



THE CITY OF NEW YORK MANHATTAN COMMUNITY BOARD 3

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Jamie Rogers, Board Chair

Susan Stetzer, District Manager

March 2017 Full Board Minutes

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

Public Session:

Robyn Shapiro, The Lowline: update on closing of the Lab. Hosting public workshops for community input. Announced applications for fellow program.

Rafael Wazario, 288 Broome: Restaurant manager spoke against the ban on E-bikes.

Fabrice J Armand: Director of Strategic Partnership at Dept. of Correction. Announced upcoming correction officer exam. City wants to hire 1500 new officers as well as other positions.

Harry Bubbins, GVSHP: provided update on BSA variance of 432 East 14th Street. Developers withdrew their application. Asked for CB's support in mitigation efforts on Tech Hub proposal on PC Richards site.

Anne Foster, Bike New York: Shared info about street closures on May 7 as part of the 5 Boro Bike Tour. Bike New York also offers free classes to learn to ride a bike.

Veronica Dingwall, NYPL, Correctional Services: promoted the Video Visitation Program at Tompkins Sq Park. Families separated by incarceration are able to communicate with their loved ones in private rooms.

Vaylateena Jones, LES Power Partnerships: Two Bridges Projects concerned about displacing seniors from homes. Group wants the Borough President to monitor how the seniors are moved. Advocating for F train station escalators from Street level to service desk. Advocating for Select Bus stop on Pike Street.

Micaela O'Connell, NYCHA: introduced Hurricane Sandy repairs in NYCHA residents for resiliency. Providing upgrades to security camera systems.

Greg Miller, Dance Parade: 11th Annual Dance Parade is on May 20 and Festival in Tompkins Sq Park. Free event.

Leroy McCarthy, Beastie Boys Sq: Advocating for Beastie Boys Street naming in Lower East Side. There will be a new mural on the corner of Wolfnights at the corner of Rivington and Ludlow.

Carol Kostik and David Ford: presented report on the Bellvue Community Advisory Board. Bellvue is seeking consumers (those who are or were patients or family of patients) to sit on the community advisory board. All immigrants can get medical care in NYC without fear of being reported. Bellvue does not release patient information.

Public Officials:

Mayor Bill de Blasio, Paola Ruiz:

Public Advocate Letitia James, Adam Chen:

Comptroller Scott Stringer, Elaine Fan: Comptroller thanked CB 3 for support on press conference. Presented report on aging and seniors. Advocating for a comprehensive plan to accommodate them. Advocating for housing. Report in online on Comptroller's website.

Borough President Gale Brewer, Drew Lombardi: Two Bridges Environmental Impact Review. Draft Scoping documents released yesterday. Hearing date is April 27 at 2pm and 6pm. Accepting written comments until May 11. BP and Councilmember Chin are requesting copies of the draft scope of work in English and Chinese. Announced the Women's Gallery at 1 Centre Street at Borough Presidents Office, dedicated to local female politicians to celebrate Women's History Month.

Congressmember Nydia Velazquez, Iris Quinones:

Congressmember Carolyn Maloney, Victor Montesinos: Advocating for equal pay and equal rights for all women.

Assemblymember Yuh-Line Niou, Mauricio: Mayor announced that statue of Fearless Girl will remain for another year. Requesting more funding for seniors and NYCHA residents.

Assemblymember Deborah J. Glick, Charlie Anderson: Assemblymember is in Albany. Constitutional mandate that by the end of the week they pass a budget. Introduced legislation last week that State SLA Board elect a commissioner who lives in NYC. Increasing awareness for unclaimed funds.

Assemblymember Brian Kavanagh, Venus Galarza-Mullins:

State Senator Daniel L. Squadron, Fendi Linan: Senior Center Update. In light of the two recent fires, Sen Squadron requested a fire safety workshop from NYCHA. Laguardia Houses sidewalk repair will start this week. Permitting

State Senator Brad M. Hoylman, Caroline Wekselbaum: Announced SLA Board legislation. Mt Sinai Forum will take place Thursday April 6 at 6:30pm at 10 Union Sq East.

Councilmember Margaret Chin, Vincent Fang: seeking additional funding for senior centers. Mansion Tax will help provide needed funds. Affordable Housing Applications for Site 5 online. The deadline for applying is May 1. Council Member support the law to protect low-income tenants called "Landlord Accountability Act".

Councilmember Rosie Mendez, Jorge Jimenez: Announced Mt Sinai Community Forum

Members Present at First Vote:

| | | | | | |
|-------------------|-----|----------------------|-----|----------------------|-----|
| David Adams | [P] | Herman F. Hewitt | [P] | Nancy Ortiz | [P] |
| Yaron Altman | [P] | Trever Holland | [P] | Carolyn Ratcliffe | [P] |
| Dominic Berg | [A] | Anne K. Johnson | [P] | Joyce Ravitz | [P] |
| Karen Blatt | [A] | 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] | Laryssa Shainberg | [A] |
| David Crane | [P] | Mae Lee | [P] | Wilson Soo | [P] |
| Enrique Cruz | [A] | Veronica Leventhal | [P] | Nancy Sparrow-Bartow | [P] |
| Eric Diaz | [P] | Alysha Lewis-Coleman | [P] | Josephine Velez | [A] |
| Wilda Escarfuller | [A] | Gigi Li | [P] | Rodney Washington | [P] |
| Shirley Fennessey | [P] | Jeremy Markman | [P] | Kathleen Webster | [P] |
| David Ford | [P] | Chad Marlow | [P] | | |
| Debra Glass | [A] | Alexandra Militano | [P] | | |

Election for Assistant Secretary:

Eric Diaz spoke

Election Results for Assistant Secretary:

Eric Diaz (34)
Larissa Shainberg (0)
Abstentions (2)

Minutes:

Minutes of January 2017 were approved, as is.

33 YES 0 NO 3 ABS 0 PNV MOTION PASSED

Board Chairperson's Report:

- Chairperson Jamie Rogers
- Announced CAB positions for Mt Sinai and the Lowline
- CB 3 is seeking space that can accommodate 75 people to hold SLA committee meetings. It must be handicapped accessible and cannot ask for ID.
- Board Chair attempted to videotape an SLA meeting. He posted it on Youtube although battery died before meeting ended.
- Mt. Sinai is hosting a meeting on April 6 which conflicts with our Health and Human Services committee. Unfortunately, Mt Sinai did not ask CB 3's input on scheduling.
- Seeking a CB 3 representative for Smith Houses board. Please send interest to Board Chair.

District Manager's Report:

District Manager Susan Stetzer

- DA Office reporting increase in immigrant crimes sin Jan. 20th. They want to encourage immigrants to continue to report crimes without fear as the DA's office is not concerned with immigration status.
- Yep busses were not sold at auction. Dept. of Transportation gave them a 6-month drop-on/drop off permit in order to make enough money to pay for the violations. Police are continuing to issue summons to all non-complaint buses. The Fifth Precinct reports 1300 violations year-to-date.
- Empty storefronts are being used for Pop-Up single events which are causing noise complaints. Disturbances should be reported to 311 and to the CB office. The CB can ask the SLA to stop issuing temporary licenses due to complaints. This has proven successful.
- City will be replacing sidewalks starting now with LaGuardia Houses and until 2020.
- Materials for agenda items are on the website attached to the agenda items. These are inserted as they are received, so you should keep checking. This allows public and committee members to review information and be prepared for committees.
- Two Bridges EIS Scope will be added to the website--both in Waterfront Development documents and attached to April agenda items.
- SBS worked with the office to create small business services booklets and CB3 office is distributing to landlords to in turn distribute to new business owners when they sign leases. The information describes free City services.

Robert's Rules of Order Motions Chart was distributed and Board Chair briefly discussed.

Board Chair reviewed Social Media Policy. DM expressed concern about involvement of office staff that are already overburdened. Board discussed and an amendment was made to take out the possibility that CB 3 staff's take over SMM duties. Hand vote was taken and amendment was accepted.

Motion was introduced to require at least one affirmative response to a posting instead of no response. Hand vote to accept amendment was taken and amendment was not accepted.

Committee Reports:

Executive Committee

1. Policy regarding CB 3 distribution of translated materials
VOTE: To table indefinitely.
2. Social media policy
VOTE: TITLE: To approve social media policy

Manhattan Community Board 3 Social Media Policy

Manhattan Community Board 3 Social Media Manager

- The Chair of Manhattan Community Board 3 (CB 3) shall appoint a member of CB 3 to serve as CB 3's Social Media Manager (SMM).
- The SMM shall attend CB 3 Executive Board meetings, but shall not be a voting member of the CB 3 Executive Board by virtue of being the SMM.
- The Board Chair may appoint other members to assist in the completion of SMM's duties, including managing a CB 3 social media account or attending a Executive Board meetings in SMM's absence.

Posting CB 3 Calendar Items:

- The CB 3 Social Media Manager (SMM) shall post, or cause to be posted, each committee, subcommittee, task force, executive board, and full board meeting from the monthly Calendar of Meetings to CB 3's social media accounts.¹
- Each post shall mention the name of the meeting (e.g., committee name), the time of the meeting, and the location of the meeting.
- Each post shall be posted at 9 am on the day of the scheduled meeting, although software may be used to schedule postings in advance.
- In the event a meeting appears on a Calendar of Meetings and is later cancelled, it shall be the responsibility of the chair of the cancelled meeting to notify the SMMs of the cancelation. Notice should be provided, by email, as soon as possible so postings can be cancelled or corrected.

Posting Individual Agenda Items:

¹ As of the date of the drafting of this policy, CB 3 maintains social media accounts on Twitter and Facebook.

- Individual agenda items deemed to be of particular importance or interest to the community may be highlighted by a post on CB 3's social media accounts.
- An individual agenda item shall be posted at 9 am the day before its scheduled meeting if, at the monthly Executive Board meeting, (1) the chair of the meeting related to the agenda item requests it be posted, and the SMM consents to doing so, unless such a decision is overruled by a vote of the Executive Board, or (2) any other community board member or employee present at the Executive Board requests the item be posted and such a request is approved by a vote of the Executive Board.
- No posts/tweets highlighting a specific agenda item involving a vote on a particular license may be posted.

Reposting/Retweeting:

- Any SMM, or member or employee of Community Board 3 by email to the SMM, may request an article, blog post, or other item that is linkable to on the Internet be reposted/retweeted on CB 3's social media accounts.
- Such items should be of special relevance to the community board, not just the community and, if referenced, should reflect the work of the board in a neutral or positive light.
- Upon receiving a repost/retweet request, if a SMM believes the item should be reposted/retweeted, the SMM should send an email to the Board Chair and District Manager providing them with an opportunity to approve or reject the item.
- If the item is approved for reposting/retweeting by both the Board Chair and District Manager, it shall be reposted/retweeted.
- If the item is not rejected for reposting/retweeting by either the Board Chair or District Manager within 24 hours of the request, it shall be reposted/retweeted.
- If the item is rejected for reposting/retweeting by either the Board Chair or District Manager within 24 hours of the request, it shall not be reposted/retweeted.

Links to high value information:

- Information that is of high value to members of the community, which may be linked to online, may be posted/tweeted on CB 3 social media.
- Linked-to-information should be posted/tweeted only in response to an unusually high demand for the information provided, or an especially pressing need.
- Linked-to-information should never promote or seek to increase the exposure of an elected official or a candidate for political office, unless it is to promote an event of which CB 3 is a co-sponsor.
- Any SMM or member or employee of Community Board 3, by email to the SMM, may request that high value information that is available on the Internet be linked to via a post/tweet on CB 3's social media accounts.
- Upon receiving a link-to-information request, if a SMM believes the item should be linked to, the SMM should send an email to the Board Chair and District Manager providing them with an opportunity to approve or reject the link.
- If the link is approved by both the Board Chair and District Manager, the link shall be posted/tweeted.
- If the link is not rejected by either the Board Chair or District Manager within 24 hours of the request, the link shall be posted/tweeted.
- If the link is rejected by either the Board Chair or District Manager within 24 hours of the request, the link shall not be posted/tweeted.

31 YES 4 NO 1 ABS 0 PNV MOTION PASSED

Land Use, Zoning, Public & Private Housing Committee

1. Approval of previous month's minutes
approved by committee
2. EIS scoping statement prep
no vote necessary
3. BSA 132-04-BZ: at 310 E Houston Street: amend zoning variance for commercial ground floor use of proposed six-story, mixed-use development

VOTE: TITLE: To deny support for BSA-132-04-BZ at 310 E Houston Street unless the applicant promises to withdraw the waiver to convert the community facility to residential and will maintain the community facility use in perpetuity

WHEREAS, the applicant at 310 East Houston Street is seeking an amendment to a previous approved zoning variance by the Board of Standards and Appeals; and

WHEREAS, the premises consist of two tax lots: one containing a seven-story mixed used residential, commercial and community facility building, and one containing a small, undeveloped, irregularly shaped triangular lot at the southeast corner of the intersection of East Houston Street and Avenue B; and

WHEREAS, the premises were initially within an R7-2 zoning district, but rezoned to R8A pursuant to the 2008 East Village/Lower East Side Rezoning, which resulted in the creation of additional available rights; and

WHEREAS, the proposed amendment would allow the subdivision of the existing zoning lot and transfer of unused floor area development rights from the triangular site through the zoning lot merger procedure established in the Zoning Resolution; and

WHEREAS, based on the lot area, 473 square feet, the current R8A district regulations with an FAR of 5.4/7.20 (with inclusionary housing) would produce 2,554.2/3,405.6 (inclusionary) square feet of usable development rights to be used on another site; and

WHEREAS, the proposed subdivision and transfer of development rights would be used for a to-be-designed as-of-right building; and

WHEREAS, when this BSA first came to us in 2004, CB 3 denied the variance to allow commercial use (Banco Popular); and

WHEREAS, the applicant currently has a community facility on the second floor, which they requested and received a waiver from the BSA to convert to residential use; so

THEREFORE BE IT RESOLVED, the application is denied unless the applicant promises to withdraw the waiver to convert the community facility to residential and will maintain the community facility use in perpetuity.

4. Request for support for state Home Stability Support program, a rent supplement program to combat homelessness

VOTE: TITLE: To Support the State Home Stability Support (HSS) Program

WHEREAS, there has been a dramatic increase in the number of homeless and those at risk of becoming homeless in NYC; and

WHEREAS, these issues are particularly apparent within the boundaries of Community Board 3, where many people in the community continue to live on the edge of homelessness and economic survival; and

WHEREAS, since 2010, the percentage of rent-burdened households in CB 3 has grown; 37.8% of renter households are severely rent burdened and low income, often requiring public assistance; and

WHEREAS, households can receive locally funded, temporary housing assistance (shelter allowance), the amount of which is determined by district, family size, and whether heat is included in rent; and

WHEREAS, many of these households also receive rent supplements, which are often inadequate in meeting financial needs; and

WHEREAS, across New York State, two-thirds of public assistance households living in private housing have rents that exceed their shelter allowance and rent supplements; and

WHEREAS, the Home Stability Support (HSS) program is being introduced as a new statewide rent supplement for families and individuals who are eligible for public assistance benefits and who are facing eviction, homelessness, or loss of housing due to domestic violence or hazardous living conditions; and

WHEREAS, the proposed HSS program will be 100 percent federally and state funded and will replace all existing optional rent supplements; and

WHEREAS, HSS will bridge the difference between the shelter allowance and 85 percent of the local Fair Market Rent; and

WHEREAS, Roughly 80,000 households across New York State would be eligible initially; and

WHEREAS, For every household currently receiving shelter allowance or rent supplements that will receive state-funded HSS, there will be 100 percent cost savings to the locality; and

WHEREAS, there would be a net savings of over \$27,000 for a family of three who receives HSS as opposed to entering a homeless shelter in New York City, and almost double the savings for an individual in NYC; and

WHEREAS, CB 3 is concerned that the HSS program could act as a disincentive for participants to seek employment, which may jeopardize their benefits; and

WHEREAS, CB 3 prefers that the program can calibrate the level of subsidy to facilitate gradual transition from the program in the case where household income increases; so

THEREFORE BE IT RESOLVED, CB 3 supports the Home Stability Support program that keeps families and individuals in their homes and provides a cost savings by reducing shelter utilization; and

THEREFORE BE IT FURTHER RESOLVED, CB 3 encourages the State Assembly and Senate to improve the proposed program by

- researching the potential property tax impact on affordable housing units which have a tax based on shelter rent,
- considering a gradual decrease in the level of subsidy in case of household income increase.

5. Chinatown Neighborhood Plan update
no vote necessary
6. Creation of a housing application checklist
no vote necessary
7. Public Housing & Section 8 Housing Subcommittee
no vote necessary
8. Vote to adjourn
approved by committee

36 YES 0 NO 0 ABS 0 PNV MOTION PASSED

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

1. Approval of previous month's minutes
approved by committee
2. Assessing needs of CB 3 Senior Centers with BRC, Henry Street Settlement, Sirovich, University Settlement Senior Centers
no vote necessary
3. Requested support for 3 state budget items: funding for NORCs, settlement houses, and senior centers need

VOTE: TITLE: Support for State Funding for Naturally Occurring Retirement Communities

WHEREAS, there is a rapidly growing aging population in Community Board 3 for which comprehensive services need to be offered; and

WHEREAS, one such program offering comprehensive services is Naturally Occurring Retirement Communities (NORCs); and

WHEREAS, NORCs, as well as their counterpart, NNORCS (Neighborhood Naturally Occurring Retirement Communities), are age-integrated housing developments in neighborhoods not originally established for seniors, but that are now home to a significant number of older individuals; and

WHEREAS, the current New York State Office for the Aging plan proposes a \$700,000 funding cut that would result in the closure of five existing NORC programs; and

WHEREAS, the discontinuation of these NORC programs would have major damaging effects on communities across the State, and especially in CB 3, resulting in a loss of vital health, housing, and human services programming for seniors; and

WHEREAS, several Assemblymembers, led by Yuh-Line Niou and Brian Kavanagh, have signed onto a letter requesting an additional \$5.95 million in the FY 2017-2018 state budget for NORCs and NNORCs; and

WHEREAS, the commitment of \$5.95 million would effectively restore the \$700,000 back to FY 2016-2017 levels in addition to investing \$5.25 million in the NORC program to foster growth of current NORCs, create new NORCs, and prevent closures of existing NORCs; and

WHEREAS, investing in our seniors now by funding services to keep them healthy, active, and social could potentially result in future healthcare and assisted living cost savings in New York State; so

THEREFORE BE IT RESOLVED, CB 3 joins with Assemblymember Niou and others in requesting that the New York State Assembly, Senate, and Governor advocate for inclusion of an additional \$5.95 million in the FY 2017-2018 budget for the preservation and expansion of Naturally Occurring Retirement Communities across the state.

VOTE: TITLE: Support for State Funding for Settlement House Program

WHEREAS, settlement houses are important providers of social services throughout New York State, and particularly in CB 3, home to many of the original settlement houses, that promote and strengthen the neighborhood-based, multi-service approach to improving the lives of New Yorkers in need; and

WHEREAS, the Settlement House Program (SHP) provides funding for settlement houses across the state via the Office of Children and Family Services and the Office of Temporary and Disability Assistance; and

WHEREAS, the SHP ensures flexible funding for settlement houses that allows them to provide vital programming for youth, families, seniors, and immigrants that would otherwise not be possible due to gaps created by conflicting federal, state and local funding requirements; and

WHEREAS, the SHP program has been funded in past years through the advocacy of the Legislature, but has been zeroed out once again in this year's Executive Budget proposal; and

WHEREAS, several Assemblymembers, led by Yuh-Line Niou and Brian Kavanagh, have signed onto a letter requesting \$4 million in the FY 2017-2018 state budget for the SHP; and

WHEREAS, this request would reflect a \$1.55 million increase over the \$2.45 million included in last year's enacted budget, but still significantly less than the \$7 million included in the State budget several years ago; and

WHEREAS, the commitment of \$4 million would allow an increase in the number or amount of grants given to settlement houses, which last year ranged from \$35,000 to \$70,000 for 48 organizations; and

WHEREAS, investing in neighborhood services now could potentially result in future cost savings in New York State; so

THEREFORE BE IT RESOLVED, CB 3 joins with Assemblymembers Niou, Kavanagh, and others in requesting that the New York State Assembly, Senate, and Governor advocate for inclusion of \$4 million in the FY 2017-2018 budget to enhance the ability of settlement houses to provide innovative community-based services tailored to the needs of the communities in which they work.

VOTE: TITLE: Support for State Funding for Senior Centers

WHEREAS, Community Board 3 has a growing senior population, currently comprising over 15% of our population; and

WHEREAS, many seniors in CB 3, as well as statewide, access senior centers for a variety of services and social activities; and

WHEREAS, senior centers in New York City receive funding administered by New York State Office of Children and Family Services from Title XX (Title 20) discretionary funds; and

WHEREAS, a proposal in the Executive Budget would mandate that all Title XX discretionary funds be used for child day care; and

WHEREAS, this proposal would eliminate \$17 million in discretionary funds currently supporting New York City's senior centers; and

WHEREAS, without that stream of funding, 65 neighborhood senior centers across all boroughs and community districts in New York City are at risk of closing; and

WHEREAS, the result of these closures, amounting to 30% of NYC's Department for the Aging senior center network, would be 6,000 seniors per day losing access to nutritious meals, case assistance, transportation, and health promotion activities; and

WHEREAS, New York City and New York State cannot afford to lose senior centers, particularly in Community District 3 where the centers are culturally sensitive to our diverse community and in proximity to so many seniors' homes; so

THEREFORE BE IT RESOLVED, CB 3 opposes the State's proposed shift in Title XX discretionary funds that would have an extremely negative impact on senior centers and requests that the New York State Assembly, Senate, and Governor also oppose the change.

4. Beginning discussion re CB 3 position regarding immigration policies
no vote necessary
5. Planning for District Needs: areas and questions
no vote necessary
6. Vote to adjourn
approved by committee

36 YES 0 NO 0 ABS 0 PNV MOTION PASSED

Economic Development Committee

1. Approval of previous month's minutes
approved by committee
2. SBS resource package for new small businesses
no vote necessary
3. Essex Street Market update from LES Partnership
no vote necessary
4. Vote to adjourn
approved by committee

36 YES 0 NO 0 ABS 0 PNV MOTION PASSED

Transportation & Public Safety and Environment Committee

meeting canceled due to snow

SLA & DCA Licensing Committee

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

Applications within Saturated Areas

2. To be Determined, 129-131 Ave C (op)
withdrawn

Sidewalk Café Applications

3. Sauce (Sauce Management LLC), 78 Rivington St @ Allen St

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

To approve the application for a sidewalk café permit for seventeen (17) tables and thirty-four (34) seats for Sauce Management LLC, doing business as Sauce, for the premises located at 78-84 Rivington Street, at the corner of Rivington Street and Allen Street, because the applicant has signed a change agreement which will become part of its DCA license that

- 1) its café will consist of seventeen (17) tables and thirty-four (34) seats,
 - 2) its hours of operation will be 8:00 A.M. to 11:00 P.M. all days, and
 - 3) it will have an awning extended over its sidewalk cafe.
4. Poco (Becaf LLC), 33 Ave B @ E 3rd St

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

To approve the application for a sidewalk café permit for eight (8) tables and thirty (30) seats for Becaf LLC, doing business as Poco, for the premises located at 33 Avenue B, at the corner of Avenue B and East 3rd Street, because the applicant has signed a change agreement which will become part of its DCA license that

- 1) its café will consist of eight (8) tables and thirty (30) seats, and
- 2) its hours of operation will be 8:00 A.M. to 10:00 P.M. all days.

20. Mamak (Love Mamak Corp) 174 2nd Ave @ E 11th St

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

To approve the application for a sidewalk café permit for twelve (12) tables and twenty-eight (28) seats for Love Mamak Corp., doing business as Mamak, for the premises located at 174 Second Avenue, at the corner of Second Avenue and East 11th Street, because the applicant has signed a change agreement which will become part of its DCA license that

- 1) its café will consist of twelve (12) tables and twenty-eight (28) seats, and
- 2) its hours of operation will be 11:30 A.M. to 10:00 P.M. all days.

21. Vandal (Bowery Hospitality Associates) 199 Bowery @ Spring St

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

To approve the application for the modification of the sidewalk café permit for Bowery Hospitality Associates LLC, doing business as Vandal, for the premises located at 199 Bowery, at the intersection of Bowery and Spring Street, because the applicant has signed a change agreement which will become part of its DCA license that

- 1) its café will consist of eighteen (18) tables and fifty-four (54) seats,
- 2) it will add moveable barriers, planters and umbrellas to the café, and
- 3) its hours of operation will be 11:00 A.M. to 10:00 P.M. Sundays through Thursdays and 11:00 A.M. to 11:00 P.M. Fridays and Saturdays.

Alterations

5. Vintage B Inc, 56-58 Ave B (aka: 235-237 E 4th St) (wb/alt/change closing time to 1am) withdrawn

New Liquor License Application

6. Monomono Inc, 116 E 4th St btwn 1st & 2nd Aves (wb) EXPEDITED APPLICATION

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

Noting that this location is within two hundred (200) feet of a school, to wit P.S. 751 Manhattan School for Career Development, located at 113 East 4th Street, between First Avenue and Second Avenue, Community Board 3 moves to deny the application for a wine beer license for Monomono Inc., for the premises located at 116 East 4th Street, between First Avenue and Second 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 full-service Korean Asian fusion restaurant, with a kitchen open and serving food during all hours of operation,
- 2) its hours of operation will be 4:00 P.M. to 12:00 A.M. all days,
- 3) it will not commercially operate any outdoor areas,
- 4) it will install soundproofing, if necessary,
- 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 will not seek a change in class to a full on-premises liquor license without first obtaining the approval of Community Board 3,
- 9) it will not have "happy hours,"
- 10) it will not host pub crawls or party buses,
- 11) it will not have unlimited drink specials with food,

- 12) it will insure that there are no wait lines outside and will designate an employee to oversee patrons and noise on the sidewalk,
- 13) it will not have private parties,
- 14) it will conspicuously post this stipulation form beside its liquor license inside of its business, and
- 15) it will provide a telephone number for residents to call with complaints and immediately address any resident complaints.

7. L'espece O cafe (Hester Collective LLC), 61 Hester St btwn Ludlow & Essex Sts (wb)

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

Noting that this location is within two hundred (200) feet of a school, to wit P.S. 42, located at 71 Hester Street, between Orchard Street and Ludlow Street, and understanding that the applicant has entered into an agreement with the Seward Park around Canal East Block Association regarding its method of operation,

Community Board 3 moves to deny the application for a wine beer license for Hester Collective LLC, with a proposed business name of L'espece O Café, for the premises located at 61 Hester Street, between Ludlow Street and Essex 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 Mediterranean 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 10:00 P.M. Sundays through Thursdays and 8:00 A.M. to 12:00 A.M. Fridays and Saturdays,
- 3) it will operate any sidewalk café no later than 10:00 P.M. each night and its café will only be for dining patrons,
- 4) it will close any front or rear façade entrance doors at 10:00 P.M. every night or when amplified sound is playing 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 apply for any alteration in its method of operation without first appearing before Community Board 3,
- 7) it will not seek a change in class to a full on-premises liquor license without first obtaining the approval of 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 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.

8. Fresh Press Cafe LLC, 77 2nd Ave btwn E 4th & E 5th Sts (wb)

VOTE: TITLE: Community Board 3 Recommendation To Deny

WHEREAS, Fresh Press Cafe LLC is seeking a wine beer license to operate a Georgian European restaurant in the premises located at 77 Second Avenue, between East 4th Street and East 5th Street; and

WHEREAS, this applicant originally served SLA notice for a full on-premises liquor license but was notified by Community Board 3 that it was directly across the street from a house of worship, to wit Iglesia Alianza Cristiana y Misionera, located at 76 Second Avenue, between East 4th Street and East 5th Street, and then sent an amended notice for a wine beer license; and

WHEREAS, Community Board 3 is concerned about granting a wine beer license to this applicant given that this applicant is proposing to 1) have hours of operation of 7:00 A.M. to 2:00 A.M. all days, 2) have live music until 12:00 A.M. all days, and 3) have an abbreviated late night menu after 11:00 P.M. all days; and

WHEREAS, notwithstanding that the applicant furnished forty-eight (48) petition signatures from area residents in support of its application, the applicant has no experience operating a licensed premises and has no experience working in a similar type of business; and

WHEREAS, there are at least forty (40) licensed premises within two (2) blocks of this location; and

WHEREAS, there are several Georgian restaurants in the surrounding area that close earlier than the 2:00 AM. closing time proposed by the applicant, although the applicant has stated that late night dining is a necessary component of the Georgian dining experience; and

WHEREAS, Community Board 3 approved the previous licensee for a wine beer license for this location in November of 2009 with stipulations to 1) operate a full-service Italian café and restaurant serving food during all hours of operation, 2) have hours of operation of 7:00 A.M. to 12:00 A.M. all days, and 3) close its façade at 10:00 P.M. each night because, although this location had never been a licensed location at that time, the prior licensee had been operating two restaurants within Community Board 3 and it was seeking to operate an eating and drinking establishment with daytime hours and early closing times all days; and

WHEREAS, Community Board 3 is further concerned about the approval of live music at this location given that it has already observed the impact of live and loud music played at this location, in that the prior licensee was heard for a renewal of its liquor license in September of 2013, because it was allowing live musicians and DJs to play at its establishment and was often locating them in front of its completely open façade and residents from across the avenue and along the surrounding side streets were complaining about hearing the music emanating from this business; and

WHEREAS, given these concerns, Community Board 3 would only approve this application with earlier closing times consistent with the prior business and without live music; and

WHEREAS, the applicant would not sign the stipulations regarding its method of operation proposed by Community Board 3; now

THEREFORE, BE IT RESOLVED that Community Board 3 moves to deny the application for a wine beer license for Fresh Press Cafe LLC, for the premise located at 77 Second Avenue, between East 4th Street and East 5th Street, because the applicant would not agree to make as conditions of its license the following signed notarized stipulations that

- 1) it will operate as a full-service Georgian restaurant, with a kitchen open and serving food during all hours of operation,
- 2) its hours of operation will be 7:00 A.M. to 12:00 A.M. all days,
- 3) 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,
- 4) 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,
- 5) it will not apply for any alteration in its method of operation without first appearing before Community Board 3,
- 6) it will not seek a change in class to a full on-premises liquor license without first obtaining the approval of Community Board 3,
- 7) it may have "happy hours" to 900 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 insure that there are no wait lines outside and will designate an employee to oversee patrons 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.

9. To be Determined, 140 1st Ave btwn St Marks Pl & E 9th St (op)

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

WHEREAS, Big Lee's and Sasha's Inc. is applying for a full on-premises liquor license to operate a tavern in the premises located at 140 First Avenue, between Saint Marks Place and East 9th Street, New York, New York; and

WHEREAS, this applicant is proposing to operate a tavern with a certificate of occupancy of seventy-five (75) people, two (2) tables and twenty-five (25) seats, a twenty-three (23) foot bar, hours of operation of 1:00 P.M. to 4:00 A.M. all days, a prep area serving food to within two (2) hours of closing, a closed facade, two (2) televisions, recorded entertainment level music and DJs and daily security; and

WHEREAS, the applicant stated that this is a sale of assets of a previously licensed tavern which closed at 4:00 A.M. all days; and

WHEREAS, this applicant had managed this location for the fifteen (15) months prior to the license being placed in safekeeping by the prior licensee in January of 2017; and

WHEREAS, the applicant previously operated a similar business located at 1841 First Avenue, New York, New York, from 2004 to 2007, which operated without known complaints per Community Board 8; and

WHEREAS, the applicant submitted a comprehensive application, detailing its intended security measures, crowd and noise control measures, plans to limit the sound system and ongoing efforts to work with area residents; and

WHEREAS, there was substantial support for this applicant, in that thirteen (13) people living in the neighborhood of or patronizing the business appeared on its behalf, seven (7) of whom attested to the applicant as a responsible and welcoming business owner and the business as a community asset, and the applicant submitted one hundred nineteen (119) petition signatures from residents from the immediate area around the proposed location; now

THEREFORE, BE IT RESOLVED that Community Board 3 moves to deny the application for a full on-premises liquor license for Big Lee's and Sasha's Inc., with a proposed business name of The Hard Swallow, for the premises located at 140 First Avenue, between Saint Marks Place and East 9th 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 1:00 P.M. to 4:00 A.M. all days,
- 3) it will not commercially operate any outdoor areas,
- 4) it will employ a doorman or security personnel all days,
- 5) it will install additional soundproofing,
- 6) it will close any front or rear façade entrance doors at 10:00 P.M. every night or when amplified sound is playing and will otherwise have a closed fixed facade with no open doors or windows,
- 7) it will play recorded music and may have DJs, but will not have live music, promoted events, scheduled performances or any event at which a cover fee will be charged, and DJs will be limited to no more than two (2) times per month,
- 8) it will maintain a limiter on its sound system to insure that music is inaudible outside of its business,
- 9) it will not apply for any alteration in its method of operation without first appearing before Community Board 3,
- 10) it may have "happy hours" to 8:00 P.M. each night,
- 11) it will not host pub crawls or party buses,
- 12) it will not have unlimited drink specials with food,
- 13) it will insure that there are no wait lines outside and will designate an employee to oversee patrons and noise on the sidewalk as needed,
- 14) it will conspicuously post this stipulation form beside its liquor license inside of its business, and
- 15) it will provide a telephone number for residents to call with complaints and immediately address any resident complaints.

10. RSVP Hospitality LLC, 11 E 1st St btwn 2nd Ave & Bowery (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-premises liquor license and with the same hours of operation as proposed, Community Board 3 moves to deny the application for a full on-premises liquor license for RSVP Hospitality LLC, for the premises located at 11 East 1st Street, between Second Avenue and Bowery, 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 modern Indian 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. Sundays, 12:00 P.M. to 12:00 A.M. Mondays through Wednesdays and 12:00 P.M. to 2:00 A.M. Thursdays through Saturdays,
- 3) it will operate an outdoor side yard, with seating for twenty-four (24) people, closing no later than 10:00 P.M. Sundays through Thursdays and 11:00 P.M. Fridays and Saturdays,
- 4) it will operate any sidewalk café, with seating for twenty-four (24) people, closing no later than 10:00 P.M. Sundays through Thursdays and 11:00 P.M. Fridays and Saturdays,

- 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 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.

11. Novo Partners, 57 2nd Ave (op)
withdrawn

12. Hill and Dale, 115 Allen St (op)
withdrawn

13. Fifth Elephant LLC, 87 Ludlow St btwn Delancey & Broome Sts (op)
withdrawn

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

15. Mandolino Inc, 137 E 13th St btwn 3rd & 4th Aves (op)

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

Noting that the applicant has stated that it is applying for a wine, beer and cider license rather than the full on-premises liquor license for which it served notice to the SLA, Community Board 3 moves to deny the application for a wine beer license for Mandolino Inc., for the premises located at 137 East 13th Street, between Third Avenue and Fourth 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 full-service pizzeria restaurant, with a kitchen open and serving food during all hours of operation,
- 2) its hours of operation will be 11:30 A.M. to 11:00 P.M. Sundays, 12:00 P.M. to 11:00 P.M. Mondays through Thursdays, 12:00 P.M. to 12:00 A.M. Fridays and 11:30 A.M. to 12:00 A.M. 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 or when amplified sound is playing 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 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 insure that there are no wait lines outside and will designate an employee to oversee patrons 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.

16. Ummburger (Umm Hospitality Inc), 99 1st Ave (op)
withdrawn

17. Hi Collar (Sobaya Restaurant Inc), 214 E 10th St btwn 1st & 2nd Aves (upgrade to op)
withdrawn

18. To be Determined, 136-138 Division St (op)
withdrawn

Items not heard at Committee

19. Xi'an Famous Food (Liao de Hen Inc), 45 Bayard St (wb)
no vote necessary

22. Vote to adjourn

approved by committee

36 YES 0 NO 0 ABS 0 PNV MOTION PASSED (excluding SLA item 6)

35 YES 0 NO 1 ABS 0 PNV MOTION PASSED (SLA item 6)

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

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

2. Parks presentation of Stanton St bathroom design

VOTE: TITLE: Support for the Stanton St. Bathroom Design

WHEREAS, Community Board 3 has supported the renovation of the Stanton Street bathroom for many years; and

WHEREAS, the renovation of the park bathroom will provide much needed bathroom facilities to park users, especially creating a necessary ADA accessible facility; and

WHEREAS, the building is tastefully designed to fit with the original 1930's era style when the park was first built; and

WHEREAS, CB 3 is appreciative of the placement of changing tables in each bathroom; and

WHEREAS, CB 3 is also very appreciative that the Department of Parks and Recreation has listened to community concerns regarding the need for bathrooms, which has been a CB 3 priority for many years; so

THEREFORE BE IT RESOLVED, that Community Board 3 supports the DPR design for the Stanton Street bathroom.

3. LES harm reduction—overview of park activities
no vote necessary

4. EDC and Basketball City: transportation and parking issues associated with waterfront events, activities
no vote necessary

5. Report from Arts & Cultural Affairs Subcommittee
no vote necessary

Block Party

6. Dance parade-overview of parade and support for Tompkins Square Park concert on May 20 3-7:00 pm

VOTE: TITLE: Support for the Dance Parade Concert on May 20th, 3pm-7pm in Tompkins Square Park.

Community Board 3 supports the Dance Parade Concert in Tompkins Square Park with the following conditions:

The Parks Department will look into assigning a PEP officer, trained to use decibel meter , to this event.

The parade organizers will also self-police and use set markings to monitor the sound from various points in the park with decibel meters.

7. Vote to adjourn
approved by committee

36 YES 0 NO 0 ABS 0 PNV MOTION PASSED

Landmarks

meeting canceled

Two Bridges EIS Task Force

Report: Distributed a survey that will inform EIS

Essex Crossing Task Force

Report: HPD is attending next Land Use meeting to answer additional questions about the permanent affordability of home ownership program.

Vote to adjourn

36 YES 0 NO 0 ABS 0 PNV MOTION PASSED

Members Present at Last Vote:

| | | | | | |
|-------------------|-----|----------------------|-----|----------------------|-----|
| David Adams | [P] | Herman F. Hewitt | [P] | Nancy Ortiz | [P] |
| Yaron Altman | [P] | Trever Holland | [P] | Carolyn Ratcliffe | [P] |
| Dominic Berg | [A] | 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 | [P] | Meghan Joye | [P] | Richard F. Ropiak | [P] |
| Karlin Chan | [P] | Lisa Kaplan | [P] | Robin Schatell | [P] |
| MyPhuong Chung | [P] | Carol Kostik | [P] | Laryssa Shainberg | [A] |
| David Crane | [P] | Mae Lee | [P] | Wilson Soo | [P] |
| Enrique Cruz | [P] | Veronica Leventhal | [P] | Nancy Sparrow-Bartow | [P] |
| Eric Diaz | [A] | Alysha Lewis-Coleman | [P] | Josephine Velez | [A] |
| Wilda Escarfuller | [A] | Gigi Li | [P] | Rodney Washington | [P] |
| Shirley Fennessey | [P] | Jeremy Markman | [P] | Kathleen Webster | [P] |
| David Ford | [P] | Chad Marlow | [P] | | |
| Debra Glass | [A] | Alexandra Militano | [P] | | |

Meeting Adjourned