

72-95-BZ

APPLICANT - Lorenzo Casanova, Esq.,for J & J Alarcon Realty Corp., owner; Chibcha Restaurant, Inc.,Lessee.

SUBJECT - Application October 24, 2000 - request for a waiver of Rules of Practice and Procedure and reopening for an extension of term of special permit which expired February 27, 1999.

PREMISES AFFECTED - 79-05/07/09 Roosevelt Avenue, a/k/a 41.5' east of intersection of 79th Street and Roosevelt Avenue, Block 1290, Lots 43, 44, 45, 136, Jackson Heights, Borough of Queens.

COMMUNITY BOARD #3Q

APPEARANCES -

For Opposition: Battalion Chief Robert J. Stec and John Scrofani, Fire Department.

ACTION OF THE BOARD - Rules of Practice and Procedure waived, application reopened and term of the special permit extended .

THE VOTE TO GRANT -

Affirmative: Vice Chair Bonfilio, Commissioner Korbey and Commissioner Caliendo.....3

Negative:

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Absent: Chairman Chin
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THE RESOLUTION -

WHEREAS, the applicant has requested a waiver the Rules of Practice and Procedure and a reopening for an extension of the term of the special permit which expired February 27, 1999; and

WHEREAS, a public hearing was held on this application October 24, 2000, after due notice by publication in The City Record, laid over to December 5, 2000, January 23, 2001, and then to March 13, 2001 for decision; and

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. § 73-244, said resolution having been adopted on February 27, 1996, expiring February 27, 1999, so that as amended this portion of the resolution shall read:

“granted for an extension of term, on condition

THAT the term of the special permit hall be limited to three years from the date of this grant, expiring March 13, 2004;

THAT the above referenced conditions appear on the certificate of occupancy and that the premises shall be maintained in substantial compliance with the proposed drawings submitted with the application marked ‘Received April 13, 2000’-(6) sheets and ‘October 17, 2000’-(1) sheet; and that other than as herein amended the resolution above cited shall be complied with in all respects, and that substantial construction shall be completed and a new certificate of occupancy obtained within two years from the date of this amended resolution.”

(D.O.B 230/81).

Adopted by the Board of Standards and Appeals, March 13, 2001.