



THE CITY OF NEW YORK
 MANHATTAN COMMUNITY BOARD NO. 3

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David McWater, Board Chair

Susan Stetzer, District Manager

January 2006 Full Board Minutes

Meeting of Community Board #3 held on Tuesday, January 31, 2006 at 6:45 at Public School 20, 166 Essex Street

MEMBERS PRESENT AT FIRST VOTE:

David Adams [P]	Keisha Hogans [P]	Lois Regan [P]
Rev. Joan Brightharp [P]	Carolyn Jeffers [P]	Verina Reich [P]
Roberto Caballero [A]	Barbara Jeter [A]	Richard Ropiak [P]
Mayra Cappas [P]	Anne Johnson [P]	Estelle Rubin [P]
Rick Carman [P]	Joel Kaplan [P]	Eunice Samuels [S]
David Crane [P]	Jennifer Lim [A]	Deborah Simon [A]
Elizabeth Cruse [P]	Bernice McCallum [P]	Pia Simpson [P]
Andrea Diaz [P]	David McWater [P]	Arlene Soberman [A]
George Diaz [P]	Alexandra Militano [P]	Nancy Rose Sparrow-Bartow [P]
Harvey Epstein [A]	Lillian Moy [P]	Harold Stelter [P]
Morris Fajtelewicz [P]	Jason Nagel [P]	Steven Tin [A]
Anthony Feliciano [P]	Roberto Ortiz-Arroyo [P]	David Weinberger [P]
Rabbi Y.S. Ginzberg [P]	Dominic Pisciotta [P]	Harry Wieder [P]
Carlos Juan Gonzalez [P]	Barden Prisant [P]	Samuel Wilkenfeld [P]
Herman Hewitt [P]	Joyce Ravitz [P]	Michelle Withim [A]

PUBLIC SESSION:

Frederyk Demmer spoke to call for the removal of the Village Voice “free newspaper stands” from blocks that have a public school on them due to the litter and adult content of the advertising of the litter on the streets.

Mariadele Priest from North Fork Bank spoke regarding the opening of a new branch on Ave C and 3rd St. The bank is applying for the Banking Development District designation for the new branch. They were seeking support from

Alicia Hurley, Head of Government/Community Relations at NYU, spoke to address the Graduate Assistant UAW strike at NYU. She expressed NYU’s position that graduate students aren’t workers, are recruited, and have stipends. Three students have had their stipends removed since refusing to teach classes. It’s unclear how many others are at risk for losing their stipends.

William Arroyo from Boricua College. He is recruiting college students for the college.

Hon. Manhattan Borough President Scott Stringer came to express his interest in working with Community Board 3 and explained his priorities with regard to working with all of the Manhattan community boards:

- He wants to work with land-use issues and has created a Land-Use Unit. He wants to promote diverse communities. Change should occur within the context of the community and with their input.
- District Council meetings will be chaired by the Borough President. He will request representatives from each agency to show up before the meetings.
- Staff member introductions: Mary Cooley will be going to every community board and committee meeting for Community Boards 1 and 3. Josh Bocian is the Director of Community Affairs and the liaison other boards.
- Community Board Reform and Empowerment: He’s met with major universities to find assistance for the district managers and to place an urban planner intern in every office so that there are knowledgeable people contributing to planning matters and challenges.
- Community Board Changes: President Stringer is going to take the politics out of the community boards and will appoint a board that is reflective of the community. He wants them to be exciting. He doesn’t want politics on the board to distract the important service to the community. If we act collectively then we’ll get the attention of the Mayor.
- Appointments: The application and interview process will change. Those seeking reappointment will have to go through the interview process. The applications will be made available on 2/1/06. All appointments will be made by 4/1/06.

- The Borough President's office is also working on a PowerPoint presentation promoting the community boards which will be shown to community based organizations and churches.

Marilyn Leong spoke against the SLA committee's approval of item #27 (Flora & Jasper) based on her belief that this bar violates of the SLA's 200 foot and 500 foot rules. She is also concerned about the proliferation of liquor licenses on Broome St. and Orchard St., south of Delancey St.

Lois Stern/Charlie Komonoff/ from Greening A Block introduced the Greening A Block feasibility study. The goal is to turn a whole block into using alternative energy. This is to be an alternative to Con Edison and seeks to utilize funds from the Con Edison settlement. They asked for Community Board 3 to cosponsor a forum to discuss this plan.

Karina Glaser from University Settlement announced the opening for the University Settlement Community Center. There will be affordable rental space for all kinds of community groups. It is co-owned and operated by the U. Settlement and Chinatown YMCA. Grand opening will be in April. Contact Karina for more information.

Nina Werman, a resident on Orchard St., spoke in opposition to the number of bars being proposed to open on her own and surrounding blocks. She believes in the historic and community preservation of the neighborhood and wants to see it remain.

Scott Sommer/ Maida Rosenstein with the United Auto Workers are representing the hundreds of striking graduate students at NYU. Scott Sommer characterized NYU for being an institution of excellent higher education, but it's not a good neighbor. He countered NYU's assertion that these aren't workers. Maida Rosenstein is the local UAW representative. She stated that what the university is doing is unethical. Both asked for the support of Community Board 3.

PUBLIC OFFICIALS:

Assemblymember Deborah Glick-- Gregory Brender spoke regarding the governor not appointing an NYC resident to the board. There is a new vacancy coming up in 30 days and they would like the support of the CB to call for an NYC appointment.

Assembly Speaker Sheldon Silver--Jessica Loeser informed the board that the opening of the state legislature's session started with many important items:

- The Empire Empowerment Zone for Chinatown and LES is now in place. She cited qualifications to enter the zone. A business must show growth potential. The Renaissance Economic Development Corporation can help businesses navigate through this application process.
- Senate Majority Leader Bruno and Speaker Silver agreed on increasing HEAP, the fund for helping low income senior homeowners and renters afford heating bills. They added a half million dollars to the fund. Speaker Silver called on the various offices to make sure the funding is being distributed properly.
- Medicare Part D. Insurance companies weren't notified by the federal government that 600,000 people across the state weren't covered for their prescriptions.
- Speaker Silver was happy to attend the Avalon and YMCA opening celebrations. The grand opening is in March.
- Silver's office is holding many interesting upcoming hearings, i.e. HEAP, SLA, etc...

State Senator Martin Connor—Matthew Viggiano was not present to give a report.

State Senator Thomas K. Duane--David Chang gave his first meeting report to Community Board 3. The office has moved to 322 8th Ave. Ste. 1700 and has a new phone number, 212.633.8052. Senator Duane is fighting for legislative reform in Albany. There is a meeting to organize the Shalom tenants as part of the Shalom Tenant Alliance.

Congressmember Carolyn Maloney--Victor Montesinos reported that Rep. Maloney has introduced a bill of \$50 million for the investigations and prosecutions of those who engage in human and sex trafficking.

Congressmember Jerrold Nadler—Michael Kay was not present.

Congressmember Nydia Vasquez--Melissa Maldonado announced that Rep. Vasquez has obtained \$50,000 for the LES BID to sustain the green market.

Comptroller William Thompson—Rafael Escano was not present.

MINUTES:

Minutes of November 2005 were approved, as is.

COUNCILMEMBER'S REPORTS:

Hon. Rosie Mendez--Lisa Kaplan and John Fout were present and spoke on behalf of Councilmember Mendez.

Hon. Alan Gerson—Luis Reyes spoke about Councilmember Gerson's office putting out an action list document that will be a roadmap for the next year. He mentioned the Avalon Crystie's imminent opening. Hon. Gerson found that the new noise code was not adequate and was going to pull support for it until the bill allowed for the ability to create a noise commission. The noise code regulations will take approximately 18 months before they will start being enforced. Free grab bars are going to be available for installation in the homes of seniors who request them and will be funded through the councilmember's budget. The synagogue's roof collapse has brought out an impressive group of community groups. He wished everyone a Happy Chinese New Year. Tammy Toe is the new acting Chief of Staff.

BOROUGH PRESIDENT'S REPORT:

Hon. Scott Stringer--Mary Cooley introduced herself. She is the liaison for CB3 and CB1.

BOARD CHAIRPERSON'S REPORT:

Chairperson David McWater welcomed back Estelle Rubin.

Since the board voted in December on a resolution from Assemblymember Glick calling for the appointment of a New York City resident to fill the vacancy on the SLA, David decided to send the same letter again since a new vacancy is coming up in 30 days.

David encouraged board members to be more active and to look toward Borough President Stringer's office as helping to empower the Community Boards and giving them a higher public profile.

DISTRICT MANAGER'S REPORT:

Board Members have December minutes for first distribution.

I want to let people know of a few CB successes.

1. In September we passed a resolution protesting the City's termination of 311 taking complaints for defective sidewalks for buildings of 4 or more units. We sent this to all community boards—and others also passed resolutions, complained to City council legal division and spoke to other city officials. DOT is now reconsidering policy and I believe will change it. This started with our resolution.
2. In November we passed resolution asking SLA to list 500-foot hearings on SLA website. They are now doing so—exactly as we asked to have them formatted.
3. We had a budget request for Parks dept to hire 2 exterminators for Manhattan—and 1 has been hired.
4. The CB has been working with organized residents on Avenue B. and 4th St. block association to stop an 80-seat "gastropub." They had planned to open in October –but SLA is still investigating them and not even calendared for hearing yet. We have sent tons of testimony including letters from every local elected official and the 9th precinct CO.

Board members, please reach out for complaints for your area and send them to the office. Please put them in writing by e-mail or fax or letter.

This is pothole season and the Borough President's office is collecting pothole complaints. We don't have a single pot hole complaint—so please send pot hole problems to the office in the next few days.

There will be reconstruction of catch basins in the district—the work will last approximately 1 year. The sites affected are: Ave C and 13th Street, FDR between 6 & 10 Streets, Houston & Columbia, Houston & Ave. D, FDR and Delancey, and at Eldridge & Grand. There is a good neighbor code in effect to lessen impact on community. But, if you experience problems, let us know in the office.

DHS is again counting the homeless on the streets. This will take place February 27. If you would like to volunteer-call 311. There was a base line count last year—and the count will help measure the City's efforts in having homeless off the streets and in appropriate housing.

The Department of Aging is accepting applications for HEAP (Home Energy Assistance). HEAP helps low-income homeowners and renters pay bills for heating fuel, equipment and repairs. HEAP grants are \$40 to \$400 a year.

The program consists of two major components; regular and emergency benefits. If households receive a HEAP benefit, the benefit does not have to be paid back. Emergency benefits are offered in addition to the regular HEAP benefits.

This is a federally funded program-- Eligibility requirements in summary are people 60 years or older or, receive SSI or head of household receiving disability benefits. If utility costs are included in rent, applicant can receive direct payment. HEAP may be able to offer a benefit even if heat and utilities are included in the rent or the applicant lives in subsidized housing or pays directly for heating costs.

Over 4 years ago the Board joined an effort to stop the luxury housing building at 215 Houston. The Department of Buildings has just issued a permit for a 23- story building. There are affordable units.

The Board is now processing applications for block parties—please spread the word. We need applications at least 3 months before event to put on CB agenda and then send to Mayor's office 60 days before event.

The Whole Foods application for a liquor license has been of concern to the community and to the Board. The company has applied for a retail wine license without notifying the Community Board or local merchants. The SLA Board hearing is tomorrow.

Executive Committee

VOTE: That CB3 be a sponsor of the Housing Clinic to be hosted by Community Board #5, Manhattan on February 28, 2006 at 6pm at the Fashion Institute of Technology. Experts in senior and supportive housing rent stabilization and low income housing and condo/coop conversion will answer questions. CB3 will be listed on promotional materials and will help distribute and publicize event.

34 YES 1 NO 0 Abstention

Parks & Recreation Committee

1. Lower Manhattan Cultural Enhancement Fund - proposed allocation of up to \$35,000,000 that would provide grants through a competitive selection process to not-for profit organizations for projects and programs that provide cultural facilities or programming in Lower Manhattan, and demonstrate the ability to spur long-term Lower Manhattan revitalization, benefiting area residents, workers, businesses, and visitors.

No Vote Necessary

2. Support for Intro 317 - delay of demolition of historically significant buildings and Intro 705 - NY City Council directing the Landmarks Preservation Committee to hold public hearing

VOTE: To request the reintroduction of Intros. 317 and 705 by CCM Mendez.

3. Request for support for dog run in Parks property btwn Masaryk Towers & Hamilton Fish Recreation Center

VOTE: To table the request for a dog run.

4. Economic Development Corporation waterfront Request for Proposals discussion

No Vote Necessary

5. CB3 discussion on guidelines regarding block parties

VOTE: To recommend amendments to the existing CB#3 street fair guidelines.

34 YES 1 NO 0 Abstention

Housing & Land Use Committee

1. Presentation & request for support, Phipps Houses designation by NYCHA to develop Fabria Houses project (212 E 7th St; 617 E 9th St; 410 E 11th St; & 426-28 E 11th St) - intention to apply to the NYS Division of Housing & Community Renewal for allocation of federal low income housing tax credits to create a 100% affordable rental project

VOTE: To support Phipps Houses' application to the NYS Division of Housing and Community Renewal to develop the Fabria Houses project, which will substantially rehabilitate existing buildings and construct new ones that, together, will provide 65 units of much needed affordable housing for the Lower East Side community of Manhattan.

2. Common Ground update on progress of new residential development at 133 Pitt St FROM AGENDA

No Vote Necessary

34 YES 1 NO 0 Abstention (Executive, Parks/Recreation/Cultural Affairs/Waterfront, and Housing/Land Disposition/Zoning/NYCHA Committees)

Cooper Square Urban Renewal Area Task Force

No Votes Necessary

197 Plan Task Force

No Votes Necessary

Human Services & Seniors Committee

- 1. Access-A-Ride: Presentation & Q&A session

Referred to February agenda

Discussion: Access-A-Ride will come to answer general questions at the next committee meeting.

No Vote Necessary

- 2. UAW request for support for Graduate Student strike

VOTE: **Whereas**, the Graduate Student Organizing Committee of United Auto Workers Local 2110 (GSOC/UAW Local 2110), the union of graduate student employees of New York University has had a productive five-year collective bargaining relationship with their employer, NYU, which came about as a result of an overwhelming vote of support by NYU's graduate student employees; and

Whereas, the right of graduate student employees at private universities to organize into unions was recently taken away, reversing a bi-partisan Clinton-era precedent by the Bush-appointed dominated National Labor Relations Board; and

Whereas, Community Board #3 recognizes the labor movement's positive contribution to improve the lives of all working people, as well as its historic role in New York City; and

Whereas, since August 31st, 2005, New York University, taking advantage of the Bush NLRB's action, has refused to recognize and negotiate with GSOC/UAW Local 2110 as the collective bargaining agent of its graduate student employees, despite consistent overwhelming support of the NYU community for the union; and

Whereas, hundreds of graduate student employees in GSOC/UAW Local 2110 are withholding their labor from NYU in a strike that commenced November 9th, 2005, including picketing in front of classroom buildings throughout our community; and

Whereas, labor peace at NYU is in the interest of all members of the New York City community; and

Whereas, many prominent intellectuals, elected officials and community groups have honored a boycott of NYU's campus while the administration engages in union-busting; and

Whereas, Community Board #3 recognizes New York University's behavior as an historically exploitative corporate citizen both in its real estate expansion and labor relations practices; so

Therefore be it resolved, that Community Board #3 joins many elected officials and members of the community in affirming GSOC/UAW Local 2110's right to exist as the collective bargaining agent for graduate student employees at NYU; and

Be it further resolved, that Community Board #3 urges NYU to immediately negotiate with GSOC/UAW Local 2110 on all aspects of their graduate student employees' wages, hours and working conditions, including the previously enforceable grievance procedure and agency shop clause; and

Be it further resolved, that Community Board #3 condemns the use of replacement labor as a means of strike-breaking and urges NYU to not use said labor and to pledge that it will not retaliate against the union members, or supportive faculty and students; and

Be it further resolved, that Community Board #3 for the duration of the strike at NYU will hold all committee and board meetings in venues not owned by NYU to honor the union's picket line; and

Be it further resolved, that Community Board #3 requests all elected officials representing areas in which NYU employs workers and/or holds properties to make an active commitment to have NYU negotiate immediately with the graduate students organizing committee.

36 YES 0 NO 0 Abstention

Youth & Education Committee

- 1. CEC (Community Education Council) informational presentation on the mission & activities of the organization

No Vote Necessary

SLA & Economic Development Committee

Economic Development:

1. Proposed North Fork bank branch at Ave C & E 3rd St - the bank is applying for designation under the state banking department's Banking Development District program

VOTE: To support the application of North Fork Bank to the New York State Banking Department for an Enriched Banking Development District designation in the Lower East Side, to be located at the Northeast corner of Avenue C and 3rd St.

Sidewalk Café Applications:

2. Relios Restaurant, 600 E 14th St (new)

VOTE: To approve the sidewalk café application for Relios Restaurant, 600 East 14th Street, on the 14th St. side of this establishment only with closing times of 11:00 P.M. Sunday through Thursday and 12:00 A.M. on Fridays and Saturday.

3. ULURP N 050413 ECM - Phebe's, 359-361 Bowery (new)

VOTE: To approve ULURP N050413ECM for the existing enclosed sidewalk café located at Phebe's, 359-361 Bowery, given that the size and scale of said sidewalk café is to remain the same.

4. ULURP N 050469 ECM - Mosto, 87 2nd Ave (renewal)

VOTE: To approve ULURP N050469ECM for the existing enclosed sidewalk café located on the East side of Mosto, 87 Second Avenue, given that the size and scale of said sidewalk café is to remain the same.

Liquor License Renewals with Complaints:

5. Cafecito, 185 Ave C (op)

VOTE: To approve the renewal of a full on-premises license for Cafecito, 185 Avenue C, provided the applicant furnishes a signed notarized stipulation that 1) it will maintain the opening of the windbreaker on the north side of the business, which is not street side.

Alterations/Transfers/Upgrades:

6. Maia Restaurant, 98 Ave B (trans/op)

VOTE: To approve the transfer of a full on-premises license to Maia, 98 Avenue B, provided the applicant furnishes a signed notarized stipulation that 1) the restaurant will close at midnight Sunday through Thursday and 2:00 A.M. on Friday and Saturday, 2) it will always operate as restaurant, 3) it will serve food to within one (1) hour of closing, 4) it will close its doors and windows at 10:00 P.M. every weeknight and 11:00 P.M. on weekends and when playing music, 4) it will install soundproofing as needed, and 5) it will not have DJs or live music other than acoustic music and background music.

7. La Pala, 184-198 Allen St (alt/rw)

VOTE: To deny a restaurant/wine license for the sidewalk café for La Pala, 184-198 Allen Street, because the intersection of Houston and Allen Streets is a dangerous and highly trafficked area not conducive to a sidewalk café, the licensing of a sidewalk cafe or increased pedestrian traffic, because Community Board 3 cannot now adequately assess the impact the hotel being built on this block of Allen Street will have on this already dangerous condition and, because, at the time of the original application we requested that this applicant not operate a sidewalk café because we had serious concerns about the effect of vehicle and pedestrian traffic if a sidewalk permit was granted, and because this sidewalk café has not yet been operational.

8. Food in Italy, 337 E 10th St (alt/rw)

No Vote Necessary

9. 48 E 7th St Assoc, 48 E 7th St (alt/up)

VOTE: To send a letter to the SLA informing them that 48 East 7th Street, has withdrawn its application for an alteration and upgrade before Community Board 3 and asking that the SLA not consider any application by this party until it resubmit its application to the community board, as required by law.

10. Assnco Realty, 19 Clinton St (trans/op)

VOTE: To deny the transfer of the full on-premises license to Assnco Realty, 19 Clinton Street, as the applicant has failed to appear before Community Board 3 or to provide the Board with application materials in support of it application.

11. Mantup9, 179 Essex St (trans/rw)

Discussion: There was a question about the dismissal time and whether or not the dismissal time overlaps with the bar's opening hours of operation. It appears that there is not an overlap with the school's regular dismissal time.

VOTE: To approve the transfer of a restaurant/wine license to Mantup9, 179 Essex Street, provided the applicant furnishes a signed notarized stipulation that 1) it will not open before to wit PS 20 is dismissed for the day, 2) it will keep interior noise to an acceptable level that is not audible from the street, 3) it will close at 2:00 A.M. every night and, will appear before Community Board 3 if it wants to expand its hours, and 4) it will close the French doors by 11:00 P.M. every night.

12. Tonic, 107 Norfolk St (alt/add)

VOTE: To approve the alteration to Tonic, 107 Norfolk St., converting its first floor service bar to a full-service bar, with the understanding that the method of operation of the business will remain unchanged.

13. 211 Ave A LLC, 211 Ave A (trans/op)

VOTE: To approve the transfer of the full on-premises license to 211 Avenue A, LLC, 211 Avenue A, provided the application furnishes petition signatures from the above and surrounding buildings as well as proof of the soundproofing.

14. Rockwood Music, 196 Allen St (alt)

VOTE: To approve the alteration to Rockwood Music, 196 Allen Street, expanding the establishment into the adjacent storefront, because this establishment has had no complaints in its year of operation and provided the applicant furnishes a new signed notarized stipulation that 1) it will not apply for a sidewalk café license, 2) it will install double layered glass and two layers of sound baffling curtain in the new storefront and maintain its vestibule entrance in the existing storefront, and 3) it will have no amplified music other than a microphone for the vocalist.

15. Double Down NYC, 14 Ave A (trans/op)

VOTE: To approve granting the transfer as a full on premises license to Double Down NYC, 14 Avenue A, provided the applicant furnish a signed notarized stipulation that 1) the backyard garden will close at 9:00 P.M. every evening and, if the applicant wants to expand its backyard hours in the future, it will appear before Community Board 3, 2) it will cease use of the backyard if noise becomes an issue or there are resident complaints, and 3) it will take appropriate measures to control noise and crowds in front of the establishment.

16. el Dar Restaurant & Cafe, 171 Ave A (trans/rw)

VOTE: To rescind our prior denial of a transfer of a restaurant/wine license to el Dar Restaurant & Café, 171 Avenue A, due to the applicant's failure to provide a signed notarized stipulation that 1) it will operate as a full service restaurant and serve food to within one hour of closing, and 2) it will close its doors and windows at 10:00 P.M. Sunday through Thursday and 11:00 P.M. on Fridays and Saturdays, and to now approve said transfer because the applicant has now appeared before Community Board 3 and provided the requested stipulation.

17. 120 Orchard LLC, 120 Orchard St (trans/op)

VOTE: To approve the transfer of a full on-premises licenses to 120 Orchard, LLC, 120 Orchard Street, provided the applicant furnishes a signed notarized stipulation that 1) it will employ any necessary personnel to control noise and crowds on the street.

18. Crifdogs, 113 St Marks Pl (alt)

VOTE: To deny the alteration to Crifdogs, 113 St Mark's Place, as the applicant has failed to appear before Community Board 3 or to provide the Board with application materials in support of it application.

New Liquor License Applications:

19. Grand World Food Court, 4 Eldridge St (rw)

Discussion: Member Jason Nagel asked whether or not the board should we be bending our rules requiring stipulations to be presented at the full board meeting and if they are not, the application will be denied. He was concerned that the SLA committee rescinds past denials due to the applicant's not previously providing the stipulations, but when they are brought to a following SLA committee meeting an approval is then given. It was pointed out by Alex Militano that there is still a good chance that the SLA Board would approve them regardless and that the applicant's do suffer a penalty by delaying their applications by at least a month.

VOTE: To rescind our prior denial of a restaurant/wine license for Grand World Food Court, 4 Eldridge Street, due to the applicant's failure to provide a signed notarized stipulation that 1) it will have hours of operation of 9:30 A.M. to 2:00 A.M., and to now approve said transfer because the applicant has now appeared before Community Board 3 and provided the requested stipulation.

20. Cozy Lounge, 114 E 1st St (rw)

VOTE: To approve the restaurant/wine license for Cozy Lounge, 114 E.1st Street, provided the applicant furnish a signed notarized stipulation that 1) it will employ the necessary personnel to control noise and crowds on the sidewalk, 2) it will post signs asking that patrons be quiet so as not to disturb residents, and 3) it will not operate its backyard.

21. ING Restaurant, 308 E 6th St (op)

VOTE: To approve a full on-premises license for ING Restaurant, 308 East 6th Street, provided that the applicant furnishes a signed notarized stipulation that 1) the restaurant will operate no later than 10:00 P.M. every night and, if the owner want to change the hours of operation, it shall first come before Community Board 3, 2) it will serve food until within one (1) hour of closing every night and operate as a restaurant.

22. Global Cocktail Rooms, 301 E 12th St (op)

VOTE: To rescind our prior denial of a full on-premises license for Global Cocktail Room, 301 East 12th Street, due to the applicant's failure to provide a signed notarized stipulation that 1) it will install sound proofing, 2) it will not have French doors or windows, 3) it will not have DJs, live music, promoted events or any event at which a cover fee is charged, and 4) the owner will remain on premises during the hours of operation, and to approve said transfer because the applicant has now appeared before Community Board 3 and provided the requested stipulation.

23. 78 2nd Ave Sandwich Shop, 78 2nd Ave (rw)

VOTE: To approve the restaurant/wine license for 78 Second Avenue Sandwich Shop, 78 Second Avenue, provided the applicant furnishes a signed notarized stipulation that 1) it will operate as a restaurant, and 2) it will close every night at 12:00 A.M. and will appear before Community Board 3 should it want to extend its business hours.

24. Sweet Ranger, 14B Orchard St (op)

VOTE: To approve a full on-premises license for Sweet Ranger, 14B Orchard Street, because of the applicant's prior good history operating a similar establishment at 127 Rivington Street

25. 76 Rest Assoc, 76 Clinton St (op)

VOTE: To approve a full on-premises license for 76 Restaurant Association, 76 Clinton Street, provided the applicant furnishes a signed notarized stipulation that 1) it will operate as a full-service restaurant, serving food to within one (1) hour of closing.

26. Flora & Jaspar, 247 Broome St (op)

Discussion: This restaurant may be within 200 FT. of a school entrance.

VOTE: To approve a full on-premises license for Flora & Jaspar, 247 Broome Street, provided the applicant furnishes a signed notarized stipulation that 1) it will close at 12:00 A.M. and will serve food to within one (1) hour of closing every night, 2) it will operate as a restaurant, 3) it will not operate a sidewalk café or in its backyard garden, 4) it will employ any necessary personnel needed to control noise and crowds on the sidewalk, and 5) it will post signs asking patrons to be quiet and to respect their neighbors, provided that this applicant’s proposed establishment is not located within 200 feet of the six schools located within close proximity to wit Seward Park High School.

27. East Village Singas Pizza, 176 2nd Ave (rw)

VOTE: To rescind our prior denial of a restaurant/wine license for East Village Singas Pizza, 176 Second Avenue, due to the applicant's failure to provide photographs of its location as well as petition signatures from residents in and around this building, because the applicant has now appeared before Community Board 3 and has provided said documents as well as furnishing a signed notarized stipulation that 1) it will first appear before Community Board 3 should it ever want to operate a sidewalk cafe.

25 YES 0 NO 1 Abstention

- Yes on Items 1, 2 and Abstention on everything else by Rev. Joan Brightharp
- Yes on Items 1, 2, 7, 9, 10, 14, 18, 10 and No on Items 5, 6, 11, 12, 13, 15, 16, 17, 20-27 by Keisha Hogans
- No on Item 26 and Yes on everything else by Carolyn Jeffers
- No on Item 11 and Yes on everything else by Bernice McCallum
- Present Not Voting on Item 15 and Yes on everything else by David McWater
- No on Items 11, 26 and Yes on everything else by Lillian Moy
- No on Items 11, 26 and Yes on everything else by Jason Nagel
- No on Items 5, 11, 12, 13, 20-27 and Yes on everything else by Joyce Ravitz
- Yes on Items 1, 2, 5, 7, 9, 10, 18 and No on everything else by Verina Reich
- No on Item 26 and Yes on everything else by Harry Wieder

Public Safety & Sanitation Committee

No Votes Necessary

Transportation Committee

1. Petition for new revocation consent - 186 Hester St, Proposed new metal/concrete filled stairs in existing revocable vault space.

VOTE: To approve the application for a revocable consent at 186 Division St, for a proposed new metal/concrete filled stairs in existing vault space with surrounding handrails.

2. DOT: proposed locations for commuter van stops in Chinatown at Division St (btwn Bowery & Market) & Market St (btwn Division & E B'way)

VOTE: To postpone for three months to allow for all available options to be considered by a taskforce to be spearheaded by Councilmember Gerson. This taskforce would include the 5th Precinct, the NYC Taxi and Limousine Commission, CB3, NYC Dept. of Transportation, community leaders and other pertinent parties. The taskforce would submit recommendations to CB3 concerning potential stop locations for licensed commuter van services operating in the Chinatown area.

3. Petition for modification to revocable consent - To construct or continue to maintain and use telecommunication conduit crossing Cooper Square/Third Ave at East 6th St

VOTE: To approve the application for a revocable consent to construct or continue to maintain and use telecommunication conduit crossing Cooper Square/Third Ave at East 6th St. We request that Cooper Union, the applicant, return to CB3 to explain their construction plans before commencing construction.

4. CB3 discussion on street co-naming guidelines

VOTE: To postpone until the February meeting to allow a subcommittee to revise the current draft of street co-naming guidelines.

34 YES 0 NO 0 Abstention

- Present Not Voting on Items 1, 2, 4 and Yes on Item 3 by Pia Simpson

New Business

Discussion: Greening A Block would like Community Board 3 to cosponsor a town hall on this initiative. Elected officials will be invited.

VOTE: To approve Community Board 3 to co-sponsor a community forum to discuss Greening A Block, including the merits of allocating Con Edison settlement funds to GAB. [Greening A Block is] aiming for either the evening of Monday Feb. 27, Wednesday March 1, or Thursday March 2. Greening A Block will handle the arrangements.

Unanimous support was given.

MEMBERS PRESENT AT LAST VOTE:

David Adams [P]	Keisha Hogans [P]	Lois Regan [P]
Rev. Joan Brightharp [P]	Carolyn Jeffers [P]	Verina Reich [P]
Roberto Caballero [A]	Barbara Jeter [A]	Richard Ropiak [P]
Mayra Cappas [P]	Anne Johnson [P]	Estelle Rubin [P]
Rick Carman [P]	Joel Kaplan [P]	Eunice Samuels [A]
David Crane [P]	Jennifer Lim [A]	Deborah Simon [A]
Elizabeth Cruse [P]	Bernice McCallum [P]	Pia Simpson [P]
Andrea Diaz [P]	David McWater [P]	Arlene Soberman [A]
George Diaz [P]	Alexandra Militano [P]	Nancy Rose Sparrow-Bartow [P]
Harvey Epstein [A]	Lillian Moy [P]	Harold Stelter [P]
Morris Fajtelewicz [P]	Jason Nagel [P]	Steven Tin [A]
Anthony Feliciano [P]	Roberto Ortiz-Arroyo [A]	David Weinberger [P]
Rabbi Y.S. Ginzberg [P]	Dominic Pisciotta [P]	Harry Wieder [P]
Carlos Juan Gonzalez [P]	Barden Prisant [P]	Samuel Wilkenfeld [P]
Herman Hewitt [P]	Joyce Ravitz [P]	Michelle Withim [A]

MEETING ADJOURNED