

1016-86-BZ

APPLICANT - Fredrick A. Becker, Esq., for Opera Owners Inc., owner; TSI West 76, Inc. dba NYSC, lessee.

SUBJECT - Application April 30, 1999 - request for a waiver of the Rules of Practice and Procedure, for reopening for an extension of term of variance which expired May 5, 1997 and for an amendment to increase the amount of floor area.

PREMISES AFFECTED - 2162 Broadway, east side, 26' north of West 76th Street, Block 1166, Lot 22, Borough of Manhattan.

COMMUNITY BOARD #7M

APPEARANCES -

For Applicant: Fredrick A. Becker.

For Administration: John Yacovone, Fire Department.

ACTION OF THE BOARD - Rules of Practice and Procedure waived, application re-opened, resolution amended and term of the variance extended.

THE VOTE TO GRANT -

Affirmative: Chairman Chin, Vice-Chair Bonfilio Commissioner Korbey and Commissioner Caliendo.....4

Negative:0

THE RESOLUTION -

WHEREAS, the applicant has requested a waiver of the Rules of Practice and Procedure, a reopening for an amendment to the resolution, and extension of the term of the variance; and

WHEREAS, the applicant proposes legalize a 731 square foot expansion of the previously approved physical culture establishment as well as to change the operator of the establishment; and

WHEREAS, a public hearing was held on this application on August 10, 1999, after due notice by publication in the *Bulletin*, laid over to September 21, 1999 October 12, 1999, October 19, 1999 and then to October 26, 1999 for decision; and

WHEREAS, the Department of Investigation has issued a report which the Board deems satisfactory; and

WHEREAS, the applicant has provided adequate proof to warrant approval of this application under certain conditions.

Resolved, that the Board of Standards and Appeals hereby waives the Rules of Practice and Procedure and reopens and amends the resolution, pursuant to Z.R. §73-11, said resolution having been adopted on May 5, 1987, expiring May 5, 1997, so that as amended this portion of the resolution shall read:

“That this amended resolution shall continue for a term of ten years to expire May 5, 2007, that the physical culture establishment may be enlarged by approximately 731 square feet; on condition that all signs shall be maintained in accordance with BSA approved plans and that the premises shall be maintained in substantial compliance with the proposed drawings submitted with the application marked ‘Received April 30, 1999’- (3) sheets; and that other than as herein amended the resolution above cited shall be complied with in all respects, and a new certificate of occupancy shall be obtained within one year from the date of this amended resolution.”

(App #DOB 102052555)

Adopted by the Board of Standards and Appeals, October 26, 1999.

A true copy of resolution adopted by the Board of Standards and Appeals, October 26, 1999.

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Copies Sent
To Applicant
Fire Com'r.
Borough Com'r.

