



THE CITY OF NEW YORK MANHATTAN COMMUNITY BOARD 3

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Gigi Li, Board Chair

Susan Stetzer, District Manager

February 2015 Full Board Minutes

Meeting of Community Board 3 held on Tuesday, February 24, 2015 at 6:30pm at PS 124, 40 Division Street.

Public Session:

Doug Steiner: Speaking about his condo development 180 Ave. A. The project will be a conventional condo project that will have no affordable housing.

Jamila Holman: Speaking about the Dance Parade, she gave details of the parade, which will focus on the anniversary of the Americans with Disabilities Act.

Maria Julia Garbin: Speaking for her building, 208 Forsyth Street, a HDFC building, she spoke about her concern that the president of her co-op board is negotiating with a nearby developer to turn her building into a luxury building.

Vaylateena Jones: Speaking on behalf of the LES Power Partnership to inform the Community Board of a CPR/First Aid training in April. She also noted that \$6.2Bn will be giving statewide, including Health and Hospital Corporation.

Emma Culbert: Speaking on behalf of SPACE, a neighborhood organization around Seward Park, she expressed concern that the interstate bus stops in the neighborhood is harming the community. She stated the buses speed and could endanger people's lives.

Claudia Marte: Speaking on behalf of the Nativity Church, she stated that the Catholic Church on 44 Second Ave. will be closed by August. She stated that the church has not received the requisite letter stating the reasons for the church's closing. She said this is preventing them from pursuing the appeals process.

Leslie Pargamant: Introducing herself as the new Executive Director of Ryan-Nena, she invited the community to come to the newly renovated Ryan-Nena center.

Thomas Dollar: Speaking as a bicycle commuter, he asked the Community Board approve the proposal to create a two-way protected bike lane on Chrystie Street because of the high truck traffic and double parked cars on the street.

Aaron Gonzalez: Speaking for Tenant's United Fighting for the Lower East Side ("TUFFLES"), he stated his concern at the lack of flood protection despite the fact that sea levels in Manhattan will rise and there has been funding allocated but the funding has not been used for this purpose.

Daisy Echevarria: Speaking for TUFFLES, she warned that New York would suffer consequences like New Orleans as a result of Hurricane Katrina – a disaster that she stated was man-made – if New York did not work to implement storm and flood mitigation.

New York Rising Presentation: The NY Rising team spoke about the requests of the community such as restoration of the East River wetlands and establishing emergency centers. NY Rising has made public a notice of funding to local community organizations to manage these facilities and programming at the facilities. There were questions about how this related to the work of LES Ready. There were questions about the type of structure that would hold the facility, and NY Rising responded that it would need to be a community based organization and they would like one in each community board (1, 2 and 3)

Public Officials:

Mayor Bill de Blasio, Alize Beal: Not present

Public Advocate Letitia James, Adam Chen: The Public Advocate has been holding the criminal justice system accountable by asking for the unsealing of the grand jury proceedings in the case of Eric Garner. The Public Advocate is co-hosting a Lunar New Year on Wednesday March 4 at 7PM at PS120 with the Chinatown Chamber of Commerce.

Comptroller Scott Stringer, Crystal Feng: Not Present

Borough President Gale Brewer, Patricia Ceccarelli: The Borough President received 700 applications for community board, which was an increase of over 130 from last year. Eighty percent of the applications were received online.

Congressmember Carolyn Maloney, Victor Montesinos: Not Present.

Congressmember Nydia Velazquez, Iris Quinones: Not Present.

Assemblymember Sheldon Silver, Zach Bommer: The Assemblymember attended the Lunar New Year parade. The Assemblymember is committed to being the community's representative.

Assemblymember Deborah J. Glick: Not Present.

Assemblymember Brian Kavanagh, Carlos Ortiz: The Assemblymember is working on rat abatement.

State Senator Daniel L. Squadron, Mauricio Pazmino: The Senator announced a new task force that would protect tenants in New York City. The State Senator will have his annual community convention at the Lower East Side Preparatory School. The State Senator is urging passing a law to have schools consider closing schools for the Lunar New Year.

State Senator Brad M. Hoylman, Maya Kurien: The State Senator re-introduced the Child Victim's Act, which will extend the statute of limitations on cases for sexual assault of minors. The State Senator was preparing to help reign in negative impact of binge drinking events like St. Patrick's Day.

Councilmember Margaret Chin, Persephone Tan: There is a Lunar New Year event at the City Council at 5:30PM February 25. The Councilmember is sponsoring legislation to fund research on pedestrian and cyclist injury and fatalities. She encouraged people who do not have heat to call 311. She also encouraged people to register for their New York City ID.

Councilmember Rosie Mendez, Sheila Rodriguez: Since January 21, the district office has been closed because of a radiator issue in the building. There are two Board of Standards and Appeals ("BSA") reports on 11 Ave. A and 11 Ave. C. The councilmember will be introducing a bill that will extend the time allowed to file an Article 78 proceeding in Supreme Court regarding a BSA decision.

Members Present at First Vote:

David Adams	[P]	Ayo Harrington	[A]	Alexandra Militano	[P]
Dominic Berg	[P]	Herman F. Hewitt	[P]	Chiun Ng	[A]
Karen Blatt	[P]	Anne K. Johnson	[A]	Ariel Palitz	[A]
Lisa Burriss	[A]	Linda Jones	[P]	Teresa Pedroza	[A]
Justin Carroll	[A]	Vaylateena Jones	[P]	Carolyn Ratcliffe	[P]
Karlin Chan	[P]	Meghan Joye	[A]	Carlina Rivera	[P]
Jimmy Cheng	[P]	Lisa Kaplan	[A]	James Rogers	[P]
MyPhuong Chung	[P]	Carol Kostik	[A]	Richard F. Ropiak	[P]
David Crane	[P]	Ben Landy	[P]	Christopher Santana	[P]
Enrique Cruz	[P]	Mae Lee	[P]	Susan Scheer	[A]
Cathy Dang	[P]	John Leo	[A]	Nancy Sparrow-Bartow	[P]
Leila Eliot	[P]	Alysha Lewis-Coleman	[P]	Josephine Velez	[P]
Morris Fajtelewicz	[P]	Gigi Li	[P]	Rodney Washington	[P]
Flora Ferng	[A]	William LoSasso	[P]	Kathleen Webster	[A]
Gloria Goldenberg	[P]	Chad Marlow	[P]	Thomas Yu	[P]
Jan Hanvik	[P]	Penina Mezei	[A]	Zulma Zayas	[P]

Minutes:

Minutes of December 2014 were approved, as is.

32 YES 0 NO 1 ABS 0 PNV MOTION PASSED

Board Chairperson's Report:

Chairperson Gigi Li: Congratulations to Richard Ropiak for being elected Treasurer. Justin Yu resigned from the Community Board February 1. New members are appointed to begin their term April 1. We will pair each new member with a mentor based on their interest, and the Chair solicited interest in serving as a mentor. Anyone is interested in being on the nominating committee for executive board positions should contact the Chair immediately because the appointments need to be made in March. The East Side Coastal Resiliency Project has

selected the area of Montgomery Street to 23rd Street as part of the Big-U's storm mitigation project. There will be community input meetings.
The Chair yielded the floor to the Chair of the Ethics and Bylaws Task Force to discuss the procedure for providing feedback on the bylaws.

District Manager's Report:

There was a shooting outside Wald Houses. At this time there is no evidence that the shooting was gang related.

The Mayor's Office on Film and Broadcasting announced that the tax abatements that bring movie and TV filming to the city will continue.

The latest trend in noise complaints is rooftop noise—parties and general use. Rooftop use is a recent amenity that seems to be included in all new and reconstructed buildings. We are working to try to identify ways to control this problem. There is one building that even has huge speakers on the roof and generates complaints from blocks away.

Committee Reports:

Executive Committee

- Approval of previous month's minutes
VOTE: To approve the January 2015 Committee minutes as written.

35 YES 0 NO 0 ABS 0 PNV MOTION PASSED

Economic Development Committee

1. Approval of previous month's minutes
VOTE: To approve the January 2015 Committee minutes as written.
2. Proposed CB 3 Small Business Forum: Identifying topics/themes
no vote necessary
3. Discussion on potential Special District to address business diversity in CB 3 including process for creating a Special District in NYC
no vote necessary
4. Economic Development Committee goals for 2015
no vote necessary

35 YES 0 NO 0 ABS 0 PNV MOTION PASSED

Con Ed Task Force

no meeting scheduled

Transportation & Public Safety and Environment Committee

There was no quorum for Item 3 and a motion was made to have Item 3 be considered as a motion.

1. Approval of previous month's minutes
VOTE: To approve the January 2015 Committee minutes as written.
2. [Request for pedestrian safety measures near PS 110](#) (click for info)
VOTE: TITLE: Community Board 3 Resolution to Protect the Health and Safety of School Children at PS 110

WHEREAS, P.S. 110 (a.k.a. the Florence Nightingale School) is a pre-kindergarten through fifth grade public school located at 285 Delancey Street, New York, New York 10002;

WHEREAS, P.S. 110 is bordered on its north by Delancey Street between Cannon and Lewis Streets, on its east by Lewis Street between Delancey and Broome Streets, on its south by Broome Street between Cannon and Lewis Streets ("Broome Street-East Segment"), and on its west by Cannon Street between Broome and Delancey Streets ("Cannon Street");

WHEREAS, the Broome Street-East Segment, Cannon Street and Broome Street between Columbia and Cannon Streets ("Broome Street-West Segment") (collectively, the "Service Roads") are small, semi-private, one-way service roads, with very narrow sidewalks, whose roadways are frequently used by school children walking to and from P.S. 110;

WHEREAS, the only vehicular uses for the Service Roads are (1) accessing the unrestricted nine parking spaces on Cannon Street and ten parking spaces on the Broome Street-East Segment, (2) dropping students off directly in front of P.S. 110's Cannon Street entrance in inclement weather (an

unnecessary risk given that students may be dropped off approximately fifty feet from the Cannon Street entrance, at the corner of Cannon and Delancey Streets, where P.S. 110's school busses drop off students), and (3) for Hillman Properties to access a garbage collection bin located at the far north-western section of the Broome Street-West Segment;

WHEREAS, there is ample parking available all around P.S. 110 on Columbia, Delancey and Lewis Streets, including a substantial volume of angled parking along Delancey Street and a public parking garage on the corner of Delancey Street and Columbia Street;

WHEREAS, the only building with an active entrance on any portion of the Service Roads is P.S. 110;

WHEREAS, in recognition of the risk cars present to students, Hillman Properties has placed speed bumps all along the service roads, but permanently removes the speed bumps for much of the school year to allow for snow plowing;

WHEREAS, there have been numerous cases in recent years where students have nearly been struck by cars driving on the Service Roads, especially students running along the roadways of the Broome Street-East Segment and Broome Street-West Segment and then turning on to Cannon Street;

WHEREAS, given that the Service Roads are of limited use to vehicles and, consequently, have very limited vehicular traffic, and given the high risk such limited vehicular traffic creates (the limited use, which leads children to assume no cars will be driving on the roadways, likely heightens the risk), it is inconsistent with the principles of the Mayor's Vision Zero plan for the City to wait until a child is injured or killed before enacting safety measures to protect the primary users of the Service Roads: pedestrian school children;

WHEREAS, P.S. 110's operates from Monday through Friday during the school year, with students arriving as early as 7:30 a.m. for free breakfast and leaving as late as 5:45 following after-school; and

WHEREAS, 205 persons signed a petition calling upon CB3 to support, and DOT to implement, safety measures on the Service Roads including "turning one or more of the identified local service roads near P.S. 110 into pedestrian plazas, banning car traffic from the service roads on weekdays from the time students begin arriving at school until they finish departing from after-school, and eliminating weekday parking on the service roads."

THEREFORE BE IT RESOLVED, that Manhattan Community Board 3 calls upon DOT to investigate the site, including meeting with the Principal, the PTA and Hillman Cooperative to gain a better understanding of the use of the Service Roads by cars and pedestrians, especially school children, and to swiftly implement any and all appropriate safety measures that will help protect the health and safety of P.S. 110's young students before a tragedy occurs.

3. [Intercity buses: identify saturated areas](#) (click for info)

VOTE 1: To refer Transportation Committee item 3 back to committee. **MOTION DID NOT PASS**

VOTE 2:TITLE: Community Board 3 Resolution to Request that DOT refrain from issuing intercity bus permits in the saturated area of Chinatown

WHEREAS, numerous curb-side intercity bus companies operate within the Chinatown core. The bus companies are required to apply for a permit to operate from the curb, however federal law prohibits states from regulating interstate commerce and buses must be assigned curb space from which to operate.

Whereas, the number of curb-side bus companies have proliferated within the Chinatown core and are contributing to street and sidewalk congestion, air pollution, litter and the obstruction of business entrances by queueing pedestrians which have generated numerous complaints from residents.

WHEREAS, pedestrian safety, including the safety of nearby school children, is compromised due to the obstruction of crosswalks by the buses.

WHEREAS, CB3 has produced a study of the ground floor uses in the Chinatown core and the current locations for buses operating legally in Chinatown. There are well over 110 distinct trips generated daily within these boundaries and it is believed that several more companies operate illegally and generate many more trips.

THEREFORE be it resolved that CB 3 is identifying this area as over-saturated and requests that DOT refrain from issuing permits within these boundaries:

- East Broadway between Pike Street and Rutgers Street
- Pike Street between Division Street and East Broadway
- Division Street between Pike Street and Canal Street
- Allen Street between East Broadway and Hester Street

4. [DDC presentation: safe routes to schools](#) (click for info)

no vote necessary

5. Confucius plaza request to remove CitiBike rack

no vote necessary

6. Discussion of Vice Chair

no vote necessary

Old Business

7. Support for Safety Concerns / Chrystie Street Bike Lane

VOTE: TITLE: Community Board 3 Resolution Requesting Safety Improvements for Chrystie Street

WHEREAS, Chrystie Street's road design has not been adjusted for 7 years, since the 2008 Manhattan Bridge Bicycle Access Network installation that brought traffic calming and bike lanes to the area. Cycling ridership has grown tremendously in the years following DOT's upgrades to the Manhattan Bridge, in particular along Chrystie Street for the northbound AM and southbound PM rush hours; and

WHEREAS, Second Avenue has seen a surge of bicycling usage since the introduction of its protected bike lane, which feeds directly into southbound Chrystie Street. The Second Avenue bike lanes were installed during the 2010 First Avenue/Second Avenue Select Bus Service installation; and

WHEREAS, Current conditions on Chrystie Street all but guarantee hazards for cyclists and drivers alike with severely faded bike lanes in the southbound direction, and with uneven and hummock-filled surfaces because of heavy truck and bus traffic; and

WHEREAS, Southbound cyclists must regularly contend with double parked vehicles and garage driveways blanketing the west side of the street; and

WHEREAS, Southbound cyclists must regularly make a confusing and dangerous transition at E 2 Street (just before Houston Street) from the protected bike lane on the east side of Second Avenue to get over to the unprotected, faded bike lane on the west side of Chrystie Street; and

WHEREAS, Vision Zero's first year of record has seen marked reductions in crashes and fatalities for all categories, except cyclists killed; and

WHEREAS, The Sara D Roosevelt Park Coalition and Transportation Alternatives support safety enhancements brought to cyclists, pedestrians, and drivers alike traveling in, to, and beside Sara D Roosevelt Park. Significant numbers of pedestrians, especially seniors and children, must make unsafe crossings of Chrystie St and Delancey St along this corridor. Groups of pedestrians must be taken into consideration include:

- Sara D Roosevelt Park has three playgrounds and many sports fields used by many programs for children: Pre-K/Day Care/Head Start Programs University Settlement (184 Eldridge St, at Rivington St); Lighthouse Preschool (82 Bowery, near Hester St); Preschool of America (39 Eldridge St, near Canal St); Garment Industry Day Care Center (between Grand St and Broome St); PS 42 Elementary School (71 Hester St, between Orchard and Ludlow St, but they do come to the Park); Asian Family Services - Chinese-American Planning Council run several programs for children and youth (165 Eldridge St, between Delancey and Rivington St); the Chinatown YMCA has afterschool programming (273 Bowery, at Houston St); Junior Soccer Leagues/Clubs.
- Several schools are located along Sara D Roosevelt Park: 198 Forsyth St (at Stanton St) is the location of several GED/High Schools (Cascades, Tenzer, Satellite Academy, Lyfe Center) and has an active daycare on site for the students who have young children; 100 Hester St (at Forsyth St) is the location of several Middle and High Schools (MS 131, Emma Lazarus and Pace HS) and has a Beacon Program; 38 Delancey St (at Forsyth St) is the Innovate Manhattan Charter School for 6-8th grades.
- Many seniors make use of facilities in or near the Park: the BRC Senior Center (30 Delancey St, in the park); the Indochina Sino-American Community Center - Senior Center (170 Forsyth St near Rivington St); the CenterLight Healthcare runs a day health center providing health-related services to the elderly, chronically ill and disabled (183 Chrystie St, near Rivington St); Rivington House is reopening as a nursing home (45 Rivington St, at Forsyth St).

- Men from homeless shelters, often seniors, use the Park: Bowery Mission (227 Bowery, between Rivington and Stanton St); Common Ground Andrews (297 Bowery, at Houston St).
- There are several community gardens in the Park: the M'Finda Kalunga Community Garden and the Elizabeth Hubbard Memorial Garden (between Delancey and Rivington St); and the Hua Mei Bird Sanctuary (between Delancey and Broome St); now

THEREFORE BE IT RESOLVED, that Community Board 3-Manhattan recommends that the Department of Transportation investigate Chrystie Street for potential safety enhancements to benefit all road users, including possible two way protected bike lane facilities on the east side of Chrystie Street adjacent to Sara D Roosevelt Park, additional pedestrian refuge islands along the entire corridor, and a smoother surface for all vehicles via a freshly milled and repaved street surface; and

BE IT FURTHER RESOLVED, that Community Board 3-Manhattan requests that DOT work with local stakeholders, including the Sara D Roosevelt Park Coalition, and conduct visioning sessions to get community input, before DOT develops a proposal for a redesign of Chrystie St bike/traffic lanes. DOT should come to CB3 for input on a final design.

2 YES 32 NO 2 ABS 0 PNV MOTION DID NOT PASS (refer Transportation item 3 back to committee)
32 YES 0 NO 1 ABS 0 PNV MOTION PASSED (Transportation item 3)
34 YES 0 NO 0 ABS 1 PNV MOTION PASSED (Transportation item 2)
35 YES 0 NO 0 ABS 0 PNV MOTION PASSED (excluding Transportation items 2 & 3)

Ethics, By-laws & Procedures Task Force

1. Approval of previous month's minutes

VOTE: To approve the January 2015 Committee minutes as written.

2. [Request for support for proposed 12-year term limits for Board Members](#) (click for info)

VOTE: TITLE: Community Board 3 Resolution in opposition to Intro 585 which would amend the City Charter to impose term limits on Community Board Members

Whereas, Community Board members are volunteers and spend an enormous amount of time serving their communities. They must learn a great deal not only about their neighborhoods but about the zoning codes, local laws and agency policies and service delivery that the Boards address.

Whereas, Board members must acquire knowledge and expertise so that they can play important roles in negotiating with developers, assisting constituents and tackling community problems related to traffic, sanitation, safety, business development and interests that impact all City residents.

Whereas, these skills take a long time to acquire, develop and refine. This is acutely relevant when there are large, long term projects that can take years to implement. Coupled with intricate zoning changes and negotiations with developers and city agencies, it is those Board members with long term and intricate knowledge of their communities that can represent and fight for the Board and the interests of the community most effectively.

Whereas, The Borough Presidents appoint community board members for two year terms and each Borough President is elected every four years for a maximum of two terms or eight years. This in and of itself amounts to a term limit as the Borough Presidents are under no obligation to reappoint an individual beyond a two year term. Natural attrition also occurs yearly with current members leaving for reasons related to their personal lives or increased responsibilities outside of their Community Board work. Membership is not automatic. Board members take the responsibilities of their tasks seriously and are held accountable for their attendance, active participation and lack of conflict of interest.

Whereas, there is a need to continually provide mechanisms for new and increased civic participation. Community Boards offer forums for community input and engagement, not only through its public sessions but often through Public Membership and committee work. While there is a need to encourage greater citizen participation in the work of Community Boards, therefore there is not a need to impose term limits on Community Board members.

THEREFORE BE IT RESOLVED, CB3 does not support an amendment to the City Charter to impose term limits on community board members.

3. Filling of vacancies for Board officers
no vote necessary
4. Finalize draft by-laws
no vote necessary

26 YES 9 NO 0 ABS 0 PNV MOTION PASSED (Ethics item 2)
35 YES 0 NO 0 ABS 0 PNV MOTION PASSED (excluding Ethics item 2)

SLA & DCA Licensing Committee

1. Approval of previous month's minutes

VOTE: To approve the January 2015 Committee minutes as written.

Applications within Saturated Areas

2. To be Determined, 152 Orchard St btwn E Houston & Stanton Sts (op)

VOTE: TITLE: Community Board 3 Recommendation To Deny Unless Stipulations Agreed To—Stipulations Attached

WHEREAS, 812 Broadway Inc. was initially seeking a full on-premise liquor license to operate a karaoke bar and restaurant, in the premise located at 152 Orchard Street, between Stanton Street and Rivington Street; and

WHEREAS, this is an application for a full on-premise liquor license for a karaoke bar restaurant on three (3) levels with a certificate of occupancy of two hundred ninety-eight (298) people, twenty-one (21) rooms with additional tables, seats and a bar outside of those rooms and hours of operation of 7:00 A.M. to 2:00 A.M. Sundays and 7:00 A.M. to 4:00 A.M. Mondays through Saturdays; and

WHEREAS, the existing principals at this location appeared before Community Board 3 in May of 2011, stating that they had installed a kitchen and intended to operate as a "continental supper club," but then operated the location as a club music venue which resulted in charges with the New York State Liquor Authority for using an unauthorized trade name, having a blocked exist, not operating consistent with its application and using an unauthorized trade name, as well as resulting in police action through responses to 311 calls for noise, one (1) arrest for felony possession of a controlled substance in May of 2013 and six (6) police summons, including summonses for no posted public assembly permit and obstructing an egress; and

WHEREAS, the corporation licensed at this location has also had a substantial enforcement history before the New York State Liquor Authority, including sustained charges for failure to comply with noise and unlicensed cabaret, settled charges for exceeding maximum occupancy, unlicensed cabaret, unlicensed security, four (4) sales to minors and using an unauthorized trade name, and sustained charges for two (2) sales to minors; and

WHEREAS, Community Board 3 has concerns about granting a full on-premise liquor license to this applicant for a location which previously had a business with a long history of resident complaints, 311 calls, police summons and SLA reports and, although the applicant has experience operating similar businesses with full on-premise liquor licenses and a similar business with a wine beer within one block of this location, it has not operated a business of this size in this area with a full on-premise liquor license; and

WHEREAS, the applicant consequently agreed with Community Board 3 that it would first apply for a wine beer license; now

THEREFORE, BE IT RESOLVED that Community Board 3 moves to deny the application for a wine beer license for 812 Broadway Inc., for the premise located at 152 Orchard Street, between Stanton Street and Rivington Street, unless the applicant agrees before the SLA to make as conditions of its license the following signed notarized stipulations that

- 1) it will operate as a karaoke restaurant, serving Mexican food, and will serve food to within one (1) hour of closing,
- 2) its hours of operation will be 7:00 A.M. to 2:00 A.M. Sundays and 7:00 A.M. to 4:00 A.M. Mondays through Saturdays,
- 3) it will not commercially operate any outdoor areas,
- 4) it will close any front or rear façade entrance doors at 10:00 P.M. every night and will otherwise have a closed fixed facade with no open doors or windows,
- 5) it will play ambient background music only, consisting of recorded music, and will not have live music, DJs, promoted events, scheduled performances or any event at which a cover fee will be charged,
- 6) it will not seek a change in class of its liquor license to a full on-premise liquor license without the approval of Community Board 3,
- 7) it will not apply for any alteration in its method of operation without first appearing before Community Board 3,

- 8) it may have "happy hours" to 7:00 P.M. each night,
- 9) it will not host pub crawls or party buses,
- 10) it will employ security guards all days and will have at least one (1) security guard outside of the business from 10:00 P.M. to half (½) an hour after closing to insure that patrons are quiet and moving off the street,
- 11) it will maintain an interior waiting area and install a double-paned glass facade at the business entrance to minimize noise and people outside,
- 12) it will insure that there are no wait lines outside and designate at least one (1) employee to oversee patron crowds and noise on the sidewalk,
- 13) it will conspicuously post this stipulation form beside its liquor license inside of its business, and
- 14) it will provide a telephone number for residents to call with complaints and immediately address any resident complaints.

3. Shalom Tov 154 Inc, 154 Orchard St btwn Stanton & Rivington Sts (op)
no vote necessary

4. Marcha Cocina, 111 Ave C btwn E 7th & E 8th Sts (op)

VOTE: TITLE: Community Board 3 Recommendation To Deny Unless Stipulations Agreed To—Stipulations Attached

Understanding that this is a sale of assets of an existing restaurant with a full on-premise liquor license, Community Board 3 moves to deny the application for a full on-premise liquor license for Marcha Cocina Inc., with a proposed business name of Marcha Cocina, for the premise located at 111 Avenue C, between East 7th Street and East 8th Street, unless the applicant agrees before the SLA to make as conditions of its license the following signed notarized stipulations that

- 1) it will operate as a full-service Latin restaurant, with a kitchen open and serving food during all hours of operation,
- 2) its hours of operation will be 12:00 P.M. to 12:00 A.M. Sundays through Thursdays and 12:00 P.M. to 1:00 A.M. Fridays and Saturdays,
- 3) it will not commercially operate any outdoor areas,
- 4) it will close any front or rear façade entrance doors at 10:00 P.M. every night and will otherwise have a closed fixed facade with no open doors or windows,
- 5) it will play ambient background music only, consisting of recorded music, and not have live music, DJs, promoted events, scheduled performances or any event at which a cover fee will be charged,
- 6) it will not apply for any alteration in its method of operation without first appearing before Community Board 3,
- 7) it may have "happy hours" to 8:00 P.M. each night,
- 8) it will not host pub crawls or party buses,
- 9) it will install soundproofing, if needed,
- 10) it will insure that there are no wait lines outside and designate an employee to oversee patron crowds and noise on the sidewalk as needed,
- 11) it will conspicuously post this stipulation form beside its liquor license inside of its business, and
- 12) it will provide a telephone number for residents to call with complaints and immediately address any resident complaints

Community Board 3 is approving this application for a full on-premise liquor license although this is a location in an area with numerous full on-premise liquor licenses because 1) this applicant has experience operating a similar licensed business in Washington Heights since August of 2012, and furnished a letter from the president of the 33rd Precinct Community Council and member of Community Board 12 in its support, as well as a letter of support from its local council member, 2) the applicant furnished fifty-six (56) signatures in support of its application, and 3) this is a previously licensed location with a full on-premise liquor license.

5. Nogwdboyo Enterprises LLC, 511 E 6th St (op)
withdrawn

6. 234 East 4th Street Restaurant Corp, 234 E 4th St btwn Aves A & B (op)

VOTE: TITLE: Community Board 3 Recommendation To Deny Unless Stipulations Agreed To—Stipulations Attached

Provided that this location is not within two hundred (200) feet of a school, to wit The Cornelia Connelly Center, located at 220 East 4th Street, between Avenue A and Avenue B, and understanding that this is a sale of assets of an existing restaurant with a full on-premise liquor license, Community Board 3 moves to deny the application for a full on-premise liquor license for 234 East 4th Restaurant Corp., for the premise located at 234 East 4th Street, between Avenue A and Avenue B, unless the applicant agrees before the SLA to make as conditions of its license the following signed notarized stipulations that

- 1) it will operate as a full-service Spanish-influenced international restaurant, with a kitchen open and serving food to within one (1) hour of closing,

- 2) its hours of operation will be 11:00 A.M. to 12:00 A.M. Sundays through Thursdays and 11:00 A.M. to 1:00 A.M. Fridays and Saturdays,
- 3) it will not commercially operate any outdoor areas,
- 4) it will close any front or rear façade doors and windows at 10:00 P.M. every night or during any amplified performances, including but not limited to DJs, live music and live nonmusical performances,
- 5) it will play ambient background music only, consisting of recorded music, and will not have live music, DJs, promoted events, scheduled performances or any event at which a cover fee will be charged,
- 6) it will not apply for any alteration in its method of operation without first appearing before Community Board 3,
- 7) it may have "happy hours" to 7:00 P.M. each night,
- 8) it will not host pub crawls or party buses,
- 9) it will install soundproofing, consistent with the plan of a sound engineer, and will conduct sound testing of affected neighboring apartments to insure sound is inaudible to residential neighbors,
- 10) it will hire a professional to review the ventilation system and remediate any noise and vibrations from it and conduct testing of affected apartments to insure that sound and vibrations are remedied and inaudible,
- 11) it will insure that there are no wait lines outside and designate an employee to oversee patron crowds and noise on the sidewalk,
- 12) it will conspicuously post this stipulation form beside its liquor license inside of its business, and
- 13) it will provide a telephone number for residents to call with complaints and immediately address any resident complaints

7. Spot Dessert Bar (ACO Bakery Inc), 13 St Marks Pl btwn 2nd & 3rd Aves (wb)

VOTE: TITLE: Community Board 3 Recommendation To Deny Unless Stipulations Agreed To—Stipulations Attached

To deny the application for a wine beer license for ACO Bakery Inc., doing business as SPOT Dessert Bar, for the premise located at 13 St. Marks Place, between Second Avenue and Third Avenue, unless the applicant agrees before the SLA to make as conditions of its license the following signed notarized stipulations that

- 1) it will operate as a dessert bar, with a prep area open and serving food during all hours of operation,
- 2) its hours of operation will be 12:00 P.M. to 12:00 A.M. Sundays through Wednesdays and 12:00 P.M. to 1:00 A.M. Thursdays through Saturdays,
- 3) it will not commercially operate any outdoor areas,
- 4) it will close any front or rear façade entrance doors at 10:00 P.M. every night and will otherwise have a closed fixed facade with no open doors or windows,
- 5) it will play ambient background music only, consisting of recorded music, and not have live music, DJs, promoted events, scheduled performances or any event at which a cover fee will be charged,
- 6) it will not seek a change in class of its liquor license to a full on-premise liquor license,
- 7) it will not apply for any alteration in its method of operation without first appearing before Community Board 3,
- 8) it will not have "happy hours,"
- 9) it will not host pub crawls or party buses,
- 10) it will insure that there are no wait lines outside and designate an employee to oversee patron crowds and noise on the sidewalk,
- 11) it will conspicuously post this stipulation form beside its liquor license inside of its business, and
- 12) it will provide a telephone number for residents to call with complaints and immediately address any resident complaints

Community Board 3 is approving this application for a wine beer license although this is a location in an area with numerous liquor licenses because 1) this applicant has operated this business for four (4) years without complaints and has previous experience operating businesses with liquor licenses, 2) no one appeared in opposition to this application and the applicant furnished forty-three (43) signatures from area residents in support of its application, and 3) this is a business which has developed a reputation as an innovative dessert business and operates with moderate hours and given this operating history, the approval of a wine beer license is a moderate extension of its existing business.

Alterations

8. Bonnie Vee (JB DP Stanton Corp), 17 Stanton St btwn Bowery & Chrystie Sts (op/alt/extend hours)

VOTE: TITLE: Community Board 3 Recommendation To Deny Unless Stipulations Agreed To—Stipulations Attached

Given that this business has been operating for fourteen (14) months and had tremendous support as evidenced by the twelve (12) speakers who appeared on its behalf and given that had no one appear

in opposition to this application, Community Board 3 moves to deny the application for an alteration of the full on-premise liquor license for JBDP Stanton Corp., doing business as Bonnie Vee, for the premise located at 17 Stanton Street, between Bowery and Chrystie Street, to wit extending its closing hours Mondays through Saturdays and its opening hours all days, unless the applicant agrees before the SLA to make as conditions of its license the following additional signed notarized stipulation that

- 1) it will operate as a tavern, serving food to within one (1) hour of closing,
- 2) its hours of operation will be 8:00 A.M. to 12:00 A.M. Sundays and 8:00 A.M. to 4:00 A.M. Mondays through Saturdays,
- 3) it will play ambient background music only, consisting of recorded music, and not have live music, DJs, promoted events, scheduled performances or any event at which a cover fee will be charged,
- 4) it will close any front or rear façade doors and windows at 10:00 P.M. every night or during any amplified performances, including but not limited to DJs, live music and live nonmusical performances,
- 5) it will close its backyard no later than 10:00 P.M. every night,
- 6) it will not apply for an alteration of its method of operation without first appearing before Community Board 3,
- 7) it will not host pub crawls or party buses,
- 8) it may have "happy hours" to 8:00 P.M. each night,
- 9) it will employ at least one (1) security guard Thursdays through Saturdays, from 10:00 P.M. to closing,
- 10) it will insure that there are no wait lines outside,
- 11) it will conspicuously post this stipulation form beside its liquor license inside of its business, and
- 12) it will provide a telephone number for residents to call with complaints and immediately address any resident complaints.

New Liquor License Applications

9. Sensei (Gallery Sensei LLC), 278 Grand St 2nd fl btwn Eldridge & Forsyth Sts (upgrade/op)
no vote necessary
10. Beronberon (Mononoke Inc), 164 1st Ave (upgrade/op)
withdrawn
11. Norman's Cay (Prince Nassi), 74 Orchard St btwn Broome & Grand Sts (op)

VOTE: TITLE: Community Board 3 Recommendation To Deny Unless Stipulations Agreed To—Stipulations Attached

Understanding that this is a sale of assets of an existing restaurant with a full on-premise liquor license, Community Board 3 moves to deny the application for a full on-premise liquor license for Prince Nassi LLC, with a proposed business name of Norman's Cay, for the premise located at 74 Orchard Street, between Broome Street and Grand Street, unless the applicant agrees before the SLA to make as conditions of its license the following signed notarized stipulations that

- 1) it will operate as a full-service seafood restaurant, with a kitchen open and serving food to within one (1) hour of closing,
- 2) its hours of operation will be 12:00 P.M. to 3:00 A.M. Sundays through Wednesdays and 12:00 P.M. to 4:00 A.M. Thursdays through Saturdays,
- 3) it will operate a sidewalk café consisting of four (4) tables and eight (8) seats, with hours of operation of 12:00 P.M. to 10:00 P.M. all days, in a configuration which will not block the residential entrance of the building where the business is located,
- 4) it will close any front or rear façade doors and windows at 10:00 P.M. every night or during any amplified performances, including but not limited to DJs, live music and live nonmusical performances,
- 5) it will play ambient background music only, consisting of recorded music and DJs, which it may have no more than six (6) times per month, and will not have live music, promoted events, scheduled performances or any event at which a cover fee will be charged,
- 6) it will not apply for any alteration in its method of operation without first appearing before Community Board 3,
- 7) it may have "happy hours" to 8:00 P.M. each night,
- 8) it will not host pub crawls or party buses,
- 9) it will install soundproofing, if needed,
- 10) it will insure that there are no wait lines outside and designate an employee to oversee patron crowds and noise on the sidewalk,
- 11) it will conspicuously post this stipulation form beside its liquor license inside of its business, and
- 12) it will provide a telephone number for residents to call with complaints and immediately address any resident complaints

Community Board 3 is approving this application for a full on-premise liquor license although this is a location in an area with numerous full on-premise liquor licenses because 1) this applicant has operated a licensed business at 131 East 7th Street without complaints since June of 2012, 2) the

applicant furnished approximately forty-one (41) signatures in support of its application and many speakers appeared in support of this application and the existing business of the applicant, and 3) this is a previously licensed location with a full on-premise liquor license and the applicant intends to maintain the business name and method of operation of the business.

12. Doka Inc, 53 Delancey St aka 141 Eldridge St btwn Forsyth & Eldridge Sts (op)

VOTE: TITLE: Community Board 3 Recommendation To Deny Unless Stipulations Agreed To—Stipulations Attached

WHEREAS, Doka Inc. was initially seeking a full on-premise liquor license to operate a Chinese hot pot restaurant, in the premise located at 53 Delancey Street, a/k/a 141 Eldridge Street, between Forsyth Street and Eldridge Street; and

WHEREAS, Community Board 3 had concerns about granting a full on-premise liquor license to this applicant given that this application is for a full on-premise liquor license for a restaurant with hours of operation of 11:00 A.M. to 3:00 A.M. all days in a location which has previously had no licensed businesses and, although the applicant stated that it had overseas experience operating a similar business, it furnished no documentation that it had any similar work experience or has previously had a liquor license; and

WHEREAS, the applicant consequently agreed with Community Board 3 that it would first apply for a wine beer license; now

THEREFORE, BE IT RESOLVED that Community Board 3 moves to deny the application for a wine beer license for Doka Inc., for the premise located at 53 Delancey Street, a/k/a 141 Eldridge Street, between Forsyth Street and Eldridge Street, unless the applicant agrees before the SLA to make as conditions of its license the following signed notarized stipulations that

- 1) it will operate as a full-service Asian hot pot restaurant, serving food during all hours of operation,
- 2) its hours of operation will be 11:00 A.M. to 3:00 A.M. all days,
- 3) it will not commercially operate any outdoor areas,
- 4) it will close any front or rear façade entrance doors at 10:00 P.M. every night and will otherwise have a closed fixed facade with no open doors or windows,
- 5) it will play ambient background music only, consisting of recorded music, and will not have live music, DJs, promoted events, scheduled performances or any event at which a cover fee will be charged,
- 6) it will install soundproofing,
- 7) it will not apply for any alteration in its method of operation without first appearing before Community Board 3,
- 8) it will not have "happy hours,"
- 9) it will not host pub crawls or party buses,
- 10) it will insure that there are no wait lines outside and designate an employee to oversee patron crowds and noise on the sidewalk,
- 11) it will conspicuously post this stipulation form beside its liquor license inside of its business, and
- 12) it will provide a telephone number for residents to call with complaints and immediately address any resident complaints.

13. To be Determined, 60 3rd Ave btwn E 10th & E 11th Sts (op)

VOTE: TITLE: Community Board 3 Recommendation To Deny

WHEREAS, RPR Ventures LLC, is seeking a full on-premise liquor license to operate a restaurant, in the premise located at 60 Third Avenue, between East 10th Street and East 11th Street; and

WHEREAS, notwithstanding that this is a location which has a preexisting restaurant with a full on-premise liquor license, this is a new application for a full on-premise liquor license for a restaurant which would focus on craft beer and spirits, with hours of operation of 9:00 A.M. to 4:00 A.M. all days, seating composed of high top tables, counters and a forty-nine (49) foot bar, food service ceasing two (2) hours before closing, four (4) televisions, security at the door from 7:00 P.M. to closing all nights and an identification checker at the door; and

WHEREAS, after two (2) years of operating, the previous applicant was last approved for an upgrade of its liquor license to a full on-premise liquor license with stipulations to 1) close no later than 12:00 A.M. Sundays through Thursdays and 1:00 A.M. Fridays and Saturdays, 2) have no open façade doors or windows, 3) have an employee one of whose responsibilities will be to monitor waiting customers or customers standing outside to smoke, to minimize noise and congestion on the sidewalk, 4) post signs on the façade of its establishment which state in sum and substance "no alcohol will be served to minors," 5) continue to operate as a full-service restaurant, serving food to within one (1) hour of

closing, 6) play ambient background music only and not employ DJs, 7) install soundproofing, if necessary, 8) maintain a clean and sanitary sidewalk, and 9) not sell its business, including its license, or transfer its license; and

WHEREAS, notwithstanding that the applicant furnished a letter of no complaint from Community Board 6 (appended hereto) about its existing business, that letter also stated that the applicant had applied for its liquor license before that community board as a barbecue restaurant but instead opened a sports bar; and

WHEREAS, the applicant furnished inadequate documented support for its application, in that it provided only twenty (20) signatures from area residents in support of its application and does not have the support of the East Village Owners and Tenants Association, a local tenants organization in this area, because of its method of operation and late night hours; and

WHEREAS, there are eleven (11) full on-premise liquor licenses within five hundred (500) feet of this location per the applicant, three (3) of which are on the same block as the proposed location; and

WHEREAS, although the applicant stated that it intended to operate a restaurant, its own statements about intending to open a craft spirit focused business, the layout of the proposed business with a large bar and high tops tables, the late night hours with food service ending two (2) hours before closing and the intention to have daily security guards and identification checkers lead this community board to conclude that this location will be a tavern; and

WHEREAS, there is no public benefit to the granting of this full on-premise liquor license for a craft bar with food pairings in close proximity to numerous existing full on-premise liquor licenses, many of which are taverns or restaurant taverns, and in close proximity to a college student population, that being New York University which houses students at Third Avenue and East 10th Street and Third Avenue and East 12th Street; and

WHEREAS, there is no public benefit in expanding the hours of operation or method of operation from the preexisting full-service restaurant; now

THEREFORE, BE IT RESOLVED that Community Board 3 moves to deny the application for a full on-premise liquor license for RPR Ventures LLC, for the premise located at 60 Third Avenue, between East 10th Street and East 11th Street

14. Black Cat LES (Homebar NYC LLC), 172 Rivington St btwn Attorney & Clinton Sts (wb)

VOTE: TITLE: Community Board 3 Recommendation To Deny Unless Stipulations Agreed To—Stipulations Attached

To deny the application for a wine beer license for Homebar.NYC LLC, for the premise located at 172 Rivington Street, between Attorney Street and Clinton Street, unless the applicant agrees before the SLA to make as conditions of its license the following signed notarized stipulations that

- 1) it will operate as a cafe, serving food during all hours of operation,
- 2) its hours of operation will be 7:00 A.M. to 1:00 A.M. Sundays through Thursdays and 7:00 A.M. to 2:00 A.M. Fridays and Saturdays,
- 3) it will not commercially operate any outdoor areas,
- 4) it will close any front or rear façade doors and windows at 10:00 P.M. every night or during any amplified performances, including but not limited to DJs, live music and live nonmusical performances,
- 5) it will play ambient background music only, consisting of recorded music and acoustic live music, provided that any live performances end no later than 10:00 P.M. every night, and will not have DJs, promoted events, scheduled performances or any event at which a cover fee will be charged,
- 6) it will not seek a change in class of its liquor license to a full on-premise liquor license without the approval of Community Board 3,
- 7) it will not apply for any alteration in its method of operation without first appearing before Community Board 3,
- 8) it may have "happy hours" to 8:00 P.M. each night,
- 9) it will not host pub crawls or party buses,
- 10) it will insure that there are no wait lines outside and designate an employee to oversee patron crowds and noise on the sidewalk,
- 11) it will conspicuously post this stipulation form beside its liquor license inside of its business, and
- 12) it will provide a telephone number for residents to call with complaints and immediately address any resident complaints.

Items not heard at Committee

- 15. Hkook Corp, 324 E 6th St (wb)
no vote necessary
- 16. Spreadhouse Coffee & Art LLC, 116 Suffolk St (wb)
no vote necessary
- 17. Hou Yi Hot Pot Inc, 92 Hester St (wb)
no vote necessary

35 YES 0 NO 0 ABS 0 PNV MOTION PASSED

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

- 1. Approval of previous month's minutes
VOTE: To approve the January 2015 Committee minutes as written.
- 2. Parks presentation: Henry Jackson Playground design concept plan
no vote necessary
- 3. Parks presentation: ESHS: Soccer field design
no vote necessary
- 4. Parks presentation of public art exhibits at Ahearn Park

VOTE: TITLE: Community Board 3 Resolution to Support the Public Temporary Art Installation at Ahearn Park

Whereas, a temporary art installation design was presented before the Parks Committee;

Whereas, the artist responded to concerns regarding public residents climbing on the sculpture as a safety concern by describing the steel structure secured to a foundation installed into the ground;

Whereas, the artist is required by NYC Parks to have insurance for the duration of the exhibit as well as a bond held to assure that the original paving stones will be put back in place after the installation is removed;

Therefore be it resolved, that CB 3 approves of the sculpture as a temporary art installation at Ahearn Park.

- 5. Presentation of design for the renovation of the East River Park - East 6th Street soccer field and track
VOTE: TITLE: Community Board 3 Resolution to Support the Designs for the Repair of the East River Park 6th Street Soccer Field

Whereas, the East River Park Soccer Field and Track is a valuable sports field in Community Board 3, and is heavily used by the community for soccer, track and other athletic activities;

Whereas, since 2001, the field has experienced wear and tear from use, as well as suffering damage from an emergency helicopter landing that destroy swaths of the turf;

Whereas, fissures, ponding, degradation of the underlying foundation of the track are identified issues at the field that the Parks Committee has highlighted in previous years as high-priority capital repair items during the annual budgeting process;

Whereas, the need for capital repairs has great support from the public;

Therefore be it resolved, that Community Board 3 asks our elected officials to continue to support the field repair with a minimum of \$600,000 in capital costs funding, so that the soccer field and track can be repaired simultaneously;

And further be it resolved, that proper maintenance and turf equipment be used regularly to maintain the track and field's condition by the Park's Department;

And further be it resolved, that Parks works with the CB3 and elected officials to find temporary alternative spaces for displaced soccer and track leagues;

And finally be it resolved, that Community Board 3 supports the design proposed by the Parks landscape consultant to repair the field.

- 6. Requested support for 9th Annual Dance Parade, 5/6, 8th Street / Saint Marks, culminates at Tompkins Square Park (3-7 pm)

VOTE: TITLE: Proposed Stipulations for 9th Annual Dance Parade

Whereas, the Annual Dance Parade is a culturally significant event held in Tompkins Square Park, and draws a large number of participants in previous years;

Whereas, however, there have been a number of documented noise complaints from local residents facing the park and from police during prior Dance Parade events;

Whereas, the organizer of the Dance Parade, Greg Miller, came before the Community Board to outline further steps he would take to address sound and other issues for the upcoming May 6th 2015 parade, including, but not limited to;

- Maintain the four hour limit for amplified sound
- Reduce the size of the sound system from 22,000 watts to 8,000 watts
- Remove live drumming components from the curated performance (but allow for parade portion of the event)
- Meet with neighbors prior to the event and place notices in vestibules of nearby buildings so the public is adequately prepared and informed
- Rent wenger wagons/sound barrier panels from Parks Dept for the performances
- Will make organizers available at front of parade and by the stage to monitor sound

Therefore, be it resolved, that CB3 supports the Dance Parade under these proposed stipulations.

7. Discussion of vice chair

VOTE: TITLE: Parks Committee Vice Chair

Whereas, the addition of a Vice Chair will help with the coordination of Parks Committee meetings, communications, and other support for the Parks Committee Chair;

Therefore be it resolved, that the Parks Committee elects and appoints Kathleen Webster as the Vice Chair of Parks Committee.

8. Report from Arts Subcommittee

VOTE: TITLE: Arts Sub Committee resolutions

To approve the following resolutions discussed in the Arts Sub Committee

1. Approval of previous month's minutes

VOTE: TITLE: January 12, 2015 Minutes of the Arts and Culture Subcommittee

To approve minutes with above correction that Rebecca Weiss of Clemente Soto Velez will update the database, not Tamara Greenfield of FAB. Motion passed unanimously.

2. [Elena Alexeeva , Ex. Dir. of Evolution Enrichment Center made presentation on proposed free dance, afterschool ballet classes in the LES and request for funding support through DYCD's Compass Program](#) (click for info)

VOTE: TITLE: Motion in support of Mayor DeBlasio's initiative to fund arts and culture programs in schools in the CB#3 area.

Whereas CB3 Arts and Cultural subcommittee has found in public testimony the need for arts space and quality arts youth education in CD3.

Whereas the NYC Public School system has been subject to repeated cuts in youth arts education.

Whereas a proposal was presented to the Arts & Culture subcommittee in regards to the new Compass NYC Youth grant opportunity for free quality after schools art programming in CD3.

Therefore be it resolved that CB3 is in support of NYC Compass funding for affordable quality after school arts programming in CD 3.

3. Plan upcoming Town hall for arts and culture needs assessment

VOTE: TITLE: Motion made to postpone vote on goals and planning for upcoming Town hall to March 2015 meeting so that meeting could be closed early for members to attend Crisis in Creativity-NYC City Theater's In Distress at the CUNY Graduate Center-The Commissioner of the Dept. of Culture Affairs was presenting at this event and many of the arts organizations from the LES/EV CB#3 area would be attending(Tamara Greenfield was a panelist on the program)

Voting on Goals, determining date and organization of Arts and Culture Town hall to be postponed until the March 2015 meeting of the Arts and Culture Subcommittee.

35 YES 0 NO 0 ABS 0 PNV MOTION PASSED

Landmarks Committee

1. [Follow up presentation on the accessibility renovations at the Clemente Soto Velez Cultural and Educational Center \(107 Suffolk Street\)](#) (click for info)

VOTE: TITLE: Community Board 3 Resolution to support a preliminary design for the accessibility improvements to the Clemente Solo Velez building, and request to review the final designs

WHEREAS, the first phase of the work proposed to improve accessibility to the Clemente Solo Velez Cultural Center adds a ramp along the front facade, taking advantage of a window that will be enlarged, and adds an elevator at the rear of the building; and

WHEREAS, CB 3 resolved in March, 2014 to support the conceptual design, with the request for more detailed information regarding the accessible ramp and exterior signage when the preliminary design was complete; and

WHEREAS, the center operates in a multi-cultural and inclusive manner, housing and promoting artists and performance events that fully reflect the cultural diversity of the Lower East Side and the city as a whole; and

WHEREAS, the cultural center is housed in a beautiful, historic CBJ Snyder school building, the former Public School 160, whose exterior has recently been renovated; and

WHEREAS, a master plan has been developed to address safety and accessibility issues and to bring the building into code compliance, as well as to make it generally more welcoming; and

WHEREAS, CB 3 finds the preliminary designs for signage and fonts, including banners and on-building signs, to be appropriate; and

WHEREAS, CB 3 finds that the preliminary design respects the current appearance of the building, with the exception of the railing on the accessible ramp, while enhancing the contemporary cultural functions of the building; so

THEREFORE BE IT RESOLVED, CB 3 approves the preliminary design, and asks that the applicants return to committee with the final design. In particular, CB3 requests refinement of the fence design to better respect the verticality of the building.

2. Discussion of vice chair
no vote necessary
3. Committee discussion on procedures
no vote necessary

35 YES 0 NO 0 ABS 0 PNV MOTION PASSED

Land Use, Zoning, Public & Private Housing Committee

1. Approval of previous month's minutes
VOTE: To approve the January 2015 Committee minutes as written.
2. [Request for support for increased funding for Mayor's Office of Special Enforcement to increase ability to enforce against illegal hotels](#) (click for info)

VOTE: TITLE: Community Board 3 resolution to support a request for increased funding for the Mayor's Office of Special Enforcement to increase its ability to enforce against illegal hotels

WHEREAS, New York City suffers from a shortage of affordable housing and is in a legislatively imposed housing emergency; and

WHEREAS, Manhattan community boards have always considered the preservation and development of affordable housing a top priority; and

WHEREAS, illegal hotels are apartment and Single Room Occupancy (SRO) units in permanent Class A multiple dwelling residential buildings legally required to be occupied for thirty days or longer that are used as transient hotels; and

WHEREAS, short-term illegal hotel use has plagued the East Village, Lower East Side, and Chinatown for over a decade; and that the LES/Chinatown was found to be one of the three major areas affected by Airbnb rentals as found in the Attorney General's Report.

WHEREAS, illegal hotels take available apartments from an already tight housing market, and disrupt the lives of the residents who live in the building and the community; and

WHEREAS, illegal hotels leads to the rapid deregulation of permanent affordable housing in our community, provides incentives for landlords to harass tenants out of their homes, and drives up rents in the surrounding area; and

WHEREAS, co-op shareholders and condo owners who rent their units for short-term use contrary to their proprietary lease and by-laws also risk legal action; and

WHEREAS, illegal hotels create fire safety and security risks for residents and unsuspecting tourists because they do not conform to the more stringent safety regulations for hotels set forth in the New York City Fire Codes, such as fire sprinklers and secondary egress; and

WHEREAS, illegal hotels create public nuisances and quality of life issues for residents living in the buildings, including noise, overcrowding, unusual wear and tear on the building,

WHEREAS, most illegal hotels fail to meet Federal, State and City accessibility requirements for people with disabilities; and

WHEREAS, many tourists are deceived into booking an illegal hotel because they are unaware that the buildings in which they are staying are built for permanent residential use and do not meet the stringent commercial hotel fire-safety codes; and

WHEREAS, illegal hotels change the fabric of our communities, including the loss of small business owners who rely on permanent residents living in the community are priced out; and

WHEREAS, with the advent and proliferation of online platforms including, but not limited to, Airbnb, VRBO, One Fine Stay, and Home Away over the past few years has exponentially increased illegal hotels in New York City and our community further exacerbating the housing crisis; and

WHEREAS, the New York State Attorney General Eric Schneidermann's report of October 2014 on its investigation into Airbnb stated that 72% of Airbnb rentals are illegal and that the number of unique units booked for private short-term rental on Airbnb rose from 2,652 in 2010 to 16,483 in the first five months of 2014; and

WHEREAS, the Attorney General also reported that Airbnb has 13,000 listings in Manhattan alone; and

WHEREAS, Manhattan has a total of 750,000 co-op, condo and rental units; and

WHEREAS, based on these facts, Airbnb utilizes 1.74% of Manhattan's available housing stock for short-term illegal rentals, which is greater than Manhattan's vacancy rate of 1.54%, and

WHEREAS, the Attorney General also reports that commercial uses dominate the short term rental business, with 6% of the "hosts" collecting 37% of the revenue; and

WHEREAS, enforcement of illegal hotel activity is carried out by the Mayor's Office of Special Enforcement, which operates a joint task force comprised of specially trained inspectors from New York City agencies, including Department of Buildings, Department of Finance, Police Department, Fire Department, and Department of Health; and

WHEREAS, a shortage of inspectors who respond to illegal short term use complaints contributes to a delay of more than one month between a complaint being filed and an inspection being conducted; and

THEREFORE, BE IT FURTHER RESOLVED that the New York City Council and Mayor de Blasio to allocate increased funding to the Mayor's Office of Special Enforcement to increase their ability to enforce illegal hotels.

3. Development team: Update on Essex Crossing
no vote necessary

4. Report from Public Housing & Section 8 Housing Subcommittee

VOTE: TITLE: Community Board 3 Resolution requesting that NYCHA and L&M Development attend the March 9, 2015 meeting of the CB 3 Subcommittee on Public Housing and Section 8 Housing

Whereas, Public Housing Development Campos Plaza is undergoing a Recapitalization Project as well as East 4th Street Rehabilitation; and

Whereas, CB 3's Public Housing and Section 8 Housing Subcommittee invited NYCHA to the subcommittee's February 5th , 2015 meeting, and NYCHA confirmed attendance but then cancelled their participation with not enough notice to alert tenants and community members, and asked if they can attend the next Public Housing and Section 8 Housing Subcommittee meeting; and

Whereas, the meeting was attended by approximately 100 community residents; and

Whereas, residents expressed concerns, confusion, frustrations and fears in regards to this Recapitalization project; and

Whereas, it is apparent to this committee that there is considerable misinformation and a lack of clarity in regards to the Recapitalization Project and its intended consequences and unintended consequences including: housing security, property management, house rules, compliance & record keeping, and government & resident representation; and

Whereas, the committee concludes that this Recapitalization Project has significant urgency due to all of the testimony given here by our community residents, so

Therefore be it resolved that CB 3 urges that NYCHA and its private development partners involved in the Recapitalization Project, L&M Development, attend the next Public Housing and Section 8 Housing Subcommittee meeting and provide Spanish and Chinese translation and interpretation services.

5. Chinatown Working Group update on the remaining subdistricts C, D, and E
no vote necessary

35 YES 0 NO 0 ABS 0 PNV MOTION PASSED

Health, Seniors, & Human Services Committee

1. Approval of previous month's minutes

VOTE: To approve the January 2015 Committee minutes as written.

2. 2015 Update on Health and Seniors Committee Goals
no vote necessary

3. Office of Councilmember Margaret Chin, Chair of the Aging Committee, report on Fiscal Year 2015 budget for senior services and priorities for senior services for Fiscal Year 2016. Yume Kitasei, Chief of Staff for Council Member Margaret Chin, presented and answered questions regarding seniors services in the FY2014 budget.
no vote necessary

4. OEM (Office of Emergency Management) for Seniors and People with Disabilities, Access and Functional Needs
no vote necessary

5. Letter to support maintaining mental health, World Trade Center of Excellence, ER & trauma services, and mobile crisis unit at Bellevue Hospital Center
no vote necessary

February 2015

Dr. Ramanathan Raju
President & Chief Executive Officer
New York City Health and Hospitals Corporation
125 Worth Street
New York, NY 10013

Dear Dr. Raju,

On the behalf of Manhattan Community Board 3 (CB 3), I congratulate you on your appointment as the President and Chief Executive Officer for Health and Hospitals Corporation (HHC). CB 3 would like to share some concerns in view of the Affordable Care Act.

We feel strongly about the key services outlined in the Community Health Assessments, as relevant to CB 3, served by Bellevue Hospital Center as detailed in the attached resolution. We believe in the maintenance of mental health services, including the Pediatric and Adolescent Inpatient; World Trade Center of Excellence; Mobile Crisis Unit; Emergency and Trauma Services for the communities which Bellevue Hospital Center serves is vital.

We are very aware that HHC will be challenged over the coming years to realize and sustain its mission. We want to ensure going forward that Bellevue Hospital Center expands and not make cuts, reductions, and consolidations without meaningful community input prior to any such actions.

Attached is the resolution passed by the CB 3 about our concerns in regard to Bellevue Hospital Center. We look forward to coming together and mobilizing around a shared vision and goals to ensure that vital health services and programs provided by Bellevue Hospital Center are maintained.

Yours truly,

cc: Mayor DeBlasio

cc: Bellevue Hospital Community Advisory Board

6. Vote for Vice Chair and Secretary

VOTE: To appoint Ayo Harrington to Vice Chair and Bryan Ellicott Secretary of the Health, Seniors & Human Services Committee

35 YES 0 NO 0 ABS 0 PNV MOTION PASSED

Youth, Education, & Human Rights Committee

1. Approval of previous month's minutes

VOTE: To approve the January 2015 Committee minutes as written.

2. Vote for Vice Chair and Secretary

VOTE: TITLE: Motion to Appoint Vice Chair and Secretary

To elect Ayo Harrington to Vice Chair and Bryan Ellicott Secretary of the Youth, Education and Human Rights Committee.

35 YES 0 NO 0 ABS 0 PNV MOTION PASSED

Members Present at Last Vote:

David Adams	[P]	Ayo Harrington	[A]	Alexandra Militano	[P]
Dominic Berg	[P]	Herman F. Hewitt	[P]	Chiun Ng	[A]
Karen Blatt	[P]	Anne K. Johnson	[A]	Ariel Palitz	[A]
Lisa Burriss	[P]	Linda Jones	[P]	Teresa Pedroza	[A]
Justin Carroll	[P]	Vaylateena Jones	[P]	Carolyn Ratcliffe	[P]
Karlin Chan	[A]	Meghan Joye	[P]	Carlina Rivera	[P]
Jimmy Cheng	[A]	Lisa Kaplan	[A]	James Rogers	[P]
MyPhuong Chung	[P]	Carol Kostik	[A]	Richard F. Ropiak	[P]
David Crane	[P]	Ben Landy	[P]	Christopher Santana	[P]
Enrique Cruz	[P]	Mae Lee	[P]	Susan Scheer	[A]
Cathy Dang	[P]	John Leo	[P]	Nancy Sparrow-Bartow	[P]
Leila Eliot	[P]	Alysha Lewis-Coleman	[P]	Josephine Velez	[P]
Morris Fajtelewicz	[P]	Gigi Li	[P]	Rodney Washington	[P]
Flora Ferng	[A]	William LoSasso	[P]	Kathleen Webster	[A]
Gloria Goldenberg	[P]	Chad Marlow	[P]	Thomas Yu	[P]
Jan Hanvik	[P]	Penina Mezei	[A]	Zulma Zayas	[P]

Meeting Adjourned