

RESOLUTION

Date: April 6, 2010

Re: Charter Revision Commission.

Full Board Vote: 37 In favor 0 Against 0 Abstentions 0 Present

Community Board 7/ Manhattan calls upon the 2010 Charter Revision Commission to conduct a comprehensive review of the entire charter, meaningfully engage the public in its process, ensure that any question(s) placed on the ballot is clearly and concisely written, and conduct an extensive public education campaign about the ballot questions that voters will be asked to consider on Election Day. The following facts and concerns were taken into account in arriving at our conclusion:

The last major charter revision commission (commission) which comprehensively examined the function and operation of city government was over twenty years ago with the 1989 commission.

Mayor Bloomberg's appointment of a commission presents the City with a unique opportunity to fully examine government operations and to discuss how best to improve our City.

In order for this commission to be successful, first and foremost it must meaningfully engage New Yorkers by conducting extensive outreach about the charter revision process to ensure they understand what it means and how they can participate.

Such outreach should use all available modes of communication – social networking media, civic, community and religious organizations, webcasting, video- and teleconferencing, and transcribing and posting all testimony and information about commission meetings and hearings online.

The commission should also conduct frequent public hearings in every corner of the City that encourage New Yorkers to provide their recommendations about their visions for New York and how to make government more responsive to their needs.

In addition to public hearings, the commission should also conduct open public meetings to allow the public to observe the commission's deliberative process.

Once the commission completes its deliberative process and decides what Charter changes it would like to put before the voters, it should submit clear and concise ballot question(s) make it easy for voters to know what they are being asked to consider.

Finally, the commission with the assistance of elected officials, members of the civic, community and religious community, and the media must then conduct an extensive public education campaign about what voters will see on the ballot.

THEREFORE, BE IT RESOLVED THAT Community Board 7/ Manhattan calls upon the 2010 Charter Revision Commission to conduct a comprehensive review of the entire charter, provide adequate notice a reasonable period in advance of all of its public meetings and hearings meaningfully engage the public in its process, ensure that any question(s) placed on the ballot is clearly and concisely written, and conduct an extensive public education campaign about the ballot questions that voters will see on Election Day.

RESOLUTION

Date: April 6, 2010

Committee of Origin: Youth, Education & Libraries

Re: ULURP for Public School Buildings.

Full Board Vote: 31 In favor 7 Against 3 Abstentions 0 Present

This resolution is premised upon the following facts:

The New York City Charter and Code requires that the lease or other long-term disposition of a City-owned building must be approved through the Uniform Land Use Review Procedure (“ULURP”), which calls for review and reports by Community Boards, the Borough President, and the approval of the Council of the City of New York.

Public school buildings are exempt from ULURP pursuant to the New York City Charter.

Charter schools have been permitted to lease significant portions of existing public school buildings without ULURP review, with the agreements to provide space in public school buildings to charter schools at nominal rents subject only to review by the Panel for Educational Policy (“PEP”).

A majority of the members of the PEP serve at the pleasure of the Mayor of the City of New York, who has used his power to remove voting members of the PEP who disagree with his policies and initiatives prior to their casting a vote against such policies and initiatives.

The PEP has, since its inception as a replacement for the Board of Education, never voted to disapprove any initiative or policy proposal brought before it for a vote with the endorsement of the Mayor or the Chancellor.

Assembly bill A-9845, sponsored by Assembly Members O’Donnell and Wright, and its companion Senate bill S-7192 (collectively, the “ULURP Bill”), sponsored by Senator Parker, would amend New York Education Law § 2853(a)(3) to require full compliance with ULURP before a charter school may be located or co-located in part of an existing school building in the City of New York.

The ULURP Bill would place the ultimate decision-making authority on the sale or lease of public school buildings to Charter schools in the hands of the elected members of the City Council.

The same rationale for ULURP review of the disposition of public school buildings applies with equal force to dispositions of public school buildings other than to Charter school.

THEREFORE, BE IT RESOLVED THAT Community Board 7/Manhattan:

1. Calls on the New York State Assembly to pass A-9845, and the New York State Senate to pass S-7192, and the Governor to sign such bills into law.
2. Calls on the New York State Legislature to further amend New York Education Law § 2853(a)(3) to require compliance with ULURP for all dispositions of public school buildings other than to Charter schools.

Committee: 3-1-0-0.

RESOLUTION

Date: April 6, 2010

Committee of Origin: Transportation

Re: 940 Columbus Avenue (West 106th Street.)

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

BE IT RESOLVED THAT Community Board 7/Manhattan **approves** request by New York Plumbing for two parking spaces at the northwest corner of Columbus Avenue and 106th Street for “Trucks Loading and Unloading” from 10:00 AM – 4:00 PM, Monday to Friday.

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

RESOLUTION

Date: April 6, 2010

Committee of Origin: Transportation

Re: 969 Columbus Avenue (West 107th- 108th Streets.)

Full Board Vote: 39 In favor 0 Against 0 Abstentions 0 Present

BE IT RESOLVED THAT Community Board 7/Manhattan **approves** renewal application #B02228 to NYC Taxi & Limousine Commission by Special Radio Dispatch Corp. for a For Hire Base Station license.

Committee: 8-0-0-0. Board Members: 3-0-0-1.

RESOLUTION

Date: April 6, 2010

Committee of Origin: Transportation

Re: Request to DOT to change parking meters on Columbus Avenue from one to two hours.

Full Board Vote: 33 In favor 3 Against 2 Abstentions 0 Present

BE IT RESOLVED THAT Community Board 7/Manhattan **approves** request to DOT to change muni- meters on Columbus Avenue between West 68th and West 86th Streets from one to two hours.

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

RESOLUTION

Date: April 6, 2010

Committee of Origin: Business & Consumer Issues

Re: 77 West 68th Street (Columbus Avenue)

Full Board Vote: 32 In favor 0 Against 1 Abstention 0 Present

BE IT RESOLVED THAT Community Board 7/Manhattan **approves** applications to the SLA for a two-year liquor licenses by 185 Columbus Equities Corp, d/b/a Jalapeño Restaurant.
Committee: 4-0-0-0. Board Member: 1-0-0-0.

RESOLUTION

Date: April 6, 2010

Committee of Origin: Business & Consumer Issues

Re: 842 Amsterdam Avenue (West 101st Street)

Full Board Vote: 32 In favor 0 Against 1 Abstention 0 Present

BE IT RESOLVED THAT Community Board 7/Manhattan **approves** applications to the SLA for a two-year liquor licenses by RRDE Restaurant Inc, d/b/a Noches Mexicanas 2.
Committee: 4-0-0-0. Board Member: 1-0-0-0.

RESOLUTION

Date: April 6, 2010

Committee of Origin: Business & Consumer Issues

Re: 998 Amsterdam Avenue (West 109th Street).

Full Board Vote: 32 In favor 0 Against 1 Abstention 0 Present

BE IT RESOLVED THAT Community Board 7/Manhattan **approves** applications to the SLA for a two-year liquor licenses by Matthew Hect, d/b/a SIP.
Committee: 4-0-0-0. Board Member: 1-0-0-0.

RESOLUTION

Date: April 6, 2010

Committee of Origin: Business & Consumer Issues

Re: Unenclosed Café Renewal Applications:

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

BE IT RESOLVED THAT Community Board 7/Manhattan **approves** the following unenclosed sidewalk café renewal applications:

- **503 Columbus Avenue** (West 84th – 85th Streets.) 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.
- **584 Columbus Avenue** (West 89th Street.) Renewal application DCA# 0851262 to the Department of Consumer Affairs by New Bella Luna, Inc., d/b/a Bella Luna, for a two-year consent to operate an unenclosed sidewalk café with 13 tables and 25 seats.
- **2450 Broadway** (West 90th – 91st Streets.) Renewal application DCA# 0940252 to the Department of Consumer Affairs by Carmines Broadway Feast, Inc., d/b/a Carmine's, for a two-year consent to operate an unenclosed sidewalk café with 7 tables and 22 seats.
- **245 West 104th Street** (West 104th Street.) Renewal application DCA# 1187714 to the Department of Consumer Affairs by Broadway 104, LLC, d/b/a Café Du Soleil, for a two-year consent to operate an unenclosed sidewalk café with 18 tables and 36 seats.
Committee: 4-0-0-0. Board Member: 1-0-0-0.
- **2726 Broadway** (West 104th -105th Streets.) Renewal application DCA# 1247774 to the Department of Consumer Affairs by McConner Street Holding, LLC, d/b/a McDonald's, for a two-year consent to operate an unenclosed sidewalk café with 12 tables and 24 seats.
Committee: 4-0-0-0. Board Members: 2-0-0-0.

RESOLUTION

Date: April 6, 2010

Committee of Origin: Business & Consumer Issues

Re: 44 West 63rd Street (Broadway.)

Full Board Vote: 23 In favor 7 Against 1 Abstention 0 Present

BE IT RESOLVED THAT Community Board 7/Manhattan **approves** renewal application DCA# 1229629 to the Department of Consumer Affairs by ERS Enterprises, Inc., d/b/a P.J. Clarke's, for a two-year consent to operate an enclosed sidewalk café with 22 tables and 46 seats.

Committee: 3-1-0-0. Board Members: 2-0-0-0.

RESOLUTION

Date: April 6, 2010

Committee of Origin: Parks & Preservation

Re: Broadway Malls. Department of Parks & Recreation's proposal for the installation of art works by Manolo Valdes on various malls from Columbus Circle to 166th Street from May 2010 to January 2011.

Full Board Vote: 36 In favor 0 Against 0 Abstentions 1 Present

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

Community Board 7/Manhattan, welcomes temporary public art expositions in its District and endorses the Broadway Malls as ideal locations for showing large outdoor works.

THEREFORE, BE IT RESOLVED THAT Community Board 7/Manhattan **approves** the proposal of the Department of Parks and Recreation for the temporary installation of works by Manolo Valdes at certain Broadway Malls, including twelve works within the CB7 District, from May 2010 to January 2011.

Committee: 7-0-0-0. Board Members: 3-0-0-0.

RESOLUTION

Date: April 6, 2010

Committee of Origin: Parks & Preservation

Re: 115 West 85th Street (Columbus – Amsterdam Avenue.) Application to the Landmarks Preservation Commission for installation of double hung windows at the 4th floor of the south (front) façade.

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

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

The proposed windows would replace old aluminum replacement windows.

The Committee believes that the proposed windows are reasonably appropriate to the historic character of the building and of the Historic District.

THEREFORE, BE IT RESOLVED THAT Community Board 7/Manhattan **approves** the proposed window replacement at the south (front) façade at 115 West 85th Street.

Committee: 7-0-0-0. Board Member: 1-0-0-0.

Date: April 6, 2010

Committee of Origin: Parks & Preservation

Re: 150 West 77th Street (Columbus – Amsterdam Avenues.) Application to the Landmarks Preservation Commission to extend the rear façade of the building into the rear yard by four feet for the entire five-story height of the building (other than at the existing non-conforming extension, which would remain in place), to redesign the entry where the original brownstone stoop was removed, and to replace windows at the front elevation within their existing openings.

Full Board Vote A- window replacement and redesign: 34 In favor 1 Against 1 Abstention 0 Present

Full Board Vote B- rear-yard extension: 30 In favor 4 Against 1 Abstention 0 Present

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

The proposed windows are of the Pella “Architectural” design generally approved by the Landmarks Preservation Commission for use in Historic Districts.

Although this was not shown on the drawings presented to the Parks & Preservation Committee of Community Board 7/Manhattan, the architect represented to the Committee that the existing stained glass panels at first floor windows would be reused in the new windows.

While the Committee regrets that the missing stoop is not being restored, the design for the ground floor door and door surround is far more appropriate to the historic character of the building and of the Historic District than the existing entry.

The Committee believes that the proposed four-foot extension of the entire rear façade into the rear yard (other than at the existing non-conforming extension, which would remain in place), is only minimally appropriate to the historic character of the building and of the Historic District, but representatives of the building to the immediate west, 152 West 77th Street, the residents of which would be most affected by the proposed extension, stated that they did not object to it.

(a) THEREFORE, BE IT RESOLVED THAT Community Board 7/Manhattan **approves** the proposed window replacement and redesign of the entry at 150 West 77th Street.

Committee: 7-0-0-0. Board Member: 1-0-0-0.

(b) THEREFORE, BE IT RESOLVED THAT Community Board 7/Manhattan **approves** the proposed rear-yard extension at 150 West 77th Street.

Committee: 6-1-0-0. Board Member: 1-0-0-0.