

RESOLUTION

Date: April 1, 2008

Committee of Origin: Parks & Preservation

Re: 225 West 99th Street, St. Michael's Church, Parish House and Rectory (Amsterdam Avenue.)

Full Board Vote: 40 In favor 0 Against 2 Abstentions 0 Present

The following facts and concerns were taken into account in arriving at our conclusion:

The complex, previously heard in 1980, by the Landmarks Commission is considered one of the finest ecclesiastical complexes in Manhattan. The church is well known for its singularly eclectic composition; Romanesque Revival in style, the Romanesque forms are used with a variety of other stylistic motifs. The Church also is well known for its series of Tiffany windows and for its acoustics.

All three buildings appear to be intact and in an excellent state of repair;

We urge the Commission to designate these structures as a complex;

THEREFORE, BE IT RESOLVED THAT Community Board 7/Manhattan strongly **supports** the proposed designation by the Landmarks Preservation Commission of the church, parish house and rectory.

Committee: 6-0-1-0.

RESOLUTION

Date: April 1, 2008

Committee of Origin: Parks & Preservation

Re: Central Park. Central Park Conservancy on the proposed expansion of the Zoo Garage

Full Board Vote: 41 In favor 0 Against 0 Abstentions 0 Present

The following facts and concerns were taken into account in arriving at our conclusion:

The proposed addition to an existing service building will be reasonably unobtrusive to the public using Central Park.

The Department of Parks & Recreation needs a facility in or close to Central Park in which to house PEP horses that which were previously housed at the Claremont Stables, which is now closed.

THEREFORE, BE IT RESOLVED THAT Community Board 7/Manhattan **approves** the proposed expansion of the Zoo Garage in Central Park to accommodate five stalls for PEP horses.

Committee: 7-0-0-0.

RESOLUTION

Date: April 1, 2008

Committee of Origin: Parks & Preservation

Re: Central Park. Central Park Conservancy on site Improvements at the East 102nd Street Access Drive.

Full Board Vote: 42 In favor 1 Against 0 Abstentions 0 Present

The following facts and concerns were taken into account in arriving at our conclusion:

The proposed project, which will make permanent the 2004 closing to traffic of the 102nd Street access drive off of Fifth Avenue, will use historically compatible and appropriate materials and other design elements, and will enhance the pedestrian experience of Central Park.

THEREFORE, BE IT RESOLVED THAT Community Board 7/Manhattan **approves** the proposed improvements to the 102nd Street access drive in Central Park at Fifth Avenue.

Committee: 7-0-0-0.

RESOLUTION

Date: April 1, 2008

Committee of Origin: Parks & Preservation

Re: 262 Central Park West (West 86th Street.)

Full Board Vote to approve air conditioner units: 41 In favor 0 Against 0 Abstentions 0 Present

Full Board Vote to disapprove window replacements: 30 In favor 10 Against 2 Abstentions 0 Present

The following facts and concerns were taken into account in arriving at our conclusion:

The Parks & Preservation Committee of Community Board 7/Manhattan believes that the proposed placement of the air conditioner grilles centered in the limestone panels under the windows, with the grilles to be painted a “limestone” color, is reasonably appropriate to the historic character of the building and of the Historic District.

The Committee believes that the replacement of the existing double-hung windows with the proposed tilt-and-turn windows (similar to the replacement windows in the apartment on the floor above, but not to those below) is inappropriate to the historic character of the building and of the Historic District, in light of the fact that the original windows in the building were double-hung, and many of the existing windows are still double-hung.

Though there are a variety of replacement windows in the building, many of them are presumed to have been installed prior to the designation of the Historic District.

The Committee believes that this and future window replacements in this building should be in the original double-hung style.

THEREFORE, BE IT RESOLVED THAT Community Board 7/Manhattan **approves** the proposal for the air conditioner units at 262 Central Park West and **disapproves** the proposal for the replacement of the existing double-hung windows with tilt-and-turn windows.

Approve through-wall air conditioners. Committee: 7-0-0-0.

Disapprove window replacements. Committee: 6-0-1-0.

RESOLUTION

Date: April 1, 2008

Committee of Origin: Parks & Preservation

Re: 309 West 80th Street (West End Avenue.)

Full Board Vote to approve the front façade restoration: 43 In favor 0 Against 0 Abstentions 0 Present

Full Board Vote to disapprove the rear-yard & penthouse additions: 34 In favor 4 Against 4 Abstentions 0 Present

The following facts and concerns were taken into account in arriving at our conclusion:

Although the architects for the applicant who presented the plan to the Parks & Preservation Committee of Community Board 7/Manhattan, stated that the penthouse addition would not be visible from any public way, several neighbors stated that they had viewed the mockup (which was no longer in place at the time of the Committee's meeting), and that small sections of it were visible from across 80th Street. The architects presenting said in response that they would alter the proposed overhang on the front façade of the penthouse addition so that it would not be visible from any public way.

The Committee believes that the proposed front façade restoration, including window replacements, is appropriate to the historic character of the building and of the Historic District.

The Committee believes that the enormous unbroken expanses of glass in the windows proposed for the lower two floors of the proposed new rear yard addition, as well as the end facades of the proposed penthouse, are out of scale with and inappropriate to the historic character of the building and of the Historic District.

The representatives of the applicant declined to adjourn their scheduled hearing with the Landmarks Preservation Commission in order to have time to return to the Committee in April to present a modified window design for those locations.

THEREFORE, BE IT RESOLVED THAT Community Board 7/Manhattan **approves** the front façade restoration, including front window replacements, but **disapproves** the proposed rear-yard and penthouse additions at 309 West 80th Street.

Committee: 5-1-0-0.

RESOLUTION

Date: April 1, 2008

Committee of Origin: Parks & Preservation

Re: 6 West 83rd Street (Central Park West.)

Full Board Vote: 25 In favor 15 Against 3 Abstentions 0 Present

The following facts and concerns were taken into account in arriving at our conclusion:

The Parks & Preservation Committee of Community Board 7/Manhattan believes that the enormous panels of glass proposed for the rear façade at the first and second floors of this 15-foot wide house, with only minimal modulation to the glass panes with cedar dividers, are out of scale with and thereby not reasonably appropriate in either design or material to the historic character of the building and of the surrounding buildings in the Historic District.

THEREFORE, BE IT RESOLVED THAT Community Board 7/Manhattan **disapproves** the proposed rear yard extension at 6 West 83rd Street.

Committee: 7-0-0-0.

RESOLUTION

Date: April 1, 2008

Committee of Origin: Land Use Joint with Transportation

Re: 344 Amsterdam Avenue, Equinox (West 76th-77th Streets.)

Full Board Vote: 36 In favor 0 Against 2 Abstentions 0 Present

BE IT RESOLVED THAT Community Board 7/Manhattan **approves** application #272-07-BZ by Equinox 76th Street to the Board of Standards & Appeals for a special permit for a new physical cultural establishment in the mixed-use building at the referenced location.

Committee: 6-0-0-0. Board Members: 2-0-0-0-0.

RESOLUTION

Date: April 1, 2008

Committee of Origin: Land Use Joint with Transportation

Re: 120 West 106th Street, Jewish Home & Hospital (Columbus-Amsterdam Avenues.)

Full Board Vote: 38 In favor 2 Against 0 Abstentions 0 Present

BE IT RESOLVED THAT Community Board 7/Manhattan **approves** the First Modification of the Memorandum of Understanding between JHH and Community Board 7/Manhattan, as follows:

THIS FIRST MODIFICATION OF MEMORANDUM OF UNDERSTANDING (this “Modification”) is made as of _____, 2008, by Jewish Home and Hospital for the Aged and JHH Housing Corp. (herein collectively, “JHH”), having a business address at 120 West 106th Street, New York, New York, and Community Board 7, Manhattan, having a business address at 1865 Broadway, New York, New York (herein “CB7”).

RECITALS:

WHEREAS, JHH is the fee owner of that certain land parcel, which land parcel is designated as Tax Lots 20 and 57 in Block 1860 on the Tax Map (the “JHH Land”), located between West 105th and West 106th Streets and Columbus and Amsterdam Avenues, also known by the following street addresses: 111 through 143 West 105th Street a/k/a 102 through 152 West 106th Street (Lot 20), and 156 West 106th Street (Lot 57) (collectively, the “Zoning Lot”);

WHEREAS, the JHH Land is mapped within an R7-2 zoning district and contains numerous buildings which function as the campus for the JHH;

WHEREAS, JHH and CB7 previously entered into a Memorandum of Understanding concerning new development and development restrictions on the JHH Land, dated as of September 17, 2007;

WHEREAS, pursuant to Section 4 of the MOU, said document may be modified, amended or terminated pursuant to a written instrument executed by JHH and CB7 by its Chair or any successor Chair or designee.

NOW, THEREFORE, without limiting the applicability of any of the other provisions or restrictions set forth in the MOU in any way, the MOU is amended as follows:

1. Paragraph 1(a) of the MOU is modified to eliminate the language that reads as follows: “JHH also agrees to apply, within nine months from the date that the City Council provides JHH with the Retention, for discretionary relief in the form of a variance from the City’s Board of Standards and Appeals (the “BSA”), said variance to seek the following additional waivers: (i) a front street wall location that complies with R8A district parameters (although the height of the New Long Term-Care Facility shall be not more than 150 feet) and (ii) establish a setback at a height of between 60 and 85 feet. However, if the BSA denies such timely application, the New Long Term-Care Building Bulk Limitations shall remain limited to 14 above-grade floors and a maximum height of 150 feet, and no modification of this MOU shall otherwise be required.”
2. Paragraph 1(a) of the MOU is modified to add the following language: “The New Long-Term Care Facility shall (i) contain not more than 234,685 square feet of “development rights” (as defined below; said 234,685 square feet hereinafter referred to as the “Community Facility Development Rights”); (ii) rise to a maximum of 14 above-grade floors and a maximum height of 150 feet (not including permitted obstructions as defined in Section 24-512 of the Zoning Resolution) above the 115.00 elevation, said elevation referring to datum used by the Department of Highways, Topographical Bureau, Borough of Manhattan which is 2.75 feet above the National Geodetic Survey Vertical Datum of 1929 (United States Coast and Geodetic Survey), Mean Sea Level, Sandy Hook, New Jersey (hereinafter, the “Established Datum Reference”); and

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- (iii) have a front street wall location that complies with R8A district parameters with a setback of 15 feet at a height of approximately 60 feet and an additional setback of 6 feet at the 13th floor (collectively, the “New Long-Term Care Building Limitations”)
3. Paragraph 2(a) of the MOU is modified to eliminate the language that reads as follows: “JHH also agrees to apply, within nine months from the date that the City Council provides JHH with the Retention, for discretionary relief in the form of a variance from the City’s Board of Standards and Appeals (the “BSA”), said variance to seek the following additional waivers : (i) a front street wall location that complies with R8A district parameters (that still may rise to 120 feet); and (ii) establish a set back at a height of between 60 and 85 feet. However, if BSA denies such timely application, the New Residential Building Bulk Limitations shall remain limited to 12 above-grade floors and a maximum height of 120 feet, with a 10 above-grade floor section at 100 feet, and no modification of this MOU shall otherwise be required.”
 4. Paragraph 2(a) of the MOU is modified to add the following language: “the New Residential Building shall (i) consist of a mixed-use, community facility and residential building that shall contain not more than 325,275 square feet of Development Rights (said 325,275 square feet hereinafter referred to as the “Residential Development Rights); (ii) have a maximum of 12 above-grade floors and a maximum height of 120 feet (not including permitted obstructions as defined in Section 23-62 of the Zoning Resolution) above the 108.00 elevation based on the Established Datum Reference, with a maximum of 10 above-grade floors section at height of 100 feet above the 108.00 elevation based on the Established Datum Reference on the eastern end of the New Residential Building; and (iii) provide a front street wall location that complies with R8A district parameters with a setback of 15 feet between a height of 55 feet and 64 feet. (collectively, the “New Residential Building Limitations”)
 5. An additional paragraph “2A” is added as if present in the MOU, reading as follows “JHH agrees that: (a) the maximum amount of Development Rights that may be developed on the Zoning Lot is the sum of the Community Facility Development Rights (234,685 square feet) and the Residential Development Rights (325,275 square feet), which is 559,960 square feet (hereinafter, the “Total Development Rights”; (b) none of the Total Development Rights may be transferred from the Zoning Lot to another parcel.”
 6. The existing language of Paragraph 3 “Use Restrictions” is deleted in its entirety and the following language is inserted in its place:

“JHH agrees that if JHH sells the JHH Land (other than the Residential parcel) subsequent to Council approval of the Retention and prior to or after the construction of the New Long-Term Care Facility and/or the New Residential Building, any new construction on the JHH Land shall be limited to the more restrictive of the bulk limitations applicable to (i) R8A zoning district designations for property on the northern portion of the subject block or R8B zoning district designations for property on the southern portion of the subject block or (ii) any subsequent zoning designation applicable to the JHH Land, which ever is more restrictive. Without limiting or modifying the foregoing, JHH reiterates that the restrictions set forth in this Section and Sections 1 and 2 of this Memorandum of Understanding run with the land and are binding upon successors and assigns.

Date: April 1, 2008

Committee of Origin: Land Use Joint with Transportation

Re: 120 West 106th Street, Jewish Home & Hospital (Columbus-Amsterdam Avenues.)

Full Board Vote: 38 In favor 2 Against 0 Abstentions 0 Present

Resolution

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JHH agrees it shall not construct any building on the Long-Term Care Facility Parcel other than the New Long-Term Care Facility and that it shall be initially occupied, and occupied so long as said building is owned by JHH, as a Use Group 3 Nursing Home (pursuant to the NYC Zoning Resolution). In the event that JHH voluntarily or involuntarily disposes of the New Long-Term Care Facility in any manner (including sale or foreclosure) after it is constructed, JHH shall promptly notify Community Board 7 and consult with Community Board 7 about the proposed disposition and use of the building. In connection therewith, JHH shall prepare a land use and environmental analysis of the proposed new use of the building in accordance with the standards of the NYC CEQR Manual to inform its consultations with Community Board 7.

7. An additional paragraph "7" is added as if present in the MOU, reading as follows:

"7. Agreements Run With The Land.

This Memorandum of Understanding, and all the agreements contained herein, shall run with the land as to all of the JHH Land and shall be binding upon JHH and its successors and assigns."

8. ~~6~~-This Modification may be signed in several counterparts, each of which shall be deemed an original but all of which shall constitute one and the same instrument.

IN WITNESS WHEREOF, JHH and CB7 have executed and delivered this Modification as of the day and year first above written.

[SIGNATURE PAGE FOLLOWS]

Committee: 10-1-0-0. Board Members: 2-0-0-0.

RESOLUTION

Date: April 1, 2008

Committees of Origin: Land Use and Transportation

Re: 531-539 West End Avenue.

Full Board Vote: 27 In favor 10 Against 0 Abstentions 1 Present

The following facts and concerns were taken into account in arriving at our conclusion:

Extell Development Company has applied to the City Planning Commission (CPC) for authorization for a curb cut on the south side of 86th Street between West End Avenue and Riverside Drive.

It is within the jurisdiction of CPC to grant such authorization if certain findings are met, but not required of CPC to do so.

This block of West 86th Street provides a streetscape unique in Manhattan – namely an uninterrupted long block of a wide street terminating at Riverside Park (other wide streets either connect to the Henry Hudson Parkway or connect to the divided Riverside Drive) – that should be preserved, barring a compelling reason not to preserve it.

The creation of an accessory garage of 20 spaces in an ultra-luxury 27-unit building offers no such compelling reason.

Extell Development Company has applied to CPC for an accessory garage with 11 spaces more than the nine permitted as of right (should a curb cut be approved to make such accessory garage accessible).

It is within the jurisdiction of CPC to grant such authorization if certain findings are met, but not required of CPC to do so.

Community Board 7/Manhattan disputes the analysis for at least one of the five findings (13-561b), namely that "within the vicinity of the site, there are insufficient parking spaces available".

There is overwhelming community opposition to the application, with dozens of neighbors appearing at two Land Use Committee meetings and hundreds of signatures on petitions presented to the Committee, and no neighbors appearing or writing in favor of it;

THEREFORE, BE IT RESOLVED THAT Community Board 7/Manhattan **disapproves** the applications #C080153ZSM and #N080154ZAM by the Extell Development Company to the City Planning Commission for a 20-space accessory parking garage and authorization of a curb cut on a "wide street" (i.e. West 86th Street).

Joint Committees: 7-4-0-1. Board Member: 1-0-0-0.

RESOLUTION

Date: April 1, 2008

Committee of Origin: Health & Human Services

Re: Department for the Aging's plans for senior centers.

Full Board Vote: 32 In favor 0 Against 0 Abstentions 0 Present

The following facts and concerns were taken into account in arriving at our conclusion:

The predicted growth of the City's diverse senior population requires an expansion and increased variety of facilities and programs.

The proximity of local centers is vital to the survival of the frail elderly with limited mobility and resources.

The Department for the Aging (DFTA) has not shown studies that indicate that our neighborhood senior centers are not meeting critical needs and providing supportive services.

DFTA has not conducted pilot projects to test the alleged effectiveness of regionalizing.

THEREFORE, BE IT RESOLVED THAT Community Board 7/Manhattan urgently requests that DFTA halt its rush to "modernize and regionalize" 329 community-based senior centers at the same time, which will irreversibly affect the fabric of this historically effective, highly respected network to the detriment of the vulnerable senior population; and

BE IT FURTHER RESOLVED THAT Community Board 7 requests that DFTA organize and conduct focused pilot projects in each borough to test the efficacy of its regionalization program before making sweeping changes.

RESOLUTION

Date: April 1, 2008

Committee of Origin: Youth, Education & Libraries

Re: School overcrowding.

Full Board Vote: 31 In favor 0 Against 0 Abstentions 0 Present

The following facts and concerns were taken into account in arriving at our conclusion:

School overcrowding is a serious problem citywide, especially in the Community Board 7 area, where real estate development is progressing rapidly and the infrastructure of local schools cannot sustain the increased population, resulting in schools scheduling lunch periods as early as 10:40 AM; gymnasiums, auditoriums and bathrooms are not always available for their intended uses; and many enrichment programs, like music and art have lost their dedicated spaces to create more classrooms.

The formula used by Department of Education (DOE) to calculate school capacity is faulty, because it includes those spaces which were never intended as classrooms as if they were actual classrooms, thereby overstating the number of students our schools can properly accommodate, and also sets class size goals greater than best practices as shown by current research.

Average class size in District 3 exceeds the citywide average, which exceeds the statewide average. NYC high school teachers have about 150 students each, compared to the national average of 89 students per teacher.

The NYS Court of Appeals determined (in Campaign for Fiscal Equity [CFE] vs. New York State 2003) that "NYC classes in all grades were too large to provide students with constitutional right an adequate education ... and there is a meaningful correlation between the large classes in City schools and the outputs...of poor academic achievement and high dropout rates."

The settlement of the CFE brought NYC more that \$1 billion in additional funds this year and more than \$5 billion projected over the next four years, and the legislature required that the DOE develop a five-year class size reduction plan, with smaller classes starting this year, and the law requires that the City's capital plan be aligned with the class size reduction plan, to provide the necessary space.

The budget required to double the number of seats has been allocated. Based on cost estimates in the current plan, 120,000 new seats would require an additional \$275 million for annual financing. This would only be \$138 million after 50% reimbursement from the state.

New York State committed to increase building funds for New York City by \$11.2 billion to allow the City to complete its \$13.1 billion capital plan to construct and repair schools, but now this promise is threatened by proposed reforms that would delay the state reimbursement to the City for school construction costs.

THEREFORE, BE IT RESOLVED THAT Community Board 7 urges the DOE to revise its formula for determining School Capacity to reflect modern standards of good education, reflected by the NYS Court of Appeals (in CFE vs. New York State 2003), and

BE IT FURTHER RESOLVED THAT Community Board 7 calls upon the Mayor, the DOE, the School Construction Authority and elected officials to make the construction and/or development of new schools, in our neighborhood, a priority, and

BE IT FURTHER RESOLVED THAT Community Board 7 urges the City Planning Commission to include school overcrowding as part of impact studies for all new projects, and

BE IT FURTHER RESOLVED THAT Community Board 7 calls upon the Mayor, the Department of Education, and elected officials to fully fund the DOE's capital and expense budgets in order to reduce school overcrowding and provide mandated educational opportunities for NYC students; and

BE IT FURTHER RESOLVED THAT Community Board 7 is committed to take the necessary steps to seek professional advice in order to determine the exact number of new Elementary, Middle and High School seats that our community needs for its near and long term planning.

Committee: 3-0-0-0.

RESOLUTION

Date: April 1, 2008

Committee of Origin: Youth, Education & Libraries

Re: Opposition to school-based budget cuts in Community School District 3

Full Board Vote: 34 In favor 0 Against 0 Abstentions 0 Present

The following facts and concerns were taken into account in arriving at our conclusion:

The Governor and the State Legislature promised a \$528 million increase to New York State's basic operating aid to New York City (also called "foundation aid") for 2008-09, but the proposed Executive Budget cuts this amount to \$335 million.

The state budget proposes to give city schools \$200 million less than was expected in the Contract for Excellence, stalling progress in class size reduction, full-day Pre-K expansion, improving middle schools, programs for English Language Learners and other programs and services.

The Mayor committed to raise New York City's investment in our children's education by \$2.2 billion over four years, but is taking back \$180 million this year with \$100 million coming right out of the classrooms and cutting an additional \$324 million next year, for a two year total of more than one-half billion dollars.

New York State committed to increase building funds for New York City by \$11.2 billion to allow the City to complete its \$13.1 billion capital plan to construct and repair schools, but now this promise is threatened by proposed reforms that would delay the state reimbursement to the City for school construction costs.

The FY 2008 School Budget Reductions in District 3 range from as low as \$21,101 at MS 256 to as high as \$216,010 at Brandeis H.S. and \$273,207 at LaGuardia H.S.

Community Board 7-Manhattan's Youth, Education & Libraries Committee, District 3 Community Education Council, and District 3 Presidents Council convened a Town Hall Meeting on March 6, 2008 in response to the City's actual mid-year Budget Cuts to public schools and the cuts proposed for 2008-2009 in order to learn more about these cuts, specifically, how they will impact on public schools in our communities, as well as day care, pre-school, after-school and youth employment programs, and to discuss next steps as united West Side communities.

More than 50 individuals spoke at the Town Hall meeting and presented testimony to a panel that included Helen Rosenthal Chair, Community Board 7, Luis O. Reyes and Alberto Cruz, Co-Chairs, Youth Education and Libraries Committee CB7, Elizabeth Shell, Chair, Community Education Council 3, Larry Wood President, District 3 President's Council, City Council Members Gale Brewer, Melissa Mark-Viverito and Robert Jackson, and Assembly Member Linda Rosenthal.

Mr. Neville W. Bird, PS 145 PA President, spoke about the effects that the budget cuts would have on his school's after-school and Saturday program as well as leaving these children with no place to go after 3 PM.

Ms. Wendy Shapiro, Parent at PS 163 testified about her school's budget being cut by \$60, 000 in this fiscal year and this will affect the school's after-school program as well as other necessary resources.

Mr. Mark Diller, PA President of Delta Middle School reported that the school's budget will be cut by \$91,000 this fiscal year, which will also affect their new state aid funding.

Larry Wood, parent at the Center School and President of District 3's Presidents Council, reported that the school would lose \$24,000 in this fiscal year, leading to cuts to the school's after-school program stated that parents should be involved in the dialogue with elected officials on the need to properly fund schools.

Assembly Member Rosenthal spoke about pressuring State Senator Bruno about restoring State funds to city schools through phone calls, letter writing, and emailing.

Council Member Brewer spoke about the unnecessary costs for re-organizing the Gifted and Talented programs, about the cost of the ARIS computer program which totals \$80 million, the need to make cuts from the

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Date: April 1, 2008

Committee of Origin: Youth, Education & Libraries

Re: Opposition to school-based budget cuts in Community School District 3

Full Board Vote: 34 In favor 0 Against 0 Abstentions 0 Present

Resolution

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Department of Education (DOE) needlessly centralized programs, the fact that only 1 Principal out of 29 schools in her councilmanic district has come forward requesting assistance, that the first educational cuts would be felt in the enrichment programs, and that Project Arts funds that were also distributed to principals are the easiest to cut.

Ms. Priscilla Gonzalez of the Center for Immigrant Families spoke on the impact that these cuts will have on services to immigrant families.

Council Member Jackson Chair of the Education Committee at the City Council, spoke about the cuts totaling \$1 billion from the city and State funds, that 40% of all cuts are coming from the DOE and 20% are coming directly from schools, that Council Member Fidler, at a City Council Meeting, suggested raising the hotel occupancy tax by 1.2% which could produce funds to ease the budget gaps predicted in the upcoming fiscal budgets.

The New York City School Budget cuts are both on the Expense and Capital budgets.

THEREFORE, BE IT RESOLVED THAT Community Board 7/Manhattan expresses its opposition to the announced School-based Budget Cuts in Community School District 3, and

BE IT FURTHER RESOLVED THAT Community Board 7/Manhattan demands that the Governor and State Legislature restore the missing \$193 million in foundation aid, funds that are supposed to be tied to the Contract for Excellence which is the only real accountability mechanism we have to ensure that funds go to reduce class size, reform middle schools and high schools, provide for the needs of English Language Learners and achieve other fundamental school reforms, and

BE IT FURTHER RESOLVED THAT Community Board 7/Manhattan demands that the Mayor and the City Council restore the half billion dollars in cuts for this year and next. and

BE IT FURTHER RESOLVED THAT Community Board 7/Manhattan demands that the Governor and State Legislature increase building funds by \$11.2 billion to allow the City to construct and repair school buildings at a pace that will matter for our students in the immediate future.

Committee: 4-0-0-0.

RESOLUTION

Date: April 1, 2008

Committee of Origin: Transportation

Re: 503 Columbus Avenue (West 84th Street.)

Full Board Vote: 26 In favor 1 Against 2 Abstentions 0 Present

BE IT RESOLVED THAT Community Board 7/Manhattan **approves** renewal application DCA# 0957290 to the Department of Consumer Affairs by J&D Operators, LLC, d/b/a Prohibition, for a two-year consent to operate an unenclosed sidewalk café with 11 tables and 22 seats.

Committee: 6-1-0-0. Public Members: 2-0-0-0.

RESOLUTION

Date: April 1, 2008

Committee of Origin: Transportation

Re: 2463 Broadway (West 91st Street.)

Full Board Vote: 26 In favor 2 Against 2 Abstentions 0 Present

BE IT RESOLVED THAT Community Board 7/Manhattan **approves** new application DCA# 1277778 to the Department of Consumer Affairs by PQ Upper West, Inc., d/b/a Le Pain Quotidien, for a two-year consent to operate an unenclosed sidewalk café with 8 tables and 16 seats, on the condition that the café is reduced to 9-feet and revised plans are submitted to the Community Board 7 office.

Committee: 6-0-0-0.

RESOLUTION

Date: April 1, 2008

Committee of Origin: Transportation

Re: 2479 Broadway (West 92nd Street.)

Full Board Vote: 21 In favor 7 Against 2 Abstentions 0 Present

BE IT RESOLVED THAT Community Board 7/Manhattan **approves** new application DCA# 1278350 to the Department of Consumer Affairs by Katouna, Inc., d/b/a Perfecto, for a two-year consent to operate an unenclosed sidewalk café with 12 tables and 48 seats, with the following conditions:

- The café will be totally non-smoking;
- The café is 9-feet wide;
- The awning will remain open while the café is being set up and taken down and while in operation;
- The owner will check on noise-deadening materials.

Committee: 5-0-0-0.

RESOLUTION

Date: April 1, 2008

Committee of Origin: Transportation

Re: 718 Amsterdam Avenue (West 95th Street.)

Full Board Vote: 21 In favor 2 Against 2 Abstentions 0 Present

BE IT RESOLVED THAT Community Board 7/Manhattan **approves** new application DCA# 1277777 to the Department of Consumer Affairs by Iano Corp., d/b/a Acqua, for a two-year consent to operate an unenclosed sidewalk café with 20 tables and 40 seats.

Committee: 6-1-0-0. Public Members: 2-0-0-0.

RESOLUTION

Date: April 1, 2008

Committee of Origin: Transportation

Re: 951 Amsterdam Avenue (West 107th Street.)

Full Board Vote: 21 In favor 5 Against 2 Abstentions 0 Present

BE IT RESOLVED THAT Community Board 7/Manhattan **approves** new application DCA# 1277938 to the Department of Consumer Affairs by Ram Eats, LLC, d/b/a Blockheads, for a two-year consent to operate an unenclosed sidewalk café with 10 tables and 20 seats, with the following conditions:

- Removal of four outer tables;
- Café will have 6 tables and 12 chairs;
- Owner will submit new plans to the Community Board 7 office (received on April 4).

Committee: 6-0-0-0.

RESOLUTION

Date: April 1, 2008

Committee of Origin: Transportation

Re: Secondary Street Namings.

Full Board Vote: 31 In favor 0 Against 0 Abstentions 0 Present

The following facts and concerns were taken into account in arriving at our conclusion:

There have been numerous requests to secondarily name streets.

There are places where 2 or more names would be placed.

Plaques are far better at documenting a person's contributions than a street sign,

THEREFORE, BE IT RESOLVED THAT Community Board 7/Manhattan reiterates its desire to begin a series of plaques honoring famous westsider's, and

BE IT FURTHER RESOLVED Community Board 7/Manhattan will work with local Council Members to fund and distribute these plaques.

Committee: 6-0-0-0. Public Members: 4-0-0-0.

RESOLUTION

Date: April 1, 2008

Committee of Origin: Transportation

Re: Intro. 639-2007

Full Board Vote: 28 In favor 0 Against 0 Abstentions 0 Present

BE IT RESOLVED THAT Community Board 7/Manhattan **supports** Intro 639-2007 to amend the Administrative Code of the City of New York, in relation to the review of curb cuts, and to allow for community board review.

Committee: 6-0-0-0. Public Members: 4-0-0-0.

RESOLUTION

Date: April 1, 2008

Committee of Origin: Business & Consumer Issues

Re: 254 West 72nd Street (Broadway-West End Avenue) d/b/a Sugar Bar.

Full Board Vote: 23 In favor 1 Against 3 Abstentions 0 Present

The following facts and concerns were taken into account in arriving at our conclusion:

BE IT RESOLVED THAT Community Board 7/Manhattan **disapproves** the application to the State Liquor Authority unless the following stipulation is added to their method of operation, in their State Liquor Authority application:

- Close their windows and doors by 11PM,
- Efforts will be made to keep the sidewalk clear of smokers and noise,
- Full-time licensed security person outside of the establishment by the end of March, from 11PM to 1AM on Tuesday and Wednesday and until 3AM from Thursday to Saturday who will be responsible for controlling noise from customers and the bands, fighting and discourage double parked car with loud music in front of the establishment,
- Upgrade the soundproofing of the establishment front window,
- Provision of better insulation/sealer to the front two doors of the establishment.

Committee: 4-0-1-0.

RESOLUTION

Date: April 1, 2008

Committee of Origin: Business & Consumer Issues

Re: 101 West 75th Street (Columbus-Amsterdam Avenues) d/b/a Dive 75.

Full Board Vote: 26 In favor 2 Against 1 Abstention 0 Present

BE IT RESOLVED THAT Community Board 7/Manhattan **approves** renewal application to the NYS Liquor Authority by 101 West 75 Bar & Restaurant Enterprises LTD, d/b/a Dive 75, for two year on-premises liquor license.

Committee: 5-0-0-0.

RESOLUTION

Date: April 1, 2008

Committee of Origin: Green

Re: NYS Senator Eric Schneiderman's proposed bill, "The Climate Change Solutions Act."

Full Board Vote: 30 In favor 0 Against 0 Abstentions 0 Present

The following facts and concerns were taken into account in arriving at our conclusion:

New York State is part of a 10-state consortium (hereinafter, RGGI or Regional Greenhouse Gas Initiative), which has pledged to act together to reduce greenhouse gas emissions on the East Coast by auctioning CO 2 emissions.

The auction would be part of a mandatory emission reduction program and would raise significant revenue, estimated at approximately \$250 million/year, beginning in December 2008.

Senator Schneiderman's proposed bill would legislate the creation of a specific environmental fund for RGGI revenue in order to fund alternative energy and clean-air initiatives.

A similar bill has already passed in the NYS Assembly.

THEREFORE, BE IT RESOLVED THAT Community Board 7/Manhattan supports the proposed legislative, "The Climate Change Solutions Act," and urges the New York State Senate to consider and pass the proposed legislation.

Committee: 4-0-0-0. Board Member: 1-0-0-0. Public Members: 2-0-0-0.