



THE CITY OF NEW YORK MANHATTAN COMMUNITY BOARD 3

59 East 4th Street - New York, NY 10003

Phone (212) 533-5300

www.cb3manhattan.org - info@cb3manhattan.org

Jamie Rogers, Board Chair

Susan Stetzer, District Manager

February 2017 Full Board Minutes

Meeting of Community Board 3 held on Tuesday, February 28, 2017 at 6:30pm at PS 20, 166 Essex Street.

Public Session:

John Ingram presented a request for participation in the People's Climate March on April 29 in Washington DC

Robyn Shapiro, The Lowline: gave an update and mentioned the community visioning workshop on 3/2. The Lab closed the previous weekend.

Janine Panchou-Berry thanked the board for withholding support for 421A application on Steve Cronan building.

K Webster, Neighbors to Save Rivington House. Announced a community visioning meeting to discuss the future of community care and how to meet the care needs of our neighborhood.

Ethany Uttech, IOBY (In Our Backyard) presented a funding opportunity for LES residents and non-profits.

Harry Bubbins, GVSHP: Is trying to prevent Rivington House 2.0 at PS64 (Charas). Spoke on BSA Variance request for 14th Street Post Office. Spoke about the massive upzoning threatening our neighborhood.

Valalyteena Jones: Discussed 2 Bridges development meeting and local hiring. She wants to know exactly who gets hired and from exactly which zipcode. Wants to see integrated economic housing in Essex Crossing.

Sophie Maerowitz, Access Intel. Announced MTA workshop for L train shutdown (make-up meeting)

Vincent Jenkins: LES resident. Called for the community to get together to support the disabled. There needs to be increased housing, transportation, education and resources for the disabled.

Famod Konneh, Manhattan's DA office. Announced Grant Funding for local programs and non-profits and High School Internship program.

Public Officials:

Mayor Bill de Blasio, Paola Ruiz:

Public Advocate Letitia James, Adam Chen:

Comptroller Scott Stringer, Elaine Fan: March 2, Lunar New Year celebration in Flushing. Dept of Sanitation recalls unsafe vehicles. Comptroller plans to provide free sunscreen to children in NYC parks, pools and playgrounds this summer.

Borough President Gale Brewer, Drew Lombardi: CB3 interview is on March 11th, 10am in the BP's office. Midtown East re-zoning meeting. The Charas demonstration on the steps of city hall got the attention of the mayor's office who will investigate. Commercial Rent Tax bill on floor of the council as well as and separate bill to maintain affordable supermarkets.

Congressmember Carolyn Maloney, Victor Montesinos:

Congressmember Nydia Velazquez, Iris Quinones: Re-Imaging the health care marketplace for small business. She unveiled new legislation that would steer federal funding to transportation alternatives when major transit arteries are closed or delayed due to infrastructure upgrades. The Congresswoman is speaking out against Trump's plan to remove protections for transgender youth in schools. NYC taxpayer should not foot the security cost in Trump tower.

Assemblymember Yuh-Line Niou, Rebecca Ou: The Assemblywoman is continuing to work to hold landlord Steve Croman accountable to tenant harassment and unacceptable housing conditions at 159 Stanton. Yuh-Line is in favor of the Dream Act- a bill to increase educational opportunities for immigrants. Seeking funding for senior housing in LES. Worked with MTA to remove busses parking in front of yeshiva.

Assemblymember Deborah J. Glick, Charlie Anderson: sponsored a bill to outlaw conversion therapy in minors. Asked the Dept of Health for clarity in changes being made to Beth Israel. L train meeting reminder.

Assemblymember Brian Kavanagh, Jill Schoenfeld: Medicare Awareness Event on March 16. Town Hall Saturday 4th. L train meeting 7pm on March 9 at Town and Village Synagogue. Announced NYCHA environmental ambassador program.

State Senator Daniel L. Squadron: Daniel is urging MTA for faster timeline on Delancey and Essex stop renovations. He is fighting to keep funding for senior centers in new budget. Announced Community Convention at Stuvesant HS on Exchange Street April 23rd from 2-5

State Senator Brad M. Hoylman, Eli Szenes-Strauss: Announced Legislation to make NYS is the first sanctuary state. Introduced legislation to codify President Obama's title 9 legislation to apply to the whole state.

Councilmember Margaret Chin, Vincent Fang: Announced applications for 2017 Summer Youth employment programs. Councilmember Chin rallied on the steps of City Hall in support of the long overdue reform to Commercial Rent Tax (CRT).

Councilmember Rosie Mendez, Sheila Rodriguez: Thanked everyone who came to the Tompkins Sq Park Meeting on lowering fences and the Charas meeting. Rosie is concerned about the missed opportunity to create affordable housing at the PC Richards site.

Members Present at First Vote:

David Adams	[P]	Herman F. Hewitt	[P]	Nancy Ortiz	[A]
Yaron Altman	[P]	Trever Holland	[P]	Carolyn Ratcliffe	[P]
Dominic Berg	[P]	Anne K. Johnson	[P]	Joyce Ravitz	[P]
Karen Blatt	[P]	Linda Jones	[P]	Damaris Reyes	[A]
Lisa Burriss	[P]	Vaylateena Jones	[P]	James Rogers	[P]
Alan van Capelle	[P]	Meghan Joye	[P]	Richard F. Ropiak	[P]
Karlin Chan	[P]	Lisa Kaplan	[P]	Robin Schatell	[P]
MyPhuong Chung	[P]	Carol Kostik	[P]	Susan Scheer	[P]
David Crane	[A]	Mae Lee	[P]	Laryssa Shainberg	[P]
Enrique Cruz	[P]	Veronica Leventhal	[P]	Wilson Soo	[P]
Eric Diaz	[P]	Alysha Lewis-Coleman	[P]	Nancy Sparrow-Bartow	[P]
Wilda Escarfuller	[P]	Gigi Li	[A]	Josephine Velez	[P]
Shirley Fennessey	[A]	Jeremy Markman	[P]	Rodney Washington	[P]
David Ford	[P]	Chad Marlow	[P]	Kathleen Webster	[P]
Debra Glass	[A]	Alexandra Militano	[A]		

Minutes:

Minutes of December 2017 were approved, as is.

33 YES 0 NO 4 ABS 0 PNV MOTION PASSED

Board Chairperson's Report:

Chairperson Jamie Rogers

- Announced a vacancy in the Asst. Secretary position. Members interested in applying should let the chair know by Wednesday morning March 22.
- 2 opportunities on Community Advisory Boards: Mt. Sinai/Beth Israel community advisory board and Community Advisory board for the Lowline. Please submit your name to chair if interested.
- March 11 is the Community Board interview at the BP's office.
- Budget Process District Needs Statements

District Manager's Report:

District Manager Susan Stetzer. Presented by Tabitha Renz

- Clockwork bar attack: DM working with the precinct and bar is cooperating.
- Yep busses have been seized and they're up for auction by the City.
- 5th precinct issued 1300 bus summonses, mainly by Allen street.
- DCA announced that 10002 has a high percentage of residents who are eligible for an earned income tax credit
- DA's office hosting a series of meetings with community stakeholders to discuss crime in neighborhoods.
- Office attended meeting in response to the 14A bus route.
- Office hired a part-time time worker, Aliyah to cover Dardre who is on medical leave.
- DA office wants to reassure everyone that they are unconcerned with immigration status and that people should continue to report crimes without fear.

- Housing Information meeting for Essex Crossing Monday March 6 6:30-8pm at Seward Park HS auditorium
- Discussed Exec resolution regarding policy on translated materials. Board discussed concerns that if not-for-profits with small staffs and budgets were forced to translate into 2 languages, they may not translate at all. Board also discussed economic burden this may put on not for profits. Board also thought resolution should clarify that the policy was written in regards to materials distributed by CB3 or at the CB3 office.

Presentation on Online Petitions

Chad Marlow presented his research on online petitions. He believes there is no online petition sites at this time that meet the needs of accuracy and reliability of physical petitions. Discussion on the matter ensued. It was decided that committees could have the discretion to accept online petitions when the petitions are not a mandatory part of the CB3 application process i.e., street co-naming applications, and liquor license applications. Appropriate changes were made to the resolution.

Committee Reports:

Executive Committee

1. Policy regarding translated materials at CB 3 meetings

VOTE: Whereas Community Board 3 encompasses the Lower East Side and Chinatown, currently and historically the home to many immigrants, and

Whereas CB 3 at the last census reported about 163,000 residents, of whom 27% identify as Chinese and 23% identify as Latino or Hispanic, and

Whereas the most common languages spoken and read in CB 3 are English, Chinese and Spanish, and

Whereas many agencies and other entities distribute materials through the CB office or through the Board at different venues, including CB 3 meetings, so

Therefore be it resolved that to be inclusive and transparent, translated information distributed in the CB office, at CB 3 meetings and events by members or by members at other events where they are representing themselves as CB 3 members or events that CB 3 is cosponsoring, must be translated into both Spanish and Chinese unless the event is Latino or Chinese specific.

VOTE: BOARD VOTED TO SEND THIS RESOLUTION BACK TO COMMITTEE

2. CB 3 policy regarding on-line petitions

VOTE: CB3 does not accept online petitions where they are mandatory pursuant to CB 3 rules due to heightened concerns about authenticity and verifiability compared to physical petitions. For all other matters, it shall be up to each committee to determine a general policy for accepting online petitions.

34 YES 0 NO 0 ABS 0 PNV MOTION PASSED (to send Exec item 1 back to committee)

21 YES 8 NO 3 ABS 0 PNV MOTION PASSED (Exec item 2)

Health, Seniors, & Human Services / Youth, Education, & Human Rights Committee

1. Approval of previous month's minutes approved by committee
2. Request for support for new health equality initiative as it relates to Smoke-Free Housing in NYC no vote necessary
3. NYC Soccer Initiative request for support to build a soccer pitch at PS 184 Shuang Wen, 327 Cherry Street

VOTE: TITLE: Support for NYC Soccer Initiative soccer pitch at P.S. 184 Shuang Wen, 327 Cherry Street

WHEREAS, The Mayor's Fund to Advance New York City has partnered with the U.S. Soccer Foundation, New York City Football Club (NYCFC), U.S. Soccer Foundation (U.S. Soccer), and adidas inc. to launch the NYC Soccer Initiative (NYCSI), a first of its kind public-private initiative that will build and maintain 50 acrylic mini-soccer pitches across New York City over the course of five years; and

WHEREAS, An important component of NYCSI is the afterschool programming offered at each site, which helps kids establish healthy habits and develop critical life skills through caring coach-mentors and family engagement; and

WHEREAS, The initiative is also working alongside different city agencies, such as the Department of Education, NYC Parks, and the New York City Housing Authority, to identify spaces that could be viable for a mini-soccer pitch; and

WHEREAS, one of the sites selected for the first year of the initiative is P.S. 184 Shuang Wen, a Chinese dual language school serving grades Pre-K to 8th, located at 327 Cherry St; and

WHEREAS, the soccer pitch at Shuang Wen would also be available for use by local community-based organizations, outside of school hours, providing valuable recreational space; so

THEREFORE BE IT RESOLVED, CB 3 joins with Shuang Wen school in supporting the placement of a soccer pitch at P.S. 184 Shuang Wen through the NYC Soccer Initiative; and

THEREFORE BE IT FURTHER RESOLVED, CB 3 calls on the Shuang Wen administration to manage after school usage so that the soccer pitch is closed by 9PM and is not rented except to local CB3 community-based organizations and residents; and

THEREFORE BE IT FURTHER RESOLVED, CB 3 supports funding to be raised and allocated to reconstruct all outdoor yards at P.S. 184, which is especially necessary as there are no indoor gym facilities.

4. Presentation by LES Harm Reduction
no vote necessary
5. Planning for presentations from CBO's.
no vote necessary
6. Vote to adjourn
approved by committee

23 YES 3 NO 7 ABS 0 PNV MOTION PASSED (Human Services item 2)

31 YES 1 NO 1 ABS 0 PNV MOTION PASSED (excluding Human Services item 2)

Economic Development Committee

1. Approval of previous month's minutes
approved by committee
2. EDC presentation on PC Richard selection
no vote necessary
3. LES Employment Network Update
no vote necessary
4. Resolution to support current legislation: Commercial Tenant Anti-Harassment Law
no vote necessary
5. Vote to adjourn
approved by committee

31 YES 1 NO 1 ABS 0 PNV MOTION PASSED

Transportation & Public Safety and Environment Committee

1. Approval of previous month's minutes
approved by committee
2. Plan to follow up on accessibility issues impacting transportation
no vote necessary
3. Gouverneur Medical Center request for wayfinding signage in East Broadway subway station

VOTE: TITLE: Support for way-finding signage for Gouverneur Health and Hospital at East Broadway / Madison Street subway station

WHEREAS, Gouverneur Health and Hospital (GHH) has been serving NYC residents since 1885, including since 1972 at its current location of 227 Madison Street in Manhattan; and

WHEREAS, GHH treats as many as 40,000 patients a year, averages 250,000 visits per year, provides 235 nursing home beds for acute, short, and long term patient stays, and employs approximately 900 persons; and

WHEREAS, in 2014 GHH completed a \$250 million modernization project, which helped GHH receive a "Level 3" Patient-Centered Medical Home rating from the National Committee for Quality Assurance, the highest accreditation possible; and

WHEREAS, at its closest entry/exit point, the East Broadway / Madison Street subway station is located approximately one block from GHH; and

WHEREAS, adding GHH way-finding signage at the East Broadway / Madison Street subway station would enhance the safety of subway riders by informing riders in need of medical assistance that they are a short distance away from a hospital; and

WHEREAS, adding GHH way-finding signage at the East Broadway / Madison Street subway station would help to inform hospital patients, visitors, and staff that they have arrived at the proper subway station for GHH; and

WHEREAS, other subway stations in the city have beneficial way-finding signage for their local hospitals; so

THEREFORE BE IT RESOLVED, that CB 3 supports the installation of way-finding signage by the MTA for Gouverneur Health and Hospital in the subway station located at East Broadway / Madison Street.

4. Solid Waste Advisory Board presentation on Zero Waste plan, recycling, composting, and other waste issues
no vote necessary
5. Vote to adjourn
approved by committee

31 YES 1 NO 1 ABS 0 PNV MOTION PASSED

SLA & DCA Licensing Committee

1. Approval of previous month's minutes
approved by committee

Renewal with Complaint

2. Mazaar Bar and Lounge (Foundation Lounge Corp), 137 Essex St btwn Stanton & Rivington Sts (op)

VOTE: TITLE: Community Board 3 Recommendation That the SLA Revoke License

WHEREAS, Foundation Lounge Corp. is seeking a renewal of its full on-premises liquor license for the premises, doing business as Mazaar's Bar and Lounge, located at 137 Essex Street, between Stanton Street and Rivington Street, New York, New York; and

WHEREAS, this applicant, using a different corporate name, was first approved by Community Board 3 in December of 2005 with stipulations to 1) operate a full-service Asian fusion restaurant serving food to within one (1) hour of closing, 2) close at 2:00 A.M. Mondays through Saturdays and 12:00 A.M. Sundays, 3) immediately address resident complaints, 4) play recorded background music weekdays and have DJs weekends only, and 4) not have live music or promoted events; and

WHEREAS, the applicant was then heard for an alteration to reduce its kitchen and convert it to a cold prep area and change its business name in August of 2010 and was approved with stipulations to 1) operate a tavern restaurant serving food during all hours of operation, 2) employ at least one (1) security guard at the door at all times and two (2) security guards Thursdays through Saturdays, 3) cordon off an area in front of the business to house patrons, and 4) close its façade doors and windows at 10:00 P.M., and

WHEREAS, when the applicant was heard for its alteration application in August of 2010, Community Board 3 was unaware and was not notified by the applicant that it had received numerous violations in 2009 and 2010, including violations for unauthorized method of operation; and

WHEREAS, the applicant received violations from 2009 through 2011, some or all of which were sustained or to which the licensee pled no contest in 2011; and

WHEREAS, the applicant was then nuisance abated in June of 2011 for sales to minors; and

WHEREAS, the Department of Health closed the business in October of 2011 and there were resident complaints to the community board office that the business was removing the DOH signs from its front door and conducting business during the period of time that it was closed; and

WHEREAS, the location was then heard by Community Board 3 as a corporate change in April of 2012 where the presenting principals represented that the outgoing principal had been responsible for mismanagement of the business and the corporate change was approved with stipulations to 1) operate a tavern serving food during all hours of operation, 2) incorporate its stipulations of settlement from its nuisance abatement into its method of operation, including employing two (2) security guards Sundays through Thursdays and three (3) security guards Fridays and Saturdays, one (1) of which would be stationed at the door, and use identification scanners, 3) have a closed facade,

4) create a cordoned off area in front of the business to keep the sidewalk clear of patrons, 5) have no dancing and not apply for a cabaret license for the life of the license, and 6) use Joseph Torres, who had represented he was unconnected to the previous daily management of the business, as the daily manager; and

WHEREAS, the applicant was then administratively approved by Community Board 3 as a corporate change in which Joseph Torres was still a principal, in March of 2014, with the expectation that its stipulations would remain unchanged but the stipulations submitted by the applicant differed from those approved in April of 2012, in that they provided that the applicant would 1) operate as a tavern serving food during all hours of operation, 2) not operate any outdoor areas, 3) employ two (2) security guards Sundays through Thursdays and three (3) security guards Fridays and Saturdays, one (1) of which would be stationed at the door, 4) not apply for a cabaret license for the life of the license, 5) **not have more than four (4) promoted events per week**, 6) not host pub crawls or party buses, 7) have happy hours to 9:00 P.M. each night, 8) designate an employee to oversee patron congestion and noise on the sidewalk, 9) have no open doors or windows to minimize noise, and 10) provide a telephone number for residents to call with complaints and immediately address complaints; and

WHEREAS, this alteration of the stipulations was undetected by Community Board 3 and the community board office drafted a motion to approve the corporate change consistent with the provided stipulations, both of which were forwarded to the SLA; and

WHEREAS, fourteen (14) residents of the subject building and surrounding streets have now appeared before Community Board 3 and stated that the business is operating as a club with DJs, cover fees, promoted and ticketed events loud music and noise emanating from the business, an open façade, unruly loud patrons blocking the sidewalk and surrounding residential entrances, a lack of control of patrons outside by security, inadequate security, as well as patrons vomiting and urinating on the street; and

WHEREAS, a building resident appeared to state that he has been working with the community board office since August of 2016, to address his continued complaints of loud noise from music and people emanating from this business and from in front of this business, that he texted the applicant almost every night in December of 2016, because of noise, and that the response from the applicant had been that he is entitled to operate his business however he wants; and

WHEREAS, another resident of the area who appeared for this renewal spoke about the significant impact the business has had on her lifestyle and safety, in that she stated that she is unable to wait to hail cab near the business because of the unruly patrons and no longer feels safe walking down the street in front of the business because of the uncontrollable patrons in front of it; and

WHEREAS, Community Board 3 received fifteen (15) letters from residents, as well as a letter from the 102 Norfolk Street Tenants Association, all of which complained about this business having an open façade, loud music and noise emanating from business, unruly crowds and noise on the sidewalk, lack of crowd control by employees of the business despite velvet ropes to cordon off patrons, patrons urinating and vomiting on the sidewalk and blocking the surrounding residential entrances, and further, Community Board 3 received seven (7) petition signatures from area residents opposed to this renewal application; and

WHEREAS, the LES Dwellers, a local residents association, appeared and complained that the business has become a lounge and nightclub, that the corner where it is located is now one of the worst in the area because of patron congestion and noise, that the police have been unresponsive to resident complaints since the applicant, at the direction of the local precinct, hired different security, is using identification scanners and stopped using a promoter who had been implicated in a shooting, that the applicant uses pyrotechnics within its business and advertises free shots on its webpage in violation of existing law and that it is hosting promoted events more than four (4) times per week and has an open façade in violation of its stipulations; and

WHEREAS, the LES Dwellers has also complained that the public assembly permit for this location has not been amended to be consistent with its present commercial use and this complaint will be forwarded by Community Board 3 to the Department of Buildings for investigation; and

WHEREAS, consistent with these complaints, this location has received eighteen (18) 311 commercial noise complaints between March 12, 2016 and November 6, 2016, between the hours of 10:00 A.M. and 5:00 A.M., five (5) of which required police action to correct; and

WHEREAS, the district manager stated that within the past two (2) weeks, the Department of Consumer Affairs issued a violation against this business for exceeding the maximum allowable decibel level; and

WHEREAS, consistent with resident complaints and inconsistent from the stipulations submitted in March of 2014, YELP reviews for the business on May 14, 2016, July 9, 2016 and September 3, 2016, reflect that patrons observed dancing; and

WHEREAS, the applicant conceded that it had installed accordion doors but stated that their existence does not mean they are opened; and

WHEREAS, given the foregoing observations, the applicant is currently operating inconsistent from its stipulations to 1) not have dancing and not apply for a cabaret license for the life of the license, 2) designate an employee to oversee patron congestion and noise on the sidewalk, 3) have no open doors or windows to minimize noise, and 4) immediately address resident complaints and, further, has operated with security which is inadequate to respond to patron crowds and noise, may be exceeding its permitted promoted events per week, advertises free shots in violation of the New York State Alcohol Beverage Control Law and may be using illegal pyrotechnics; and

WHEREAS, notwithstanding that the attorney for the applicant stated that it would now work to address resident complaints and cease any operation inconsistent from the conditions of its license, given that the applicant is not adhering to its existing stipulations, Community Board 3 has no reason to believe that it will adhere to new or additional stipulations devised to respond to community complaints and violations; and

WHEREAS, given that Community Board is greatly concerned that the representations of this applicant cannot be relied upon since he has operated this business inconsistent from stipulations and contrary to the safety and peace of mind of area residents; now

THEREFORE, BE IT RESOLVED that Community Board 3 moves to ask that the SLA revoke the full on-premises liquor license for Foundation Lounge Corp., doing business as Mazaar's Bar and Lounge, for the premises located at 137 Essex Street, between Stanton Street and Rivington Street, New York, New York.

Applications within Saturated Areas

- 3. To be Determined, 162 Orchard Street (op) withdrawn
- 4. Mr. White (Mr. White LLC), 121 St Marks Pl btwn 1st Ave & Ave A (wb)

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

WHEREAS, Mr. White LLC is seeking a wine beer license to operate a New Southern cuisine restaurant, in the premises located at 121 Saint Marks Place, between First Avenue and Avenue A; and

WHEREAS, Community Board 3 was concerned about granting a wine beer license to this applicant given that this applicant was proposing to have hours of operation of 11:00 A.M. to 2:00 A.M. Sundays and 10:00 A.M. to 3:00 A.M. Mondays through Saturdays; and

WHEREAS, this premises is located on a residentially zoned street; and

WHEREAS, there are ten (10) full on-premises liquor licenses and eleven (11) wine beer licenses on this block of Saint Marks Place between First Avenue and Avenue A; and

WHEREAS, notwithstanding that the applicant furnished one hundred five (105) petition signatures from area residents in support of its application, The North Avenue A Neighborhood Association and The 9th Street A-1 Block Association submitted letters in opposition to the proposed hours for this location; and

WHEREAS, although the applicant provided a verbal recitation during its community board hearing that its principals had bartending and managerial experience and that one of the principals had previously held a liquor license, it omitted this experience from its community board questionnaire which prevented the community board from fully researching its background; and

WHEREAS, given these concerns, Community Board 3 will only approve this application with earlier closing times; now

THEREFORE, BE IT RESOLVED that Community Board 3 moves to deny the application for a wine beer license for Mr. White LLC, for the premise located at 121 Saint Marks Place, between First Avenue and Avenue A, 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 New Southern cuisine restaurant, with a kitchen open and serving food during all hours of operation,
- 2) its hours of operation will be 10:00 A.M. to 12:00 A.M. Sundays through Wednesdays and 10:00 A.M. to 1:00 A.M. Thursdays through Saturdays,
- 3) it will not commercially operate any outdoor areas,
- 4) it will install additional soundproofing, if needed,
- 5) it will close any front or rear façade doors and windows at 10:00 P.M. every night or when amplified sound is playing, including but not limited to DJs, live music and live nonmusical performances,
- 6) it will play ambient background music only, consisting of recorded music and acoustic live music, but will not have DJs, promoted events, scheduled performances or any event at which a cover fee will be charged and its live music will consist of no more than three (3) string instruments twice a month playing no later than 6:00 P.M.,
- 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 6:00 P.M. each night,
- 9) it will not host pub crawls or party buses,
- 10) it will not have unlimited drink specials with food,
- 11) it will insure that there are no wait lines outside and will designate an employee to oversee patrons 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.

Alterations

5. The Standard East Village (Cooper AB LLC & Standard International MGMNT LLC), 25-33 Cooper Square @ E 5th St (op/alt/transfer basement license to ground floor, basement will be used for storage only, bar will be located in restaurant dining room, reconfiguring seating on ground floor)

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

To deny the application for an alteration of the full on-premises liquor hotel license for Cooper AB LLC and Standard International MGMNT LLC, doing business as The Standard East Village Hotel, for the premises located at 25-33 Cooper Square, at the corner of Cooper Square and East 5th Street, to wit moving the bar from the basement to the first floor restaurant, converting the basement to storage and bathrooms and reconfiguring the seating around the bar in the first floor restaurant, unless the applicant agrees before the SLA to make as amended conditions of its license the following signed notarized stipulations that

- 1) it will remove the bar located in its basement lounge and supper club and convert the lounge and supper club into a storage area, as well as locate bathrooms for hotel guests in this area, and
- 2) it will move the full on-premises liquor license for the bar in the basement lounge and supper club to a sixteen (16) foot bar located on the northernmost wall of the first floor interior dining room of the hotel which will replace an existing food counter, and
- 3) it will maintain all other existing stipulations.

6. Saluggi's East (Saluggi's East Inc), 399 Grand St (op/alt/extend license to outdoor space)

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

Understanding that the applicant has entered into an agreement with the Seward Park around Canal East Block Association regarding the hours of operation of the outdoor area, Community Board 3 moves to deny the application for an alteration of the full on-premises liquor license for Saluggi's East Inc., doing business as Saluggi's, for the premise located at 399 Grand Street, between Clinton Street and Essex Street, to wit extending its liquor license to the outdoor area in front of the business and within its building line, 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 Italian restaurant, with a kitchen open and serving food during all hours of operation,

- 2) its hours of operation will be 8:00 A.M. to 1:00 A.M. Sundays through Wednesdays and 8:00 A.M. to 2:00 A.M. Thursdays through Saturdays,
- 3) it will operate its outdoor café within its building line and consisting of eleven (11) tables and twenty-two (22) seats, from 10:00 A.M. to 10:00 P.M. all days,
- 4) it will close any front or rear façade doors and windows at 10:00 P.M. every night or when amplified sound is playing, 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 not have unlimited drink specials with food,
- 10) it will designate an employee responsible to oversee patrons on the sidewalk and ensure no crowds or noise 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.

7. Katra (Pamdh Enterprises Inc), 217 Bowery (op/alt/add DJ and security)
withdrawn

New Liquor License Applications

8. Hill and Dale, 115 Allen St btwn Delancey & Rivington Sts (op)
withdrawn

9. Mandolino Inc, 137 E 13th St (op)
withdrawn

10. Fifth Elephant LLC, 87 Ludlow St (op)
withdrawn

11. Winnie's Bar Inc, 58 E B'way btwn Catherine & Market Sts (op)

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

To deny the application for a full on-premises liquor license for Winnie's Bar Inc., for the premises located at 58 East Broadway, second floor, between Catherine Street and Market 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 tavern with karaoke music, serving food to within two (2) hours of closing,
- 2) its hours of operation will be 12:00 P.M. to 4:00 A.M. all days,
- 3) it will not commercially operate any outdoor areas,
- 4) it will install soundproofing and insure that sound from inside the business is inaudible outside of the business,
- 5) it will have a closed fixed facade with no open doors or windows,
- 6) it will play recorded and live music, the live music being limited to patrons singing with a karaoke machine, and it will not have DJs, promoted events, scheduled performances or any event at which a cover fee will be charged,
- 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 not have unlimited drink specials with food,
- 11) it will insure that there are no wait lines outside,
- 12) it will conspicuously post this stipulation form beside its liquor license inside of its business and will post signs on its façade asking its patrons to leave the premises quietly, and
- 13) 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-premises liquor license because 1) this applicant has operated the same business at 104 Bayard Street for twenty-seven (27) years, from July of 1987 through April of 2015, 2) the proposed location is within five hundred (500) feet of two (2) full on-premises liquor licenses and is located in a predominantly commercial area, 3) the applicant provided substantial support for its application, in that it furnished forty-six (46) petition signatures and a letter from the Yee Sha Benevolent Society Inc., located across the street from this location and twelve (12) area residents appeared on behalf of the application.

12. King's Palace NYC, 43 Canal Street btwn Ludlow & Orchard Sts (op)

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

To deny the application for a full on-premises liquor license for King's Palace NYC LLC, for the premises located at 43 Canal Street, between Ludlow Street and Orchard 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 coastal Mediterranean restaurant, with a kitchen open and serving food during all hours of operation,
- 2) its hours of operation will be 11:00 A.M. to 12:00 A.M. Mondays through Fridays and 10:00 A.M. to 12:00 A.M. Saturdays and Sundays,
- 3) it will not commercially operate any outdoor areas,
- 4) it will install additional soundproofing, if needed,
- 5) it will close any front or rear façade doors and windows at 10:00 P.M. every night or when amplified sound is playing, including but not limited to DJs, live music and live nonmusical performances,
- 6) 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,
- 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 not have unlimited drink specials with food,
- 11) it will insure that there are no wait lines outside and will designate an employee to oversee patrons and noise on the sidewalk,
- 12) it will confine smoking patrons to in front of the business,
- 13) it will conspicuously post this stipulation form beside its liquor license inside of its business and will post signs on its façade asking its patrons to leave the premises quietly, and
- 14) 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-premises liquor license although there are concerns about the past representations of one of the principals regarding its application for a full on-premises liquor license for its prior business Yardbird LLC, doing business as Maiden Lane, located at 162 Avenue B, because 1) this is a sale of assets of an existing restaurant with a full on-premises liquor license, and 2) given that this applicant has entered into an agreement with the Seward Park around Canal East Block Association governing its method of operation, this community is in the best position to have a business operating responsive to community concerns.

13. Burgers and Chismis LLC, 143 Orchard St (op)
withdrawn

14. Starlap Inc, 202 Clinton St btwn E B'way & Henry Sts (op)

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

To deny the application for a full on-premises liquor license for Sterlap Inc., for the premises located at 202 Clinton Street, between East Broadway and Henry 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 tavern, serving food during all hours of operation,
- 2) its hours of operation will be 5:00 P.M. to 2:00 A.M. Mondays through Fridays and 4:00 P.M. to 2:00 A.M. Saturdays and Sundays,
- 3) it will not commercially operate any outdoor areas,
- 4) it will install soundproofing,
- 5) it will close any front or rear façade doors and windows at 10:00 P.M. every night or when amplified sound is playing, including but not limited to DJs, live music and live nonmusical performances,
- 6) 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,
- 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 not have unlimited drink specials with food,
- 11) it will insure that there are no wait lines outside and will designate an employee to oversee patrons and noise on the sidewalk,

- 12) it will confine smoking patrons to in front of the business,
- 13) it will conspicuously post this stipulation form beside its liquor license inside of its business and will post signs on its façade asking its patrons to leave the premises quietly, and
- 14) 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-premises liquor license because 1) this applicant has operated an existing tavern, located at 204 Avenue B, with a full on-premises liquor license since 2003 and without complaints since 2007, and has operated an existing tavern café, located at 221 East Broadway a/k/a 200 Clinton Street, which has a wine beer license, without complaints since June of 2012, 2) the proposed location is within five hundred (500) feet of two (2) full on-premises liquor licenses, and 3) this applicant has entered into an agreement with the Seward Park around Canal East Block Association governing its method of operation.

Items not heard at Committee

15. TKM 228 East 10th St LLC, 228 E 10th St (wb)
no vote necessary
16. Jia NYC INC, 23 Essex St (wb)
no vote necessary
17. Colors NY (Colors NY Restaurant LLC), 178 Stanton St (wb)
no vote necessary
18. Thai Terminal (Chokdee NYC INC), 349 E 12th St (wb)
no vote necessary
19. Very Thai Corp, 186 Ave B (wb)
no vote necessary
20. Forlini's Restaurant Inc, 91-93 Baxter St (op/corp change)
no vote necessary
21. Vote to adjourn
approved by committee

31 YES 1 NO 1 ABS 0 PNV MOTION PASSED

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

1. Approval of previous month's minutes
approved by committee
2. Presentation of Parks Without Borders concept plan for Seward Park
no vote necessary
3. Planning/research for Parks District Needs/Budget priorities
no vote necessary

Block Party

4. La MaMa – 74 E 4th St (btwn 2nd Ave and Bowery), 5/20
VOTE: TITLE: Support for the La MaMa Block Party on 5/20/17 at 74 E 4th St (btwn 2nd Ave and Bowery).

To support the La MaMa Block Party.

5. Taste of East Village Festival – 43 E 7th St (btwn 2nd Ave and Cooper Sq), 9/16
VOTE: TITLE: Support for the Taste of East Village Festival on 9/16/17 at 43 E 7th St (btwn 2nd Ave and Cooper Sq)

To support the Taste of East Village Festival.

6. Vote to adjourn
approved by committee

31 YES 1 NO 1 ABS 0 PNV MOTION PASSED

Landmarks

meeting canceled

Land Use, Zoning, Public & Private Housing Committee

1. Approval of previous month's minutes
approved by committee
2. Development Team: Updates on Essex Crossing Phase 2 timeline and plan modifications
no vote necessary
3. 421a application for 242 Broome Street: 55 newly constructed condominium units
VOTE: TITLE: Resolution to withhold support of the 421-A application for Preliminary Certificate of Eligibility for 242 Broome Street (Block 409, Lot 56) at Essex Crossing Site 1

WHEREAS, the building to be developed at 242 Broome Street includes 55 residential condominium units, 11 of which will be set aside for low/moderate income households, as well as a museum building that will be on a separate tax lot; and

WHEREAS, the affordable units will be available at 120% AMI (\$108,720 for a family of four at 2016 AMI of \$90,600); and

WHEREAS, the affordable units will be distributed across the lowest three of eleven residential floors (5, 6, and 7); and

WHEREAS, six of the affordable units will be family units (four two-bedroom units and two three-bedroom units); and

WHEREAS, the in-building amenities available to market-rate tenants will also be affordable for those tenants in affordable units; and

WHEREAS, during construction a liaison will be available for residents to contact to address issues; and

WHEREAS, local hiring will be encouraged for positions made available during construction and in the building; and

WHEREAS, Community Board has requested, in consideration of residents of neighboring buildings, to close the roof by 10 pm; and

WHEREAS, Community Board 3 passed a unanimous ULURP calling for the affordable units in the Essex Crossing development to be permanently affordable; and

WHEREAS, the de Blasio administration is committed to providing permanently affordable housing; and

WHEREAS, the Essex Crossing developer has submitted a 421-A application to the Housing Preservation and Development agency for 242 Broome Street to create 55 newly constructed condominium units, 11 of which are affordable; and

WHEREAS, the 421-A tax abatement is expected to expire and Community Board 3 is gravely concerned that the 11 affordable units will not be permanently affordable after the tax abatement's expiration due to the strong possibility that the homeowners will face a large tax increase, rendering the units unaffordable; so

THEREFORE BE IT RESOLVED, Community Board 3 does not support the 421-A application, unless Housing Preservation and Development, Department of Finance, the Essex Crossing developers, and our elected officials propose a joint plan for protecting the affordable homeowners after the 421-A tax abatement's expiration as well as a means of protecting the permanently affordable aspect of what the Board unanimously voted for in 2011 and the de Blasio Administration's work toward developing permanently affordable housing in New York City.

4. Informational presentation of the proposed project at 260 South Street
no vote necessary
5. Informational presentation of the proposed project at 259 Clinton Street
no vote necessary
6. Chinatown Neighborhood Plan update Canceled
no vote necessary
7. Vote to adjourn
approved by committee

31 YES 1 NO 1 ABS 0 PNV MOTION PASSED (excluding Land Use item 3)

30 YES 0 NO 2 ABS 1 PNV MOTION PASSED (Land Use item 3)

Arts & Cultural Affairs Subcommittee

1. Approval of previous month's minutes
approved by committee
2. Review draft resolution on Request to endorse a 'Cultural Impact Plan' proposal for NYC incorporating suggestions made at January 9 meeting
no vote necessary

- 3. Update on Create NYC survey
no vote necessary
- 4. Vote to adjourn
approved by committee

Public Housing & Section 8 Housing Subcommittee
no minutes submitted

Vote to adjourn

Members Present at Last Vote:

David Adams	[P]	Herman F. Hewitt	[P]	Nancy Ortiz	[A]
Yaron Altman	[P]	Trever Holland	[A]	Carolyn Ratcliffe	[P]
Dominic Berg	[P]	Anne K. Johnson	[P]	Joyce Ravitz	[P]
Karen Blatt	[A]	Linda Jones	[A]	Damaris Reyes	[P]
Lisa Burriss	[P]	Vaylateena Jones	[P]	James Rogers	[P]
Alan van Capelle	[A]	Meghan Joye	[P]	Richard F. Ropiak	[P]
Karlin Chan	[P]	Lisa Kaplan	[P]	Robin Schatell	[P]
MyPhuong Chung	[P]	Carol Kostik	[P]	Susan Scheer	[A]
David Crane	[A]	Mae Lee	[P]	Laryssa Shainberg	[P]
Enrique Cruz	[P]	Veronica Leventhal	[P]	Wilson Soo	[P]
Eric Diaz	[A]	Alysha Lewis-Coleman	[P]	Nancy Sparrow-Bartow	[P]
Wilda Escarfuller	[P]	Gigi Li	[A]	Josephine Velez	[P]
Shirley Fennessey	[A]	Jeremy Markman	[P]	Rodney Washington	[P]
David Ford	[P]	Chad Marlow	[P]	Kathleen Webster	[P]
Debra Glass	[P]	Alexandra Militano	[A]		

Meeting Adjourned