

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: JUNE 26, 2012

COMMITTEE OF ORIGIN: BATTERY PARK CITY

COMMITTEE VOTE:	6 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	3 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	40 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 2 World Financial Center, application for a kiosk wine and beer license for 225 Liberty LLC d/b/a Oaxaca Express

WHEREAS: The applicant, 225 Liberty LLC d/b/a Oaxaca Express, is applying for a kiosk wine and beer license; and

WHEREAS: The hours of operation to which the applicant has agreed are 11 am to 9 pm Sunday through Thursday, and 11 am to 10 pm Friday and Saturday; and

WHEREAS: The total area of the kiosk is approximately 100 square feet, with a shared dining area of 3000 square feet with 32 tables and 128 seats; and

WHEREAS: There will be no music; and

WHEREAS: The applicant does not intend to apply for a sidewalk café license or a cabaret license; and

WHEREAS: The applicant has represented that there are not buildings used primarily as schools, churches, synagogues or other places of worship within 200 feet of this establishment; and

WHEREAS: The applicant has represented that there are three or more establishments with on-premises liquor licenses within 500' of this establishment; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 opposes the granting of a restaurant liquor license to 225 Liberty LLC d/b/a Oaxaca Express at 2 World Financial Center unless the applicant complies with the limitations and conditions set for above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: JUNE 26, 2012

COMMITTEE OF ORIGIN: BATTERY PARK CITY

COMMITTEE VOTE:	6 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	3 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	40 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Street permit application for Harmony on the Hudson's Family Festival in Robert F. Wagner, Jr. Park on Battery Place between Little West Street and 1 Place

WHEREAS: The applicant has applied for a street activity permit for Sunday, October 14, 2012 from 10:00 am to 6:00 pm on Battery Place between Little West Street and 1 Place; now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 does not oppose the proposed street activity permit submitted by Harmony on the Hudson on Sunday, October 14, 2012 from 10:00 am to 6:00 pm on Battery Place between Little West Street and 1 Place subject to the following conditions:

1. The Lower Manhattan Construction Command Center reviews the application and determines that it is compatible with nearby construction activity that is expected to be simultaneously underway, and
2. Traffic control agents are deployed as needed to ensure that there is no significant adverse impact from the event on traffic flow, and
3. Clean-up will be coordinated with the appropriate City Agencies, and
4. Bands and persons with megaphones are not situated along the route such that they disturb residents, and
5. Pedestrian and vehicular traffic in and out of all garages downtown remain open at all times.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: JUNE 26, 2012

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

COMMITTEE VOTE: 8 In Favor 0 Opposed 0 Abstained 0 Recused
BOARD VOTE: 40 In Favor 0 Opposed 0 Abstained 0 Recused

RE: The Cleaver Company, application for a restaurant wine and beer license for The Bosque Area in Battery Park

WHEREAS: The applicant, The Cleaver Company, is applying for a restaurant wine and beer license for The Bosque Area in Battery Park; and

WHEREAS: The hours of operation to which the applicant has agreed are 8 a.m. until 10 p.m. for food and bar service seven days a week; and

WHEREAS: There will be 50 seats per kiosk; and

WHEREAS: There will be no music; and

WHEREAS: The applicant does not intend to apply for a sidewalk café license; and

WHEREAS: The applicant does not intend to apply for a cabaret license; and

WHEREAS: The applicant has represented that there are not buildings used primarily as schools, churches, synagogues or other places of worship within 200 feet of this establishment; and

WHEREAS: The applicant has represented that there are three or more establishments with on-premises liquor licenses within 500' of this establishment; now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 opposes the granting of a restaurant wine and beer license to The Cleaver Company for The Bosque Area in Battery Park unless the applicant complies with the limitations and conditions set for above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: JUNE 26, 2012

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

COMMITTEE VOTE: 8 In Favor 0 Opposed 0 Abstained 0 Recused
BOARD VOTE: 40 In Favor 0 Opposed 0 Abstained 0 Recused

RE: Charging Bull

WHEREAS: Barricades have surrounded Arturo DiModica's "Charging Bull" sculpture (the Sculpture) since September 17, 2011, over 7 months ago, and most of the north plaza at Bowling Green Park; and

WHEREAS: These security measures at Bowling Green detract significantly from the appeal of the sculpture, a frequently visited and enjoyed attraction in Lower Manhattan; and

WHEREAS: Current security measures reflect poorly on the surrounding area and create a potential hazard for those who come to see the Sculpture by requiring pedestrians to stand in the street as vehicles pass by, when otherwise visitors would be able to remain safely on the plaza as had previously been possible; now

THEREFORE
BE IT
RESOLVED

THAT: Community Board 1, Manhattan, urges New York City Police Commissioner Raymond Kelly and the NYPD, to remove the barricades surrounding the Sculpture at Bowling Green and also remove the police car that blocks the view of Charging Bull, and replace these severe security measures, with measures that are less intrusive and similar to those at other comparable sites around the city.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: JUNE 26, 2012

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

COMMITTEE VOTE: 9 In Favor 0 Opposed 0 Abstained 0 Recused
BOARD VOTE: 40 In Favor 0 Opposed 0 Abstained 0 Recused

RE: 201 Pearl Street Taxi and Limousine Commission application for a For Hire Vehicle Base for Go Green Ride

WHEREAS: The applicant, NYC Taxi & Limousine Commission d/b/a Go Green Ride, proposes to run a by reservation-only pick-up hybrid car service, and

WHEREAS: The purpose of this establishment is to provide an environmentally friendly private transit alternative to local residents and businesses, and

WHEREAS: The total square footage of the establishment is 855 sq. ft. for 5 parking spaces as required by the TLC for half of their 10 car fleet, and

WHEREAS: The business proposes to be open 24 hours with a parking attendant, and

WHEREAS: CB #1 supports efforts to reduce air pollution in Lower Manhattan from vehicles, and

WHEREAS: The applicant agrees to provide off-street parking for its other vehicles (5) when not in use, as there is to be no parking of its vehicles outside of its operations at 17 State Street or 201 Pearl, now

THEREFORE

BE IT

RESOLVED

THAT: CB #1 supports the application for For-Hire Vehicle (FHV) New Base for Go Green Ride at 201 Pearl Street, subject to compliance by the applicant with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: JUNE 26, 2012

COMMITTEE OF ORIGIN: HOUSING

COMMITTEE VOTE:	4 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	3 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	40 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Resolution to support New York City Council Res. No. 1329-A calling upon the New York State Legislature to pass, and the Governor to sign, Senate bill S.741-B, and its Assembly companion bill A.6394-B, in relation to the Rent Guidelines Board

WHEREAS: According to Section 26-510 of the Administrative Code of the City of New York, the Rent Guidelines Board is charged with determining the appropriate level of rent increases for apartments occupied by approximately one million New Yorkers; and

WHEREAS: The members of the Rent Guidelines Board serve an important public duty by establishing the "lease guidelines for apartments and hotels"; and

WHEREAS: Currently members of the Rent Guidelines Board are appointed by the Mayor and their appointment is not subject to the advice and consent of the Council; and

WHEREAS: Conferring upon the Council the power to consent to the appointment of members of the Rent Guidelines Board will give the Council the ability to evaluate the background in housing of proposed appointees and their qualifications to serve on the Rent Guidelines Board; and

WHEREAS: Senate bill S.741-B, and its Assembly companion bill A.6394-B would change the composition of the Rent Guidelines Board by requiring the five public members to have five years of experience in "public service, philanthropy, social services, urban planning, social sciences"; and

WHEREAS: Currently, the public members of the Rent Guidelines Board are only required to have experience in "finance, economics or housing"; and

WHEREAS: The Council finds that Senate bill S.741-B, and its Assembly companion bill A.6394-B would authorize a much needed review of the members of the Rent Guidelines Board and provide the Council with proper oversight over a body with the power to affect the lives of nearly one million New Yorkers; now,

THEREFORE
BE IT
RESOLVED

THAT: CB1 strongly recommends that our New York State legislature pass and the governor sign Senate bill S.741-B, and its Assembly companion bill A.6394-B, in relation to the Rent Guidelines Board.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: JUNE 26, 2012

COMMITTEE OF ORIGIN: LANDMARKS

COMMITTEE VOTE: 5 In Favor 0 Opposed 0 Abstained 0 Recused
BOARD VOTE: 40 In Favor 0 Opposed 0 Abstained 0 Recused

RE: 1 Centre Street, application to install rooftop HVAC unit

WHEREAS: This application calls for the installation of an HVAC unit to service a new city-wide administrative training center on the 24th floor of the Municipal Building, an individual New York City landmark, and

WHEREAS: Existing satellite dishes will be removed, and

WHEREAS: The cooling unit is of an industrial gray/beige metal, now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1, Manhattan recommends that the Landmarks Preservation Commission approve this application.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: JUNE 26, 2012

COMMITTEE OF ORIGIN: LANDMARKS

COMMITTEE VOTE: 6 In Favor 0 Opposed 0 Abstained 0 Recused
BOARD VOTE: 40 In Favor 0 Opposed 0 Abstained 0 Recused

RE: 125 Watts Street, application for rooftop pavilion and glass railing

WHEREAS: This application calls for the addition of a small copper-clad pavilion within a previously-approved large surface roof deck, as well as a substantial glass railing to replace a previously approved metal pipe railing, atop a building in the northernmost corner of the TriBeCa North Historic District, and

WHEREAS: The pavilion is a roofed but open sided area, 10' 8" X 11' 4", only slightly visible, and primarily from the Holland Tunnel entrance, and

WHEREAS: The proposed glass railing is very visible, especially from the west looking east on Watts Street, and would draw the eye and become a distraction, on blocks that contain beautiful, contributing buildings, such as the magnificent 451 Washington Street, the Queen Anne masterpiece at the corner of Watts Street, now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1, Manhattan recommends that the Landmarks Preservation Commission reject the glass railing and approve the pavilion.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: JUNE 26, 2012

COMMITTEE OF ORIGIN: LANDMARKS

COMMITTEE VOTE: 5 In Favor 0 Opposed 0 Abstained 0 Recused
BOARD VOTE: 40 In Favor 0 Opposed 0 Abstained 0 Recused

RE: 225 West Broadway, application for a storefront renovation

WHEREAS: The applicant did not provide sufficient materials for the presentation, and agreed to return with complete drawings, now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1, Manhattan urges the Landmarks Preservation Commission to hold over this matter.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: JUNE 26, 2012

COMMITTEE OF ORIGIN: LANDMARKS

COMMITTEE VOTE: 5 In Favor 0 Opposed 0 Abstained 0 Recused
BOARD VOTE: 40 In Favor 0 Opposed 0 Abstained 0 Recused

RE: 104, 105, 106 South Street, application for façade alteration, new storefronts and rooftop addition

WHEREAS: This is a complex application by BKSK Architects to transform three derelict but highly contributing buildings on South Street between Beekman Street and Peck Slip in the South Street Seaport Historic District into a cluster of condominiums and retail spaces, and

WHEREAS: It is difficult to tell whether the elaborate hermeneutics used to justify this project mask a rampant overburdening of three old and fragile buildings or are an exciting reimagining of three passé properties, but much thought has gone into the explanation, to whatever end, (and, as a footnote, includes antique usages like "dormers" and "attics" to describe large and contemporary additions clad in contemporary materials), and

WHEREAS: The oldest structure, #105, dates back to 1824; all the buildings were counting houses, and became fish warehouses, and all became obsolescent after the removal of the Fulton Fish Market, and

WHEREAS: The buildings lost and gained top stories over the course of almost two centuries, and their steeply peaked roofs held heavy hoists and mechanical equipment, both elements used to justify the elaborate rooftop additions and massing proposed here, and

WHEREAS: The simplest part of the work would restore quoins and cast-iron columns, but even this would include additional metal-and-glass operable folding street doors, and

WHEREAS: Number 105 South Street would add a fifth story, which once existed here, in very good "charred"-looking brick intended to hold an historical adumbration, and

WHEREAS: Number 106 would also get a fifth story, something it never had, as a sheer wall - which we would not usually consider - sheathed in zinc, plus an unfortunate glass cube that is being called a "dormer," and #105 and #106 would get peaked roofs, and

WHEREAS: Green roofs would top out the new sloped rooftops, and

WHEREAS: This complicated proposal has interesting massing, in which the buildings start out simply and functionally at their bases and get bigger and more involved (intricate) in the new construction above, and

WHEREAS: Proposed glass railing walls on the rooftops are jarring, and

WHEREAS: This is not the most easily absorbed design, nor does it have the lightest touch, but it is put forth by a respected architectural firm with a deep understanding of New York City's architectural history, and which has itself made noble contributions to that history, now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1, Manhattan recommends that the Landmarks Preservation Commission accept this application with the exception of the glass railing walls and the glass cube rooftop addition.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: JUNE 26, 2012

COMMITTEE OF ORIGIN: NEW BUSINESS

BOARD VOTE: 33 In Favor 3 Opposed 0 Abstained 0 Recused

RE: Request for the NYC Department of Design and Construction to install cobblestones on Collister Street and N. Moore

WHEREAS: The NYC Department of Design and Construction (DDC) is in the process of installing cobblestones on Beach and Hubert Streets as part of the Hudson Street Trunk Main Project; and

WHEREAS: Beach and Hubert Streets both intersect Collister Street, which is not a part of the Hudson Street Trunk Project, and therefore is not scheduled for cobblestone installation; and

WHEREAS: N. Moore Street, between Varick and Hudson Streets, is also adjacent to the construction activity, but is not scheduled for cobblestone installation; and

WHEREAS: As a result of the DDC's Hudson Street Trunk Project, Collister Street and N. Moore Street (between Varick and Hudson) looks out of place with its surrounding streets; and

WHEREAS: DDC's expansion of the Hudson Street Trunk Project to include installing cobblestones on Collister and N. Moore Streets would help maintain the neighborhood character and eliminate an eyesore for residents and businesses in Tribeca; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 urges the NYC Department of Design and Construction to amend the schedule of the Hudson Street Trunk Main Project to include the installation of cobblestones on Collister Street and N. Moore Street (between Varick and Hudson Streets).

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: JUNE 26, 2012

COMMITTEE OF ORIGIN: PLANNING AND COMMUNITY INFRASTRUCTURE
SEAPORT/CIVIC CENTER
YOUTH AND EDUCATION
HOUSING
ARTS AND ENTERTAINMENT

COMMITTEE VOTE:	10	In Favor	0	Opposed	0	Abstained	0	Recused
PUBLIC MEMBERS:	1	In Favor	0	Opposed	0	Abstained	0	Recused
BOARD VOTE:	39	In Favor	0	Opposed	0	Abstained	0	Recused

RE: Civic Center Plan - ULURP Application #: C120267PPM
CEQR Number: 12DME006M

WHEREAS: The Department of Citywide Administrative Services (“DCAS”) has presented the Civic Center Plan which proposes to consolidate various government agency offices into modern efficient office spaces by disposing of underutilized office buildings in very poor condition in the Civic Center; and

WHEREAS: The Civic Center Plan proposes to significantly shrink the City’s office space footprint and save money and energy by consolidating government operations to improve working conditions and create economic development opportunities in Lower Manhattan; and

WHEREAS: DCAS has applied for disposition of two City-owned properties, pursuant to zoning, to facilitate the larger plan that involves the sale of three city-owned buildings at 346 Broadway, 22 Reade Street and 49-51 Chambers Street (the “Civic Center Plan Properties”); and

WHEREAS: By the current ULURP Application, DCAS requests disposition of 22 Reade Street and 49-51 Chamber Street and the third building; 346 Broadway, was previously approved for disposition in September 1998; and

WHEREAS: 22 Reade Street is located at the northwest corner of Reade Street and Elk Street and has approximately 99,000 square feet of space and is currently fully occupied by the Department of City Planning and is located within the African Burial Ground and the Commons Historic District; and

WHEREAS: The Emigrant Savings Bank building at 49-51 Chambers Street, is located at the northwest corner of Chambers Street and Elk Street and has 231,379 square feet of space and a surface parking lot and currently houses various city agencies, and

formerly housed a school, and was designated as an individual landmark by the New York City Landmarks Preservation Commission; and

WHEREAS: Once disposition is approved, DCAS intends to transfer these properties and 346 Broadway to the New York City Economic Development Corporation (NYCEDC) which intends to sell the three properties with a total of 750,000 square feet of space to private buyers as selected through an unrestricted Request for Proposals (RFP) process; and

WHEREAS: In order to ensure the orderly relocation of City personnel from these three buildings, the City intends to convey each building subject to an interim pre-relocation lease benefiting the City as tenant; and

WHEREAS: The City intends to place these three buildings on the property tax rolls, save at least \$100 million over 20 years in cost savings and revenue generation and create new opportunities for investment by the private sector; and

WHEREAS: Community District #1 is the fastest growing neighborhood in New York. Population increased by 77% between 2000 and 2010 with the next highest increase being 18% in Community District #4. As a result of this growth, CB1 is suffering serious shortages of school seats, estimated at over 1200 seats, in addition to a shortage of affordable housing, recreation space, and other residential community infrastructure; and no meaningful analysis has been performed by the City regarding the extent to which the subject City properties would be suitable to assist in meeting the community's infrastructure needs, nor how disposition options might further exacerbate the community's already-existing infrastructure shortages; and

WHEREAS: The RFP was issued on April 23, 2012 with a submission date of July 31, 2012 and the position of CB1 is that it should have been given the opportunity to critique the RFP in advance of its issue so that it could have a more meaningful role in evaluating the responses and applying community needs and amenity criteria to review the responses; and

WHEREAS: The selection criteria of RFP as issued does not include any community needs-related criteria, such that it appears that a successful respondent will not be required to make any showing of beneficial impact, nor absence of negative impact, on the Lower Manhattan Community; and

WHEREAS: The selection criteria of a properly formulated RFP should include a review of how the proposals would impact the community, with a particular emphasis of the extent to which the proposals assist in solving community infrastructure needs, such as school seats and affordable housing; and

WHEREAS: It is the position of CB1 that the City should not approach this sale as "unrestricted" with its pure dollars/cents approach, but that the City should

engage in a more holistic economic analysis that takes into account existing community needs, as well as needs that may be created by the disposition of the City's property, and evaluate whether it would be more cost effective to use a portion or all of these existing City properties to attempt to meet the community's needs, rather than sell these properties and then acquire new assets to meet those needs; and

WHEREAS: Moreover, an unrestricted disposition of the subject City properties would likely lead to residential conversion of a portion or all of these properties, further compounding the community's residential infrastructure shortages; and

WHEREAS: Proposals that involve residential development without provision for affordable housing units and the provision of school seats and other community amenities should be viewed less favorably than a development proposal that does include affordable housing units, school seats and other community amenities; and

WHEREAS: The residential development of Civic Center Plan Properties, if taken together, would require a school seat impact analysis; now

THEREFORE
BE IT
RESOLVED

THAT: Community Board 1 therefore urges disapproval of the Civic Center Plan ULURP unless the following conditions and modifications are satisfied:

1. A new K-5 school with 1200 seats and a middle school with preference for local residents are constructed within the CB1 District, either within one of the three Civic Center Plan Properties or in another CB1 District space;
2. EDC reissues the RFP as a restricted sale RFP for the Civic Center Plan Properties, requiring the inclusion of affordable, middle income housing, school seats (if the K-5 school referenced above is not built elsewhere within CB1), a senior services center and affordable commercial space for not-for-profit use;
3. The reissued RFP includes as part of its selection criteria the impact of the proposed uses on the CB1 community, including mitigation of adverse impacts; and
4. The reissued RFP clarifies the status of the parking lot adjacent to 49-51 Chambers Street, which is part of the same tax lot at 49-51 Chambers, as either being included within, or excluded from the disposition, and

BE IT
FURTHER
RESOLVED

THAT:

Community Board 1 supports the Civic Center consolidation plan as an efficient use of office space, a benefit to City agency personnel and a cost savings for the City over time, if such consolidation plan can be implemented in a manner in which the above conditions and modifications are satisfied.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: JUNE 26, 2012

COMMITTEES OF ORIGIN: PLANNING AND COMMUNITY INFRASTRUCTURE

COMMITTEE VOTE:	6 In Favor	0 Opposed	0 Abstained	1 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	40 In Favor	0 Opposed	0 Abstained	0 Recused

RE: East Bowery Preservation Plan

WHEREAS: Community Board One is a participant in the Chinatown Working Group, a coalition of over 50 member community organization and Community Boards 1,2 and 3, and

WHEREAS: The Chinatown Working Group is a community-based planning initiative on the future of Chinatown whose goal is to support the community's residents, workers, businesses and visitors and its focus is on issues of shared concern including but not limited to affordability, preservation, revitalization and the social and economic wellbeing of families, seniors and youths, and

WHEREAS: The Bowery Alliance of Neighbors, a member of the Chinatown Working Group, is proposing that the east side of the Bowery, from 9th Street to Canal Street be rezoned to ensure that it is in line with the rest of the surrounding community with the Special Little Italy District on the west and the NoHo Historic District on the north and the East Village/Lower East Side on the east, and

WHEREAS: This proposal would limit the height of new construction to 85 feet, or eight stories, and would protect buildings of special interest from demolition, and

WHEREAS: There is wide support in the community to preserve the scale of the Bowery through a rezoning and Community Board 3 has voted twice in 2007 and again in 2009 to support this proposal, now

THEREFORE
BE IT
RESOLVED

THAT: Community Board 1 supports the request by the Bowery Alliance of Neighbors to rezone the east side of the Bowery, from 9th Street to Canal Street to limit the height of new construction to no more than 85 feet.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: JUNE 26, 2012

COMMITTEE OF ORIGIN: QUALITY OF LIFE

COMMITTEE VOTE:	8 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	3 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	36 In Favor	1 Opposed	0 Abstained	0 Recused

RE: Call for a Community Gathering at the 9/11 Memorial on September 11, 2012

WHEREAS: The attacks of September 11, 2001 were devastating for Lower Manhattan and caused extraordinary distress and damage to the health, mental and physical, and damage to the homes of countless people who lived and worked here at the time and subsequently; and

WHEREAS: After September 11, 2001, the government encouraged people and businesses to stay in Lower Manhattan; and

WHEREAS: Many residents and workers who witnessed the attacks on September 11, 2001 persevered during the aftermath and have continued to live and work downtown since the tragic attacks; and

WHEREAS: These same residents and workers heeded the call to rebuild Lower Manhattan, and the redevelopment of Lower Manhattan has been tremendously successful; and

WHEREAS: In 2011, Community Board #1 was told that it would be logistically impossible to grant the community's request for a gathering at the site to commemorate the 10th anniversary because of the need for workers to get the memorial ready for its official public opening; and

WHEREAS: Given that the memorial is now open to the public, the community should be able to attend a ceremony at the site; now

THEREFORE
BE IT
RESOLVED

THAT: Community Board 1 strongly requests that the National September 11 Memorial & Museum agree to host a ceremony on the evening of September 11, 2012 after the ceremony for the families of victims for the residents and workers of Lower Manhattan.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: JUNE 26, 2012

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

COMMITTEE VOTE:	8 In Favor	0 Opposed	0 Abstained	1 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	39 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Relocation of Maritime Crafts Center

WHEREAS: Sal Polisi, the proprietor of the Maritime Crafts Center is a master woodcarver who has worked at the South Street Seaport for nearly 30 years in a small woodcarving shop drawing dozens of curious visitors every day, and

WHEREAS: The nautical master woodcarver is credited with building a new figurehead for the Wavertree, teak benches for the Peking and worked on the other vessels at the Seaport and

WHEREAS: The shop is located near Pier 15 under the FDR drive and Mr. Polisi has been told by the City that the facility must be moved because to allow for pedestrian traffic flow on the new East River Waterfront esplanade, and

WHEREAS: A Preliminary Scope Report, prepared in February 15, 2011 by HDR consultants recommended a site under the FDR Drive to which the facility could be moved but that will not work because there is not enough space for handicapped accessibility, and other potential locations, including a city-owned lot on John Street, have also not been successful for other considerations, and

WHEREAS: The city is working with the South Street Seaport Museum on a new location for the shop on Water Street, but advocates said the location is not ideal because it is farther from the East River and the museum's historic boats, now

THEREFORE
BE IT
RESOLVED

THAT: Community Board One encourages the City and the South Street Seaport Museum to find a suitable relocation site for the Maritime Crafts Center.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: JUNE 26, 2012

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

COMMITTEE VOTE:	8 In Favor	0 Opposed	0 Abstained	1 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	39 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Brooklyn Bridge Project Noise and Dust

WHEREAS: Community Board One understands that the Brooklyn Bridge reconstruction is an important project and that these repairs must be made, and

WHEREAS: We understand that the Department of Transportation has in the past taken steps to reduce noise and dust levels and we appreciate the sound muffling measures taken by capping and enclosing noise generators during all work hours, and

WHEREAS: The loud construction noise during the overnight hours regularly exceeds city codes and has become intolerable to the residents in the areas adjacent to Southbridge Towers and 8 Spruce Street who are being kept awake all night, and

WHEREAS: The dust resulting from this project is having an adverse effect on the residents of Southbridge Towers and 8 Spruce Street who are experiencing respiratory problems, and

WHEREAS: We understand that the project has submitted an alternate mitigation plan for noise abatement to the Department of Environmental Protection because work occurs after normal hours, but that the plan is available to DEP only and not to members of Community Board One and the local community, now

THEREFORE
BE IT
RESOLVED

THAT: Community Board One asks the Department of Transportation to provide it with decibel counts of noise levels at all hours of the day and night, and the results of dust testing and monitoring at all hours of the day and night so that a determination can be made of the severity of the danger in being exposed to the dust, and

BE IT
FURTHER
RESOLVED

THAT: Community Board One requests that the alternate remediation plan for the project be submitted to the Community Board office for easy reference by the community, and

BE IT
FURTHER
RESOLVED

THAT: Community Board 1 reiterates its request that the Department of Transportation mitigate this problem by closing the bridge during the daytime hours so that work can be done during daylight hours and all work ceased during nighttime hours, and

BE IT
FURTHER
RESOLVED

THAT: Community Board One asks all elected officials whose districts cover the area of the residents to join in an effort to eliminate nighttime work on the Brooklyn Bridge project.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: JUNE 26, 2012

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	8 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	37 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 276 Canal Street, application for a restaurant liquor license for Om Sai Canal LLC d/b/a Tribeca Blue Hotel

WHEREAS: The applicant, Om Sai Canal LLC d/b/a Tribeca Blue Hotel, is applying for a tavern hotel liquor license; and

WHEREAS: The hours of operation to which the applicant has agreed are bar service hours from 5 p.m. to 1 a.m. with a final closing hour of 2 a.m. Sunday through Thursday, and bar service hours from 5 p.m. to 2 a.m. on Friday and Saturday; and

WHEREAS: The total area of the restaurant is approximately 115 square feet with a public assembly capacity of 40, including a bar area of 115 square feet with 1 table and 5 seats; and

WHEREAS: There will be recorded background music and they will not utilize subwoofers; and

WHEREAS: The applicant does not intend to apply for a cabaret license or sidewalk café license; and

WHEREAS: The applicant has represented that there are not buildings used primarily as schools, churches, synagogues or other places of worship within 200 feet of this establishment; and

WHEREAS: The applicant has represented that there are three or more establishments with on-premises liquor licenses within 500' of this establishment; now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 *opposes* the granting of a restaurant liquor license to Om Sai Canal LLC d/b/a Tribeca Blue Hotel at 276 Canal Street *unless* the applicant complies with the limitations and conditions set for above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: JUNE 26, 2012

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	10 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	37 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 78 Leonard Street, application for a restaurant liquor license for TriMasa Restaurant Partners LLC d/b/a Tetsu

WHEREAS: The applicant, TriMasa Restaurant Partners LLC d/b/a Tetsu, is applying for a restaurant liquor license; and

WHEREAS: The hours of operation to which the applicant has agreed are 7 a.m. to 12 a.m. Sunday through Thursday, and 7 a.m. to 1 a.m. on Friday and Saturday, with bar service hours starting at 11:30 a.m. six days a week and 12 p.m. on Sundays; and

WHEREAS: The total area of the restaurant is approximately 7,244 square feet with a public assembly capacity of 200, including a dining area of 2220 square feet with 21 tables plus 2 grilling tables with 122 seats, a bar area of 200 square feet with 1 table and 8 seats plus 11 seats at the bar, and a kitchen area of 1470 square feet; and

WHEREAS: There will be recorded background music and they will not utilize subwoofers; and

WHEREAS: The applicant has agreed to sound proof the cellar ceiling/ground floor slab with 2 layers 3/4" plywood separated by 2" sleepers; upper layer of plywood sheathed with a layer of felt hardwood floor underlayment or similar, and to sound proof the first floor ceiling with 6" Thermafiber SAFB in joist cavities and 2 layers 5/8" gypsum board and 1 layer of sound deadening; and

WHEREAS: The applicant does not intend to apply for a cabaret license or sidewalk café license; and

WHEREAS: The applicant has represented that there are not buildings used primarily as schools, churches, synagogues or other places of worship within 200 feet of this establishment; and

WHEREAS: The applicant has represented that there are three or more establishments with on-premises liquor licenses within 500' of this establishment; now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 opposes the granting of a restaurant liquor license to TriMasa Restaurant Partners LLC d/b/a Tetsu at 78 Leonard Street unless the applicant complies with the limitations and conditions set for above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: JUNE 26, 2012

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	9 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	37 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 73 Warren Street, application for a wine and beer liquor license for Yummy Meep LLC d/b/a TBD

WHEREAS: The applicant, Yummy Meep LLC d/b/a TBD, is applying for a restaurant wine and beer license; and

WHEREAS: The hours of operation to which the applicant has agreed are 7 a.m. to 12 a.m. seven days a week, with bar service hours starting at 11 a.m.; the applicant also agrees that most nights the final closing hour will be 7 p.m.; and

WHEREAS: The applicant agrees not to use third party promoters; and

WHEREAS: The applicant agrees to return to the community board if there are any changes to the method of operation; and

WHEREAS: The applicant's method of operation will include hosting evening events for the community, such as cooking demonstrations, cookbook signings, and nutritional and educational events; and

WHEREAS: The total area of the restaurant is approximately 3,300 square feet with a public assembly capacity of 75, including a dining area of 900 square feet with 15 to 20 tables and 52 seats, a bar area of 40 square feet with 8 seats, and a kitchen area of 1700 square feet; and

WHEREAS: There will be recorded background music and they will not utilize subwoofers; and

WHEREAS: The applicant does not intend to apply for a cabaret license; and

WHEREAS: The applicant has represented that there are buildings used primarily as schools within 200 feet of this establishment; and

WHEREAS: The applicant has represented that there are three or more establishments with on-premises liquor licenses within 500' of this establishment; now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 *opposes* the granting of a restaurant liquor license to Yummy Meep LLC d/b/a TBD at 73 Warren Street *unless* the applicant complies with the limitations and conditions set for above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: JUNE 26, 2012

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	7 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	37 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 181 Duane Street, new sidewalk café license application for 181 Restaurant Inc d/b/a Max Restaurant

WHEREAS: The applicant has applied for a new unenclosed sidewalk café license for 3 tables and 7 seats; and

WHEREAS: The Tribeca Committee of Community Board 1 has long maintained a general policy of opposing sidewalk café licenses on side streets because of the obstructions they pose to pedestrians and the noise they cause for residents, especially those living in the building; and

WHEREAS: Max Tribeca, a favored neighborhood restaurant, is not properly situated for a sidewalk café given its location on a side street, the width of the sidewalk, the width of the street, the surrounding neighborhood and its location on the ground floor of a residential building; now

THEREFORE
BE IT
RESOLVED

THAT: CB#1 opposes the granting of a sidewalk café license to 181 Restaurant Inc d/b/a Max Restaurant located at 181 Duane Street.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: JUNE 26, 2012

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	7 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	37 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 325 Broadway, application for a restaurant wine and beer license for Veniamin Osiashuili or entity to be formed

WHEREAS: The applicant, Veniamin Osiashuili or entity to be formed, is applying for a restaurant wine and beer license; and

WHEREAS: The hours of operation to which the applicant has agreed 11:30 a.m. to 12:00 a.m. Sunday through Thursday, and a closing hour of 1 a.m. on Friday and Saturday; and

WHEREAS: The total area of the restaurant is approximately 3000 square feet, including a dining area of 1200 square feet with 12 tables and 50 seats and kitchen area of 1800 square feet; and

WHEREAS: There will be recorded background music and they will not utilize subwoofers; and

WHEREAS: The applicant does not intend to apply for a cabaret license or sidewalk café license; and

WHEREAS: The applicant has represented that there are not buildings used primarily as schools, churches, synagogues or other places of worship within 200 feet of this establishment; and

WHEREAS: The applicant has represented that there are not three or more establishments with on-premises liquor licenses within 500' of this establishment; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 opposes the granting of a restaurant wine and beer license to Veniamin Osiashuili or entity to be formed at 325 Broadway unless the applicant complies with the limitations and conditions set for above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: JUNE 26, 2012

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	7 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	37 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Proposal for Newsstand at Southeast Corner of Chambers Street and Greenwich Street

WHEREAS: Mr. Serdar Ceylan has applied to the Department of Consumer Affairs for a newsstand license at the southeast corner of Chambers Street and Greenwich Street; and

WHEREAS The proposed location is a heavily used street that generates substantial foot traffic from students at PS 234 and McDonalds across the street and students from Stuyvesant High School and Borough of Manhattan Community College a block away; and

WHEREAS: The proposed location is on a narrow sidewalk and the street corner has a fruit stand, food cart, newspaper boxes and a phone booth; and

WHEREAS: The proposed location is in front of a residential building at 295 Greenwich Street and the Board of Directors and close to one hundred residents of the building expressed opposition in email, signed petitions and attendance at the Tribeca Committee meeting; now

THEREFORE

BE IT

RESOLVED

THAT: CB #1 opposes a newsstand at the Southeast Corner of Chambers Street and Greenwich Street but would welcome an opportunity to review alternate locations submitted by the applicant.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: JUNE 26, 2012

COMMITTEE OF ORIGIN: YOUTH & EDUCATION

COMMITTEE VOTE: 9 In Favor 0 Opposed 0 Abstained 0 Recused
BOARD VOTE: 34 In Favor 3 Opposed 0 Abstained 0 Recused

RE: High-stakes standardized testing

WHEREAS: Our nation's future well-being relies on a high-quality public education system that prepares all students for college, careers, citizenship and lifelong learning, and strengthens the nation's social and economic well-being; and

WHEREAS: Our nation's school systems have been spending growing amounts of time, money and energy on high-stakes standardized testing, in which student performance on standardized tests is used to make major decisions affecting individual students, educators and schools; and

WHEREAS: Testing has become big business in the United States, and the testing industry, like many other industries, is frequently bottom-line profit-driven and has benefited dramatically from privatization. For example, Pearson, a testing company, received a \$32 million contract from the State of New York to create “field test” questions for future exams which were administered to grades 3 – 8 in our public schools from June 5 – 12 of this year, despite significant parental opposition; and

WHEREAS: The over-reliance on high-stakes standardized testing in state and federal accountability systems is undermining educational quality and equity in U.S. public schools by hampering educators' efforts to focus on the broad range of learning experiences that promote the innovation, creativity, problem solving, collaboration, communication, critical thinking and deep subject-matter knowledge that will allow students to thrive in a democracy and an increasingly global society and economy; and

WHEREAS: It is widely recognized that standardized testing is an inadequate and often unreliable measure of both student learning and educator effectiveness; and

WHEREAS: The over-emphasis on standardized testing has caused considerable collateral damage in too many schools, including narrowing the curriculum, teaching to the test, reducing love of learning, driving excellent teachers out of the profession, and undermining school climate. Standardized testing clocks in at roughly 9 hours during the months of April and sometimes May, taking up valuable instructional time; and

WHEREAS: High-stakes standardized testing has negative effects for students from all backgrounds, and especially for low-income students, English language learners, children of color, and those with disabilities; and

WHEREAS: Students from privileged backgrounds who are able to attend private school are not subject to high stakes testing as private schools do not believe these tests are necessary for a first class education; and

WHEREAS: The culture and structure of the systems in which students learn must change in order to foster engaging school experiences that promote joy in learning, depth of thought and breadth of knowledge for students; and

WHEREAS: More progressive and arguably more effective means of learning assessment, such as portfolios and longer term writing and research projects should become more featured in our educational landscape; now

THEREFORE

BE IT

RESOLVED

THAT: CB1 calls on the Department of Education to reexamine public school accountability systems in this City, and to develop a system based on multiple forms of assessment which does not require *extensive* standardized testing, more accurately reflects the broad range of student learning, and is used to support students and improve schools; and

BE IT

FURTHER

RESOLVED

THAT: CB1 calls on the U.S. Congress and Administration to overhaul the Elementary and Secondary Education Act, currently known as the "No Child Left Behind Act," reduce the testing mandates, promote multiple forms of evidence of student learning and school quality in accountability, and not mandate any fixed role for the use of student test scores in evaluating educators.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: JUNE 26, 2012

COMMITTEE OF ORIGIN: YOUTH & EDUCATION

COMMITTEE VOTE: 9 In Favor 0 Opposed 0 Abstained 0 Recused
BOARD VOTE: 37 In Favor 0 Opposed 0 Abstained 0 Recused

RE: Battery Park City Day Nursery 25-Year Anniversary

WHEREAS: The Battery Park City Day Nursery (BPC Day Nursery) is a nurturing learning environment for toddlers and children in Lower Manhattan and has delivered quality childcare to Downtown families for 25 years; and

WHEREAS: The BPC Day Nursery opened with four classrooms in 1986 by Joy McCormack, was the first preschool and one of the first businesses to open in Battery Park City; and

WHEREAS: During the attacks of September 11, 2001, BPC Day Nursery safely evacuated children from the preschool and closed the nursery for only 3 weeks after the attacks; and

WHEREAS: In March 2002, BPC Day Nursery was awarded a Certificate of Merit by Governor Pataki for “leadership and courage demonstrated by your entire staff on September 11, 2001 as guardians of the health and safety of the children in your care”; and

WHEREAS: BPC Day Nursery achieved National Association for the Education of Young Children accreditation on November, 2005; and

WHEREAS: The history of BPC Day Nursery includes:

- September, 1990 – expanded to five classrooms
- September, 1996 – celebrated 10 years serving families.
- November, 1996 – new ownership by Denise Cordivano & Karen Klomp
- December, 2001 – May, 2002 – teamed with organizations from Colorado, New Jersey, and Dreieich Germany who wanted to assist families displaced by 9/11.
- February, 2003 – expanded Nursery to seven classrooms
- May, 2007 – received Employer Recognition Award – “in recognition of leadership in workforce development that has increased employment opportunities for individuals with disabilities.”
- September, 2011 – received City Council Citation for BPC Block Party Decade Honoree

WHEREAS: BPC Day Nursery supports neighborhood & world-wide organizations, such as: P.S. 89, P.S. 276, Heifer International, Center for Children's Initiatives, The Weeksville Society, Manhattan Youth Capps Family Firefighters Foundation, Tribeca Performing Arts Center, First Baptist Preschool in Mississippi, Project City Kids, Partners in Health Haitian Relief Fund, African Leadership Foundation, Tulip Nursery in Japan, Cycle for Survival, and The Promise Walk; and

WHEREAS: Community members continue to benefit from the compassionate dedication of BPC Nursery teachers; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board 1 congratulates the Battery Park City Day Nursery on 25 years of service to children and parents in Lower Manhattan.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: JUNE 26, 2012

COMMITTEE OF ORIGIN: YOUTH & EDUCATION

COMMITTEE VOTE: 9 In Favor 0 Opposed 0 Abstained 0 Recused
BOARD VOTE: 37 In Favor 0 Opposed 0 Abstained 0 Recused

RE: Calling upon the State Legislature and Governor to pass the GED Program Accountability Act (A.2969), an Act that would provide more accountability and reporting of data regarding GED enrollment.

WHEREAS: According to the American Civil Liberties Union (ACLU), in 2008-2009, the New York City Department of Education (DOE) discharged nearly 50,000 students; and

WHEREAS: There are many reasons that a student may be discharged by the DOE, such as aging out of the system, moving out of New York City, admission to a parochial or private school, admission to parenting programs due to pregnancy, admission to a high school equivalency program, or death; and

WHEREAS: According to the Office of the New York State Comptroller, the DOE is classifying some students as discharged without sufficient documentation to support a discharge classification, causing the DOE's reported graduation rate to appear to be higher than the actual graduation rate; and

WHEREAS: In New York City, discharged students are not counted when a school's graduation or dropout rates are calculated; and

WHEREAS: High school graduation and dropout rates are publicly reported and are regarded as important indicators of a school's effectiveness; and

WHEREAS: Advocates and elected officials have questioned whether discharging students has become a quick solution to address problematic students; and

WHEREAS: In New York City, students who are failing academically, have poor attendance, or behavioral issues are pushed out of the school system without being offered support services first; and

WHEREAS: High school equivalency programs allow individuals who have not been awarded a high school diploma the ability to obtain a general equivalency diploma (GED); and

WHEREAS: In order to obtain a GED, the individual is tested on five subject areas: reading, writing, social studies, science, and mathematics; and

WHEREAS: According to the American Council on Education (ACE), the GED tests are field-tested on graduating high school seniors before reaching their final test form; and

WHEREAS: According to ACE, only 60 percent of graduating high schools seniors pass the GED tests on their first attempt; and

WHEREAS: The number of students discharged into GED programs is unclear, as is the number of discharged students who successfully complete such programs; and

WHEREAS: It is important that all students discharged to GED programs as well as any other discharge classifications be appropriately documented in order to maintain accurate graduation and dropout rates; and

WHEREAS: Legislation has been introduced in the New York State Legislature that would require such reporting; and

WHEREAS: On January 21, 2011, Assembly Member Keith Wright (D-Manhattan) introduced A.2969, legislation that would authorize the State Commissioner of Education to require the New York State Education Department to report on the number and percentage of New York City high school students discharged to GED programs and the number and percentage of successful completions of all GED programs that the DOE discharges students into; and

WHEREAS: Such report would be provided to the New York State Legislature and the New York City Council on an annual basis; and

WHEREAS: Such data could be further utilized to help determine appropriate policies to ensure that every student is given the opportunity to succeed, and to help increase graduation rates in both high schools and GED programs; now

THEREFORE

BE IT

RESOLVED

THAT: Manhattan Community Board #1 calls upon the New York State Legislature to pass and the Governor to sign A.2969, the GED Program Accountability Act, an Act which would provide more accountability and transparency in reporting of data regarding GED enrollment.