

**FULL BOARD MEETING MINUTES
Wednesday, September 14, 2005
NYU MEDICAL CENTER
FIRST AVENUE**

Hon. Carol A Schachter, Chair

ATTENDANCE

Members answering first roll call:

Arcaro, Barrett, Bloch, Boettcher, Buchwald, Cohen, Confessore, Curtis, Frank, Garland, Garodnick, Gruber, Haile, Hollister, Judge, Knowles, Lynn, McIntosh, Montoute, Moses, Papush, Reiss, Ross, Rubin, Scala, Schachter, Schwartz, Sepersky, Simon, Thompson, Torres, Ursillo, West, Williams, Winfield

Members answering second roll call:

Arcaro, Barrett, Bloch, Cohen, Confessore, Curtis, Frank, Garland, Garodnick, Gruber, Haile, Hollister, Imbimbo, Judge, Knowles, Lynn, McIntosh, Montoute, Moses, Oddo, Papush, Reiss, Ross, Rubin, Scala, Schachter, Schwartz, Sepersky, Simon, Thompson, Torres, Tu, Ursillo, West, Williams, Winfield

Excused

Boettcher, Buchwald, Disman, Monterossa, Russo

Absent (Members not present or not answering one or both roll calls):

Collins, Schoor, Talbot

Member attendance Present: **36** Absent: **3** Excused: **5**

Guests signed in: Pat McCandless representing Sen. Liz Krueger; Aliya Feldman representing Sen. Thom Duane; Joe Soldevere representing Cg/M Carolyn Maloney; Barry Klein representing A/M Jonathan Bing; Eliyanna Kaiser representing A/M Richard Gottfried; Jonathan Moody representing C/M Gifford Miller; Ruth Calman representing NORC Advisory Board; David Hochman, Jon Schachter, Mathew Shotkin, Sandra Stevens

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Meeting Called to Order

Carol A. Schachter called the meeting to order.

Agenda Changes

BUSINESS & GOVERNMENTAL AFFAIRS

Tabled Resolution

7h. DCA application for 226 E. 54th St. Rest. Corp., dba Branch. 226 E. 54th St. b/w 2nd & 3rd Aves.

PARKS, LANDMARKS & CULTURAL AFFAIRS

Deleted Resolution

6b. Intro 317-would allow the Landmarks Preservation Commission to delay demolition of historically significant buildings.

The Parks Committee will caucus.

Transportation

Added Resolution

4b. Request for special (No Standing, No Parking) signage in front of 314 East 41st Street

TO BE CAUCUSED

4c. PS 40's Request for an one-hour "Play Street"

Adoption of Agenda

PUBLIC SESSION

Aliya Feldman representing Sen. Tom Duane reported on the East Side Bars and Nightlife Forum held on July 21st at the request of CB6; representatives present were State Liquor Authority, Department of Environmental Protection, Department of Buildings, Department of Consumer Affairs and the 13th Pct. Many community concerns were discussed. Aliya stated that the Senator feels that these forums assist in creating a positive relationship between the community and bar owners and thanked everyone who participated.

She then announced that on September 19th, at the CARES Commission public meeting at the Sheraton, the Senator will testify against the possible closing of the 23rd St. Manhattan V.A. Hospital. He asks that the community join him in letting the Veterans Administration know that the community wants this hospital to stay in Manhattan.

For further information, see the Senator's community report or contact the office at 212-268-1049.

Patrick McCandless representing Sen. Liz Krueger reported a new Bellevue Hospital initiative, The Bellevue Child Care Center; the center operates 24 hours a day directly out of Bellevue. It is for parents who work nontraditional work

hours and find it difficult to find the childcare they need. This is the first public childcare facility of its kind.

He then announced that Sen. Krueger has begun recruiting for her 3rd Annual Civics Program. The program is comprised of six sessions, starting in December and ending in May. The session culminates in a Mock State Senate where the student takes on the role of a State Senator. Space is limited and participants are accepted on a first come first serve basis. For program details click onto <http://www.civicsprogram.info>.

Jonathan Moody representing Council Spkr. Gifford Miller reported on legislation that City Council passed this summer.

Intro, No. 666, raises the Senior Citizen Increase Rent Exemption (SCRIE) aggregate disposable income threshold from twenty-four thousand dollars per year to twenty-five thousand dollars per year beginning July 1st of this year. That threshold will continue to rise one thousand dollars for each year until it reaches twenty-nine thousand dollars beginning July 1st 2009.

Intro, No 667 is known as the Disability Rent Increase Exemption (DRIE). Administered by the Department of Finance, DRIE extends the benefits offered under the SCRIE program to individuals with disabilities. Spkr. Miller commends the Council for passing important legislation that addresses the hardships that fall upon older adults.

For further information, you may contact the District office at 212-535-5554.

Barry Klein representing A/M Jonathan Bing reported that on August 24th, A/M Bing, A/M Stringer, Congress members Maloney and Nadler participated in a press conference to announce the introduction of State legislation to provide 9/11 workers and volunteers with presumptive eligibility for workers' compensation claims.

He then reported that A/M Bing recently completed his yearly tour of community Senior Centers and residential facilities.

For community events and additional reports see the A/M's community Bulletin or call 212-605-0937.

Joe Soldevere representing Cg/M Carolyn Maloney reported that the Cg/M is very concerned about the victims of Hurricane Katrina and wants them to know that New Yorkers who lived through 9/11 understand the shock and dismay being felt. She stands ready to work with members of Congress to advance all federal programs necessary for recovery operations.

He also reported that the Cg/M would be testifying at the CARES Commission hearings on September 19th.

For further reports and information, see the Cg/M's Report or call 212-860-0606

Ruth Calman representing the N.O.R.C. Advisory Board voiced her concern over the condition of the curbs and sidewalks on both sides of First and Second Avenues from E. 14th to E. 34th Streets. She was asked to contact the Board Office.

Joy Garland, Board Member and area resident announced there would be an Interfaith Vigil to Overcome Global Poverty, beginning Wednesday, September 14th through Friday, September 16th in Dag Hammarskjold Plaza on East 47th St and Second Ave.

Roll Call – Harry E. Ursillo

Public Hearing – ERSP Presentation - Edward Rubin gave a brief history of what the East River Science Park (ERSP) was all about, he then introduced the participating agencies and the developers. Ms. Loray Brown, HHC-Bellevue and Ms. Yasmin Pattie, EDC explained what the project involved; Ms. Nancy Kelly, Sr. V.P. Designer/Developer, representing the Alexandria Group gave a visual presentation of what the project would look like. A question and answer period ensued after the presentation.

BUSINESS SESSION

Adoption of the June 8th Full Board Minutes.

Minutes were adopted by voice vote.

Chair's Report – Carol A. Schachter

Carol welcomed new board members Molly Hollister and Daniel Williams and announced that due to a change of position, new member Edward Maynard resigned from the Board.

She then stated that the board would still have its Annual Board Dinner, stating that in addition to the dinner she would like board to think of a way we could honor Timothy McGinn and his family. She suggests that this be done in two stages: **1.** we will have the annual dinner where a proclamation will be given to the family in his honor; and **2.** the board will look into finding a lasting memorial to place in remembrance of him. The dinner committee will consist of Frank Scala as Chair, Fred Arcaro, Paige Judge and Mark Thompson.

Nominating Committee Report – Ted Lynne, Chair

Ted reported that in the board member packets are the recommendations from the committee:

Chair	Carol A. Schachter
1 st Vice Chair	Claude L. Winfield
2 nd Vice Chair	Lyle Frank
Treasurer	Beatrice Disman
Secretary	Harry E. Ursillo

There were no nominations from the floor. A motion was made to close the nomination.

District Manager's Report – Toni Carlina

Toni first thanked Fred Arcaro, Lou Sepersky, Letty Simon and Rebecca Haile for always being available to assist on issues.

Toni reported that DOT's Boro Commissioner called the Board office to inform us that NYPD has ordered, for security purposes, the closure of E 13th, through E. 15th Streets, therefore that night or the following night barriers would be placed to close these streets. On July 18th, she and Fred Arcaro made a site visit paying special attention to the ball fields.

She then reported that after learning that the Parks Department had changed the stipulations of the DEP contract for shaft site 32B with the contractor, she arranged an on-site meeting for July 27th, so Lou and Fred could review the changes with DEP, the contractor, DOT, Traffic Enforcement and Parks; these agencies agreed with CB6, that the changes should take place and be reverted to the original plans.

Toni also reported that as promised, on July 21st, at Beth Israel, Sen. Tom Duane held a very informative forum on bars and nightlife; we all learned a lot. Thank you to the senator.

She then stated that after meeting with and listening to complaints of several residents in the area of the 59th Street Bridge, over the siting of shaft 33B of the 3rd Water Tunnel our Chair, Carol Schachter, agreed it was time for a meeting. On July 29th, at the Sutton Place Synagogue, CB 6 sponsored a meeting so the community could ask questions about the DEP.

On August 4th, Toni met with Borough Commissioner Bill Castro to discuss several issues that had come to her attention, by the end of the meeting he graciously agreed to provide children's programs, such as clowns, magicians & puppet shows on Saturday mornings in both Stuyvesant Square Park and Mary O'Conner Playground by Tudor City. These programs should begin later this month and run through November. We will continue to work with the Parks Department to keep these programs as regular as possible; he did state that after this year some community assistance would help. Page Judge had brought to her attention that a request for a toy box for Mary O'Connor Park by the Tudor City Assoc. was rejected by the Parks Dept.; Bill Castro has placed an order for the toy box.

Also to assist in the beautification of Stuyvesant Square Park, there is a new park worker and gardener Connie Casey, who previously spent most of her time on other parks in CB 6, she will now spend more time at Stuyvesant Square Park.

Up-date on Stuyvesant Cove Park lights: EDC was informed that the Board was getting ready to request Comptroller control of this contract. Toni was very pleased to report that after careful examination of the situation by all the involved parties, all the necessary parts are finally in Tully's hands and the lights should be fixed very soon.

COMMITTEE REPORTS

1. **Human Services** – Lyle Frank, Chair

a. **Report**

Lyle reported that the CARES Commission would hold a public meeting on the V.A. Hospital on Monday Sept. 9th @ the Sheraton Hotel. For further information, you may go to www.va.gov/CARES

2. **Housing & Homeless** – Claude L. Winfield

a. **Report**

Claude reported that he had the opportunity to present to the Borough Board the resolution on the V.A. Hospital, we got all 12 Manhattan Community Boards to support.

He announced that at the September committee meeting they would discuss the Urdstadt Law resolution.

Additionally, Claude reported that an EAS was done over the summer that has essentially changed the 25th St. & Lexington Ave. Armory from a women's shelter to a men's shelter. He stated that a number of people surrounding the armory have been contacting CB6 and him over the summer thinking that the armory is in CB6, it is not, it's in CB5. CB5 has now taken up the issue and will be holding a meeting tomorrow to discuss it.

3. **Youth & Education** – Maxine McIntosh, Chair

a. **Report**

Maxine reported that the Dept. of Youth & Community Development has opened 69 new gifted & talented programs throughout the city. The NYC High School Fair would be held this weekend, September 16th - 18th @ Brooklyn Technical H.S., 29 Ft. Greene Plaza Place. She additionally announced that there would be Borough-wide fairs given in October @ Martin Luther King H.S., October 16th and 17th.

4. **Transportation** -Lou Sepersky, Chair & **Public Safety** – Fred Arcaro, Chair

a. **Construction of water supply Shaft 32B at the north side of 35th Street near the corner of 2nd Avenue to connect to the new Third Water Tunnel.**

Whereas as New York City's Department of Environmental Protection has begun planning for the construction of a second water tunnel, called Water Tunnel #3, requiring a connecting shaft and valve chamber, designated as 32B, which is proposed to be located at northeast corner of East 35th Street and Second Avenue, to bring water to the city's existing distribution system, and

Whereas the planned construction is expected to take the eastern lane of 2nd Avenue for about half a block and about one half the width, on the north side of East 35th Street, for about half a block eastward, (Saint Vartan Park) (SVP)

starting in (expected) April or May, 2006, for 24 to 27 months, and

Whereas the water supply Shaft 32B will feed the local water distribution system from a juncture under Third Avenue on completion of the entire project, all in Community Board 6, Manhattan, and

Whereas a small number of trees and some park space will be involved for the duration of the construction, and

Whereas the park space will be restored and the trees replaced, based on an established replacement formula at the completion of the work, and art enhancements with a combined value (established by statutory formula) of about \$400,000 will be in and around SVP, now

Therefore be it

Resolved, that Community Board 6 (CB6), Manhattan, supports the construction of water supply Shaft 32B and valve chamber as part of Water Tunnel #3, Stage 2, at and on the northeast corner of East 35th Street and Second Avenue, including a portion of Saint Vartan Park (SVP), an "L" shaped construction site, in CB6 provided:

- a. Trees in SVP are protected to the maximum degree practical. That trees damaged or removed are replaced in a multiple according to the established formula
- b. Art to be developed and installed in and around SVP as part of the project mitigation be done in consultation with representatives of CB6.

VOTE: 38 in Favor 0 Opposed 0 Abstention 0 Not Entitled

Joint Report

Fred thanked Lou for all the work he did on the resolution for shaft 32B. Fred and Lou gave a brief report on their joint meeting. For further information, see the September Joint Committee minutes.

Fred then reported that he received the EAS on the street closing of 14th & 15th Sts. and that the Board needed to respond. He has asked Toni Carlina to try to get an extension from DOT for the board's response.

He also reported that he has received another update from TRC on the Co Ed/Waterside project. There will be a presentation on the demolition at the October Committee meeting.

4... Transportation - Lou Sepersky, Chair

- b. Request for special (No Standing, No Parking) signage in front of 314 East 41 Street.**

Whereas, the Managing Agent for the cooperative apartment building, 314 East 41st Street, between Tudor City Place and Second Avenue, in Community Board

6, Manhattan, on behalf of the cooperators, has requested the installation of spot parking control signage (No Standing, No parking) in front of their building, and

Whereas, a number of the residents are elderly, and a special parking restriction would assist their quality of life, and

Whereas, such spot parking signage could be considered a precedent for any other building, now

Therefore be it

Resolved, that Community Board 6, Manhattan objects to the request of 314 East 41st Street for special spot parking regulation for the entrance to this building.

VOTE: 36 in Favor 2 Opposed 0 Abstention 0 Not Entitled

c. **Request for a limited time and limited period play street for Public School 40 (P. S. 40), 319 East 19th Street.**

Whereas, Public School 40's school yard ("recess play area") is to be rehabilitated from early September, 2005 through early February, 2006, and

Whereas, a safe external recess play area is beneficial for school children, and

Whereas, P. S. 40 has applied for to the Manhattan Office of the Department of Transportation for permission to close East 19th Street, between First and Second Avenues from 11:45 a.m. to 12:45 p.m., from September 8, 2005 to February 3, 2006 for that purpose, now

Therefore be it

Resolved, that Community Board 6 supports the application to the New York City Department of Transportation's Manhattan Office by Public School 40 for closure of East 19th Street, between First and Second Avenues from 11:45 a.m. to 12:45 p.m. from September 8, 2005 to February 3, 2006 for the purpose of school recess play street, provided:

The school place and remove suitable, and Department of Transportation approved signage or street obstructions (i.e. wooden or metal police horses) at the start and end of the recess, and

A school crossing guard, or other trained adult, is at the upstream end of the street to direct traffic away from the street for the full time of the recess period.

VOTE: 27 in Favor 11 Opposed 0 Abstention 0 Not Entitled

d. **Report**

Lou reported that the committee would discuss the Transportation Bond issues at the October committee meeting; it is expected to be on the November ballot. There are two large key items to the bond issue, one is the LIRR access to Grand

Central Station and the other is the 2nd Ave. Subway project; each of these projects will get, according to the formula, \$450 Million-dollars. This money is important because the Federal Government has on hold 4 Billion-dollars for the 2nd Ave Subway, if the bond issue passes the tunneling for the 2nd Ave Subway would begin.

5. Land Use – Ed Rubin, Chair

a. BSA appl. #146-05BZ, for 900 2nd Ave., b/w E. 47th & E. 48th Sts. - special permit for a physical culture establishment/health spa.

WHEREAS, Spafumerie, Inc., has applied for a ten year (10) Special Permit for a physical culture establishment / health spa with massage facilities, 900 Second Ave. (Block 1340 Lot 1), easterly side, between 47th and 48th Streets, in Community Board 6, Manhattan, and

WHEREAS, the applicant has stated in Special Permit Application (146-05-BZ) that it conforms to the findings under Section 73-36(a) of the Zoning Resolution, which states that the proposed use shall - "not impair the essential character or the future use or development of the surrounding area" - and that it contains one set of a variety of listed facilities, - "including facilities for practice of massage by New York State licensed masseurs and masseuses. Therapeutic or relaxation services may be provided as accessory to such use," - and

WHEREAS, facials and similar services offered at these premises and a portion of the 2300 square feet of floor space will be dedicated to retail perfume sales, now

Therefore, be it

RESOLVED, Community Board 6, (CB6) Manhattan, offers no objection to Special Permit Application (146-05-BZ) for the operation of a 2,300 (approx.) square foot physical culture establishment, by Spafumerie, Inc., at 900 Second Avenue (Block 1340 Lot 1), between 47th and 48th Streets, in Community Board 6 (CB6), Manhattan, and be it further

RESOLVED, that CB6 objects, to granting Special Permits for longer than five (5) years, so as to afford the community oversight of the applicant.

VOTE: 38 in Favor 0 Opposed 1 Abstention 0 Not Entitled

b. Report

197a-Plan Sub-Committee – Ellen Imbimbo, Chair

Ellen reported that the 197a-Plan report has been submitted to the Dept. of City Planning (DCP); the working group will shortly meet with DCP.

Con-Ed Sub-Committee – Charles Buchwald, Chair

Charles reported that the committee hopes to have started a series of working sessions with representatives of the developers for the Con-Ed Waterside, 1st Ave.

properties. At the last meeting, they discussed open space; John West gave a visual presentation of what Solow is proposing and explained what the concept would be. He stated that the committee made 3 of their own suggestions.

6 Parks, Landmarks, & Cultural Affairs – Gary Papush, Chair

a. Remapping Stuyvesant Cove Park

WHEREAS, Stuyvesant Cove Park is currently designated as public space and Community Board 6 desires to provide greater protection than this designation guarantees; and

WHEREAS, Community Board Six wants to guarantee that the space continues to be available to the public for permanent, unquestioned, and unchangeable use as a park; and

WHEREAS, there are community concerns over the responsibility for the policing of the park because it is not zoned as parkland; and

WHEREAS, members of the community invested significant time, effort and funds to prevent the development of the site as an over-scale private development that would have permanently blocked waterfront access; and

WHEREAS, Stuyvesant Cove Park is a symbol of community activism and organization, resistance to pressures from outside groups and unconcerned government agencies, and the basic human desire for open space, recreation ; and

WHEREAS, Community Board Six, one of the most densely populated areas of the City of New York, has the least amount of dedicated parks; and

WHEREAS, within the few years since its completion Stuyvesant Cove Park has become an important recreational, cultural and educational asset to the community and City of New York;

THEREFORE, be it

RESOLVED, that Community Board Six requests that the City Planning Commission explore the remapping of Stuyvesant Cove Park from a public space to parkland and to be continued for the present under the jurisdiction of the Economic Development Corporation

VOTE: 38 in Favor 0 Opposed 0 Abstention 0 Not Entitled

b. Report

Gary reported that the permit for the Patio café in Dag Hammarskjold Plaza would soon expire; DPR is issuing a new RFP for the space. The Board has 30 days to respond to the RFP, he is requesting an extension.

6. Business & Governmental Affairs – Harry Ursillo, Chair

- a. **Modify DCA appl. (#1206629), unenclosed sidewalk café from 3 tables & 10 seats to 13 tables & 26 seats for Afacan Restaurant Group LLC, d/b/a Pescatore, 955-957 2nd Ave., b/w/ E. 50th & E. 51st Sts.**

WHEREAS, Michael Kelly appeared on behalf of the applicant before the 9/05 Business & Governmental Affairs Committee meeting; and

WHEREAS, Pescatore has been in business since 1993 and the cafe has been in operation since 1995; and

WHEREAS, the establishment is located on 2nd Avenue with a sidewalk width of 15' 8"; and

WHEREAS, this is a request to increase the cafe from 3 tables with 10 seats to 13 tables with 26 seats; and

WHEREAS, the cafe will occupy a width of 6' 8" and will not use the 3' of space for wait service as it will be serviced through the French doors from within the restaurant, leaving 9' of clearance to the curb; and

WHEREAS, the sidewalk vault will be supported and closed during operation; and

WHEREAS, members of the committee who live in the area reported it is a quiet operation with no community complaints; now

THEREFORE, be it

RESOLVED, that Community Board 6 has no objection to the modification of DCA appl. (#1206629), unenclosed sidewalk café from 3 tables & 10 seats to 13 tables & 26 seats for Afacan Restaurant Group LLC, d/b/a Pescatore, 955-957 2nd Ave., b/w E. 50th & E. 51st Sts.

VOTE: 36 in Favor 1 Opposed 1 Abstention 0 Not Entitled

- b. **Renewal, On-premises liquor license for DEJ, LLC, d/b/a Copper Door Tavern, 272 3rd Ave., b/w E. 21st & E. 22nd Sts.**

WHEREAS, Daniel Spaeth, Nicholas McKeon and John Bradley appeared on behalf of the applicant before the 9/05 Business & Governmental Affairs Committee meeting; and

WHEREAS, the sole source of a continual stream of complaints against the Copper Door since 2004, the Quaker Ridge Tenants Corp, did not send representation to the committee meeting; and

WHEREAS, in a letter to the SLA's Zone 1 Enforcement Bureau dated 4/5/04, John Bradley stated he spoke to Gary Ahwah (Co-op president) and gave him his

cell phone number to call any time, day or night, should he have a problem, but, the tenants' association chose to contact government agencies/elected officials instead, rather than dealing directly with the owners to solve problems all these years; and

WHEREAS, the owners maintain the source of the problem is actually the Black Bear Lodge and not the Copper Door; and

WHEREAS, a member of the committee and a resident of the area reported he had not observed problems at the Copper Door in the early morning hours when he was out; and

WHEREAS, the chair of B&GA stopped across the street after the committee meeting and observed the noise was coming from the Black Bear; and

WHEREAS, the applicants have adhered to the "no open facade" provision of Community Board 6's July 2003 Resolution supporting their original on-premises liquor license application; now

THEREFORE, be it

RESOLVED, that Community Board 6 has no objection to the Renewal, On-premises liquor license for DEJ, LLC, d/b/a Copper Door Tavern, 272 3rd Ave., b/w E. 21st & E. 22nd Sts.; and be it further

RESOLVED, that Community Board 6 requests that DEJ, LLC, d/b/a Copper Door Tavern adhere to another proviso in the original July 2003 Resolution: that there be no DJ on any day of the week.

VOTE: 36 in Favor 2 Opposed 0 Abstention 0 Not Entitled

c. **Renewal, On-premises liquor license for Jinx-Proof LLC, d/b/a Beauty Bar, 231 E. 14th St., b/w 2nd & 3rd Aves.**

WHEREAS, Michael Stewart appeared on behalf of the applicant before the 9/05 Business & Governmental Affairs Committee meeting; and

WHEREAS, the establishment is a bar with a capacity of 150; and

WHEREAS, the hours of operation are 5 PM - 4 AM weekdays/7 PM - 4 AM weekends with music provided by a DJ with no dancing; and

WHEREAS, the establishment is wheelchair accessible; and

WHEREAS, in their 6/18/02 stipulation, Beauty Bar stated they would "not utilize the garden space at the rear of the 1st floor of 231 E. 14th Street for any commercial purposes.", and Mr. Stewart affirmed they still do not use it, as agreed; and

WHEREAS, no one from the surrounding community was at the committee meeting to complain about the establishment; now

THEREFORE, be it

RESOLVED, that Community Board 6 supports the Renewal, On-premises liquor license for Jinx-Proof LLC, d/b/a Beauty Bar, 231 E. 14th St., b/w 2nd & 3rd Aves.

VOTE: 37 in Favor 0 Opposed 1 Abstention 0 Not Entitled

d. On-premises liquor license for Four Little Ones, Inc., d/b/a Charles Joseph Restaurant, 885 2nd Ave., b/w E. 47th & E. 48th Sts

WHEREAS, Joseph Perrone appeared on behalf of the applicant before the 9/05 Business & Governmental Affairs Committee meeting; and

WHEREAS, the establishment is a wheelchair-accessible restaurant with operating hours of 11:30 AM - 10 PM Sunday - Thursday/11:30 AM - 11 PM, Friday - Saturday; and

WHEREAS, the establishment will have a waiting area and background music will be recorded; and

WHEREAS, the location is in an office building (the former Ruth's Chris Steakhouse); and

WHEREAS, the principals operate two other restaurants, M J Grill and Mark Joseph near the Seaport, and one of the principals formerly worked at Peter Luger's; now

THEREFORE, be it

RESOLVED, that Community Board 6 supports the On-premises liquor license for Four Little Ones, Inc., d/b/a Charles Joseph Restaurant, 885 2nd Ave., b/w E. 47th & E. 48th Sts.

VOTE: 37 in Favor 0 Opposed 1 Abstention 0 Not Entitled

e. Renewal, On-premises liquor license for JJ Mag Restaurant Corp., d/b/a Vue, 151 E. 50th St., b/w Lex. & 3rd Aves.

WHEREAS, George Iordnow appeared on behalf of the applicant before the 9/05 Business & Governmental Affairs Committee meeting; and

WHEREAS, the establishment is a nightclub and does catering; and

WHEREAS, the hours of operation are 3 PM - 2 AM weekdays/3 PM - 4 AM weekends with both a DJ and recoded music; and

WHEREAS, they are installing a new storefront, replacing the French doors with new, double-pane windows and the doors will be open in the summer until 8 PM; and

WHEREAS, the operation has changed since the homicide several years ago outside the establishment with the staff working closely with the 17th Precinct, crowds on the narrow sidewalk reduced and the planters removed; and

WHEREAS, a "MARCH Operation" 1/15/05 by the 17th Prct resulted in "Vue" being issued 1 violation by DOB for a partially obstructed egress & a citation by DEP for unreasonable noise emanating from inside the club; Mr. Iordanow said those issues have been addressed; and

WHEREAS, no one from the surrounding community was at the committee meeting to complain about the establishment; now

THEREFORE, be it

RESOLVED, that Community Board 6 has no objections to the Renewal, On-premises liquor license for JJ Mag Restaurant Corp., d/b/a Vue, 151 E. 50th St., b/w Lex. & 3rd Aves.

VOTE: 37 in Favor 0 Opposed 1 Abstention 0 Not Entitled

f. **On-premises liquor license for East 33rd St. Food Fair, d/b/a Costa del Sol, 162 E. 33rd St., b/w Lex. & 3rd Aves.**

WHEREAS, William Guerrero appeared on behalf of the applicant before the 9/05 Business & Governmental Affairs Committee meeting; and

WHEREAS, the establishment is a wheelchair-accessible Tapas Restaurant & Bar with a capacity of 75, operating 7 days a week from 12 noon - 11:30 PM; and

WHEREAS, they have both recorded and live music with no dancing; and

WHEREAS, they will have Flamenco guitar and dancers weekends for entertainment at which time the French doors will be closed in the summer; and

WHEREAS, no one from the surrounding community was at the committee meeting to complain about the establishment; now

THEREFORE, be it

RESOLVED, that Community Board 6 has no objection to the On-premises liquor license for East 33rd St. Food Fair, d/b/a Costa del Sol, 162 E. 33rd St., b/w Lex. & 3rd Aves.

VOTE: 37 in Favor 0 Opposed 1 Abstention 0 Not Entitled

g. Transfer, On-premises liquor license for Anne Reilly in Kimberly Hotel, 145 E. 50th St., b/w Lex. & 3rd Aves.

WHEREAS, Bernie Reilly appeared on behalf of the applicant before the 9/05 Business & Governmental Affairs Committee meeting; and

WHEREAS, the establishment is a wheelchair-accessible restaurant in a hotel operating 6 AM - 4 AM, 7 days a week; and

WHEREAS, the establishment provides for room service in the hotel; and

WHEREAS, the restaurant is also open to the public;

WHEREAS, they have recorded music on CDs; now

THEREFORE, be it

RESOLVED, that Community Board 6 has no objection the Transfer, On-premises liquor license for Anne Reilly in Kimberly Hotel, 145 E. 50th St., b/w Lex. & 3rd Aves.

VOTE: 37 in Favor 0 Opposed 1 Abstention 0 Not Entitled

h. Report

Harry waived his report.

Marty Barrett, Chair of the Budget Sub-Committee announced that there would be a vote on the Board's budget priorities next month. He announced that there would be a meeting on Wednesday, September 28th @ 6:30 p.m. in the board office.

Old/new business

Second Roll Call

Adjournment – 11:00 p.m.