



# THE CITY OF NEW YORK MANHATTAN COMMUNITY BOARD NO. 3

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Dominic Pisciotta, Board Chair

Susan Stetzer, District Manager

May 2010 Full Board Minutes

Meeting of Community Board #3 held on Tuesday, May 25, 2010 at 6:30pm at PS 20, 166 Essex Street.

Public Session:

Raul Larios: US Census. They are having trouble getting access to certain buildings for census outreach. They have tried supers, different phone numbers, Dept of Finance and nyc.gov without success. They are asking the community if they have more information on these particular buildings.

Minister Kevin Capers: 3 Henry St. Pastor of the church at this location. He is having Issues with parking in front of the church. There is no parking for parishioners. They are getting tickets during Sunday services. Hearses can't pull in front of church because police or people with special permits are parking in front of church. Susan mentioned that she contacted the precinct about this. The precinct said they are only issuing tickets to vehicles that are parked in front of a hydrant or in a bus stop.

Allyson Skikas Johnson: A local resident, is taking issue with DOE who spent \$400,000 on a study to test the feasibility to giving standardized tests to children grades K-2. Wants the CB to pass a resolution to oppose standardized tests for those early grades.

Marie Coughlin: Library Monitor. Mayor Bloomberg is proposing the biggest budget cuts in NYC history. Marie is asking us to please write letters to elected officials to oppose the closing of libraries and restoring funding.

Ari Stern: Culturefix. Seeking approval from CB3 for beer/wine application. His intent is to remain a gallery and never to become a bar or a club.

Jean Paul B. Uthier: Owner of the boutique next to Mercadito. The crowds outside are negatively affecting his business. Customers are having a hard time gaining access to his store.

Dale Goodron: North A Coalition: wants to oppose the sidewalk license at Westville Café. The sidewalk is way too congested to be home to a café. He also opposes the transfer of a full liquor license to Percy's on Ave A.

Jay Straus: owner of Westville who is looking for CB3 support to get a sidewalk license. There is never a wait of people on sidewalk during the weekdays. There are occasionally people smoking outside of HiFi but he never has seen anything close to congested or dangerous. He wants to put the café up and move any customers standing outside to 11th St.

Dan Weissman: A resident of Ave A. Westville only brings positive effects to the neighborhood. He thinks adding sidewalk tables will actually help clear up sidewalk because people won't be milling about but rather sitting.

Davram: Steifler: the clients at Westville are young healthy people who are quite tame. He does not see a problem with the sidewalk tables.

Shawn Chittle: Westville's sidewalk congestion is mostly weekends. He lives upstairs. He is in support of the license.

Jill Ackerman: Westville has done nothing to clear the sidewalks now so why should we allow them to congest the sidewalk further.

Heidi Boghosian: opposes the sidewalk café at Westville.

Dolores Schaefer: supports the SLA decision to deny the full liquor license for Percy's on Ave A.

Dave Mazzeo: Disappointed and alarmed with Percy's on Ave A. Believes hey misrepresented themselves as a high end British restaurant when their true identity will be a bar

Adam Lynch: he's happy to be drafting the resolution with CB to help fight the Firehouse closings. The City has not announced the closings yet which may be a good sign.

Bob Thorpe: spoke in opposition to the proposed liquor license for Max Fish at 187 Chrystie.

Mary Ann Inouye: wishes to keep the alley at Freeman's private.

Mark Ciolli: he is opposed to the liquor license at 195 Chrystie.

Charles Colton: the owner of 187 Chrystie. He is opposed to the liquor license at 195 Chrystie.

Mary Ann Inouye: Is opposed to liquor license at 195 Chrystie Street.

Meri Micara: opposes sidewalk café at Westville. She is concerned for the safety of pedestrians who might be pushed into the street.

Joseph Alonzo: In support of Westville's sidewalk café. The restaurant closes at early, at 11pm. It does not sell a lot of beer or wine.

Andrew Cooney: Speaking in opposition to Westville Café. He showed photos of the sidewalk filled with students. Tenants above the seating area will be forced to close their windows to due to noise from sidewalk cafes. He wants Westville to address the problems they currently have before starting new ones.

Dina Magnes: lives on 11th St and Ave A. She is opposed to a sidewalk café at Westville. She thinks the solution is to find a bigger store, not move their business out onto the sidewalk.

Morris Fajtelewicz: NYS Dept of Labor PESH has started an investigation of the NYPD for discriminating practices of retaliation, harassment and intimidation of Auxiliary Police who advocate safety issues. Elected officials and community leaders must join upcoming press conferences and legislation to protect volunteers and union busting techniques.

Public Officials:

Mayor Michael Bloomberg, Lolita Jackson & Pauline Yu:

Public Advocate Bill de Blasio, Phil Jones:

Comptroller John Lui, Sandra Ung: Comptroller John C. Liu voted in opposition to the continuation of the 9% late payment interest rate for real estate taxes on small properties, arguing that the rate should be lowered to 6%.

NYCHA has made progress toward integrating its tenant selection and assignment systems, according to a follow-up audit just completed by Comptroller John C. Liu.

The City's water and sewer rate-payers are soaked with double-digit rate increase of nearly 13 percent, which will be especially burdensome on small businesses and homeowners. Included in the ever-rising costs of the water system is a back-door tax on New Yorkers. The lion's share of the rental payment should be returned to help defray the cost of operations and fund future capital projects.

Borough President Scott Stringer, Gregory Kirschenbaum: Greg's last night at CB3. Passed along BP's condolences on Harry Weider's passing. The BP released a report about Charter Commission Revision. His office has come up with a lot of good ideas on preserving CB input.

Greg thanked the Community Board for its hard work and effort.

Congressmember Jerrold Nadler, Daniel Weisfeld:

Congressmember Nydia Velazquez, Xiao Min Zhao: Congressmember Velazquez urged NY Senators not to take up a flawed bill on the political status of Puerto Rico. She submitted testimony to the State Energy and Natural Resources Committee.

Congressmember Carolyn Maloney, Victor Montesinos: Introduced ABC Act (Access to Birth Control) to protect a woman's fundamental right to access legal contraception. The bill seeks to stop pharmacies from denying the sale of contraceptives because of a pharmacy employee's religious beliefs.

Assembly Speaker Sheldon Silver, Zach Bommer: acknowledged the loss of Harry Weider. He called Harry an LES icon. Speaker Silver took quick action to help tenants in at least 17 units in the Smith Houses who said they have been without gas for months. Full service was restored almost immediately.

Silver joined local residents and Friends of Luther Gulick Park for Take Back Our Park Day. They've installed an outdoor ping-pong table.

They are now expanding the Cooking Oil Recycling project into Chinatown.

Everyone had to be evacuated from 289 Grand, the building next to the fire. The owners were claiming the building needed to be demolished but Shelly got the DOB to inspect. DOB reported the building does not have to come down.

The Assembly is voting on a bill that will bring in a new teacher evaluation system.

Assemblymember Deborah J. Glick, Lisa Parson: Supports the living wage. 311 needs to improve on the way it processes and addresses noise complaints. 311 online does not accept noise complaints from bars and restaurants. The resident is told to call 311. However most of these calls are made in the middle of the night when 311 staff is very thin. Residents are left waiting a long time on hold thereby prolonging their already sleepless nights.

Assemblymember Brian Kavanagh, Izzy Murguia: see newsletter online. register for elections. Saved a daycare center. Assemblymember Brian Kavanagh addressed the Citywide Council of Presidents (CCOP) of NYCHA tenant associations at the Council's Second Annual Luncheon. He spoke about the Sound Housing Campaign that helped secure funding for maintenance and repairs in NYCHA buildings, particularly elevators.

State Senator Daniel L. Squadron, Rosemarie Diaz: The Senator announced new legislation to require corporations making political contributions or expenditures in New York to annually obtain prior shareholder approval and to annually disclose all such expenditures.

State Senator Thomas K. Duane, John Bartos: On May 11 New York State Senate unanimously passed his legislation making it easier for people to enroll in the state's organ donor program by allowing them to register online. The Senate also decisively passed his resolution that would cap at 30% the amount of income that New Yorkers living with HIV/AIDS who receive housing assistance would pay. Currently they pay all but \$344/month towards their rent.

Councilmember Margaret Chin, Patricia Olan: Council member met with NYCHA, DOB and GOLES to discuss the gas outages in the Smith Houses, Two Bridges and Baruch Houses. Some residents have been without gas since January. She listened to the concerns of the residents including the need for translators. Now, every gas outage will be considered an emergency.

Councilmember Rosie Mendez, Jessica Nepomiachi: Rosie came to speak. She is working on a memorial for Harry Weider. She spoke about the amazing things Harry had accomplished over the years advocating for LGBT and rights and the rights of the disabled. She will miss him greatly. Rosie thanked Joel Kaplan who sang beautifully at Harry's funeral.

Today she was elected as co-chair of the City Council's Women's Caucus.

3rd -4th Ave Corridor has been certified. It will be on CB agenda next month.

She and Margaret Chin have been working closely to address the violence towards elderly Asian women in the LES. One senior is still being harassed by the brother of her attacker who lives in her building. Rosie is working on an emergency transfer.

Rosie spoke about closing of the senior centers. Wants to fight to keep Lilian Wald Center open.

Members Present at First Vote:

David Adams	[P]	Jan Hanvik	[P]	Gigi Li	[P]
Julia Andino	[A]	Herman F. Hewitt	[P]	Bernard Marti	[P]
Jimmy Cheng	[A]	Simon Huang	[P]	Bernice McCallum	[P]
Pearl Chin	[P]	Bonnie Hulkower	[A]	David McWater	[P]
David Crane	[P]	Carolyn Jeffers	[P]	Alexandra Militano	[P]
Andrea Diaz	[P]	Anne K. Johnson	[A]	Maria Muentes	[P]
Harvey Epstein	[P]	Vaylateena Jones	[P]	Chiun Ng	[P]
Morris Fajtelewicz	[P]	Meghan Joye	[P]	Ariel Palitz	[P]
Flora Ferng	[P]	Joel Kaplan	[A]	Thomas Parker	[P]
Beth From	[P]	Carol Kostik	[P]	Dominic Pisciotta	[P]
Edward Garcia	[P]	John Leo	[P]	Barden Prisant	[P]
Rabbi Y. S. Ginzberg	[P]	Ricky Leung	[A]	Carolyn Ratcliffe	[P]
Gloria Goldenberg	[P]			Joyce Ravitz	[P]

Lois M. Regan	[P]	David Silversmith	[A]	Samuel Wilkenfeld	[P]
Janet Riesel	[P]	Mary Spink	[P]	Justin Yu	[P]
Richard F. Ropiak	[P]	Elinor Tatum	[P]	Thomas Yu	[A]
Elizabeth Sgroi	[A]	Rodney Washington	[P]		

Minutes:

Minutes of March 2010 were approved, as is.

Board Chairperson's Report:

Chairperson Dominic Pisciotta

Dominic acknowledged Harry's death. The last full board meeting was beyond tragic. There were a handful of members who went to the hospital with Harry and were shocked when the doctor relayed the news of his death. We were struggling with how to tell Harry's mother and how to best take care of her. Rabbi Ginsberg showed up and was able to take the reigns. He was very impressive. Many Board members stepped up to help out. Susan and Barden went to his residence to try to retain his belongings. Rabbi Ginsberg gave a great service, Joel was an amazing cantor and Harvey gave a very moving eulogy. Harry sent an email to many people the month before he died. In it he described his life and why he is so committed to changing transportation laws. Dominic would like our Board to see some of those initiatives through. Harry taught us to push the limits and press on to get what we want. We should honor that. Memorial will be June 20th at Cooper Union at 6pm. Anyone who has pictures of Harry please send them to [joyceravitz@yahoo.com](mailto:joyceravitz@yahoo.com)

Dominic offered luck to Greg Kirschenbaum who is leaving the BP's office to go to Brooklyn Law School.

In the Land Use/Housing agenda there will be a ULURP. It's a public hearing. He urges all committee members to all show up.

Dominic urged members to attend some of the training sessions that the Borough President's office is offering.

He has great concerns on the impact that the closing of St Vincent's will have on the community. CBs 1, 2, 3 and 4 are joining together to form taskforce to ensure quality of care is still delivered in the interim.

Committee Assignments should be sent to the office tomorrow and should be posted on the website by the end of the week.

The Secretary of Transportation met with Chinatown Working Group.

Charter Commission Revision is on Executive Agenda. There will be a special forum next month. It will be considered like a 2nd full board meeting and all members should attend.

District Manager's Report:

District Manager Susan Stetzer

Community Board 3 extends our best wishes to Elinor Tatum on her marriage last weekend.

We have very good news, The Mayor restored the community board budgets for the next fiscal year. Our top expense priorities to not cut community board budgets and not cut NYPD budget were met this year.

Reconstruction has started on James Madison Plaza Park.

All Parks Committee members are invited to tour the SDR parks buildings tomorrow at 1:30. This tour was set up in response to our resolution to tour the buildings before supporting a communications center in one of the buildings.

All SLA committee members are invited to an enforcement workshop at the SLA on June 3 10am-12pm. This is the same workshop the SLA presents for the NYPD>.

I attended a meeting at the SLA in Albany last Thursday for stakeholders regarding technology upgrades. This will be implemented in 2 stages and eventually there will be paperless applications. There will be much more information on line, and there will be increased transparency.

Self-certification will end July 1. The SLA is up-to-date on application except in NYC—and will soon be caught up in NYC.

Committee Reports:

**Executive Committee**

1. Closing of Lillian Wald and Jacob Riis Senior Centers

**VOTE:** WHEREAS, the recently announced closing of Lillian Wald and Jacob Riis Senior Centers, both located on Avenue D, by the Department for the Aging (DFTA) will leave the area from Houston Street to 14th Street with no senior center. The nearest center would be too far to walk; and

WHEREAS, the number of meals served at these centers is limited only by the number of meals contracted by DFTA and at one center the number of participants is more than twice the number of meals served; and

WHEREAS, Lillian Wald serves the only Kosher meals offered in this area; and

WHEREAS, DFTA has indicated a limited budget to transport seniors to other centers. If sufficient accommodations can be found, they would be too far from Avenue D; and

WHEREAS, moving the seniors will cause them to lose motivation. This will lead to the physical and mental deterioration of seniors who will not be able to avail themselves of services; and

WHEREAS, merging Lillian Wald and Jacob Riis Senior Centers will provide one full-time program which will give the population of over 2000 seniors the ability to engage in socialization, recreation, case management, health and wellness and other activities; now

THEREFORE BE IT RESOLVED that Community Board 3-Manhattan moves that the Department for the Aging merge the operations of Lillian Wald and Jacob Riis Senior Centers rather than close them.

2. Manhattan Borough Board Resolution Calling on the New York City Charter Revision Commission to Forgo Placing Proposals on the 2010 Ballot

**VOTE:** WHEREAS, the Mayor of the City of New York has convened a Charter Revision Commission to review "the entire City Charter" and propose "changes that will improve the lives of New Yorkers"; and

WHEREAS, Charter Revision presents a significant opportunity to engage New Yorkers in a substantive conversation about their government; and

WHEREAS, history has shown that the most inclusive and reform-minded commissions, such as the 1989 Ravitch/Schwarz Commission appointed by Mayor Koch, require significant time for public debate and vetting of ideas; and

WHEREAS, proposing initiatives for the November 2010 ballot would unnecessarily limit the Commission's timeframe for conducting a thorough analysis and considering public input; and

WHEREAS, waiting to propose initiatives until 2011 or 2012 would likely have little effect on voter turnout. As evidenced by the vote totals for the 2002 and 2003 Charter amendments, where 24,000 more votes were cast in the 2003 "off-year" election, voter turnout depends upon the degree to which the public has been engaged;

THEREFORE, BE IT RESOLVED that the Manhattan Community Board 3 calls on the City Charter Commission to forgo placing any proposals on the 2010 ballot and instead first engage in a comprehensive public debate about City government before considering any proposals.

**(Executive Committee)**

**40 YES 0 NO 0 ABS 0 PNV MOTION PASSED**

**Economic Development Committee**

Small Business Forum announced-check date

1. Finance Commissioner David M. Frankel will explain and discuss recent property tax assessment increases and other questions regarding property taxes

no vote necessary

2. Continued planning for town hall

no vote necessary

3. Review of Economic Development sections of Chinatown Working Group preliminary action plan

no vote necessary

**(Economic Development Committee)**

40 YES 0 NO 0 ABS 0 PNV MOTION PASSED

**Land Use, Zoning, Public & Private Housing Committee**  
**Monday May 10th Meeting**

Thanked BP office because he gave the CB the fellow who did the research that brought us the 3rd and 4th Ave Corridor plan. Thanked Rosie for pushing for the follow-up action.

1. Presentation regarding NYU 2031: NYU in NYC - A citywide strategic vision for how the University will look to grow more transparently and predictably over the next two decades  
no vote necessary
2. 710 East 9th Street Community Center and Supportive Housing: preliminary presentation by Loisaída, Inc., Phipps Houses, and University Settlement of the proposed ULURP application. The project will consist of the rehabilitation of the former ACS facility to create a 10,000 square foot community center operated by Loisaída and a 46-unit supportive housing facility operated by University Settlement / The Door. Phipps Houses will be the lead developer of the property.  
no vote necessary
3. Review of Zoning, Housing & Affordability sections of Chinatown Working Group preliminary action plan  
no vote necessary

**Monday May 24th Meeting**  
no meeting

**(Land Use, Zoning, Public & Private Housing Committee)**  
40 YES 0 NO 0 ABS 0 PNV MOTION PASSED

**Outreach Task Force**

Please send in your bios. Our CB is holding a Resolution 101 workshop hosted by David Crane.

1. Development of calendar  
no vote necessary
2. Outreach literature  
no vote necessary

**Human Services, Health, Disability, & Seniors Committee**

- Assignments to Hospital Community Advisory Boards  
no vote necessary

**Youth & Education Committee**

- Update on the funding for Summer Youth Employment Program, Beacons, and Out of School Time  
**VOTE:** To adopt two separate resolutions regarding budget cuts for the Beacon Program and the Summer Employment Program.

**Beacons Resolution**

WHEREAS, community members have raised concerns about the inadequate funding for Beacons; and

WHEREAS, Beacons have not received a funding increase since its inception in 1991; and

WHEREAS, Beacons were originally created to address gang violence in our communities, and there is a continued need for gang intervention programming; and

WHEREAS, Beacons serve more than 150,000 children, youth, and adults annually while utilizing a holistic neighborhood-based approach; and

WHEREAS, Beacons operate in the afternoons and into the late evening, on weekends, during school holidays and vacation periods, and during the summer; and

WHEREAS, Beacons provide a range of activities for young people including tutoring, college preparation, photography, basketball, and martial arts; services for adults and families include General Education Diploma (GED) training, English for Speakers of Other Languages (ESOL) programs, parenting skills workshops, and tenant education and advocacy; and

WHEREAS, Beacons have continually received multiple budget cuts: the FY'10 budget restored only \$3.5 million of the \$4 million in long standing City Council funding for Beacon programs. (This restoration was not included in the Mayor's FY'11 budget) and Beacons received a \$2.75 million cut in Mayor's Preliminary Budget and Beacons experienced a \$1.58 million cut in current FY'2010 budget

changes, and in FY'10, Beacons received a one-time infusion of \$2.3 million in federal stimulus ARRA funds; and

WHEREAS, Beacons promote positive self-esteem, youth development, and leadership skills among young adults; and

WHEREAS, there are three Beacons located within CB3 Manhattan: Chinatown YMCA Beacon, University Settlement Beacon, Grand Street Settlement Beacon - and all three Beacons have programs tailored to the needs of our community; now

THEREFORE, BE IT RESOLVED that CB3 Manhattan urges the Mayor and City Council to include funding \$10.13 million to fully restore Beacon funding to the 80 Beacons in New York City.

**Summer Youth Employment Program Resolution**

WHEREAS, community members have raised concerns about the inadequate funding for the Summer Youth Employment Program (SYEP); and

WHEREAS, in 2009, the employment rate for youth, ages 16-19 fell by 8 percent; representing the largest decline of any group; and

WHEREAS, SYEP is the only large scale workforce development program for youth that operates at the state and city level; and

WHEREAS, the state's preliminary budget has zeroed out the \$35 million allocation for SYEP, and the state budget has not been finalized; and

WHEREAS, New York City has received \$20 million of the \$35 million NYS allotment in the recent fiscal years; and

WHEREAS, a majority of the one-time infusion of American Recovery and Reinvestment Act (ARRA) funds were critical in restoring slots in FY10 will be run out this year; and

WHEREAS, the Executive Budget has restored \$999,000 to reverse the Mayor's FY 2011 Preliminary budget proposal to cut 662 jobs and the Executive budget also adds \$9,724 million to support an additional 6,430 jobs; and

WHEREAS, due to these actions, New York City currently has funding available to provide 24,292 jobs, which is still almost 28,000 fewer jobs than last summer; and

WHEREAS, last year there were a record 139,000 applications to SYEP and over 52,000 jobs; and

WHEREAS, around 40% of SYEP job placements are at day camps and day care centers, which allow for higher enrollment of kids during the summer months; and

WHEREAS, SYEP fosters work skills, time management skills, and exposure to the world of work as well as socialization/communication skills, ultimately leading to a better trained workforce for the future; and

WHEREAS, there are four SYEP providers located in CB3 Manhattan. They are Chinatown Manpower, Chinese American Planning Council, Grand Street Settlement, and Henry Street Settlement; now

THEREFORE, BE IT RESOLVED that CB3 Manhattan urges the State Senate and Assembly restore the \$35 million in funding for SYEP in FY11; and

THEREFORE, BE IT FURTHER RESOLVED that CB3 Manhattan urges the Mayor and City Council to include funding to support 52,000 jobs for SYEP in FY 11.

**(Youth & Education Committee)**

**40 YES 0 NO 0 ABS 0 PNV MOTION PASSED**

**Transportation & Public Safety Committee**

1. Risk of FDNY firehouse closures due to projected FY'2011 budget deficit

**VOTE: Resolution Urging Continued Funding for Fire Houses in FY11 Budget**

WHEREAS, CB3 understands that because of the current economic conditions, there must be cuts to agencies that will result in cuts to services. However, FDNY are first responders who are on the front lines to ensure the safety of the community. Therefore, we cannot afford severe cuts to the FDNY budget that would risk fire house closures; and

WHEREAS, CB3 has already suffered the loss of firehouses at 243 Lafayette St (Engine 20) in 1947, 342 E. 5th St (Engine 25) in 1947, 437 E. Houston St (Engine 11) in 1957, 261 William St (Engine 12) in 1959, 251 Lafayette St (Engine 13) in 1972, 363 Broome St (Engine 31) in 1972, 49 Beekman St (Engine 32) in 1972, and most recently 25 Pitt St (Engine 17) in 1991; and

WHEREAS, CB3 is served by these remaining fire houses located within the CB3 district: 25 Pitt St (Engine 15/Ladder 18), 75 Canal St (Engine 9/Ladder 6), 222 East 2nd St (Engine 28/Ladder 11), 108 East 13th St (Ladder 3), and 340 East 14th St (Engine 5); and by these remaining fire houses located near the CB3 district: 100 Duane St (Engine 7/Ladder 1), 42 South St (Engine 4/Ladder 15), 49 Beekman St (Engine 6), 227 6th Ave (Engine 24/Ladder 5), 363 Broome St (Engine 55), 251 Lafayette St (Ladder 20), and 42 Great Jones St (Engine 33/Ladder 9); and

WHEREAS, The neighborhoods of the Lower East Side and Chinatown are some of the most densely populated areas of the city and contain hundreds of tenements over a century old that are structurally vulnerable; and

WHEREAS, Lower Manhattan has already suffered the worst terrorist attack in American history and is an obvious target for another attack. CB3 neighborhoods contain such potential terrorist targets as the Brooklyn, Manhattan and Williamsburg Bridges, the 14th St Con Ed plant and numerous subway stations; and

WHEREAS, Response times are not an accurate measure of the protection afforded the residents of a neighborhood nor the effectiveness of the FDNY. CB3 neighborhoods have experienced an influx of residents and nightlife and there are many existing and planned infrastructure construction projects which increases traffic and makes it harder to get around. Also, the preponderance of petroleum-based products and home furniture causing fires to flashover in less than 3 minutes according to the NFPA (National Fire Protection Association); and

WHEREAS, In light of the 10th alarm fire at 22 James St and the 7th alarm fire on Grand St, the recent terrorist car bomb attempt in Manhattan as well as the thousands of emergencies that the members of the FDNY respond to on a normal bases, including EMS emergencies, car accidents, stuck occupied elevators, water leaks, man hole emergencies, carbon monoxide emergencies, children in distress, gas leaks, building collapses, etc.; and

WHEREAS, CB3 opposes the closing of any firehouse or company, but especially those located in or responding to areas under the jurisdiction of CB3; now

THEREFORE, BE IT RESOLVED that CB3 strongly urges the Mayor and City Council to ensure that the FY11 budget has funds restored to prevent any cuts to first responders, including potential fire house closures. Public safety depends on it.

2. Review of Transportation sections of Chinatown Working Group preliminary action plan  
no vote necessary
3. 50 E 4th Street: Request for DOT sign for active driveway  
**VOTE:** CB3 asks DOT to install "No Parking Anytime" signage in front of the active driveways of the buildings at 50 and 52 E 4th St. The applicants report they are unable to get enforcement without this signage.
4. Parking for clergy and congregants, Mariners' Temple Baptist Church, 3 Henry St  
**VOTE:** CB3 asks DOT to install the standard "No Parking Except for Clergy" signage in front of Mariner's Temple Baptist Church to provide parking for 3 cars in front of the entrance on Oliver St extending to the corner of Henry St.
5. Newsstand Application: northwest corner of Division & Forsyth Sts  
**VOTE:** CB3 is opposed to the newsstand application from Ming Tang Huang for the northwest corner of Division and Forsyth Sts. Plans for the public plaza that AAFE is developing for the northwest corner of Division and Forsyth St. would conflict with the operation of a newsstand at this location.
6. Newsstand Application: 90 E B'way  
**VOTE:** CB3 is opposed to the newsstand application from Ming Tang Huang for Eldridge St near the corner of East Broadway adjacent to the 90 East Broadway address. There are congestion and safety concerns given the high volume of pedestrian and vehicle traffic on this corner, especially related to the coach bus operations on Eldridge St between Division St and East Broadway under the Manhattan Bridge. In addition, the business and property owners at 90 East Broadway have expressed their opposition.



(Transportation & Public Safety Committee)  
40 YES 0 NO 0 ABS 0 PNV MOTION PASSED

**Environment Committee**

no meeting scheduled

**SLA & DCA Licensing Committee**

ITEMS 31 and 6 were pulled for discussion

1. Sidewalk Cafe guideline revision  
no vote necessary

**Renewal with Complaint History**

2. Freeman (Freeman Holdings LLC), 191 Chrystie St (op)  
**VOTE:** To deny the renewal of the full on-premise liquor license for Freeman Holdings LLC, doing business as Freeman's, 191 Chrystie Street, a/ka 2 Freeman Alley, unless the applicant agrees before the SLA to add as additional conditions of its license the following signed notarized stipulation that 1) it will add additional security or designate an employee during weekend brunch to ask patrons waiting outside to be quiet and to move to the street when engaging in any telephone conversations, 2) it will provide the telephone number of the head of its security to residents to facilitate the prompt response to any noise complaints, 3) it will conduct regular monthly meetings to address any complaints or concerns of residents, and 4) it will post an additional sign stating that there should be no cell phone use or loitering in Freeman Alley and that the alley is a twenty-four (24) hour silent zone.
3. Cozy Cafe (Cozy Cafe Corp), 43 E 1st St (rw)  
**VOTE:** To deny the renewal of the restaurant wine license for Cozy Café Corp., doing business as Cozy Cafe, 43 East 1st Street, because the applicant did not appear before Community Board #3 for review of its application or provide any application materials for review and, further, because 1) this location continues its illegal commercial use of its backyard despite receiving violations from the Department of Buildings and being admonished by this community board and, further, advertises said use at www.cozycafenyc.com, 2) residents of East 1st Street and representatives of the East First Street Block Association appeared in opposition to the renewal of this license with complaints about the noise which has resulted from the illegal use of the backyard and from the inability of this licensee to manage patrons standing in front of its business, complaints about the lack of ventilation of the smoke from the hookah pipes used as part of this business and complaints that the business misrepresented that it would be a restaurant to the East First Street Block Association and then opened as a hookah lounge.
4. In Vino (215 E 4th St Winery LLC), 215 E 4th St (rw)  
**VOTE:** To approve the renewal of the restaurant wine license for 215 East 4th Street Winery LLC, doing business as In Vino, 215 East 4th Street.

**Sidewalk Cafe Applications**

5. Cafe Buon Gusto, (CBG Restaurant Inc), 76 Ave B  
**VOTE:** To deny the application for a sidewalk café permit for twenty (20) tables and forty (40) seats for CBG Restaurant Inc., 76 Avenue B, a/k/a 545-547 East 5th Street, because the application is for a location which has been unoccupied since at least September of 2007 when this applicant first appeared before Community Board #3 to apply for a liquor license, because the applicant was unable to offer a proposed method of operation for any contemplated business, and because Community Board #3 can not foresee the applicant opening a business based upon its past history, this community board has insufficient information upon which to comment or a business to which the requested sidewalk café would attach.
6. Westville Restaurant Inc, 173 Ave A  
**VOTE:** To deny the application for a sidewalk café permit for ten (10) tables and twenty-one (21) seats for Westville Restaurant Inc., doing business as Westville, 173 Avenue A, because 1) this popular establishment is on the corner of Avenue A and 11th Street and currently has crowds of waiting patrons milling on the sidewalk between the façade of the business and the curb, 2) there is overwhelming opposition from residents of the immediate area to adding a sidewalk café to this corner because the patrons from this business and the adjacent restaurant and bar businesses located at 167 Avenue A and 169 Avenue A have so congested the sidewalks that residents have been forced to walk in the street which is an existing unsafe condition, 3) there is an existing bus stop in front of 169 Avenue A which creates further congestion on Avenue A next to this location, 4) there is a public school, to wit East Side Community High School, located on 11th Street west of Avenue A, whose students are released every afternoon and who now walk in the street as they approach Avenue A because of the patrons waiting in front of this business which is another unsafe condition, 4) regardless of whether the architectural plans for this proposed café meet City regulations, adding a café on this corner of Avenue A and 11th Street will exacerbate already congested and hazardous conditions.

**Applications within Resolution Areas**

7. Cafe Buon Gusto, (CBG Restaurant Inc), 76 Ave B (rw)  
no vote necessary

8. In Vino (215 E 4th St Winery LLC), 215 E 4th St (alt/rw/two tables outside)

**VOTE:** To inform the SLA that 215 East 4th Street Winery LLC, doing business as In Vino, located at 215 East 4th Street, has withdrawn its application before Community Board #3 for an alteration to extend its restaurant wine license to sidewalk seating within its building line, because it was determined after an evaluation of this application by Community Board #3 that approving this alteration would be an approval of the expansion of noncompliant commercial use on a residential side street which is not permitted under the current zoning for this street.

9. JC Hibachi Japanese Cuisine (JC Hibachi Inc), 198A Orchard St (rw)

**VOTE:** WHEREAS, JC Hibachi Inc is applying for a restaurant wine license for 198A Orchard Street, between Houston and Stanton Streets, a location which has not been previously licensed; and

WHEREAS, this applicant is seeking to serve beer and wine at a Japanese restaurant; and

WHEREAS, this location is within five hundred (500) feet of thirty-six (36) licensed premises, eight (8) of which are on the block where the applicant is applying; and

WHEREAS, Orchard Street is presently overwhelmed by nighttime licensed establishments of all types, as well as incredible vehicular and pedestrian traffic congestion attendant to the volume of nighttime businesses; and

WHEREAS, Orchard Street is one of the worst areas in the 7th Precinct in terms of degraded quality of life as a result of so many licensed establishments within close proximity to each other, overwhelming pedestrian and vehicular traffic, patrons congregating in the street, late night horn honking from the increased presence of taxis and noise emanating from the businesses and its patrons; and

WHEREAS, as a result of these persistent conditions, the 7th Precinct and Community Board #3 have asked the Department of Transportation to eliminate weekend nighttime parking on one side of Orchard Street between Houston and Delancey Streets in an effort to alleviate congestion and minimize late night noise; and

WHEREAS, the applicant has failed to show the requested community support for its business in that it has furnished Community Board #3 with only twelve (12) petition signatures from residents of the surrounding neighborhood; and

WHEREAS, the applicant has failed to demonstrate the public benefit derived from the approval of the sale of beer and wine on its premise, in that this neighborhood has numerous Japanese restaurants, one of which is within two storefronts of this location; now

THEREFORE, BE IT RESOLVED that Community Board #3 moves to deny a restaurant wine license for JC Hibachi Inc.

10. Xiao Ye (Xiao Ye LLC), 198B Orchard St (op) THIS IS A TRANSFER APPLICATION

**VOTE:** To inform the SLA that Xiao Ye LLC has withdrawn its application before Community Board #3 for the transfer of a full on-premise liquor license located at 198B Orchard Street, currently doing business as Blue Elm, because its application was incomplete and to ask that the SLA not consider this application until the applicant reapplies to this community board with the requisite thirty (30) days notice to the SLA.

11. Mercadito Cantina (Cevicheria Cantina Inc), 172 Ave B (op)

**VOTE:** WHEREAS, Cevicheria Cantina Inc., doing business as Mercadito Cantina, 172 Avenue B, is seeking to upgrade its liquor license to a full on-premise liquor license; and

WHEREAS, there has been demonstrated community opposition from residents of surrounding buildings, the 11th Street Block Association and the previous commanding officer of the 9th Precinct to additional full on-premise liquor licenses within this area of Avenue B; and

WHEREAS, there are five (5) licensed establishments, three (3) of which are full on-premise licenses, on the same side of the street and block of Avenue B as the applicant, as well as an additional five (5) full on-premise liquor licenses and additional restaurant wine licenses on Avenue B between 11th and 12th Streets and sixteen (16) license establishments between 10th and 14th Streets on Avenue B overall; and

WHEREAS, Avenue B is plagued by overwhelming pedestrian and vehicular traffic, late night horn honking and noise emanating from the businesses and from patrons moving between businesses; now

THEREFORE, BE IT RESOLVED that Community Board #3 moves to deny the application to upgrade the liquor license of Cevicheria Cantina Inc., doing business as Mercadito Cantina, 172 Avenue B, to a full on-premise liquor license.

12. TYDT Ocean Corp, 101 Ave A (op)  
withdrawn

13. TK St Marks Corp, 26 St Marks Pl (rw)

**VOTE:** To inform the SLA that TK St. Marks Place Corp. has withdrawn its application before Community Board #3 for a restaurant wine license at 26 St. Marks Place, because its application was incomplete and to ask that the SLA not consider this application until the applicant reapplies to this community board with the requisite thirty (30) days notice to the SLA.

**Alterations/Transfers/Upgrades**

14. El Camion (El Camion III Inc), 194 Ave A (trans/op) (The Raven)

**VOTE:** WHEREAS, El Camion III Inc., is seeking to transfer a full on-premise liquor license located at 194 Avenue A to operate a Spanish restaurant with a proposed business name of El Camion; and

WHEREAS, there has been consistent past opposition for several years from residents to additional full on-premise liquor licenses on Avenue A between 11th and 13th Streets because of the numerous existing licensed premises which have resulted in noisy congested sidewalks at night and filthy sidewalks and apartment entryways in the mornings; and

WHEREAS, there is overwhelming opposition to granting of a full on-premise liquor license to this applicant for this location, in that twenty-four (24) residents of the immediate area appeared before Community Board #3 and presented petition signatures from one hundred twenty-five (125) residents of the block where this applicant is seeking to obtain a liquor license; and

WHEREAS, although this application has been presented as a transfer of the full on-premise liquor license in safe keeping for the previous business known as The Raven, said prior business has been defunct for more than four (4) years and consequently no good will from the business can be transferred, the location itself has been completely renovated by the landlord and there are no physical assets remaining to the business and the only asset being sold by the previous licensee is the remainder of its lease, consequently, Community Board #3 and the residents appearing in opposition to this application question the propriety of a business arrangement which appears to be conditioned upon the sale of a liquor license; and

WHEREAS, the applicant concedes that there are twenty-one (21) full on-premise liquor licenses within five hundred (500) feet of this location; and

WHEREAS, although Avenue A between 11th and 13th Streets has long been plagued by overwhelming pedestrian and vehicular traffic, late night horn honking and noise emanating from nighttime businesses and from patrons moving between these businesses, conditions which were attested to by residents appearing in opposition to this application, the applicant evidenced a lack of understanding of its responsibilities to this area in that it stated that the actions of patrons in front of its establishment are not within its control and offered not traffic or crowd control plan; and

WHEREAS, the public benefit offered by the applicant, to wit early closing hours, the addition of approximately fifteen (15) jobs and the addition of a Mexican restaurant to the area is unconvincing given the prospect of an additional full on-premise liquor license and increased noise and congestion in an area where there are already three (3) Mexican restaurants within close proximity to the applicant; now

THEREFORE, BE IT RESOLVED that Community Board #3 moves to deny the application to transfer a full on-premise liquor license to El Camion III Inc., 194 Avenue A.

15. Percy's (Steelbar 180 Inc), 210-212 Ave A (trans/op) (Al Diwan)

**VOTE:** WHEREAS, Steelbar 180 Inc., is seeking to transfer a full on-premise liquor license located at 210-212 Avenue A to operate a restaurant with a proposed business name of Percy's; and

WHEREAS, there has been consistent past opposition for several years from residents to additional full on-premise liquor licenses on Avenue A between 11th and 13th Streets because of the numerous existing licensed premises which have resulted in noisy congested sidewalks at night and filthy sidewalks and apartment entryways in the mornings; and

WHEREAS, there is overwhelming opposition to the granting of a full on-premise liquor license to this applicant for this location, in that twenty-three (23) residents of the immediate area appeared before Community Board #3, many of whom reside in the building, as well as a representative from

the East 13th Street Tenants Association between Avenues A and B, representing approximately eighty (80) residents and a tenant of 214 Avenue A, who provided a petition in opposition to this application from all of the twenty-three residents (23) of the building; and

WHEREAS, there are twenty-one (21) full on-premise liquor licenses within five hundred (500) feet of this location and some of the most complained about are within close proximity or in the same building as this proposed business, to wit, Destination, Superdive, Common Ground, Drop Off Service and Forbidden City; and

WHEREAS, residents in opposition to this applicant appeared to complain about the loud, congested and filthy conditions on Avenue A as a result of the existing nighttime businesses, the overwhelming traffic congestion specifically at this intersection at nighttime and have compared this area of Avenue A to "Bourbon Street," "Mardi Gras" and a "war zone;" and

WHEREAS, although Avenue A between 11th and 13th Streets has long been plagued by overwhelming pedestrian and vehicular traffic, late night horn honking and noise emanating from nighttime businesses and from patrons moving between these businesses, conditions which were attested to by residents appearing in opposition to this application and although the applicant represented that it understood these conditions, the applicant evidenced a lack of understanding of its responsibilities to this area in that it stated that the actions of patrons and vehicles in front of its establishment are not within its control, it is intending to maintain floor to ceiling windows on both the Avenue A and the East 13th Street sides of the premise, it is seeking to extend its license to a sidewalk café which would be on both Avenue A and East 13th Street and it is proposing late night hours of operation in that it intends to close at 2:00 A.M. Sundays through Wednesdays and 3:30 A.M. Thursdays through Saturdays; and

WHEREAS, the public benefit offered by the applicant, to wit targeting restaurant and bar workers from outside the area by providing an area after work hours where they can eat and drink is unconvincing given the huge number of similar businesses which currently cater to patrons both within and outside this area and is far outweighed by the detriment of adding nighttime patrons to this area; and

WHEREAS, Community Board #3 is concerned about the proposed method of operation of this location as residents have alternatively been informed by representatives of this proposed business that it will be an Irish pub and a restaurant serving high-end English food, while this community board was told by the applicant that it will operate a restaurant with casual American fare; and

WHEREAS, this applicant furnished only thirty-three (33) petition signatures in support of this location, not all of which were from the immediate area; now

THEREFORE, BE IT RESOLVED that Community Board #3 moves to deny the application to transfer a full on-premise liquor license to Steelbar 180 Inc, 210-212 Avenue A

16. Mr C's (102 Ave C Rest LLC), 102 Ave C (alt/rw/install food counter/bar)  
withdrawn

17. FWC Cafe Inc, 111 1st Ave (up/op)

**VOTE:** To deny the application to upgrade to a full on-premise liquor license to FWC Café Inc., doing business as Lautrec, 111 First Avenue, unless the applicant agrees before the SLA to make as conditions of its license the following signed notarized stipulation that 1) it will operate as a full-service French American restaurant, serving food to within one (1) hour of closing, 2) its hours of operation will be from 12:00 P.M. to 12:00 A.M. all days, 3) it will close its façade doors and windows at 10:00 P.M. every night, 4) it will close its backyard at 9:00 P.M. every night, 5) it will play ambient background music only, consisting of recorded music, and 6) it will install an awning over its backyard to baffle noise.

18. Corp to be Formed, 503-505 E 12th St (trans/op)

**VOTE:** To inform the SLA that Corporation to be Formed has withdrawn its application before Community Board #3 for the transfer of a full on-premise liquor license located at 503-505 East 12th Street, and to ask that the SLA not consider this application until the applicant reapplies to this community board with the requisite thirty (30) days notice to the SLA.

19. MBM Lounge Inc, 212 Ave A (trans/op) (Forbidden City)  
withdrawn

20. Corp to be Formed, 63 Clinton St (trans/op) (Savor NY)

**VOTE:** To deny the transfer of a full on-premise liquor license to Corporation to be Formed, with a proposed business name of Fatta Cuckoo, for 63 Clinton Street, which is currently doing business as Savor NY, unless the applicant agrees before the SLA to make as conditions of its license the following signed notarized stipulation that 1) it will operate as a full-service restaurant, serving food to within one (1) hour of closing, 2) its hours of

operation will be from 11:00 A.M. to 1:00 A.M. Sundays through Thursdays and 10:00 A.M. to 2:00 A.M. Fridays and Saturdays, 3) it will not commercially use any outdoor area, whether a backyard or sidewalk area, 4) it will close its façade doors and windows at 10:00 P.M. every night, and 5) it will play ambient background music only, consisting of recorded music.

21. Corp to be Formed, 700 E 9th St (trans/op) (Banjo Jim's)  
withdrawn

22. Corp to be Formed, 115 Allen St (trans/op)

**VOTE:** To deny the application for the transfer of a full on-premise liquor license for Corporation to be Formed, for the premise located at 115 Allen Street, which is currently doing business as Allen & Delancey, because the applicant did not appear before Community Board #3 for review of its application or provide any application materials for review.

#### **New Liquor License Applications**

23. NY Restaurant Supplies Inc (Angel's Share & Village Yokocho), 29 3rd Ave (op)

**VOTE:** To approve the application for a full on-premise liquor license for NY Restaurant Supplies Inc, doing business as Angel's Share & Village Yokocho, 29 Third Avenue, a/k/a 6 Stuyvesant Street, understanding that its method of operation as a Japanese restaurant occupying the second floor of said location since 1984 will remain unchanged.

24. L'Oubli (The Mark Bar LLC), 188 Suffolk St (op)  
withdrawn

25. Allen & Delancey Restaurant Group LLC, 115 Allen St (op)  
withdrawn

26. Corp to be Formed, 115 Allen St (op)  
withdrawn

27. Thirsty's (ADSCAS LLC), (rw) THIS IS WITHIN A RESOLUTION AREA

**VOTE:** To inform the SLA that ADSCAS LLC has withdrawn its application before Community Board #3 for a restaurant wine license located at 9 Clinton Street, and to ask that the SLA not consider this application until the applicant reapplies to this community board with the requisite thirty (30) days notice to the SLA.

28. Good Beer (Good Beer LLC), 422 E 9th St (eb)

**VOTE:** To inform the SLA that Good Beer LLC will reappear before Community Board #3 next month at its own request to be heard regarding its application for an eating place beer license to be located at 422 East 9th Street and will not self certify its application before June of 2010 because the applicant had not contacted the East 9th Street A-1 Block Association as required by the community board application and residents of the street appeared before the community board with concerns regarding this application and the applicant has stated that it wants to have an opportunity to meet with the block association prior to being fully heard by this community board.

29. Les Crepes (Les Crepes & Panini Inc), 188 Allen St (op)

**VOTE:** To deny the application for a full on-premise liquor license for Les Crepes & Panini Inc., 188 Allen Street, because 1) this is an application for a tavern restaurant with a sidewalk café which would be adjacent to four (4) establishments with full on-premise liquor licenses, to wit Epstein's Bar, Rockwood, La Pala and the Thompson Lower East Side Hotel which has multiple licensed venues open to the public and contains an additional full-on premise liquor license distinct from the hotel liquor license the entire twenty-two (22) story hotel carries, 2) the proposed method of operation for this location is as a bar serving panini and crepes with a façade consisting of open glass windows and hours of operation of 4:00 P.M. to 1:00 A.M. Sundays through Thursdays and 4:00 P.M. to 4:00 A.M. Fridays and Saturdays, all of which will contribute to the late night noise and congestion in this area, 3) this business intends to cater to the hotel patrons although the hotel already has numerous licensed venues and there are numerous such venues accessible to hotel patrons in the immediate area, and 4) the applicant concedes that there are least ten (10) full on-premise liquor licenses within five hundred (500) feet of this location and, in reality, there are at least double that number.

30. Vinny Vincenz Pizza (FNBS Corp), 231 1st Ave (rw)  
withdrawn

31. Ocean Club (MHUT Inc), 195 Chrystie St (op)

#### **THIS MOTION DID NOT PASS**

**VOTE:** To deny the application for a full on-premise liquor license for MHUT Inc. for 195 Chrystie Street, unless the applicant agrees before the SLA to make as conditions of its license the following signed notarized stipulation that 1) it will operate as a tavern bar serving light fare during all hours of operation, 2) its hours of operation will be from 5:30 P.M. to 4:00 A.M. Mondays through Saturdays and 5:30 P.M. to 3:00 A.M. Sundays, 3) it will play recorded music from and ipod or jukebox, 4) it will employ at least five (5) security persons, at least one of which will be used Sundays through Wednesdays and at least two of which will be used on weekends between 10:00 P.M. and 4:00 A.M., 5) it will have a closed façade and its front door will not stand open after 9:30 P.M. any night.

#### **THIS MOTION PASSED**

**VOTE:** To deny the application for a full on-premise liquor license for MHUT Inc., 195 Chrystie Street, with a proposed business name of Ocean Club, because 1) although the applicant has operated a bar, doing business

as Max Fish, on Ludlow Street since 1989 and this community board believes that this applicant would operate in good faith and without complaints, there are nine (9) large scale licensed premises within this one block, three (3) of which with full on-premise liquor licenses would be adjacent to this previously unlicensed location, 2) this community board has worked to attempt to resolve ongoing complaints about two (2) of these businesses, to wit Freeman's, 191 Chrystie Street, and The Box, 187 Chrystie Street, and 3) residents continue to complain about the huge populations of people who come to this block at night to patronize these licensed premises and about the traffic congestion, lines of cars and horn honking that have resulted from taxis and limousines depositing and picking up patrons in front of these businesses.

32. Corp to be Formed, 186 E 2nd St (rw)

**VOTE:** To deny the application for a restaurant wine license for Corporation to be Formed, 186 East 2nd Street, because under the existing R8 zoning, this premise, which is mid block on a residential side street and has been vacant for three (3) years, reverts to its complaint use which was residential and, consequently, cannot now be occupied by a commercial establishment.

33. Gentleman Farmer LLC, 40 Rivington St (rw)

withdrawn

**Old Business**

34. Singas Famous Pizza (11 Classic Inc), 94 Ave C (rw)

**VOTE:** application for a restaurant wine license 11 Classic Pizza Inc., doing business as Singas Famous Pizza, 94 Avenue C, unless the applicant agrees before the SLA to make as conditions of its license the following signed notarized stipulation that 1) it will operate as a pizza restaurant, serving food during all hours of operation, 2) its hours of operation will be from 11:00 A.M. to 10 P.M. Sundays through Thursdays and 11:00 A.M. to 12:00 A.M. Fridays and Saturdays, 3) it will play ambient background music only, consisting of recorded music, 4) its façade will be closed at all times. Community Board #3 is approving this application because the applicant has provided numerous petition signatures in support of its application, at least twenty-nine (29) of which are from the immediate area.

35. Mary Ann's (Vargomez Corp), 300 E 5th St (op) **THIS IS A TRANSFER APPLICATION**

**VOTE:** As this applicant has entered into a memorandum of understanding with the East Fifth Street Block Association, to deny the transfer of a full on-premise liquor license to Vargomez Corp., for the existing business Mary Anne's, located at 300 East 5th Street, unless the applicant agrees to make as conditions of its license the following signed notarized stipulations that 1) it will operate as a full-service Mexican restaurant, maintaining the name Mary Anne's and serving food during all hours of operation, 2) its hours of operation will be from 12:00 P.M. to 10:00 P.M. Sundays and Mondays, 12:00 P.M. to 10:30 P.M. Tuesdays, 12:00 P.M. to 11:30 P.M. Wednesdays and Thursdays and 12:00 P.M. to 12:00 A.M. Fridays and Saturdays, 3) it will close its façade windows at 10:00 P.M. every night, 4) it will play ambient background music only, consisting of recorded music, and will not have DJs, live music, promoted events or events at which a cover fee would be charged, and 5) it will designate an employee or employees whose responsibilities will include monitoring the sidewalks in front of the business to deter noise and congestion from patrons.

**(SLA & DCA Licensing Committee)**

**40 YES 0 NO 0 ABS 0 PNV (Excluding Items 6 & 31) MOTION PASSED**

**Item 6: 39 YES 1 NO 0 ABS 0 PNV MOTION PASSED**

**Item 31: 30 YES 4 NO 6 ABS 0 PNV MOTION PASSED**

**Parks, Recreation, Cultural Affairs, Landmarks, & Waterfront Committee**

1. Ave of Immigrant-themed temporary art installation for the Allen & Pike malls  
no vote necessary

2. Summer Sunday Greenmarket—parking lane east side of Essex at Seward park

**VOTE:** To support the use of the using part of the sidewalk and one parking lane on the east side of Essex St between Canal and Hester Sts for the purposes of summer farmers greenmarket on Sundays. Approval is a trial approval for 2010.

3. Plans for Houston/Second Ave. parks property  
no vote necessary

4. New Museum: Preliminary proposal for Festival of Ideas—a downtown initiative to bring together cultural & community organizations  
no vote necessary

5. The NYC Lawn Chair Initiative – A local arts & culture program to bolster community ties and neighborhood spirit through the donation of durable custom designed summer chairs along with a variety of family-friendly cultural events and performances.  
no vote necessary

6. First Annual NYC Women's Ball Hockey Charity Tournament Saturday, Sept. 11, 2010 11am-6pm Tompkins Sq. Park Playground (10th St./Avenue A)  
no vote necessary

**Block Party Applications**

7. Eldridge Street Block Party, 8/7, Eldridge St (Grand & Hester)

no vote necessary

8. Apples on Orchard, 9/26, Orchard St (Broome & Grand)

**VOTE:** To approve the Apples on Orchard block party on 9/26 on Orchard St between Broome & Grand Streets.

**(Parks, Recreation, Cultural Affairs, Landmarks, & Waterfront Committee)**

**40 YES 0 NO 0 ABS 0 PNV MOTION PASSED**

**Arts & Cultural Affairs Task Force**

1. An update on the LES Arts in Education Forum

**VOTE (1):** The Arts Task Force delegates to the Chair, Jan Hanvik, to write two letters addressing the proposed drastic cuts to the arts on the State and City levels: NYSCA (39.4%) and Dept. Cultural Affairs (31% NY Times). The basis for these letters is the draft letter provided by Bonnie Stein, public member of the Arts Task Force with the modifications discussed in this meeting, and the letter written by Virginia Loudous, Art New York, widely circulated. We request the board send these letters under CB3 cover to our elected officials at the City and State requesting the reduction the proposed cuts to the arts as outlined in the letters.

Dear Council Member

I am writing to urge you to restore the \$49.7 million cut to the New York City Department of Cultural Affairs (DCA) that Mayor Bloomberg proposed in his Preliminary FY 2011 budget.

**DCA-funded arts organizations employ tens of thousands of people throughout New York City and its surrounding area. In fact, according to a recent survey conducted by the Alliance of Resident Theatres/New York (A.R.T./New York) New York City's 280 theatres spend \$217.6 million on staff, artists, real estate, and at local businesses. They have a \$266 million economic impact and contribute to \$102.3 million at restaurants alone!** When there are no performances at New York City theatres, these businesses experience a considerable loss of income.

**The largest growth in employment in the United States over the past decade has been in Small Businesses.** And there of hundreds of local small businesses whose livelihoods depend upon the success of their local theatre, dance company, art gallery, museum, symphony, opera company or media center. For example, DCA-funded theatres create business for local hardware stores, lumber companies, clothing stores, dry cleaners, printers and graphic designers, public relations and advertising agencies, and photography studios, to name just a few.

**DCA-funded arts organizations also provide professional arts education to students in our public schools.** These arts organizations help at-risk students stay in school; provide after-school programs for kids who would otherwise have no place to go; and help young people find their passion – be it for writing, dancing, singing, acting, painting, drawing, or playing a musical instrument. Study after study shows that when children find their passion, they do better in school, and in life.

**The Arts are one of the key reasons visitors come to New York.** People choose to raise their families here, and corporations choose to locate their head offices in New York City because of the vibrancy and creativity the arts provide to the quality of life.

In discussing plans for the Performing Arts Center which would bear his name, President John F. Kennedy said, "I am certain that after the dust of centuries has passed over our cities, we, too, will be remembered not for victories or defeats in battle or in politics, but for our contribution to the human spirit."

Please, continue to feed the spirit of New Yorkers by restoring funding to New York City's Department of Cultural Affairs.

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Dear State Senator Sampson,

Today I learned that Governor Paterson made additional cuts to the State budget. Among the agencies he targeted is The New York State Council on the Arts (NYSCA), which is to receive a \$17 million cut. Not only is this one of the State's smallest agencies, it was hit with the largest cut! This year, NYSCA had a budget of \$42+ million. **Today, the Governor proposed that the Agency receive \$25 million – a 40% cut to the Local Assistance Budget!**

With its current budget of \$42.6 million dollars, the New York State Council on the Arts fostered a \$25 BILLION INDUSTRY! In other words, despite the recession, the Arts have served as a Secret Stimulus package for New York State.

Why then, would the Governor, who is trying to save the State money, consider a cut which will COST it \$10 Billion in revenues from tourism, jobs, and hurt the small businesses that depend upon the arts for their livelihood?

The arts also drive neighborhood revitalization. If these cuts go through, what will happen to Chelsea, Dumbo, Williamsburg, Fort Greene, and Jackson Heights?

While the \$17 million he proposes to cut is a tiny portion of the State deficit, it represents over a third of the agency's funding! These cuts take us back to the Agency's budget levels in 1992 (when A.R.T./New York had 150 theatre members, as opposed to the nearly 300 members we have today). In fact, the cuts are so severe that NYSCA will have to institute staff furloughs.

Isn't \$17 million a small price to pay for an industry that provides financial, social, and spiritual sustenance to New Yorkers? **Do we really expect New York to remain the State of the Arts when we fund the arts at its lowest level since 1989? Do we really expect to remain the arts capital of the world when our per capita funding will rank 26th in the country, just above Arkansas?**

**Please support restoration to the New York State Council on the Arts.**

**VOTE (2):** The Arts Task Force reaffirms its support for a CB3 Forum on Arts Education in the LES.

- 2. Planning for Art in Empty Spaces  
no vote necessary

**(Arts & Cultural Affairs Task Force)**

**40 YES 0 NO 0 ABS 0 PNV MOTION PASSED**

Members Present at Last Vote:

David Adams	[P]	Carolyn Jeffers	[P]	Dominic Pisciotta	[P]
Julia Andino	[A]	Anne K. Johnson	[A]	Barden Prisant	[P]
Jimmy Cheng	[A]	Vaylateena Jones	[P]	Carolyn Ratcliffe	[P]
Pearl Chin	[P]	Meghan Joye	[P]	Joyce Ravitz	[P]
David Crane	[P]	Joel Kaplan	[A]	Lois M. Regan	[P]
Andrea Diaz	[P]	Carol Kostik	[P]	Janet Riesel	[P]
Harvey Epstein	[P]	John Leo	[P]	Richard F. Ropiak	[P]
Morris Fajtelewicz	[P]	Ricky Leung	[P]	Elizabeth Sgroi	[A]
Flora Ferng	[P]	Gigi Li	[P]	David Silversmith	[P]
Beth From	[P]	Bernard Marti	[P]	Mary Spink	[P]
Edward Garcia	[P]	Bernice McCallum	[A]	Elinor Tatum	[P]
Rabbi Y. S. Ginzberg	[P]	David McWater	[P]	Rodney Washington	[A]
Gloria Goldenberg	[P]	Alexandra Militano	[P]	Samuel Wilkenfeld	[P]
Jan Hanvik	[P]	Maria Muentes	[P]	Justin Yu	[P]
Herman F. Hewitt	[P]	Chiun Ng	[P]	Thomas Yu	[A]
Simon Huang	[P]	Ariel Palitz	[P]		
Bonnie Hulkower	[A]	Thomas Parker	[P]		

Meeting Adjourned