentially contributing to a cycle of declining civic pride and disregard for property in the same manner as graffiti and trash-filled vacant lots; and

Whereas, there have been recent incidents of illegal tree removals which seem more likely if there is an impression that the city is not caring for its trees; and

Whereas, a Parks Department representative told CB#2, Man. that all tree replacement orders are initiated through the 311 system; and

Whereas, most people would assume that when they report a dead tree and it is removed by the Parks Department the agency would open an order to plant a new tree in its place unless the location is considered inappropriate and CB#2, Man. was surprised to hear that this is not done; and

Whereas, the a Parks Department representative told CB#2, Man. that the Parks Department has no achievement standards regarding the time to replace trees even after a request has been received; and

Whereas, admittedly, it's a hard life being a tree on a city street and the task of maintaining hundreds of thousands of street trees is a big one;

Therefore it is resolved that CB#2, Man. requests that the Parks Department increase the priority given to replacing trees in empty pits, even if it means reducing the number of new trees planted; and

It is further resolved that the Parks Department work with CB#2, Man. to develop a plan for replacement of missing trees in CB#2,, Man. and involve CB#2, Man. in the selection of locations for new trees; and

It is further resolved that when the Parks Department removes a dead or damaged tree an order for a new tree should be opened and that the Parks Department should set achievement standards for tree replacement including the maximum time a tree pit stays empty; and

It is further resolved that if a 311 report is an essential part of request tracking, Parks can initiate a replacement tree 311 request when they remove a tree; and

It is further resolved that Parks should evaluate the possibility of contracts whereby a single contractor can respond to a dead tree request with a single crew to remove the old tree and plant the new one.

Vote: Unanimous, with 38 Board members in favor.

SIDEWALKS, PUBLIC FACILITIES AND ACCESS

Renewal App. for revocable consent to operate an Unenclosed sidewalk café for:

1. ALN Restaurant Inc. d/b/a Giovanna's, 128 Mulberry St. (NE corner of Hester St), with 13 tables & 26 seats, DCA# 1252281

Block:205 Lot:7502 Lot Frontage:25.83' Lot Depth:50 Year Built: 2006
Number of Floors:7 Residential Units:4 Total # of Units:5 Zoning:C6-2G

Whereas, the area was posted, community groups notified and there were community members present regarding this application, and the applicant's representative, Michael Kelly, was present, and

Whereas, the committee has evidence the applicant has consistently violated the terms of the sidewalk café permit by increasing the number of seats in the café on Mulberry St and adding tables and seats on Hester St where no seating is allowed under this sidewalk café license, and

Whereas, the applicant has accommodated this seating by extending it and service traffic well into the public area of the sidewalk further impeding pedestrians on this narrow and already crowded sidewalk,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends **DENIAL** of this application for a RENEWAL App. for revocable consent to operate an Unenclosed sidewalk café for **ALN Restaurant Inc. d/b/a Giovanna's, 128 Mulberry St. (NE corner of Hester St), with 13 tables & 26 seats, DCA# 1252281**

UNLESS the applicant signs an agreement with the City Council to strictly adhere to the seating count in their license, including placing no seating on Hester St.

VOTE: Unanimous, with 38 Board members in favor.

2. Macelleria Restaurant Inc. d/b/a Macelleria, 48 Gansevoort St. (btw Greenwich St & Washington St), with 9 tables & 18 seats, DCA# 1188887

Block:643 Lot:54 Lot Frontage:69.42' Lot Depth:92.58 Year Built:1941
Number of Floors:2 Residential Units:0 Total # of Units:1 Zoning:M1-5
Landmark Building: Yes Historic District: Gansevoort Market

Whereas, the area was posted, community groups notified and there were no community members present regarding this application, and the applicant was present, and

Whereas, this unenclosed café has been operated by this applicant for several years with few known issues, and

Whereas, the committee noted the café is often open for business prior to noon on Sunday and the applicant committed to correcting this,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends **APPROVAL** of this application for a RENEWAL App. for revocable consent to operate an Unenclosed sidewalk café for **Macelleria Restaurant Inc. d/b/a Macelleria, 48 Gansevoort St. (btw Greenwich St & Washington St), with 9 tables & 18 seats, DCA# 1188887**

VOTE: Unanimous, with 38 Board members in favor.

3. ASC, Inc. 134 Mulberry St. d/b/a La Nonna Italian Restaurant (btw Hester St & Grand St), with 6 tables & 12 seats, DCA#1208521

Block:237 Lot:7501 Lot Frontage:124.75' Lot Depth:101.33 Year Built:1915
Number of Floors:6 Residential Units:0 Total # of Units:11 Zoning:C6-2G

Whereas, the area was posted, community groups notified and there were community members present regarding this application, and the applicant's representative, Michael Kelly, was present, and

Whereas, the committee has evidence the applicant has consistently violated the terms of the sidewalk café permit by increasing the number of seats in the café, and

Whereas, the applicant has accommodated this seating by extending service traffic well into the public area of the sidewalk further impeding pedestrians on this narrow and already crowded sidewalk,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends **DENIAL** of this application for a RENEWAL App. for revocable consent to operate an Unenclosed sidewalk café for **ASC, Inc. 134 Mulberry St. d/b/a La Nonna Italian Restaurant (btw Hester St & Grand St), with 6 tables & 12 seats, DCA#1208521**

UNLESS the applicant signs an agreement with the City Council to strictly adhere to the seating count in their license

VOTE: Unanimous, with 38 Board members in favor.

3. Out of the Kitchen Inc. d/b/a Out of the Kitchen, 420 Hudson St. (NE corner of St. Luke's Pl), with 8 tables & 18 seats, DCA# 1250691

Block:583 Lot:1 Lot Frontage:23.08' Lot Depth:59.5 Year Built:1910(estimated)
Number of Floors:4 Residential Units:2 Total # of Units:4 Zoning:C1-6
Landmark Building: Yes Historic District: Greenwich Village

Whereas, the area was posted, community groups notified and there were no community members present regarding this application, and the applicant was present, and

Whereas, this unenclosed café has been operated by this applicant for several years with no known issues, and

THEREFORE BE IT RESOLVED that CB#2, Man. recommends **APPROVAL** of this application for a RENEWAL App. for revocable consent to operate an Unenclosed sidewalk café for **Out of the Kitchen Inc. d/b/a Out of the Kitchen, 420 Hudson St. (NE corner of St. Luke's Pl), with 8 tables & 18 seats, DCA# 1250691**

VOTE: Unanimous, with 38 Board members in favor.

4. D.E.L. Inc. d/b/a Alexandra, 455 Hudson St. (btw Morton St & Barrow St), with 10 tables & 20 seats, DCA# 1192285

Block:603 Lot:65 Lot Frontage:50' Lot Depth:100.08 Year Built:1920 (estimated)
Number of Floors:6 Residential Units:39 Total # of Units:41 Zoning:C1-6
Landmark Building: Yes Historic District: Greenwich Village

Whereas, the area was posted, community groups notified and there were no community members present regarding this application, and the applicant was present, and

Whereas, this unenclosed café has been operated by this applicant for several years with no known issues, and

Whereas, the committee noted the café seating is sometimes arranged that service is occurring from the public sidewalk thus creating a bottleneck as there is a large tree and pit directly across from the café and the applicant committed to correcting this practice,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends **APPROVAL** of this application for a RENEWAL App. for revocable consent to operate an Unenclosed sidewalk café for **D.E.L. Inc. d/b/a Alexandra, 455 Hudson St. (btw Morton St & Barrow St), with 10 tables & 20 seats, DCA# 1192285**

VOTE: Unanimous, with 38 Board members in favor.

5. JVC Pizzeria, Inc. d/b/a Il Fornaio, 132A Mulberry St. (btw Hester St & Grand St), with 7 tables & 14 seats, DCA# 1143227

Block:237 Lot:7501 Lot Frontage:124.75' Lot Depth:101.33 Year Built:1915
Number of Floors:6 Residential Units:0 Total # of Units:11 Zoning:C6-2G

Whereas, the area was posted, community groups notified and there were community members present regarding this application, and the applicant's representative, Michael Kelly, was present, and

Whereas, this unenclosed café has been operated by this applicant for several years with no known issues, and

Whereas, the committee reminded the applicant's representative that service should not take place from the public sidewalk and the representative committed to reminding the applicant,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends **APPROVAL** of this application for a RENEWAL App. for revocable consent to operate an Unenclosed sidewalk café for **JVC Pizzeria, Inc. d/b/a Il Fornaio, 132A Mulberry St. (btw Hester St & Grand St), with 7 tables & 14 seats, DCA# 1143227.**

VOTE: Unanimous, with 38 Board members in favor.

6. Andikiana Corp. d/b/a Silver Spurs Eatery, 490 LaGuardia Pl.(NW corner of W. Houston St), with 16 tables & 32 seats, DC# 0941701

Block:525 Lot:56	Lot Frontage:18.75' Lot Depth:98	Year Built:1900 (estimated)
Number of Floors:4	Residential Units:0 Total # of Units:7	Zoning:R7-2, Commercial
Overlay:C1-5		

Whereas, the area was posted, community groups notified and there were no community members present regarding this application, and the applicant was present, and

Whereas, the committee has evidence the applicant is violating the terms of the sidewalk café permit by increasing the café to 40 seats by adding an additional section north of the two sections that are on the approved plans,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends **DENIAL** of this application for a RENEWAL App. for revocable consent to operate an Unenclosed sidewalk café for **Andikiana Corp. d/b/a Silver Spurs Eatery, 490 LaGuardia Pl. (NW corner of W. Houston St), with 16 tables & 32 seats, DC# 0941701**

UNLESS the applicant signs an agreement with the City Council to strictly adhere to the seating count in their license

VOTE: Unanimous, with 38 Board members in favor.

7. Caswell/Pearson Enterprises, Ltd., d/b/a La Carbonara, 202 W. 14th St. (btw 7th Ave & 8th Ave), with 3 tables & 12 seats, DCA# 1186385

Block:618 Lot:31	Lot Frontage:25' Lot Depth:103.25	Year Built:1910 (estimated)
Number of Floors:5	Residential Units:6 Total # of Units:8	Zoning:C6-2A

Whereas, the area was posted, community groups notified and there were no community members present regarding this application, and the applicant was present, and

Whereas, this unenclosed café has been operated by this applicant for several years with no known issues, and

THEREFORE BE IT RESOLVED that CB#2, Man. recommends **APPROVAL** of this application for a RENEWAL App. for revocable consent to operate an Unenclosed sidewalk café for **Caswell/Pearson Enterprises, Ltd., d/b/a La Carbonara, 202 W. 14th St. (btw 7th Ave & 8th Ave), with 3 tables & 12 seats, DCA# 1186385**

VOTE: Unanimous, with 38 Board members in favor

8. Riomar Corp. d/b/a Kana, 324 Spring St. (btw Greenwich St & Washington St), with 4 tables & 13 seats, DCA# 1003195

Block:595 Lot:72 Lot Frontage:20.08' Lot Depth:56 Year Built:1900 (estimated)
Number of Floors:4 Residential Units:3 Total # of Units:4 Zoning:C6-2A

Whereas, the area was posted, community groups notified and there were no community members present regarding this application, and the applicant was present, and

Whereas, this unenclosed café has been operated by this applicant for several years with no known issues, and

THEREFORE BE IT RESOLVED that CB#2, Man. recommends **APPROVAL** of this application for a RENEWAL App. for revocable consent to operate an Unenclosed sidewalk café for **Riomar Corp. d/b/a Kana, 324 Spring St. (btw Greenwich St & Washington St), with 4 tables & 13 seats, DCA# 1003195.**

VOTE: Unanimous, with 38 Board members in favor.

10. Village Cantina Corp. 170 Bleecker St. (SW corner of Sullivan St), with 2 tables & 4 seats, DCA# 1313487

Block:526 Lot:64 Lot Frontage:46.75' Lot Depth:98 Year Built:1900 (estimated)
Number of Buildings:2 Number of Floors:6 Residential Units:19
Total # of Units:21 Zoning:R7-2, Commercial Overlay:C1-5

Whereas, the area was posted, community groups notified and there were no community members present regarding this application, and the applicant's representative, Michael Kelly, was present, and

Whereas, this unenclosed café has been operated by this applicant for several years with no known issues, and

THEREFORE BE IT RESOLVED that CB#2, Man. recommends **APPROVAL** of this application for a RENEWAL App. for revocable consent to operate an Unenclosed sidewalk café for **Village Cantina Corp. 170 Bleecker St. (SW corner of Sullivan St), with 2 tables & 4 seats, DCA# 1313487.**

VOTE: Unanimous, with 38 Board members in favor.

11. Buona Notte Inc. d/b/a Buona Notte Inc, 120 Mulberry St.(btw Canal St & Hester St), with 6 tables & 12 seats, DCA# 1135217

Block:205 Lot:11 Lot Frontage:25' Lot Depth:100.33 Year Built:1910(estimated)
Number of Floors:5 Residential Units:8 Total # of Units:9 Zoning:C6-2G

Whereas, the area was posted, community groups notified and there were community members present regarding this application, and the applicant's representative, Michael Kelly, was present, and

Whereas, a member of the community complained about a large menu board constantly place on the public portion of the sidewalk, and

Whereas, a member of the community complained that a menu board is consistently placed on the public sidewalk and staff members consistently occupy a chair on the residential stoop,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends **DENIAL** of this application for a RENEWAL App. for revocable consent to operate an Unenclosed sidewalk café for **ASC, Inc. 134 Mulberry St. d/b/a La Nonna Italian Restaurant (btw Hester St & Grand St), with 6 tables & 12 seats, DCA#1208521**

UNLESS the applicant signs an agreement with the City Council to cease using in any way the public sidewalk or the neighboring residential stoop

VOTE: Unanimous, with 38 Board members in favor.

New App. for revocable consent to operate an Unenclosed sidewalk café for:

12. Argo Tea, Inc., d/b/a Argo Tea Café, 75 University Pl. (SE corner of E 11th St), with 10 tables & 40 seats, DCA# 1381365

Block:562 Lot:1	Lot Frontage:190' Lot Depth:112	Year Built:1923
Number of Buildings:6	Number of Floors:12	Residential Units:205
Total # of Units:215	Zoning:C1-7C6-1	

Whereas, the area was posted, community groups notified and there were several community members present regarding this application, and the applicant was present, and

Whereas, there appeared to have been little or no applicant outreach to the community including the building housing the café and several residents appeared and a petition with more than 100 signees was presented opposing this application, and

Whereas, this property is immediately adjacent to several medical facilities which generate substantial pedestrian traffic including those confined to wheelchairs, and

Whereas, the applicant has regularly placed illegal signage and tea promotional carts on the sidewalk, and

Whereas, the plan included large 30" round tables extending along University Place and wrapping around the corner onto E 11th St with only the minimum clearance on this busy corner remaining and the applicant agreed to reduce the seating to 6 tables and 24 seats, all on University Place, and

Whereas, the committee felt the table size was unnecessary for this type business and could not realistically be accommodated in the proposed space, and

Whereas, the applicant's business hours are currently 6 a.m. – 11 p.m. Monday – Friday, 7 a.m. – 11 p.m. Saturday and 7 a.m. – 10 p.m. Sunday, and

Whereas, the applicant was reminded that the sidewalk café could not open until 8 a.m. Monday – Saturday and noon on Sunday, and

Whereas, the applicant does not plan to have waiter service to the outdoor café raising noise and lack of oversight issues within the community,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends **DENIAL** of this application for a NEW App. for revocable consent to operate an Unenclosed sidewalk café for **Argo Tea, Inc., d/b/a Argo Tea Café, 75 University Pl. (SE corner of E 11th St), with 10 tables & 40 seats, DCA# 1381365**

UNLESS the applicant signs a binding agreement with the City Council including the following:

- Seating is reduced to 6 tables and 24 seats, all on University Place, as noted in the 5th Whereas clause
- All tables will be no larger than 24” x 24” or round tables of no more than 24” in diameter
- Sidewalk café hours are limited to Mon – Sat from 8:00am to 10:00pm & Sunday from noon to 9:00pm
- Café staff will regularly police the café to ensure cleanliness and that noise levels are controlled
- Nothing will be placed on the public portion of the sidewalk at any time

VOTE: Unanimous, with 38 Board members in favor.

13. Francis Louis, LLC, d/b/a Frankie’s 570 Spuntino, 570 Hudson St. (SE corner of W 11th St), with 12 tables & 36 seats, DCA# 1387557

Block:622 Lot:10 Lot Frontage:49.25' Lot Depth:26.17 Year Built:1901(estimated)
 Number of Floors:3 Residential Units:2 Total # of Units:3 Zoning:C1-6
 Landmark Building: Yes Historic District: Greenwich Village

Whereas, the area was posted, community groups notified and there were community members present regarding this application, and the applicant was present, and

Whereas, this is the former Hudson Corner Café which operated a sidewalk café for many years with no known issues, and

Whereas, the proposed seating appeared to be impractical in the given space and the applicant agreed to reduce it by 1 table and 4 seats, and

Whereas, the applicant agreed to shift the service aisle further out thereby placing the remaining five 4-seat tables against the building and closing the opening in the south end of the café railing opposite the service door to allow improved spacing for the 2-seat tables and reduce the possibility of service taking place from the public sidewalk,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends **APPROVAL** of this application for a NEW App. for revocable consent to operate an Unenclosed sidewalk café for **Francis Louis, LLC, d/b/a Frankie’s 570 Spuntino, 570 Hudson St. (SE corner of W 11th St), with 12 tables & 36 seats, DCA# 1387557**

CONDITIONAL UPON

- the seating being reduced to 11 tables and 32 seats
- the tables and service aisle rearranged as noted in the 4th Whereas clause
- closing the opening in the perimeter railing as noted in the 4th Whereas clause

VOTE: Unanimous, with 38 Board members in favor.

14. Eli-Lilla, Inc. d/b/a Caffe Roma, 385 Broome St. (SE corner of Mulberry St), with 11 tables & 22 seats, DCA# 1388457

Block:471 Lot:36 Lot Frontage:25.58' Lot Depth:99.17 Year Built:1900(estimated)
 Number of Floors:5 Residential Units:4 Total # of Units:6 Zoning:C6-2G

Whereas, the area was posted, community groups notified and there were community members present regarding this application, and the applicant’s representative, Michael Kelly, was present, and

Whereas, the number of tables is stated on the application as 11 but 9 tables (two 4-seat tables) are shown on the plan, and

Whereas, the applicant was reminded that this is a narrow sidewalk and it is critical that only the seating arrangement shown on the plan is allowed during operation,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends **APPROVAL** of this application for a NEW App. for revocable consent to operate an Unenclosed sidewalk café for **Eli-Lilla, Inc. d/b/a Caffe Roma, 385 Broome St. (SE corner of Mulberry St), with 11 tables & & 22 seats, DCA# 1388457**

CONDITIONAL UPON the approved seating being shown consistently between the application and plan

VOTE: Unanimous, with 38 Board members in favor.

15. Sam Bahri's Steakhouse Inc. d/b/a Sam Bahri's Steakhouse, 10 Downing St aka 257 6th Ave. with 21 tables and 42 seats, DCA# 1390195

Block:527 Lot:27	Lot Frontage:157.67' Lot Depth:284.83	Year Built:1940(estimated)
Number of Floors:7	Residential Units:127	Total # of Units:137
Zoning:R7-2R6,	Commercial Overlay:C1-5	Landmark Building: Yes
Historic District: Greenwich Village Historic Dist. Ext. II		

Whereas, the area was posted, community groups notified and there were community members present regarding this application, and the applicant's representative, Michael Kelly, was present, and

Whereas, this is the former Scuderia which operated a sidewalk café for a year under stipulations negotiated with CB#2, Man. and the 10 Downing Street Tenants Association with no known issues, and

Whereas, the applicant agreed to shift the service aisle further out thereby placing the 4-seat tables against the building to reduce the possibility of service taking place from the public sidewalk,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends **DENIAL** of this application for a NEW App. for revocable consent to operate an Unenclosed sidewalk café for **Sam Bahri's Steakhouse Inc. d/b/a Sam Bahri's Steakhouse, 10 Downing St aka 257 6th Ave. with 21 tables and 42 seats, DCA# 1390195**

UNLESS the applicant signs a binding agreement with the City Council including the following:

- **Closing time of the sidewalk café will be reduced to 11:00 p.m. Sunday – Thursday and midnight Friday and Saturday**
- **Maintain an awning that is in place over the sidewalk café whenever it is in operation**
- **Storing garbage in vermin-proof containers and making every effort to have garbage collected during daytime hours**
- **Signage placed inside the sidewalk café stating No Smoking is allowed in the café and requesting patrons to respect the residents by keeping noise to a reasonable level**
- **Keeping the side court clear at all times**
- **Employees and patrons are restricted to using bathrooms within the confines of the restaurant and should not be allowed access to bathrooms in the basement or residential areas of 10 Downing Street**
- **No furniture or signage is to be placed outside the approved sidewalk café footprint**

- **The applicant provides sound engineer services to monitor noise from the establishment and its sidewalk café in second-story apartments, the locations of which will be arranged by the 10 Downing South Tenants Association, during the first month of operation in order to establish an acceptable base line for sound emanation from the restaurant and sidewalk café to the residential units**
- **The applicant and their management will maintain regular contact with tenants of 10 Downing Street through Mary Mulry Lofstedt for 10 Downing South for any remaining issues associated with the sidewalk cafe**

VOTE: Passed, with 34 Board members in favor, and 4 in opposition (S. Aaron, R. Caccappolo, R. Ely, A. Schwartz).

16. 183 Condechi Associates, LLC, d/b/a Café Condessa, 183 W. 10th St. (btw W 4th St & 7th Ave S), with 4 tables & 7 seats, DCA# 1390265

Block:611 Lot:1 Lot Frontage:20.08' Lot Depth:80.67 Year Built:1900
 Number of Buildings:3, Number of Floors:5 Residential Units:13
 Total # of Units:15 Zoning:C2-6 Landmark Building: Yes
 Historic District: Greenwich Village

Whereas, the area was posted, community groups notified and there were no community members present regarding this application, and the applicant was present, and

Whereas, this is on a sidewalk barely over 12 ft in an area that has seen a dramatic increase in noisy nightlife establishments in a short time and there was some concern about the mix of seating being maintained as approved, and

Whereas, the Board feels that service to the two 24"x24" tables at the west end of the café will not be confined to the service aisle but will take place from the public sidewalk, and that these tables should be reduced to one 24"x12" table and 2 seats to maintain proper access from the service aisle to all seats, and

Whereas, the applicant was cautioned that ALL service must take place from the service aisle and service to the west end table must not take place from the end of the table, i.e. the public sidewalk,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends **DENIAL** of this application for a NEW App. for revocable consent to operate an Unenclosed sidewalk café for **183 Condechi Associates, LLC, d/b/a Café Condessa, 183 W. 10th St. (btw W 4th St & 7th Ave S), with 4 tables & 7 seats, DCA# 1390265**

UNLESS the seating is reduced to 3 tables and 5 seats as noted in 3rd Whereas clause

Vote: Unanimous, with 38 Board members in favor.

17. Mott Street Baking Company LLC, d/b/a Little Cupcake Bakeshop, 30 Prince St. (SE corner of Mott St), with 8 tables & 17 seats, DCA# 1389909

Block:493 Lot:13 Lot Frontage:23.5' Lot Depth:126 Year Built:1900(estimated)
 Number of Floors:6 Residential Units:25 Total # of Units:30 Zoning:C6-2

Whereas, the area was posted, community groups notified and there were community members present regarding this application, and the applicant's representative, Michael Kelly, was present, and

Whereas, due to the narrow sidewalk at this location and to improve pedestrian movement near the corner the applicant agreed to remove one table and 3 seats at the north end of the café reducing the cafe to 7 tables and 14 seats with an incumbent reduction in square footage, and

Whereas, the applicant was reminded that this is a narrow sidewalk and it is critical that only the seating arrangement shown on the plan is allowed,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends **APPROVAL** of this application for a NEW App. for revocable consent to operate an Unenclosed sidewalk café for **Mott Street Baking Company LLC, d/b/a Little Cupcake Bakeshop, 30 Prince St. (SE corner of Mott St), with 8 tables & 17 seats, DCA# 1389909**

CONDITIONAL UPON

- **the seating being reduced to 7 tables and 14 seats as noted in the 2nd Whereas clause**

VOTE: Unanimous, with 38 Board members in favor.

Re-Apply App. for revocable consent to operate an Unenclosed sidewalk café for:

18. JZ Food & Wine LLC, d/b/a Pasita, 47 8th Avenue (NW corner of W 4th St), with 2 tables & 4 seats, DCA# 1282674

Block:626 Lot:41	Lot Frontage:44' Lot Depth:74	Year Built:1900(estimated)
Number of Buildings:2	Number of Floors:5	Residential Units:14
Total # of Units:16	Zoning:C1-6	Landmark Building: Yes
Historic District: Greenwich Village		

Whereas, the area was posted, community groups notified and there were no community members present regarding this application, and the applicant and their representative, Frank Palillo, Esq, was present, and

Whereas, this is a re-application as the applicant did not file a renewal application prior to the expiration of the previous license, and

Whereas, the applicant was reminded that this is a narrow sidewalk and it is essential that only the seating arrangement shown on the plan is allowed and no service should take place from the public sidewalk,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends **APPROVAL** of this application for a RE-APPLY App. for revocable consent to operate an Unenclosed sidewalk café for **JZ Food & Wine LLC, d/b/a Pasita, 47 8th Avenue (NW corner of W 4th St), with 2 tables & 4 seats, DCA# 1282674**

VOTE: Unanimous, with 38 Board members in favor.

Modification/Assignment of Consent for App. for revocable consent to operate an unenclosed sidewalk cafe for:

10 Downing LLC, d/b/a 10 Downing, 10 Downing St. aka 236 6th Ave. with 35 tables & 73 seats, DCA# 1260889

Block:527 Lot:27 Lot Frontage:157.67' Lot Depth:284.83 Year Built:1940(estimated)
Number of Floors:7 Residential Units:127 Total # of Units:137 Zoning:R7-2R6,
Commercial Overlay:C1-5 Landmark Building: Yes
Historic District: Greenwich Village Historic Dist. Ext. II

Whereas, the area was posted, community groups notified and there were community members present regarding this application, and the applicant and their representative, Michael Kelly, was present, and

Whereas, this is a modification to expand the seating in an existing café which has been operated by this applicant for some time at this location, and

Whereas, the requested amount of seating cannot be accommodated under the Rules of the City of New York as it would use more than half the sidewalk as measured from the property line to the nearest obstruction, in this case a metal railing surrounding a tree, and

Whereas, the applicant agreed to reduce the café to a depth of 11 feet to comply with the Rules by removing the outside row of tables and reduce the 2nd 5-seat table from the north end to 4 seats to ensure clearance in the service aisle leaving 28 tables and 59 seats, and

Whereas, the café will continue to operate under a previously negotiated agreement with the 10 Downing Street Tenants Association, which was represented at the committee meeting by 4 members, as noted below,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends **APPROVAL** of this application for a RE-APPLY App. for revocable consent to operate an Unenclosed sidewalk café for **10 Downing LLC, d/b/a 10 Downing, 10 Downing St. aka 236 6th Ave. with 35 tables & 73 seats, DCA# 1260889**

CONDITIONAL UPON the following:

- **The seating is reduced to 28 tables and 59 seats as noted in the 4th Whereas clause**
- **The continued reduction in closing time to 11:00 p.m. Sunday – Thursday and midnight on Friday and Saturday (meaning all tables cleared by that time)**
- **Quarterly meetings with J. Arnstein as 10 Downing Street Tenants Association representative**
- **All other stipulations agreed to in the applicant’s previous sidewalk café approvals**

VOTE: Unanimous, with 38 Board members in favor.

SLA LICENSING

1. CD Restaurant Enterprises, ---+Inc. d/b/a Florio’s Restaurant, 192 Grand St., NYC 10013

Whereas, the applicant appeared before the committee; and,

Whereas, there are no changes to this Italian restaurant except for the transfer of ownership to two new principles; and,

Whereas, this application is for the transfer of a Full OP license for a full service restaurant in a mixed-use building on Grand Street between Mulberry and Mott Street (block #471 / lot # 57) for a total of 2,200 s.f. with 20 tables with 60 seats and 1 bar with 11 seats, and a maximum legal capacity of 74 persons; and,

Whereas, the applicant stated the hours of operation are Sunday through Thursday from 11:00 a.m. to 12:00 a.m. and Friday and Saturday from 11:00 a.m. to 1:00 a.m., there will be a sidewalk café but no backyard garden; music will be quiet background only; and,

Whereas, there was no community opposition or support regarding this application; and,

Whereas, the two new owners have no previous experience in running a restaurant and CB#2, Man. has concerns regarding their lack of experience; and,

Whereas, the applicant has agreed to the following stipulations:

1. Hours of operation are Sunday through Thursday from 11:00 a.m. to 12:00 a.m. and Friday and Saturday from 11:00 a.m. to 1:00 a.m.
2. No outside promoters are third party events.
3. All doors and windows are to be closed by 10:00 p.m.
4. This application does not include a sidewalk café or other outdoor area and the Applicant agrees to come back to CB#2, Man. to get approval for an alteration to the SLA license to cover a sidewalk café should they chose to apply for one.

Whereas, CB#2, Man. requests that the SLA conduct a 500 ft. rule hearing; and,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends denial of this new Full OP license for **CD Restaurant Enterprises, Inc. d/b/a Florio's Restaurant, 192 Grand St., NYC 10013** unless all stipulations agreed to in the 6th Whereas clause in this resolution are incorporated into the "Method of Operation".

Vote: Unanimous, with 38 Board members in favor.

2. Mika Food LLC, d/b/a Balaboosta, 214 Mulberry St., NYC 10012

Whereas, the applicant's lawyer appeared before the committee representing the applicants who were unable to attend; and,

Whereas, this is an application for a full service Mediterranean / Israeli restaurant; and,

Whereas, this application is for an upgrade from a beer and wine license to a new Full OP license in a mixed use building (block #494 and lot #7502) on Mulberry Street between Spring and Prince Street for an 1,100 s.f. restaurant with 22 tables and 52 seats, 1 bar with 4 seats, and a maximum legal capacity of 74 persons; and,

Whereas, the applicant stated the hours of operation are from Sunday through Saturday from 11:00 a.m. to 12:00 a.m. (7 days a week); there is no sidewalk café or backyard garden, no televisions and music will be background only; and,

Whereas, the applicant's representative provided no evidence of any community outreach to the community; and,

Whereas, the President of the CO-OP for the building stated that in addition to not contacting anyone that he was aware of in the building, the applicant was not a good neighbor and has not closed out Environmental Control Board violations and has still not closed out or completed their building permits and is against the upgrade; and,

Whereas, 3 people from the community including the President of 213 Mulberry state that the applicant is a good neighbor but that they do not support a full OP license for this address but do support the continued Beer and Wine license that the applicant currently holds because the neighborhood is already overwhelmed with On Premise Licenses and awarding a license in this case would serve no public interest and that current environment in the neighborhood, particularly in the evening hours is overwhelming with quality of life issues; and,

Whereas, CB#2, Man. requests that the SLA conduct a 500 ft. rule hearing;

THEREFORE BE IT RESOLVED that CB#2, Man. recommends denial of this upgrade to a Full OP license **Mika Food LLC, d/b/a Balaboosta, 214 Mulberry St., NYC 10012.**

Vote: Unanimous, with 38 Board members in favor.

3. Superseed, LLC, d/b/a Dacha, 541 LaGuardia Pl., NYC 10012

Whereas, the applicant appeared before the committee; and,

Whereas, this is an application for a quality-driven restaurant featuring Russian home-cooked fare with a warm, inviting and low-key atmosphere; and,

Whereas, this application is for a new Full On Premise license, in a commercial building (block 533 / lot 10) which was previously licensed on LaGuardia Place between West 3rd Street and Bleecker Street, for a total of 2,605 s.f. with 28 tables and 62 seats and 1 bar with 10 seats inside and 10 tables and 20 seats outside but within their property (this is not a sidewalk café – it is a front yard garden), and a maximum legal capacity of 74 persons inside; and,

Whereas, the applicant stated the hours of operation are Sunday through Wednesday from 11:00 a.m. to 12:00 a.m. and Thursday through Saturday from 11:00 a.m. to 1:00 a.m.; there will be no sidewalk café and no backyard garden; music will be quiet background only; and,

Whereas, this restaurant will be owner operated and managed; and,

Whereas, the applicant has reached out to the community and worked out a set of stipulations with BAMRA (Bleecker Area Merchants' & Residents' Association); and,

Whereas, the applicant has a short petition list with 10 signatures in support of this license; and,

Whereas, the applicants have agreed to the following stipulations:

1. Outside space will stop serving at 8:00 p.m. and close at 10:00 p.m. every day.
2. All outside furniture will be stored away at 10:00 p.m. every day.
3. All doors and windows will be closed by no later than 10:00 p.m. every day.
4. The hours of operation will be Sunday – Wednesday from 11:00 a.m. to 12:00 a.m. and Thursday – Saturday from 11:00 a.m. to 1:00 a.m.
5. No live music, no disk jockeys, no promoters shall be used – ever.
6. No bottle service shall be provided.
7. Signage shall be appropriate, no neon or animated signs.

THEREFORE BE IT RESOLVED that CB#2, Man. recommends denial of the On Premise license for **Superseed, LLC, d/b/a Dacha, 541 LaGuardia Pl., NYC 10012**; unless all stipulations agreed to in this resolution in the 8th Whereas clause are incorporated into the “Method of Operation”.

Vote: Unanimous, with 38 Board members in favor.

4. Ci-q Restaurant LLC, d/b/a Ci-Q, 265 Elizabeth St., NYC 10012

Whereas, the applicant appeared before the committee for a second time; and,

Whereas, this is an application for a Full Service Asian style neighborhood restaurant; and,

Whereas, this application is for a new Full On Premise license, in a mixed use building (block 508/ lot 30) which was previously licensed on Elizabeth Street between Prince and Houston, for a total of 2,000 s.f. with 25 tables and 56 seats and 1 bar with 6 seats and a maximum legal capacity of 74 persons inside and an additional 16 tables and up to 45 seats in a backyard garden area; and,

Whereas, the applicant stated the hours of operation are Sunday 11:00 a.m. to 1:00 a.m. and Monday through Wednesday from 5:00 p.m. to 1:00 a.m. and Thursday and Friday from 5:00 p.m. to 2:00 a.m. and Saturday from 11:00 a.m. to 2:00 a.m.; there will be no sidewalk café, but **there will be use of the enclosed backyard garden**; music will be quiet background only; and,

Whereas, there are already over 35 SLA licensed establishments within 500 feet of this location; and,

Whereas, the backyard garden has a retractable roof that would be closed at 9:00 p.m. every night and the last seating at 9:30 PM Sunday to Thursday and 10 p.m. Friday and Saturday and backyard garden would be closed (“Dark”) at 11 p.m. Sunday to Thursday and at 11:30 PM Friday and Saturday; and

Whereas, it is unclear if the permanent backyard enclosure with a retractable roof is legal or permitted by the Department of Buildings or zoning laws as it is built; and,

Whereas, the committee had concerns that the backyard garden space included more seating than the interior space and in response to an inquiry to the Department of Buildings the DOB stated that any location without a Certificate of Occupancy may only have a total of 74 persons for interior and backyard garden use combined; and,

Whereas, the applicant did try to reach out to the community by holding two meetings, the first meeting which was held a mile away at another restaurant (which is separated by many neighborhoods and not within practical walking distance) and a second meeting at which only a couple of people attended and there were many community members against the applicant’s use of the rear garden and many concerns that the outdoor area represented a significant portion of the applicants seating; and,

Whereas, there are many concerns regarding this location from both members of the community and members of the committee specifically with the late operating hours of a large outdoor backyard garden in a space that is surrounded by old Little Italy tenement buildings in an area that is oversaturated and suffering from quality of life issues on a street that is very residential

Whereas, CB#2, Man. request that the SLA conduct a 500 ft. rule hearing; and,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends the denial of the full On Premise License to **Ci-q Restaurant LLC, d/b/a Ci-Q, 265 Elizabeth St., NYC 10012.**

Vote: Unanimous, with 38 Board members in favor.

5. Parm Restaurant LLC, 248 Mulberry St., NYC 10012

Whereas, the applicant appeared before the committee for a second time; and,

Whereas, this application is for a new On Premise license, for an Italian restaurant in a mixed-use building on Mulberry Street between Prince and Spring Street for a 1,500 s.f. restaurant (750 s.f. on main floor and 750 s.f. basement which will be for food prep only) with 9 tables and 18 seats, 1 bar/food counter with 12 seats, and a maximum legal capacity of 43 persons; and,

Whereas, the applicant stated the hours of operation are Sunday –Wednesday from 11:00 a.m. to 12:00 a.m. and Thursday – Saturday from 11:00 a.m. to 1:00 a.m.; there will be no sidewalk café and no backyard garden; music will be quiet background only; and,

Whereas, the applicant did extensive outreach to the community; and,

Whereas, this applicant appeared before this committee a second time, having listened to all the community concerns and restructured the business plan to accommodate all request; and,

Whereas, the applicant agreed to eliminate the take out window and begin taking reservations (at least 50% of seats) to help reduce pedestrian congestion at their other licensed location immediately next door, Torissi (license #1232913) which has until now operated on a first come first serve basis causing sidewalk congestion issues; and,

Whereas, the applicants have agreed to the following stipulations:

1. Increase in garbage pick-up to twice a week.
2. No illegal furniture on the sidewalk.

Whereas, there is a petition attached to the application with over 500 signatures in support of this applicant; and

Whereas, 5 people from the community appeared in support and 1 against the applicant; and,

Whereas, CB#2, Man. request that the SLA conduct a 500 ft. rule hearing; and,
THEREFORE BE IT RESOLVED that CB#2, Man. recommends the denial of the On Premise license for **Parm Restaurant LLC, 248 Mulberry St., NYC 10012** unless all stipulations agreed to in this resolution in the 7th Whereas clause are incorporated into the “Method of Operation”.

Vote: Unanimous, with 38 Board members in favor.

6. Garden Café Associates, 40 E. 4th St., NYC 10003

Whereas, the applicant appeared before the committee; and,

Whereas, this is an application to alter the current Full OP license to include the new sidewalk cafe, in front of the restaurant that is in a commercial building (block 531 / lot 37) on East 4th Street on the corner of 4th Street and Bowery and to add a sidewalk café with 5 tables and 20 seats; and,

Whereas, the applicant stated the hours of operation for the sidewalk café are Sunday from 12:00 p.m. to 11:00 p.m. Monday through Wednesday from 8:00 a.m. to 11:00 p.m. ad Friday and Saturday from 8:00 a.m. to 1:00 a.m.; and,

Whereas, this applicant has agreed to the following stipulations: (see NOHO Community Agreement)

Sidewalk Café:

Reduction of one hour: Monday through Wednesday operating 8:00 am to 11:00 pm.;

Thursday through Saturday 8:00 am to 1:00 am

Sunday 12:00 pm to 12:00 am, midnight.

Seating

Restaurant Interior (bar and table): The inside seating will reflect the current interior Public Assembly Permit.

Walled Off Exterior Garden: The current Public Assembly Permit exterior garden seating of 214 will be reduced by 20 seats to accommodate the additional 10 tables and 20 seats proposed for the sidewalk café.

Sidewalk Café: 10 tables and 20 seats

Sanitation, Garbage and Refuse Storage and Pick-Up

All garbage will be stored in closed totes in an interior storage area. We have not reached a final decision with the sanitation department regarding specific pick-up times for garbage. We would like to propose pick-ups between 1:00 AM and 2:30 AM, and between 5:00 AM and 6:30 AM.

Sidewalk Incursions

The planters on the East 4th St Side have been removed. Maximum pedestrian right-of-way will be maintained while still accommodating handicapped access on the East 4th St. side of the restaurant.

Application and accommodation for Street Trees on both the East 4th St. and Bowery side will be applied for and will comply with the new flush pit configuration and protocol now recommended by the [Parks Department](#) (see *Tree Planting Standards PDF*).

Security

The B Bar and Grill is working towards reducing the need for security personnel as they transition away from mostly a drinking establishment and towards a more serious dining establishment. As an alternative to employing *professional security guards*, which tends to send the wrong message to the clientele and to the community, management proposes implementation of a combination of methods to minimize sidewalk congestion and mitigate noise:

1. All activity outside the establishment will be monitored with security cameras,
2. Additional hostesses, maître de's, and floor managers will be employed to monitor and control activity on E. 4th Street and Bowery, to prevent sidewalk congestion.
3. These personnel will encourage smoking on the Bowery side, only.
4. Dedicated personnel will be employed for traditionally high volume periods:
 - Two security personnel on Friday and Saturday nights from October to April, and
 - Three security personnel on Friday and Saturday nights from May to September.

Music/Entertainment

The B Bar and Grill will not play any amplified music or host any amplified performances in exterior spaces. Interior sound will be monitored to provide ambient, background-only, music in the public dining areas. An interior and enclosed private/event space accommodating 108 people will be installed with additional soundproofing on the ceiling to better ensure that event music (possibly including a DJ) will be at acceptable exterior levels.

Soundproofing measures reducing sound will be undertaken in the exterior garden spaces, including but not limited to the following steps:

- a) Removal of the exterior speakers
- b) Planting additional street trees to buffer the sound from the garden
- c) Planting more foliage in the interior garden to mitigate sound
- d) Minimizing the number of parties of 8 or more people seated in the interior or exterior garden
- e) Installing acoustical material under all inside tables

Other City Regulations

Management agrees to abide by all regulations pertaining to required provisions of the Department of Buildings, including, but not limited to, Public Assembly Permits, kitchen venting, as well as Dept of Environmental Protection venting and sound requirements for any HVAC equipment associated with the restaurant.

Community Meetings and Liaisons

The Owner and management and the NoHo Community agree to meet at least quarterly for the first year of operation, as this establishment evolves its method of operation toward a more viable and neighborhood-friendly venue. These meetings will occur at least bi-annually thereafter to review the operation of this establishment and other extraneous neighborhood conditions affecting the operation of the restaurant.

These meetings will occur on or before June 1, September 1, December 1, March 1 in the first year and by mutually agreed dates thereafter. These meetings will include the following named liaisons as well as any other neighborhood stakeholders who wish to participate in these discussions.

The Community Liaisons will include (list in formation):

Michael Stolper, Esq., Atlantic Development Group, MStolper@atlanticdevgroup.com
Elissa Iberti, 25 East 4th St., etistudios@gmail.com
Tony Geballe, 34 East 4th St., Geballe@verizon.net
Stan Ries, 48 Great Jones St., stan@stanries.com
Zella Jones, 17 Bleecker St., zella@nohomanhattan.org
William Watkins, 334 Bowery, willwatkins@mac.com

The Liaisons for The B Bar and Grill are (List in formation):

Eric Goode, ericg@themaritimehotel.com
David Latreille, david@bbarandgrill.com
Courtney Garron, Courtney@themaritimehotel.com

THEREFORE BE IT RESOLVED that CB#2, Man. recommends Denial to the alteration to include the sidewalk café under the Full OP license for **Garden Café Associates, 40 E. 4th St., NYC 10003** unless all the stipulations agreed to in this resolution in the 4th Whereas clause and in the attached NOHO Community Agreement are incorporated into the “Method of Operation”.

Vote: Unanimous, with 38 Board members in favor.

7. Akram Restaurant Management, Inc. d/b/a Da Gennero, 129 Mulberry St., NYC 10013

Whereas, the applicant appeared before the committee; and,

Whereas, this applicant is expanding to a 450 s.f space next door to the original restaurant acquired through the vacancy of a retail space; and,

Whereas, this application is for the alteration of the currently existing On Premise license, for an Italian restaurant in a mixed-use building on Mulberry Street between Hector and Grand Street for an additional 450 s.f. to the restaurant and to add 12 tables and 24 seats for a total of 45 tables and 89 seats, no additional bar; and,

Whereas, the applicant stated the hours of operation are Sunday –Thursday from 10:30 a.m. to 1:00 a.m. and Friday – Saturday from 10:30 a.m. to 2:00 a.m.; there will be a change in the sidewalk café in a future application to add the area in front of the newly acquired space but no backyard garden; music will be quiet background only; and,

Whereas, the applicant must file for a Public Assembly Permit and any other necessary permits with the appropriate agencies; and,

Whereas, a letter in support of this application was submitted by the Little Italy Restaurant Association, Inc. (LIRA); and,

Whereas, this addition next door has not had a SLA license of any kind for over 20 years; and,

Whereas, the applicant is unwilling to close doors and windows earlier than the closing hours of the restaurant; and,

Whereas, the CB2 SLA Licensing Committee is unanimously against the applicants unwillingness to close windows and doors at a reasonable time such as 9 or 10 p.m. and requests the SLA consider this unreasonable response from the applicant in making it's decision and further CB2 is on record as being unanimously against the operating outside of reasonable hours restaurants with French doors and windows being open until late hours without consideration but due to noise issues throughout this particular district and the unique claim in this situation that “everyone else does it”, the committee realizes that its decision cannot rest solely on this issue and realizes that Little Italy does not follow the same rules as other neighborhoods and that this application would be DENIED if it were in any other location; and,

Whereas, CB#2, Man. request that the SLA conduct a 500 ft. rule hearing; and,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends the approval of the alteration to the On Premise license for **Akram Restaurant Management, Inc. d/b/a Da Gennero, 129 Mulberry St., NYC 10013.**

Vote: Unanimous, with 38 Board members in favor.

8. ALN Restaurant Management, Inc. d/b/a Giovanna's 128 Mulberry St., NYC 10013

Whereas, the applicant appeared before the committee; and,

Whereas, this application is for the alteration of an existing OP license to include the sidewalk cafe; and,

Whereas, this application is for the alteration of an existing OP license to include the sidewalk cafe, in a mixed use building (block 205 / lot 15) on Mulberry Street, for a total of 13 outside tables and 26 seats; and,

Whereas, the applicant stated the hours of operation for the sidewalk café are Monday to Saturday from 9:00 a.m. to 12:00 a.m. and Sunday from 12:00 p.m. (noon) to 12:00 a.m. (midnight); and,

Whereas, the applicant submitted a letter of support from the Little Italy Restaurants Association, Inc. (LIRA) and a vague petition in support with 5 names; and,

Whereas, the applicants have shown no regard for maintaining the appropriate and legal sidewalk café as stated in their DCA license; and,

Whereas, applicants stated the only time they were aware of a problem at this location with the sidewalk café was the Sunday previous to this meeting which was Mother's Day when the applicants were celebrating with their Mother's and unable to supervise their employees despite numerous complaints spanning many years; and,

Whereas, CB#2, Man.'s Sidewalk Café Committee has reported repeat offenses by these applicants over the last 4 years and have been repeatedly offered warnings regarding the management of their sidewalk café; and,

Whereas, CB#2, Man.'s Sidewalk Café Committee has denied the renewal of this application unless they follow the license given them but will be turning this application over to review by the City Council for possible outright denial of their existing sidewalk café;

THEREFORE BE IT RESOLVED that CB#2, Man. recommends denial of the alteration to the On Premise license to include a sidewalk café for **ALN Restaurant Management, Inc. d/b/a Giovanna's 128 Mulberry St., NYC 10013;**

THEREFORE BE IT FURTHER RESOLVED that should this applicant pursue this application with the SLA that the applicant be sent back to CB#2, Man. before the SLA makes a decision with evidence that the applicant will follow the laws and rules of the City of New York specifically as they pertain to the operation of the sidewalk café at this location that is flagrantly operated outside of the prescriptions of what is allowed.

Vote: Unanimous, with 38 Board members in favor.

9. Misoya (NY), Inc., 163 Elizabeth St., NYC 10012

Whereas, the applicant's lawyer appeared before the committee; and,

Whereas, this is an application for Beer and Wine license for a Japanese Noodle Restaurant; and,

Whereas, this application is for a new beer and wine license in a commercial building (block #479 and lot #26) on Elizabeth Street between Spring and Kenmare Street for a 777 s.f. restaurant with 11 tables and 22 seats 1 food counter with 11 seats and no bar, and a maximum legal capacity of 40 persons; and,

Whereas, the applicant stated the hours of operation are from Sunday through Saturday from 12:00 p.m. to 12:00 a.m. (7 days a week); there is no sidewalk café or backyard garden, no televisions and music will be background only; and,

Whereas, the applicant did little to no outreach to the community which included one phone call to a local community representative in which incorrect information was given; and,

Whereas, this location was a 1 story wholesale garage that had never been licensed by the SLA before and is being split into 3 or 4 retail locations and the applicants perspective land lord is in the process of obtaining the proper permits; and,

Whereas, neighboring buildings are concerned about venting from this 1 story restaurant which was not a restaurant previously; and,

Whereas, there is a Japanese Temple located at 165 Elizabeth which is adjacent to applicants address and a Buddhist Temple located at 16 Spring Street; and

Whereas, the applicant submitted a petition in support with 36 signatures; and,

Whereas, 4 members of the community appeared and spoke against the application; and,

Whereas, there are other similar style restaurants in the neighborhood and in particular there is concern that another inexpensive faster food style restaurant would contribute to the already over saturated nightlife area by drawing more foot traffic to the this location which is a residential community; and,

Whereas, during a recent application at a location just several buildings away it was demonstrated that this immediate area has received at least 6 new SLA licenses in the last 2 years within 500 ft. and more specifically is within 500 ft of roughly 25 licensed premises, 11 Restaurants with OP license, 6 Bars with OP licenses and 8 Restaurants with Beer and Wine Licenses and additionally, several licenses have been approved including a hotel across the street which have not yet opened; and

THEREFORE BE IT RESOLVED that CB#2, Man. recommends denial of the Beer and Wine license for **Misoya (NY), Inc., 163 Elizabeth St., NYC 10012.**

Vote: Unanimous, with 38 Board members in favor.

THE FOLLOWING ARE RESOLUTIONS FOR ALL APPLICANTS THAT WERE LAID OVER, WITHDRAWN, OR DID NOT APPEAR BEFORE THEIR REQUESTED HEARING:

10. Il Buco Alimentaria/Vineria 53 Great Jones St. NYC

Whereas, the applicant requested a layover of consideration of the application to the next CB2 SLA Licensing Committee meeting; and,

THEREFORE BE IT RESOLVED that CB#2, Man. strongly recommends that the SLA deny any proposed liquor license **Il Buco Alimentaria/Vineria 53 Great Jones St. NYC** until the applicant has presented their application in front of the SLA Licensing Committee and requests that the SLA send this applicant back to CB2, should this application proceed directly to the SLA, in order that this important step not be avoided and that the concerns of the Community be fully heard.

Vote: Unanimous, with 38 Board members in favor.

11. Entity to be formed by Sergi Benderski & Associates d/b/a Maison Close, 173 Mott St., NYC 10013

Whereas, the applicant failed to appear before the committee or request a layover of consideration of the application to the next hearing or withdrew their application from CB#2, Man.; and,

THEREFORE BE IT RESOLVED that CB#2, Man. strongly recommends denial of any proposed liquor license to Entity to be formed by Sergi Benderski & Associates d/b/a Maison Close, 173 Mott St., NYC 10013 and requests that the SLA send this applicant back to CB2, should this application proceed directly to the SLA, in order that this important step not be avoided and that the concerns of the Community be fully heard.

Vote: Unanimous, with 38 Board members in favor.

12. Entity to be formed by Starr Restaurants, d/b/a TBD, 295 Lafayette St., NYC 10012

Whereas, the applicants attorney notified CB2 that the applicant was withdrawing their application from CB2; and,

THEREFORE BE IT RESOLVED that CB#2, Man. strongly recommends denial of any proposed liquor license to Entity to be formed by Starr Restaurants, d/b/a TBD, 295 Lafayette St., NYC 10012 and requests that the SLA send this applicant back to CB2, should this application proceed directly to the SLA, in order that this important step not be avoided and that the concerns of the Community be fully heard.

Vote: Unanimous, with 38 Board members in favor.

13. 810 Broadway Restaurant, Inc. d/b/a TBD, 810 Broadway, NYC 10003

Whereas, the applicants attorney notified CB2 that the applicant was withdrawing their application from CB#2, Man.;

THEREFORE BE IT RESOLVED that CB#2, Man. strongly recommends denial of any proposed liquor license to 810 Broadway Restaurant, Inc. d/b/a TBD, 810 Broadway, NYC 10003 and requests that the SLA send this applicant back to CB2, should this application proceed directly to the SLA, in order that this important step not be avoided and that the concerns of the Community be fully heard.

Vote: Unanimous, with 38 Board members in favor.

14. CGP Enterprises, Inc., 41 E. 11th St, aka 95 University Pl. NYC 10003

Whereas, the applicant requested a layover of consideration of the application to the next CB2 SLA Licensing Committee meeting; and,

THEREFORE BE IT RESOLVED that CB#2, Man. strongly recommends that the SLA deny any proposed liquor license CGP Enterprises, Inc., 41 E. 11th St, aka 95 University Pl. NYC 10003 until the applicant has presented their application in front of the SLA Licensing Committee and requests that the SLA send this applicant back to CB2, should this application proceed directly to the SLA, in order that this important step not be avoided and that the concerns of the Community be fully heard.

Vote: Unanimous, with 38 Board members in favor.

15. Forcella Eatery, Inc. 334 Bowery, NYC 10012

Whereas, the applicant requested a layover of consideration of the application to the next CB2 SLA Licensing Committee meeting; and,

THEREFORE BE IT RESOLVED that CB#2, Man. strongly recommends that the SLA deny any proposed liquor license Forcella Eatery, Inc. 334 Bowery, NYC 10012 until the applicant has presented their application in front of the SLA Licensing Committee and requests that the SLA send this applicant back to CB2, should this application proceed directly to the SLA, in order that this important step not be avoided and that the concerns of the Community be fully heard.

Vote: Unanimous, with 38 Board members in favor.

16. Corp to be formed, d/b/a/ The Adore, 17 East 13th St., NYC 10003

Whereas, the applicant failed to appear before the committee or request a layover of consideration of the application to the next hearing or withdrew their application from CB2; and,

THEREFORE BE IT RESOLVED that CB#2, Man. strongly recommends denial of any proposed liquor license to Corp to be formed, d/b/a/ The Adore, 17 East 13th St., NYC 10003 and requests that the SLA send this applicant back to CB2, should this application proceed directly to the SLA, in order that this important step not be avoided and that the concerns of the Community be fully heard.

Vote: Unanimous, with 38 Board members in favor.

17. Entity in which Hayden Felice is Principal, d/b/a TBD, 615 Hudson St. (West 12th and Jane Street), NYC

Whereas, the applicant appeared before the committee; and,

Whereas, this application is for an On Premise license in a mixed use building on Hudson between West 12th and Jane Streets for a 2,900 s.f. (1,700 s.f. ground floor and 1,200 s.f. cellar) upscale restaurant with 50 table seats, 1 bar with 12 seats with a maximum legal capacity of 70 persons; and,

Whereas, the applicant stated the hours of operation are seven days a week from 8:00 a.m. to 1:00 a.m.; there is no sidewalk café application and no backyard garden; music is IPod/CDs at background levels only; and,

Whereas, the applicant has agreed to the following stipulations:

1. The applicant will limit its closing hours to 1:00 a.m.
2. The applicant will advertise and operate the premise as a full service restaurant
3. The applicant will not operate as a Nightclub/Disco as defined under New York State Alcohol Beverage Consumption law guidelines
4. The applicant will not seek a NYC Department of Consumer Affairs Cabaret License
5. The applicant will not operate a backyard garden
6. The applicant will close all doors and windows by 10:00 p.m. daily
7. The applicant will not have DJs, Live Music, promoted events or any event at which a cover fee is charged

Whereas, the applicant had reached out to members of the community; and,

Whereas, a member of the community appeared in support of the proposed establishment; and,

Whereas, no one appeared in opposition from the community;

THEREFORE BE IT RESOLVED that CB#2, Man. recommends denial of an On Premise license for **Entity in which Hayden Felice is Principal, d/b/a TBD, 615 Hudson St.**, unless those conditions agreed to by applicant relating to the fourth “whereas” clause above are incorporated into the “Method of Operation” on the SLA On Premise license.

Vote: Unanimous, with 38 Board members in favor.

18. Company to be formed by Theodore Van Buren, Pending, 19 Greenwich Ave. (Christopher and West 10th), NYC.

Whereas, the applicant re-appeared before the committee; and,

Whereas, this application is for an On Premise license in a mixed use building on Greenwich Avenue between Christopher and West 10th Streets for a 2,100 s.f. (1,200 s.f. ground floor and 900 s.f. cellar) upscale Spanish restaurant with 48 table seats, 1 bar with 13 seats with a maximum legal capacity of 74 persons; and,

Whereas, the applicant stated the hours of operation are Sunday through Thursday from 9:30 a.m. to 12:30 a.m. and Friday and Saturday 9:00 a.m. to 2:00 a.m.; there will be a sidewalk café application but no backyard garden; music is iPod/CDs at background levels only; and,

Whereas, the applicant had reached out to members of the community; and,

Whereas, the applicant has agreed to the following stipulations:

1. The applicant will limit its closing hours to 12:30 a.m. on Weekdays and 2:00 a.m. on Weekends.
2. The applicant will obtain all required certificates, permits and related documents including a letter of no objection from NYC Department of Buildings prior to opening the establishment.
3. The applicant will ensure that there will be managers on duty.
4. The applicant will have a General Manager on duty during all hours of operation who is capable of adequately communicating with residents of the community.
5. The applicant will hire a certified acoustical consultant to make recommendations to meet or exceed the current New York City Noise Code guidelines for residential areas. The applicant will use best efforts to soundproof the establishment.
6. The applicant will not permit any doors or windows of the establishment to be open outside the said hours of operation and all doors and windows will be closed by 9 p.m. every day.
7. The applicant will not have DJs, Live Music, promoted events or any event at which a cover fee is charged.
8. The applicant will not post signage on discounted drink promotions of any kind.
9. The applicant will work with the community and local FDNY Squad 18 Firehouse to determine and address traffic congestion and noise issues that are identified.
10. The applicant will not host third party private events.
11. The applicant will not store garbage or garbage dumpsters outside the establishment. The applicant will place refuse at the curb at the latest time possible before pick up.
12. The applicant will hold monthly meetings with representatives of the community during the first six months of operation and quarterly thereafter to address any issues raised by the community.

Whereas, the applicant has duly executed a stipulations agreement with members of the community; and,

Whereas, no one appeared in opposition from the community;

THEREFORE BE IT RESOLVED that CB#2, Man. recommends denial of an On Premise license for **Company to be formed by Theodore Van Buren, Pending, 19 Greenwich Ave** unless those conditions agreed to by applicant relating to the fifth “whereas” clause above are incorporated into the “Method of Operation” on the SLA On Premise license.

Vote: Unanimous, with 38 Board members in favor.

19. The Cellar of Amelie, LLC, 22 W. 8th St. (5th Avenue and MacDougal), NYC

Whereas, the applicant appeared before the committee; and,

Whereas, this application is for an On Premise license in a mixed use building on West 8th Street between 5th Avenue and MacDougal Streets for a 1,300 s.f. Tapas style French Restaurant with 38 table seats, 1 bar with 10 seats with a maximum legal capacity of 74 persons; and,

Whereas, the applicant stated the hours of operation are Sunday through Thursday from 10:00 a.m. to 12:00 a.m. and Friday and Saturday 10:00 a.m. to 2:00 a.m.; there will not be a sidewalk café application and no backyard garden; music is iPod/CDs at background levels only; and,

Whereas, the applicant has agreed to the following stipulations:

1. The applicant will limit its closing hours to 12:00 a.m. on Weekdays and 2:00 a.m. on Weekends.
2. The applicant will not have DJs, Live Music, promoted events or any event at which a cover fee is charged.

Whereas, the applicant had reached out to members of the community; and,

Whereas, the applicant had submitted a petition with over 75 signatures in support; and,

Whereas, no one appeared in opposition from the community; and,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends denial of an On Premise license for **The Cellar of Amelie, LLC, 22 W. 8th St.** unless those conditions agreed to by applicant relating to the fourth “whereas” clause above are incorporated into the “Method of Operation” on the SLA On Premise license.

Vote: Unanimous, with 38 Board members in favor.

20. Michelangelo-Mamo NYC, LLC, 1-3 Little West 12th St. (9th Avenue and Hudson), NYC

Whereas, the applicant re-appeared before the committee; and,

Whereas, this application is for an On Premise license in a commercial building on Little West 12th between 9th Avenue and Hudson Street for a 5,472 s.f. (2,800 s.f. ground floor and 2,672 s.f. cellar) upscale French restaurant with 92 table seats, 1 bar with 11 seats with a maximum legal capacity of 123 persons; and,

Whereas, the applicant stated the hours of operation are Sunday through Wednesday from 11:00 a.m. to 1:00 a.m. and Thursday and Friday from 11:00 a.m. to 2:00 a.m. and Saturday from 10:00 a.m. to 2:00 a.m.; there will be a sidewalk café application but no backyard garden; music is iPod/CDs at background levels only; and,

Whereas, the applicant has agreed to the following stipulations:

1. The applicant will limit its closing hours to 1:00 a.m. Sunday through Wednesday and 2:00 a.m. Thursday through Saturday.
2. The applicant will obtain all required certificates, permits and related documents including a letter of no objection or Certificate of Occupancy from NYC Department of Buildings prior to opening the establishment.
3. The applicant will close the doors and windows at 10:00 p.m. daily.
4. The applicant will waive its rights to seek a DCA sidewalk café license for a full year from its opening.
5. The applicant will not operate as a Nightclub/Disco as defined under New York State Alcohol Beverage Consumption law guidelines.
6. The applicant will not seek a NYC Department of Consumer Affairs Cabaret License.
7. The applicant will not have DJs or Live music.

Whereas, the applicant had reached out to members of the community; and,

Whereas, members of the committee have serious concerns with licensing another establishment in a saturated area but comfortable with this upscale, full service restaurant establishment; and,

Whereas, no one appeared in opposition from the community; and,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends denial of an On Premise license for **Michelangelo-Mamo NYC, LLC, 1-3 Little West 12th St.** unless those conditions agreed to by applicant relating to the fourth “whereas” clause above are incorporated into the “Method of Operation” on the SLA On Premise license; and,

BE IT FURTHER RESOLVED that CB#2, Man. strongly recommends that the SLA conduct a 500-foot rule hearing with the applicant and members of the community to determine if licensing this establishment serves the public interest.

Vote: Unanimous, with 38 Board members in favor.

21. Restaurant Felix, 340 W. Broadway (at Grand Street), NYC

Whereas, this application is for a renewal to an On Premise liquor license; and,

Whereas, the operator has been running the establishment for over 20 years; and,

Whereas, the establishment has tables extending into the doorways past the exterior walls with illegal sidewalk service, utilizing the sidewalk for staff service and food-serving equipment, including ice buckets with wine; and,

Whereas, the exterior facing tables coupled with smoking patrons create a de-facto sidewalk café atmosphere at the corner of West Broadway and Grand Street; and,

Whereas, two members of the community representing nearby co-ops appeared to express concerns with the establishment; overcrowding and noise issues on this block; by zoning, sidewalk cafes are specifically banned in the SoHo Cast Iron District; and,

Whereas, the operator had agreed to close its French doors at 10:30 p.m. daily, obtain permits for exterior benches or chairs and service patrons solely inside the establishment but failed to execute a signed stipulations agreement prior to CB#2 Man.'s Full Board hearing; and,

Whereas, in consideration that the applicant's decided not to execute and sign stipulations that he agreed to during CB#2, Man.'s SLA Licensing Committee hearing and the fact that the described activity has been continuously occurring since the established opened;

THEREFORE BE IT RESOLVED that CB#2, Man. recommends denial to the renewal of an On Premise license for **Restaurant Felix, 340 W. Broadway.**

Vote: Unanimous, with 38 Board members in favor.

22. GFS, Inc d/b/a Jobee Restaurant, 3 Howard St. (Centre and Lafayette), NYC

Whereas, the application is for a renewal to an On Premise liquor license; and,

Whereas, the operator's location came to the attention of the committee through e-mails and online reviews as operating under another identity after regular closing hours of 9:30 PM under an alter ego Madame Wong's which was described in one marketing email as "Madame Wong's, a run-of-the-mill, fried-rice-serving Chinese restaurant that's surreptitiously moonlighting as an off-the-wall, occasionally password-protected dance club, discreetly open now"; and,

Whereas, when the operator last renewed the license at this premise, she sent the "Renewal Application Notice Form" on May 11th 2009 to both CB2 and the SLA in which she self described the method of operation of the premise as a restaurant having hours from 11:45 am to 9:30 pm 7 days a week with no Live Music, no Disc Jockey, No Juke Box, No Patron Dancing, No Stage Shows etc.

Whereas, further research by the committee showed that several parties of the type normally found at night clubs with DJs and dancing, guest lists, cover charges and higher drink prices than during normal operating hours were happening on a regular more frequent basis on certain nights of the week that were being promoted by party promoters and DJ's under the name Madame Wong's on various social media websites and through Twitter that were operating until late hours, including a party that was scheduled for the night of the committee meeting which was promoted online and on Twitter as running from 11pm until late

Whereas, the day before the committee meeting the Co-Chair and Vice-Chair of CB2's SLA Licensing Committee met with the Principal and another individual, Mosle Khoshkeiman, whose relationship to the business was unclear but who was identified as organizing special events at the space and during the visit observed a Chinese Restaurant with an operating kitchen that also delivers take out food, a front room with a bar, several tables and chairs as well as three seating booths and a rear room with couch/banquette seating arranged in a lounge fashion, a small stage, a piano, a PA system similar to those used by DJs and small music venues, and which had green walls; and,

Whereas, the operator acknowledged at both a meeting previous to the committee meeting and at the committee meeting that the licensed premise was being used contrary to the described method of operation but was not forthcoming other than stating that there were a couple of special events and that she was not aware of any other uses. When asked about information found online promoting "dance parties" and pictures of the back room of her space clearly showing the same color green walls with people overcrowded and DJ's the applicant stated she had no idea what was going on and wasn't at the premise when the events were held; and,

Whereas, the committee feels the applicant is not running an orderly premise, seems to be renting out her license to party promoters and is not adequately supervising her premise or her license and is unaware of the ongoing events at her premise for which she receives compensation; and,

Whereas, the committee would review proposed improvements to their existing method of operation in the event the operator can produce evidence that they have no affiliation with third party promoters d/b/a Madame Wong's; and,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends denial to the renewal of an On Premise license for **GFS, Inc. d/b/a Jobee Restaurant, 3 Howard St.**

Vote: Unanimous, with 38 Board members in favor.

THE FOLLOWING ARE RESOLUTIONS FOR ALL APPLICANTS THAT WERE LAID OVER, WITHDRAWN, OR DID NOT APPEAR BEFORE THEIR REQUESTED HEARING:

23. ADSAD, LLC d/b/a Onegin, 391 6th Ave., NYC 10014

Whereas, the applicant did not appear before the committee but requested a layover of consideration of the application to the next hearing; and,

Whereas, this application is for an On Premise liquor license; and,

THEREFORE BE IT RESOLVED that CB#2, Man. strongly recommends denial of an On Premise liquor license **ADSAD, LLC d/b/a Onegin, 391 6th Ave. until the applicant has presented their application in front of the CB#2, Man. SLA Licensing Committee; and requests that the SLA send this applicant back to CB2, Manhattan should this application proceed directly to the SLA, in order that this important step not be avoided and the concerns of the community be fully heard.**

Vote: Unanimous, with 38 Board members in favor.

24. Greenwich Gardens, LLC, d/b/a TBD, 609 Greenwich St., NYC 10014

Whereas, the applicant did not appear before the committee but requested a layover of consideration of the application to the next hearing; and,

Whereas, this application is for an On Premise liquor license; and,

THEREFORE BE IT RESOLVED that CB#2, Man. strongly recommends denial of an On Premise liquor license **Greenwich Gardens, LLC, d/b/a TBD, 609 Greenwich St. until the applicant has presented their application in front of the CB#2, Man. SLA Licensing Committee; and requests that the SLA send this applicant back to CB2, Manhattan should this application proceed directly to the SLA, in order that this important step not be avoided and the concerns of the community be fully heard.**

Vote: Unanimous, with 38 Board members in favor.

25. GMT New York, LLC d/b/a GMT, 142 Bleecker St. a/k/a 510 LaGuardia Pl., NYC 10012

Whereas, the applicant did not appear before the committee but requested a layover of consideration of the application to the next hearing; and,

Whereas, this application is for an alteration of an existing On Premise liquor license; and,

THEREFORE BE IT RESOLVED that CB#2, Man. strongly recommends denial of an On Premise liquor license **GMT New York, LLC d/b/a GMT, 142 Bleecker St. a/k/a 510 LaGuardia Pl. until the applicant has presented their application in front of the CB2, Manhattan SLA Licensing Committee; and requests that the SLA send this applicant back to CB2, Manhattan should this application proceed directly to the SLA, in order that this important step not be avoided and the concerns of the community be fully heard.**

Vote: Unanimous, with 38 Board members in favor.

26. MNP Restaurant Company, d/b/a TBD, 47 W. 8th St., NYC 10014

Whereas, the applicant did not appear before the committee but withdrew their application; and,

Whereas, this application is for an On Premise liquor license; and,

THEREFORE BE IT RESOLVED that CB#2, Man. strongly recommends denial of any proposed liquor license to **MNP Restaurant Company, d/b/a TBD, 47 W. 8th St. until the applicant has presented their application in front of the CB2, Manhattan SLA Licensing Committee; and requests that the SLA send this applicant back to CB2, Manhattan should this application proceed directly to the SLA, in order that this important step not be avoided and the concerns of the community be fully heard.**

Vote: Unanimous, with 38 Board members in favor.

SOCIAL SERVICES AND EDUCATION

Resolution in Support of Educational Needs Assessment as Capstone project

Whereas, CB#2, Man. has recognized school overcrowding as one of the most critical issues facing our neighborhood, and has committed itself to seeking solutions to this problem, and

Whereas, numerous public hearings and committee meetings, which have been held to explore this problem, have resulted in overwhelming agreement about the qualitative nature of the problem, but have only delivered unsubstantiated quantitative statistics to delineate the extent of the problem, and

Whereas, the Mayor and The Department of Education are more persuaded by the proofs of numbers and measurements than by righteous arguments, and

Whereas, CB#2, Man. does not have the resources that would be necessary to conduct the extensive research needed to uncover the accurate statistics that would prove that we need more schools in our district in order to relieve school overcrowding, and

Whereas, there are already several “proposed” new school locations in our district, whose completion can only be assured if the Mayor, D.O.E., and their individual sponsors deem them worthy and necessary. Including a school on property donated by NYU within its core, a school on the site of the Foundling Hospital in space made possible by the Rudin Corporation, a school on Canal Street to be donated by Trinity Real Estate, as well as a Middle School which the community would like to see developed at 75 Morton Street by D.O.E., and

Whereas, The NYU Wagner Graduate School of Public Service contains a very practical program named CAPSTONE, which can provide graduate students to agencies that are nonprofit, governmental, health-related, urban planning, and/or international (such as Community Board 2) for the purpose of addressing complex challenges and identifying new opportunities,

Therefore Be It Resolved that CB#2, Man. shall submit a proposal to the NYU Wagner Graduate School of Public Service for the purpose of requesting that a team of graduate students be assigned to our Board in order to conduct statistical research that would measure our neighborhood's current and projected educational needs.

Vote: Unanimous, with 38 Board members in favor.

STREET ACTIVITY & FILM PERMITS

1. Support of Street Fair Permit Application Renewal

WHEREAS, the street fair permit application listed below is a renewal application which was approved by the Committee and CB#2, Man. last year; and

WHEREAS, the sponsor of the street fair permit application listed below appeared before the Committee to answer questions, and the Committee has determined in the exercise of its sound judgment that the sponsor meets the requirements of Chapter 11, Section 1-03(b), of the Rules of the Street Activity Permit Office Relating to Applications, Fees and Charges, in that such sponsor is a "community based, not-for-profit organization, association or the like, which has an indigenous relationship to the specific street or the community or both, for which the event is proposed and which demonstrates that it has the support of the community and is willing to take full responsibility for the conduct of the event"; and

WHEREAS, there is no material community opposition to such application from the public; now

THEREFORE BE IT RESOLVED that CB#2, Man. supports the street fair permit application on the date and at the location listed below:

9/18/11-Braking the Cycle, 208 W. 13th St. bet. 7th Ave. & Greenwich Ave.

Vote: Unanimous, with 38 Board members in favor.

2. Denial of the 83rd Anomaly Sculpture

WHEREAS, the applicant appeared before the Committee to request approval to park a mobile van at the above location; and

WHEREAS, the mobile van purportedly was to be a moving art exhibit, but the art and van had yet to be completed and the applicant could only offer very basic photos of what the van would include; and

WHEREAS, the applicant is not requesting to close down any streets so its questionable whether it's even appropriate for the applicant to appear before our committee; and

WHEREAS, the applicant requested that his van be parked in one of the most busy parts of Soho, an area that is already heavily congested, especially during the summer; and

WHEREAS, the applicant could not meet the requirements of Chapter 11, Section 1-03(b), of the Rules of the Street Activity Permit Office Relating to Applications, Fees and Charges, in that each such sponsor must be a “community based, not-for-profit organization, association or the like, which has an indigenous relationship to the specific street or the community or both, for which the event is proposed and which demonstrates that it has the support of the community and is willing to take full responsibility for the conduct of the event”; now

THEREFORE BE IT RESOLVED, that CB#2, Man. denies the street fair permit application.

5/19/-10/30/11-83 Anomaly Sculpture, Prince St. bet. Mercer St. & Broadway

Vote: Unanimous, with 38 Board members in favor.

ST. VINCENT’S OMNIBUS

The St. Vincent's Omnibus Committee reviewed the upcoming schedule of meetings for our review of the Draft Scope of Work).

TRAFFIC AND TRANSPORTATION

1. Resolution in support of Meatpacking Improvement Association design elements and street furniture scheme for improved temporary Gansevoort Plaza areas

Whereas the Meatpacking Improvement Association (MPIA), the new business and area improvement organization that will be responsible for managing and maintaining the redesigned, temporary Gansevoort Plaza areas on 9th Ave. from Gansevoort to 14th Sts. in partnership with the NYC Department of Transportation (DOT), presented a plan for refurbishing these public spaces with bollards, plantings, furniture and other new design elements; and

Whereas the plan was developed with community input from an MPIA site scoping session in December 2010, held in conjunction with CB#2, Man. and reflects many of the ideas presented there, such as design simplicity and cohesiveness, High Line type, simple, low plantings, movable chairs and umbrellas, tailor-made bollards, preservation of cobblestones and attention to pedestrian safety; and

Whereas cleanly designed, modestly scaled bollards of cement mixed with a reflective material (for day and nighttime use) will be used in combination with a white striping of spray-on reflective adhesive paint, a new technology, to define space and provide protection from vehicular traffic; and

Whereas planters will be composed of galvanized metal, with a circular shape similar to cow troughs (a type often used in rustic European plazas), but some will be as much as six feet in diameter, a large-scale size that could attract negative use, such as sitting and discarding garbage there, although MPIA, being in charge of maintenance, will be responsible for cleaning and removal of trash from planters; and

Whereas it is essential that chairs be put away (removed from use) at night, and MPIA has stated clearly that chairs and tables will either be removed entirely or chained up in the evening and also has indicated its willingness to work with CB2 in setting a mutually agreeable time to do this; and

Whereas MPIA has indicated its interest in producing programming that reflects community values and responds to community needs, such as green markets and cultural events, and voiced its willingness to invite ideas from the community; and

Whereas this plan is for temporary improvements that will be followed in a few years by a permanent DOT capital project, CB#2, Man. will inform DOT along the way on what temporary improvements work and don't work, and DOT will be developing the capital plan and appearing at several community meetings, in coordination with CB#2, Man. to respond to input and refine the final capital construction concept;

Therefore Be It Resolved that CB#2, Man. supports MPIA's scheme for design elements and street furniture for the improved temporary Gansevoort Plaza areas with the following requests:

- Because CB#2, Man. is concerned about the aesthetic suitability and redundancy of the proposed white striping in the space already defined by bollards, CB#2, Man. asks that DOT (which requires such striping based on design standards that often can be flexible) consider removing this striping or, at the least, placing the bollards directly over the striping.
- CB#2, Man. asks that the number of bollards be the bare minimum that regulations allow, with spacing as far apart as possible.
- CB#2, Man. asks that consideration be given to reducing the size of the planters.

Be it further resolved that CB#2, Man. welcomes and greatly appreciates MPIA's taking on the responsibility of managing and maintaining this important area that has been neglected for the past several years; and

Be it further resolved that CB#2, Man. appreciates MPIA's willingness to work together in setting a mutually agreeable time to store tables and chairs and looks forward to doing this; and

Be it further resolved that CB#2, Man. welcomes MPIA's interest in creating community-oriented programs, and further encourages daytime programming that wards off illegal vending, with MPIA and CB#2, Man. working together to address the illegal vendor situation;

Be it finally resolved that CB#2, Man. looks forward to commenting on lessons learned from the temporary plan and to working closely with the DOT in developing the final plan for the permanent capital project.

Vote: Unanimous in favor with 38 Board members in favor.

2. Resolution in support of New York City Police Department (NYPD) Auxiliary Police Officers traffic enforcement and management program and its work on Varick St. bet. Houston and Spring Sts.

Whereas for the past month the Hudson Square Connection Business Improvement District has had a team of Auxiliary Police Officers assisting with traffic enforcement on Varick Street between Houston and Spring Sts. during the PM-rush hours on Wednesdays, Thursdays and Fridays, providing much needed help in improving pedestrian safety as well as traffic flow at five to six intersections; and

Whereas an overview of the Auxiliary Police Officers Traffic and Management program that provides these civilian police was given by Police Officers/Auxiliary Police Coordinators of the NYPD Citywide Traffic Task Force, attesting to the dedication of these community volunteers (some of who were present), who go through training at a mini-police academy and, working in pairs, back up regular police in directing and controlling traffic, helping people with baby carriages, the disabled and other vulnerable pedestrians cross the street, stopping spillbacks, aiding in giving summons for blocking the box and using cell phones, and working to educate motorists in being responsible and considerate of pedestrian needs; and

Whereas in the short time these citizen police have been working on Varick St., the traffic situation has improved, e.g., boxes are less blocked, the three lanes that bypass the Holland Tunnel are clearer, and summons numbers have gone down;

Therefore be it resolved that CB#2, Man. expresses its utmost thanks and appreciation to these Auxiliary Police Officers for their generous help in better managing the traffic and prioritizing and protecting the safety of pedestrians on Varick St. between Houston and Spring Sts. and looks forward to them continuing this admirable work in our district; and

Be it further resolved that CB#2, Man. commends the Auxiliary Police Officers Traffic and Management program for their work in training and making available these very welcome citizen traffic enforcers and voices its strong support of this estimable program.

Vote: Unanimous in favor with 38 Board members in favor.

3. Resolution in support of several proposed changes to the PARK Smart program in Greenwich Village

Whereas the NYC Department of Transportation (DOT) has done numerous studies since 2008, monitoring and evaluating the PARK Smart program in Greenwich Village, with detailed data collection, including merchant, passerby and parker surveys, field visits and collection of meter information, making adjustments according to findings; and

Whereas recent findings show weekday occupancy down about 13% and average parking duration also down, with a 6% to 7% change in demand since pre-implementation, demonstrating the continued effectiveness of the program; and

Whereas based on recent findings, DOT is proposing to shift the peak hours of the Greenwich Village PARK Smart program from 12 noon-4 pm to 6-10 pm (Monday through Saturday) to correspond with periods of actual peak demand; and

Whereas recent findings have also led DOT to propose that PARK Smart should be removed on the blockfaces where meters turn off at 7 pm, however, some of what DOT has observed has been a result of the slow economy which is anticipated to pick up, certain land use changes are expected by the community and there is still sufficient daytime demand in parts of this area to merit retaining the existing PARK Smart program there; and

Whereas DOT proposes to adjust the base rate to \$3.00/hr. to correspond with the Manhattan-wide parking rate change and to increase the PARK Smart area peak rate to \$5.00/hr., and is looking to extend the parking time limit from one to two hours; and

Whereas DOT intends to keep investigating land use changes, meter locations, time limits, hours of operation and other conditions, is eager to work with Community Board 2 Manhattan (CB2) to reach the best balance of parking management and proposes a walk through tour with CB2 of the PARK Smart area to discuss options;

Therefore be it resolved that CB#2, Man. fully supports DOT's proposals to shift the peak hours of the Greenwich Village PARK Smart program from 12 noon-4 pm to 6-10 pm, to increase the PARK Smart area peak rate to \$5.00/hr, as well as to extend the parking time limit from one to two hours; and

Be it further resolved that CB#2, Man. urges DOT to maintain the current geographic boundaries of the PARK Smart program, thereby retaining the existing PARK Smart program in all areas where it now exists, unless data shows demand to be so low, it merits change; and

Be it further resolved that CB#2, Man. encourages DOT to continue to investigate advanced technology that would allow for dynamic, demand-responsive parking adjustments; and

Be it further resolved that CB#2, Man. thanks DOT for its continual monitoring and tracking of conditions relating to the Greenwich Village PARK Smart program and adjustments according to community needs, looks forward to having a walk through tour with DOT of the PARK Smart area to explore potential options and urges DOT to make arrangements for this walk through in the very near future.

Vote: Unanimous in favor with 38 Board members in favor.
Respectfully submitted,

Susan Kent, Secretary
Community Board #2, Manhattan