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COMMUNITY BOARD No. 2, MANHATTAN

3 WASHINGTON SQUARE VILLAGE

NEW YORK, NY 10012-1899

www.cb2manhattan.org

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May 26, 2011

Hon. Margaret Chin
Council Member
Chatham Green
165 Park Row, Suite #11
New York, NY 10007

Dear Council Member Chin:

At its Full Board meeting on May 19, 2011, Community Board #2, Manhattan adopted the following

Resolution in 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

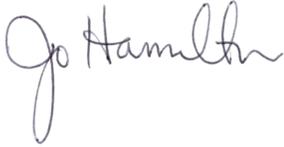
Whereas, Currently only the supply of counterfeit goods is illegal; criminalizing the purchase of counterfeit goods would be the first step to reducing demand.

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

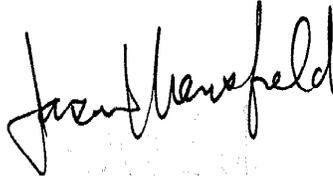
Vote: Unanimous, with 38 Board members in favor.

Please advise us of any decision or action taken in response to this resolution.

Sincerely,



Jo Hamilton, Chair
Community Board #2, Manhattan



Jason Mansfield, Chair
Environment, Public Safety & Public Health
Community Board #2, Manhattan

JH/gh

c: Hon. Jerrold L. Nadler, Congressman
Hon. Thomas K. Duane, NY State Senator
Hon. Daniel L. Squadron, NY State Senator
Hon. Sheldon Silver, Assembly Speaker
Hon. Deborah J. Glick, Assembly Member
Hon. Scott M. Stringer, Man. Borough President
Hon. Rosie Mendez, Council Member
Sandy Myers, CB2 liaison, Man. Borough President's office
Lolita Jackson, Manhattan Director, CAU

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REVISED

June 2, 2011

Dennis M. Walcott
Chancellor
Department of Education
Tweed Courthouse
52 Chambers St.
New York, NY 10007

Caswell F. Holloway, Commissioner
Dept. of Environmental Protection
59-17 Junction Blvd.
Corona, N.Y. 11373-3640

Dear Chancellor Walcott, and Commissioner Holloway:

At its Full Board meeting May 19, 2011, Community Board #2, Manhattan, adopted the following resolution:

Resolution requesting timetable for phasing out use of No. 4 and No. 6 Heating Oil in NYC Public Schools

Whereas, There are 56 public elementary middle, and high schools that burn the dirtiest types of heating oil (No. 4 or No. 6 oil) in the Borough of Manhattan. These schools emit large amounts of soot and heavy metals; and

Whereas, These emissions aggravate asthma and other respiratory problems, increase the risk of cancer and cardiovascular disease. The continued use of dirty heating oil in the public schools is exposing the most vulnerable population, children – in addition to teachers and parents in the school community and the surrounding neighborhood; and

Whereas, New York City air fails to meet federal standards for particulate matter (soot) and ozone; and

Whereas, The two major sources of air pollution generated in NYC are vehicle traffic and buildings burning high-sulfur heating oils, according to the New York City Community Air Survey (NYCCAS), a comprehensive survey of street-level air quality (April 13, 2011); and

Whereas, The city will phase out the use of unrefined oil sludge and the most-polluting grades of heating oil as part of the updated PlaNYC, a comprehensive citywide plan for a healthier

environment (April 21, 2011). Under the new rule, all residential, commercial and institutional buildings will be denied new No. 6 oil permits between 2012 and 2015 (depending on when the current permit expires); and, No. 4 oil permits will be denied upon boiler or burner replacement. The sunset date is 2030. However, the rule allows the DEP to enter into "Compliance Agreements"

with building owners to renew existing boilers or receive an extension that will allow them to go past the 2015 and the 2030 sunset date, dependent upon the number of buildings owned; and

Whereas, Given that the Department of Education owns more than 50 buildings and could be granted extensions to go past the 2015 date for No. 6 oil buildings and past 2030 for No. 4 oil buildings, the public is concerned that schools will not be converted in a timely manner and could drag out for decades; and

Whereas, The regulations governing the maintenance and capital improvements in the public schools must be modified and streamlined by the Department of Environmental Protection (DEP), Department of Education (DOE) and School Construction Authority (SCA) to convert the No. 4 and No. 6 oil schools' boiler systems to allow for the switch to natural gas or No. 2 heating oil by 2022; and

Whereas, Energy policy analysts have estimated that the costs associated with the conversion of the heating systems will be offset by savings in fuel costs and operating expenses, as well as savings in health care costs, thereby justifying the capital expenditure to the City; and

Whereas, Improving the infrastructure of the public schools by converting the boilers that are burning dirty heating oil to using less polluting fuel would provide green jobs now; and

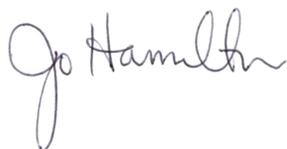
Whereas, It is safest and reduces costs for school construction projects to take place while the students are on recess and the heating units are not being used during the summer. This might require relocating summer school students to public schools nearby; and

Therefore Be It Resolved, Community Board 2 calls on the City to release a timetable for when the boilers of the 56 public schools that burn No. 4 or No. 6 oil will be phased out - prioritizing the 39 schools that burn the No. 6 heating oil, like the recent rules that were passed requiring their conversion by 2015. To facilitate this, Community Board #2 calls on the DEP, DOE and SCA to streamline the regulations governing the maintenance, renovation and capital improvements in the public schools as well as allocate the funds necessary to convert the schools' heating systems to allow for the conversion or replacement of the boilers burning dirty oil to natural gas or No. 2 heating oil.

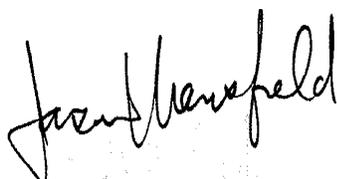
Vote: Unanimous, with 38 Board members in favor.

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Sincerely,



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