June 2008 Resolutions

Date: June 3, 2008
Committee of Origin: Land Use
Re: 150 West End Avenue (West 67th Street.)
Full Board Vote: 37 In favor 0 Against 1 Abstention 0 Present

BE IT RESOLVED THAT Community Board 7/Manhattan approves the application #1334-66-BZ to the Board of Standards & Appeals for an extension of the term of a variance allowing the operation of a transient parking garage in the cellar and sub-cellar of 150 West End Avenue for a period of ten (10) years from May 5, 2008.

Committee: 2-0-0-0.
Date: June 3, 2008  
Committee of Origin: Land Use  
Re: N050402 Amendment to the NYC Zoning Resolution Text with regard to Large Scale Residential Developments.  
Full Board Vote: 22 In favor  11 Against  6 Abstentions  0 Present  

The Land Use Committee, by Resolution dated November 7, 2007, commented on and made suggestions for modification of a proposed Amendment to the Zoning Resolution Text, in connection with Large Scale Residential Developments, as the proposal impacted on Amsterdam and Columbus Avenues between 86th and 96th Streets;  
The Committee is gratified that the City Planning Commission and its staff have modified the original proposal to incorporate, in whole or in substantial part, several of the proposed modifications;  
However, the text change, as modified, fails to address an issue of particular importance to Community Board 7, viz., the nature of window displays and visibility into the interior of commercial spaces from the street. We are perturbed by the growing number of commercial establishments, typified by large chain "drug stores," Such as CVS and Duane Reade, whose window displays consist of posters designed to conceal the interior the stores, rather than to exhibit goods for sale therein. It is particularly troublesome that such stores seem to proliferate and deaden the streetscape. Community Board 7 believes that serious study should immediately commence into the possibility of use regulations which deal with this phenomenon in a comprehensive way, while still allowing consumers access to goods and services.  

Accordingly, it is  

Resolved, that Community Board 7/Manhattan approves the proposed amendment to the Zoning Resolution Text, section 78-06, on condition that the text is further modified to provide the following additional language at subsection (b)(3)(iv) (pertaining to windows in the commercial space), substantially as follows:  
There shall be no obstructions for a depth of ten feet from required windows in the retail space, except for three-dimensional displays of relating to services or of goods offered for sale within.  
And be it further,  

Resolved, that the City Planning Commission is urged promptly to commence a study of retail uses in residential areas of the City, with a view to a) improving the streetscape by avoiding window displays design to hide rather than advertise the goods and services available, and b) avoiding unnecessary proliferation of chain stores.  

Committee:  5-0-0-0. Board Members:  2-0-0-0.
Date: June 3, 2008  
Committee of Origin: Land Use  
Re: Leader House, 100 West 93rd Street.  
Full Board Vote: 21 In favor  7 Against  8 Abstentions  0 Present  

The owners of Leader House, 100 W. 93rd Street, are desirous of taking advantage of a proposed Amendment to the Zoning Resolution with respect to Large-Scale Developments, by creating a mixed commercial and community facility use structure from 92nd Street to 93rd Street along Columbus Avenue, extending from the eastern wall of the existing building to the property line. The proposed addition would contain open space above the one story commercial space for use by residents of the building. The owners of Leader House and their representatives have met on numerous occasions with the Land Use Committee and have accepted suggestions for modification of the design of the addition.

Community Board 7 believes that the proposed addition as modified would materially enhance the streetscape on Columbus Avenue and would provide a significant benefit to residents of the building without creating an imposition on the community.

According, be it

Resolved, that Community Board 7/Manhattan approves the design of the commercial and community facility addition to the Leader House currently on file with the City Planning Commission, subject to passage of an amendment to the Zoning Resolution Text as described in the accompanying resolution.

Committee: 6-0-0-0. Board Members: 2-0-0-0.
Date: June 3, 2008
Committee of Origin: Parks & Preservation
Re: Proposed West End Avenue Historic District.
Full Board Vote: 33 In favor  1 Against  1 Abstention  0 Present
The following facts and concerns were taken into account in arriving at our conclusions:

West End Avenue north of 70th Street presents a unique blend of urban neighborhood domestic architecture, consisting almost entirely of classic apartment buildings dating from the turn of the 20th Century to shortly prior to World War II, interspersed with pockets of largely intact individual row houses and a few notable institutional buildings.

The historic West End Avenue streetscape is markedly more intact than that of, for instance, Fifth Avenue or Park Avenue, and presents a unique sense of place.

While some buildings on West End Avenue are in one of two existing Historic Districts that span parts of West End Avenue, the majority of West End Avenue in unprotected, and in particular the many remaining row houses that are not in Historic Districts present potentially imminent opportunities for out-of-scale and out-of-character development.

Noted New York architectural historian Andrew Scott Dolkart has written, in a letter to the West End Preservation Society dated March 10, 2008, that “West End Avenue as a whole meets the criteria for historic district designation.”

The Parks & Preservation Committee of Community Board 7/Manhattan believes that West End Avenue from 70th Street to its termination at 107th Street should be protected by Historic District status.

THEREFORE, BE IT RESOLVED THAT Community Board 7/Manhattan urges that the Landmarks Preservation Commission promptly calendar a hearing with regard to designation of a West End Avenue Corridor Historic District, to include all buildings fronting on West End Avenue between 70th Street and 107th Street, and further urges the Commission to designate such Historic District.

Committee: 7-0-0-0. Board Members: 2-0-0-0.
Date: June 3, 2008  
Committee of Origin: Parks & Preservation  
Re: Riverside Park South. Proposed design for the outdoor café at Pier I.  
Full Board Vote: 33 In favor 0 Against 0 Abstentions 0 Present  
The following facts and concerns were taken into account in arriving at our conclusions:  
   The Parks & Preservation Committee of Community Board 7/Manhattan, believes that the  
designs for the food service kiosk and service structure for the “Pier i Café” at Pier I at West 70th Street in  
Riverside Park South presented to it at its May 8, 2008 Committee meeting, including the proposed  
materials and general design vocabulary, are appropriate to the “post-industrial” design of Riverside  
South Park in general, to the adjacent elevated highway and to the proposed uses of the facilities.  
   Community Board 7 has a long history of interest and involvement in this project, appreciates the  
ongoing dialog with the Department of Parks and Recreation and with the concessionaire about the design  
and operation of this café, and looks forward to further consultation about the final design for the  
structures and the ongoing operations of the café.  
   There have been some neighborhood complaints about cooking odors emanating to neighboring  
buildings from the temporary food service building operated by the concessionaire at the site.  
   THEREFORE, BE IT RESOLVED THAT Community Board 7/Manhattan enthusiastically  
approves the preliminary designs for the two structures for the “Pier I” café presented on May 8, 2008,  
requests that the final design provide for control of cooking odors, and looks forward to further  
consultation and cooperation between CB7, Department of Parks & Recreation and the concessionaire  
with regard to the design and operation of this café.  
Committee: 5-0-0-0. Board Members: 2-0-0-0.
Date: June 3, 2008  
Committee of Origin: Transportation  
Re: Bike Paths on West 106th Street, Central Park West-Riverside Drive.  
Full Board Vote: 26 In favor  3 Against  2 Abstentions  0 Present  

BE IT RESOLVED THAT Community Board 7/Manhattan approves for one year the Department of Transportation’s plan to install bike paths on the north and south sides of West 106th Street from Central Park West to Riverside Drive on the condition that DOT comes to a CB7 meeting and gives a 6-month report on effectiveness and safety and hears the community’s response to the new paths.  
Committee: 9-1-0-0.  Board Members: 3-0-0-0. Public Members: 3-0-1-0.
Date: June 3, 2008  
Committee of Origin: Transportation  
Re: Newsstand on Broadway and 87th Street.  
Full Board Vote: 10 In favor 18 Against 1 Abstention 0 Present  
No action taken on resolution. Please see attached letter  

BE IT RESOLVED THAT Community Board 7/Manhattan approves application #1278273 to the Department of Consumer Affairs by Khan Newsstand to construct and operate a newsstand at the northwest corner of Broadway and West 87th Street, pending receipt of pictures, plans and materials. 
Committee: 7-3-0-0. Board Members: 2-1-0-0. Public Member: 0-1-0-0.
Date: June 3, 2008  
Committee of Origin: Transportation  
Re: New Family Radio Dispatcher.  
Full Board Vote: 27 In favor  0 Against  0 Abstentions  0 Present  

BE IT RESOLVED THAT Community Board 7/Manhattan approves renewal application #B01527 to the NYC Taxi and Limousine Commission by New Family Radio Dispatcher, Inc. for a For-Hire base station license at 695 Amsterdam Avenue (West 94th Street.)  
Committee: 9-0-0-0.  Board Members: 3-0-0-0. Public Members: 2-0-1-0.
Date: June 3, 2008  
Committee of Origin: Transportation  
Re: 183 Columbus Avenue (West 68th Street.)  
Full Board Vote: 26 In favor  2 Against  0 Abstentions  0 Present

BE IT RESOLVED THAT Community Board 7/Manhattan approves renewal application DCA# 0835735 to the Department of Consumer Affairs by V K Food Shop Inc., d/b/a Elite Cafe, for a two-year consent to operate an unenclosed sidewalk cafe with 6 tables and 11 seats.

Committee: 4-0-0-0.
Date: June 3, 2008  
Committee of Origin: Transportation  
Re: 193 Columbus Avenue (West 69th Street.)  
Full Board Vote: 26 In favor 2 Against 0 Abstentions 0 Present  

BE IT RESOLVED THAT Community Board 7/Manhattan approves renewal application DCA#1216111 to the Department of Consumer Affairs by Yunhua on Columbus, Inc., d/b/a Empire Columbus Kyoto, for a two-year consent to operate an unenclosed sidewalk café with 6 tables and 12 seats.  
Committee: 8-1-0-0. Board Members: 3-0-0-0. Public Member: 0-0-1-0.
Date: June 3, 2008  
Committee of Origin: Transportation  
Re: 241 Columbus Avenue (West 71st Street.)  
Full Board Vote: 26 In favor 2 Against 0 Abstentions 0 Present  

BE IT RESOLVED THAT Community Board 7/Manhattan approves renewal application DCA# 0895637 to the Department of Consumer Affairs by Burrito Junction, Inc., d/b/a Harry’s Burritos, for a two-year consent to operate an unenclosed sidewalk café with 12 tables and 36 seats.  
Committee: 9-1-0-0. Board Members: 3-0-0-0. Public Members: 1-1-0-0.
Date: June 3, 2008  
Committee of Origin: Transportation  
Re: 414 Amsterdam Avenue (West 80th Street.)  
Full Board Vote: 26 In favor  2 Against  0 Abstentions  0 Present  
BE IT RESOLVED THAT Community Board 7/Manhattan approves renewal application DCA# 1016775 to the Department of Consumer Affairs by Bek Enterprises, Inc., d/b/a Savann Restaurant, for a two-year consent to operate an unenclosed sidewalk café with 8 tables and 17 seats.  
Committee: 8-1-0-0.  Board Members: 3-0-0-0. Public Members: 1-1-0-0.
Date: June 3, 2008
Committee of Origin: Transportation
Re: 433 Amsterdam Avenue (West 81st Street.)
Full Board Vote: 26 In favor  2 Against  0 Abstentions  0 Present

BE IT RESOLVED THAT Community Board 7/Manhattan approves renewal application DCA# 1027125 to the Department of Consumer Affairs by Haru Amsterdam Avenue Corp., d/b/a Haru, for a two-year consent to operate an unenclosed sidewalk café with 7 tables and 22 seats.
Committee: 9-1-0-0.  Board Members: 3-0-0-0. Public Member: 0-1-0-0
Date: June 3, 2008  
Committee of Origin: Transportation  
Re: 483 Amsterdam Avenue (West 83rd Street.)  
Full Board Vote: 26 In favor  2 Against  0 Abstentions  0 Present

BE IT RESOLVED THAT Community Board 7/Manhattan **approves** renewal application DCA# 1027927 to the Department of Consumer Affairs by Good Enough to Eat Uptown, LTD, d/b/a Good Enough to Eat, for a two-year consent to operate an unenclosed sidewalk café with 6 tables and 15 seats. Committee: 9-1-0-0. Board Members: 3-0-0-0. Public Members: 1-1-0-0.
Date: June 3, 2008
Committee of Origin: Transportation
Re: 570 Amsterdam Avenue (West 87th – 88th Street.)
Full Board Vote: 26 In favor  2 Against  0 Abstentions  0 Present

BE IT RESOLVED THAT Community Board 7/Manhattan approves renewal application DCA# 1068447 to the Department of Consumer Affairs by Rancho West Corporation d/b/a Rancho, for a two-year consent to operate an unenclosed sidewalk café with 12 tables and 24 seats.
Committee: 9-1-0-0. Board Members: 3-0-0-0. Public Members: 1-1-0-0.
Date: June 3, 2008  
Committee of Origin: Transportation  
Re: 2756 Broadway (West 106th Street.)  
Full Board Vote: 27 In favor  1 Against  0 Abstentions  0 Present  
BE IT RESOLVED THAT Community Board 7/Manhattan approves renewal application DCA# 0890575 to the Department of Consumer Affairs by Wild Rose Mgmt, Inc., d/b/a Meridiana, for a two-year consent to operate an unenclosed sidewalk café with 12 tables and 31 seats.  
Committee: 10-0-0-0.  Board Members: 3-0-0-0. Public Members: 2-0-0-0.
Date: June 3, 2008
Committee of Origin: Transportation
Re: 654 Amsterdam Avenue (West 92nd Street.)
Full Board Vote: 26 In favor 0 Against 0 Abstentions 0 Present

The applicant, who did not attend two committee meetings, states he has withdrawn the application, but has not confirmed this in writing.

THEREFORE, BE IT RESOLVED THAT Community Board 7/Manhattan **disapproves** renewal application DCA# 1131538 to the Department of Consumer Affairs by Yaki Inc., d/b/a Pizzabolla, for a two-year consent to operate an unenclosed sidewalk café with 4 tables and 12 seats, on the condition that revised plans be submitted to DCA and MCB7 before the June 3 full board meeting.

*Committee: 4-0-0-0.*
Date: June 3, 2008  
Committee of Origin: Transportation  
Re: 594 Amsterdam Avenue (West 89th Street.)  
Full Board Vote: 26 In favor 0 Against 0 Abstentions 0 Present  
The applicant agreed to remove tables and chairs from West 89th Street and to align tables with the building line on Amsterdam Avenue, and to submit revised plans to DCA and MCB7 before the June 3, 2008 full board meeting;  
The applicant did not submit revised plans or contact the Board;  
THEREFORE, BE IT RESOLVED THAT Community Board 7/Manhattan disapproves new application DCA# 1279077 to the Department of Consumer Affairs by Papa Fresh, Inc., d/b/a Papa John’s Pizza, for a two-year consent to operate an unenclosed sidewalk café with 9 tables and 24 seats on the condition that  
Committee: 8-0-0-0. Board Members: 1-0-2-0. Public Member: 0-1-0-0.
Date: June 3, 2008
Committee of Origin: Transportation
Re: 1900 Broadway (West 63rd Street.)
Full Board Vote: 22 In favor 4 Against 2 Abstentions 0 Present
BE IT RESOLVED THAT Community Board 7/Manhattan approves new application DCA# 1259520 to the Department of Consumer Affairs by 64 West Restaurant, LLC, d/b/a Bar Boulud, for a two-year consent to operate an unenclosed sidewalk café with 19 tables and 38 seats on the condition that the bike rack is moved from in front of the café space.
Committee: 9-0-0-0. Board Members: 1-0-1-0. Public Members: 3-0-0-0.
Date: June 3, 2008
Committee of Origin: Transportation
Re: 2012 Broadway (West 69th Street.)
Full Board Vote: 24 In favor 3 Against 1 Abstention 0 Present

BE IT RESOLVED THAT Community Board 7/Manhattan approves new application DCA# 1282959 to the Department of Consumer Affairs by Nanoosh Broadway, LLC, d/b/a Nanoosh, for a two-year consent to operate an unenclosed sidewalk café with 6 tables and 12 seats.

Committee: 7-1-0-0. Board Members: 1-0-1-0. Public Members: 2-0-0-0.
Date: June 3, 2008  
Committee of Origin: Transportation  
Re: 2170 Broadway (West 77th Street.)  
Full Board Vote: 24 In favor  3 Against  1 Abstention  0 Present  

BE IT RESOLVED THAT Community Board 7/Manhattan approves new application DCA# 1283503 to the Department of Consumer Affairs by CGM OTA LLC, d/b/a The Fatty Crab, for a two-year consent to operate an unenclosed sidewalk café with 18 tables and 36 seats.  
Committee: 8-0-0-0.  Board Member: 0-0-1-0.
Date: June 3, 2008  
Committee of Origin: Transportation  
Re: 2178 Broadway (West 77th Street.)  
Full Board Vote: 24 In favor  3 Against  1 Abstention  0 Present  

BE IT RESOLVED THAT Community Board 7/Manhattan approves new application DCA# 1282510 to the Department of Consumer Affairs by NS 77th Street LLC, d/b/a The West Branch, for a two-year consent to operate an unenclosed sidewalk café with 20 tables and 40 seats on the condition that the applicant submits revised plans to DCA and MCB7 showing a 9-foot café before the June 3, 2008 full board meeting.

Committee: 8-0-0-0. Board Member: 0-0-1-0. Public Member: 1-0-0-0.
Date: June 3, 2008
Committee of Origin: Transportation
Re: 467 Columbus Avenue (West 82nd – West 83rd Streets.)
Full Board Vote: 24 In favor  3 Against  1 Abstention  0 Present

BE IT RESOLVED THAT Community Board 7/Manhattan approves new application DCA# 1279912 to the Department of Consumer Affairs by Water Moon at NYC, d/b/a Water Moon, for a two-year consent to operate an unenclosed sidewalk café with 3 tables and 12 seats.
Committee: 7-1-0-0. Board Member: 0-0-1-0. Public Member: 1-0-0-0.
Date: June 3, 2008  
Committee of Origin: Transportation  
Re: 201 West 95th Street (Amsterdam Avenue.)  
Full Board Vote: 24 In favor  3 Against  1 Abstention  0 Present  

The applicant agreed to submit revised plans showing 3 fewer seats to DCA and MCB7 before the June 3, 2008 full board meeting, but did not do so and did not contact the Board;  

THEREFORE, BE IT RESOLVED THAT Community Board 7/Manhattan  disapproves new application DCA# 1282774 to the Department of Consumer Affairs by 201 Rest. 95th Street Corp., d/b/a Buceo 95, for a two-year consent to operate an unenclosed sidewalk café with 10 tables and 21 seats.  
Committee: 6-2-0-0.  Board Member: 0-0-1-0.  Public Member: 1-0-0-0.
Date: June 3, 2008
Committee of Origin: Transportation
Re: 2637 Broadway (West 100th Street.)
Full Board Vote: 24 In favor  3 Against  1 Abstention  0 Present

BE IT RESOLVED THAT Community Board 7/Manhattan approves new application DCA# 1280169 to the Department of Consumer Affairs by Sav Associated, Inc., d/b/a Turkuaz, for a two-year consent to operate an unenclosed sidewalk café with 16 tables and 32 seats.

Committee: 7-1-0-0. Board Member: 0-0-1-0. Public Member: 1-0-0-0.
Date: June 3, 2008  
Committee of Origin: Business & Consumer Issues  
Re: 2170-2178 Broadway (West 77th Street.)  
Full Board Vote: 25 In favor  0 Against  0 Abstentions  0 Present  

BE IT RESOLVED THAT Community Board 7/Manhattan approves the new application to the New York State Liquor Authority by CGM OTA, LLC, d/b/a Fatty Crab, for a two-year on-premises liquor license.  
Committee: 4-0-0-0. Board Members: 2-0-0-0.
Date: June 3, 2008  
Committee of Origin: Business & Consumer Issues  
Re: 220 West 79th Street (Amsterdam Avenue – Broadway.)  
Full Board Vote: 25 In favor  0 Against  0 Abstentions  0 Present
  
BE IT RESOLVED THAT Community Board 7/Manhattan approves the new application to the New York State Liquor Authority by KT for a two-year on-premises liquor license.  
Committee: 4-0-0-0. Board Members: 2-0-0-0.
Date: June 3, 2008
Committee of Origin: Green
Re: Idle-Free New York Legislative Initiative:
Full Board Vote: 29 In favor 1 Against 2 Abstentions 0 Present
The following facts and concerns were taken into account in arriving at our conclusion:

Members of Community Board 7/Manhattan have raised concerns about the negative impacts of unnecessary vehicle idling in the community;

Current NYC anti-idling legislation which permits 3-minute idling, remains inadequately enforced;

Fumes from idling vehicles pose health threats, including increased risk for respiratory disease and asthma, for all residents, especially children and seniors;

Idling vehicles produce emissions that contribute to pollution and increase greenhouse emissions;

THEREFORE, BE IT RESOLVED THAT Community Board 7/Manhattan urges the NYC City Council to pass legislation reducing idling time from three minutes to one minute for all vehicles; and

BE IT FURTHER RESOLVED THAT Community Board 7/Manhattan urges public officials to work for increased awareness and enforcement of the idling laws through, but not limited to:
* Education of law enforcement officials about anti-idling laws.
* Public awareness campaigns about the health dangers of vehicle exhaust.
* Working with the Dept. Of Education and local schools to educate administrators, teachers, bus companies, students and parents to the health hazards of idling.
* Working with NYS DMV to put information on idling on NYS drivers’ exams.
* Working with NYC DOT to increase signage about idling laws and fines.

Committee: 3-0-0-0. Public Members: 2-0-0-0. Members of the Public: 6-0-0-0.
Date: June 3, 2008  
Committees of Origin: Green and Housing  
Re: NYCHA Budget and Greening Efforts.  
Full Board Vote: 33 In favor  0 Against  0 Abstentions  0 Present  
The following facts and concerns were taken into account in arriving at our conclusion:  
Members of Community Board 7/Manhattan is mindful of the importance and needs of the three public housing developments in CD7 which are owned and managed by NYCHA (New York City Housing Authority);  
In 2007-2008, NYCHA struggled to close a $195 million budget deficit which has resulted in an ever-growing back-log of repairs, deferment of necessary capital improvements and reduction of maintenance work force in NYCHA housing properties;  
NYCHA is the largest public housing authority in the United States, with 406,000 residents in 2,600 buildings and is a vital affordable housing resource for its low-income working residents, as well as for seniors and children in NYC and in CB7;  
NYCHA is in grave need of operating funds from the city, to supplement its HUD subsidies;  
Without NYC funding in the next fiscal year, NYCHA will not only continue a downward spiral in terms of much-needed repairs and maintenance, but will be forced to increase rents in NYCHA units by 5-15% and to eliminate the agency’s community-based programs for seniors, such as senior community centers, and the job-training and athletic programs for youth;  
In spite of its fiscal needs, NYCHA has undertaken an ambitious program to reduce carbon consumption within its communities which will make a major contribution to the reduction of greenhouse emissions city-wide;  
This program includes replacement of all light bulbs with CFL bulbs, retrofitting water heaters with a NYCHA-developed instantaneous heaters, improving boiler efficiency, all of which will produce cost-savings, green jobs and reduction of carbon emissions;  
THEREFORE, BE IT RESOLVED THAT Community Board 7/Manhattan urges the NYC City Council to appropriately fund the NYCHA operating budget to close the monetary shortfall of the agency; and  
BE IT FURTHER RESOLVED THAT Community Board 7/Manhattan applauds the enlightened efforts of NYCHA to reduce its carbon consumption and greenhouse emissions.
Date: June 3, 2008
Re: Construction Accidents

Full Board Vote: 34 In favor 0 Against 2 Abstentions 0 Present

Community Board 7/Manhattan expresses its condolences to the families of those who have been killed in construction accidents across the City in recent months.

CB7 shares the commitment of the City of New York and the construction industry in getting to the root causes of these accidents and putting into place stringent standards for equipment, personnel, training, & operations so that future tragedies may be avoided.

CB7 intends to continue its active participation in construction oversight and coordination with all relevant city agencies, elected officials, and members of the construction industry operating within Community District 7.

CB7 calls on the Department of Buildings (DOB) to conduct rigorous investigations of these accidents, and complete all on-going inspections of all types of cranes in operation in a timely manner.

We call on DOB and any other city agencies to release their findings to all affected Community Boards.

Finally, CB7 asks for immediate safety reports on the Zodiac and tower cranes in operation in Community District 7.