

COMMUNITY BOARD #1 –MANHATTAN
RESOLUTION

DATE: MARCH 22, 2016

COMMITTEE OF ORIGIN: BATTERY PARK CITY

COMMITTEE VOTE:	6 In Favor	0 Opposed	1 Abstained	0 Recused
PUBLIC VOTE:	4 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	33 In Favor	0 Opposed	0 Abstained	1 Recused

RE: Future of St. Joseph's Chapel in Battery Park City

WHEREAS: St. Joseph's (Roman Catholic) Chapel, a Mission of St. Peter's Church, has been located within Gateway Plaza for over three decades serving the needs of Battery Park City residents. This Chapel is part of St. Peter's Parish and pays rent for commercial space within Gateway Plaza, and

WHEREAS: The Chapel offers daily Mass (twice on weekdays and three times on Sundays) to both residents and workers, provides the largest Catholic religious education program in lower Manhattan and hosts middle school and high school youth groups, and

WHEREAS: The Chapel has opened its doors to a local Jewish congregation for services whenever possible and has hosted AA meetings, and

WHEREAS: During the dark days and months after 9/11, the Chapel held weekend Masses at a health club in another building within Battery Park City, a few blocks away, giving over the actual Chapel to first responders for their use and as a place of comfort. St. Joseph's Chapel Parishioners did not go to Mass at St. Peter's Church in Tribeca, but celebrated Mass with their BPC community, and

WHEREAS: Around 2002 and 2003, renovations were made to the Chapel and artifacts from 9/11 as well as statues and other artwork were installed there, creating the Catholic 9/11 Memorial, and

WHEREAS: The Parish has a lease in place with Gateway Plaza management, which more than tripled their monthly rent starting in 2013 and going through 2018, at which point that cost may be too high for this struggling Parish, and

WHEREAS: Coincidentally, the Chapel has received violation after violation for allegedly not having the proper permit for assembly and has been given a temporary Certificate of Occupancy that expires on April 16, 2016. It is unclear as to why these violations have been issued now when nothing has changed in the many

years the Chapel has been located within Gateway Plaza. CB1 is seeking to get information from City agencies that might clarify this situation, and

WHEREAS: The CB1 BPC Committee heard from the Parish Council president as well as parents and even children who were baptized there, took their First Communion in the Chapel, and attend Religious Education classes there, all stating what a loss it would be to the parishioners and the BPC Community at large if St. Joseph's Chapel were forced to close its doors, and

WHEREAS: We are concerned that as with other businesses near that location in Gateway Plaza who faced extremely large rent increases, St. Joseph's Chapel may also be the target of an attempt to bring in more lucrative tenants, and

WHEREAS: The Battery Park City Authority (BPCA) is the owner of the land occupied by Gateway Plaza and the lease for the Chapel is between the Parish and Gateway Plaza. BPCA has worked with the ownership of Gateway Plaza on the ground lease, and

WHEREAS: CB1 does not take a position on religious institutions per se, but having a religious institution as a component of a project that involves the removal of community amenities, does not mean that any of these components should automatically be beyond our Community Board purview, now

THEREFORE
BE IT
RESOLVED

THAT: CB1 supports the continued presence of St. Joseph's Chapel in Battery Park City and hopes that both tenant and landlord can reach a reasonable agreement to this end, and

BE IT
FURTHER
RESOLVED

THAT: CB1 also hopes that the recent violations are not the result of harassment but can be resolved by the parish and the Diocese, and

BE IT
FURTHER
RESOLVED

THAT: CB1 calls upon our elected officials to do what they are able to facilitate and/or mediate negotiations between said landlord and tenant, so that St. Joseph's Chapel is legally and fiscally able to operate and remain at its present location in Gateway Plaza - at least for the duration of the current lease, with the option to renew, and

BE IT
FURTHER
RESOLVED

THAT: CB1 asks that BPCA assist in whatever manner they can to preserve this community amenity.

COMMUNITY BOARD #1 –MANHATTAN
RESOLUTION

DATE: MARCH 22, 2016

COMMITTEE OF ORIGIN: BATTERY PARK CITY

COMMITTEE VOTE:	6 In Favor	0 Opposed	1 Abstained	0 Recused
PUBLIC VOTE:	3 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	34 In Favor	0 Opposed	0 Abstained	1 Recused

RE: 225 Liberty Street, application for a seasonal outdoor liquor license for Tartinery Liberty LLC

WHEREAS: The applicant, Tartinery Liberty LLC, is applying for a seasonal outdoor liquor license; and

WHEREAS: This application will enable the restaurant to operate an outdoor seasonal location from mid-April to late September on the Brookfield Place upper waterfront plaza; and

WHEREAS: The applicant requested hours of noon to 9 p.m. on Saturday and Sunday, 3 p.m. to 9 p.m. Monday through Thursday and 1 to 9 p.m. on Friday, however the Battery Park City Committee members requested that they start service at 11 a.m. on weekdays so that office workers and others will be able to order lunch there; now

THEREFORE
BE IT
RESOLVED

THAT: CB1 *opposes* the granting of a seasonal outdoor license for Tartinery Liberty LLC at 225 Liberty Street *unless* the applicant complies with the limitations and conditions set forth above.

COMMUNITY BOARD #1 –MANHATTAN
RESOLUTION

DATE: MARCH 22, 2016

COMMITTEE OF ORIGIN: BATTERY PARK CITY

COMMITTEE VOTE:	6 In Favor	0 Opposed	1 Abstained	0 Recused
PUBLIC VOTE:	3 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	34 In Favor	0 Opposed	0 Abstained	1 Recused

RE: 225 Liberty Street, application for upgrade from wine and beer to liquor license for Tartinery Liberty LLC

WHEREAS: The applicant, Tartinery Liberty LLC, is applying for an upgrade from wine and beer to liquor license; and

WHEREAS: The hours of both food and bar service for this establishment are 7:00 a.m. to 9:30 p.m. all week; and

WHEREAS: The total area of the restaurant is 1,000 square feet, including a dining area with 16 tables and 62 seats and a bar area with 31 seats; and

WHEREAS: The applicant has represented that there are no buildings used exclusively 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 feet of this establishment; and

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

THEREFORE

BE IT

RESOLVED

THAT: CB1 *opposes* the granting of an upgrade to a liquor license for Tartinery Liberty LLC at 225 Liberty Street *unless* the applicant complies with the limitations and conditions set forth above.

COMMUNITY BOARD #1 –MANHATTAN
RESOLUTION

DATE: MARCH 22, 2016

COMMITTEE OF ORIGIN: BATTERY PARK CITY

COMMITTEE VOTE:	6 In Favor	0 Opposed	1 Abstained	0 Recused
PUBLIC VOTE:	4 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	33 In Favor	0 Opposed	0 Abstained	1 Recused

RE: Asphalt Green Renovation and Programming Changes

WHEREAS: Asphalt Green (AG) was selected several years ago by the Battery Park City Authority (BPCA) to be the operator of the Community Center located on North End Avenue as a result of an RFP. The BPCA at that time sought the review and input via working group of five individuals selected by Manhattan Community Board 1, and

WHEREAS: The BPCA Community Center was to be a dedicated facility for the residents and workers of lower Manhattan beyond the excellent but part time programming at Stuyvesant High School by the Battery Park City Parks Conservancy, and

WHEREAS: The BPC Community Center would be almost fifty thousand (50,000) square feet and the objective was that it would offer athletic as well as cultural and educational programs, and

WHEREAS: It was clear during the community input process that the center would have to be financially sustainable assuming that the BPCA might not underwrite the cost of operation indefinitely, and

WHEREAS: While AG has been a very successful not-for profit organization offering excellent athletic programs at their Upper East Side location, it was clear that they had little experience in delivering the cultural and educational component. Nonetheless, the RFP and the subsequent contract required that the operator work with the community and partners to fulfill this mission of the BPC Community Center, and

WHEREAS: Asphalt Green formally opened the BPC Community Center on June 11, 2013 and since then has achieved a membership of approximately 2,500, and

WHEREAS: During that time the cultural and educational component has not developed into a robust component of the current operation. The theatre arts and culinary arts programs seem to have floundered and it is unclear if either AG or BPCA have taken steps to address this or consulted with the community regarding how these components can be enhanced, and

WHEREAS: The BPC Community Center is owned by the BPCA and is meant to be a true community asset with Asphalt Green and the BPCA as its stewards, and

WHEREAS: AG has now come to Community Board 1 with a proposal to remove the existing kitchen built out by the BPCA and use the space for additional programs. AG states that they have attempted to promote this facility, partnering with an outside organization. But now they seek our support as they work with the BPCA for actual approval and this would preclude any culinary arts programming from the Community Center, and

WHEREAS: The current state of the cultural and educational components is unsatisfactory and needs to be addressed, now

THEREFORE
BE IT
RESOLVED

THAT: CB1 defers any decision about the kitchen removal to the BPCA since they are the owners of the property and this is a substantive change to the facility that is meant to support more robust educational and cultural programming, and

BE IT
FURTHER
RESOLVED

THAT: CB1 calls on Asphalt Green to engage immediately with CB1 to determine how the cultural and educational programs can be revitalized. This may include, but not be limited to, prioritizing what programs fit the needs of the community, what partners can be engaged to deliver programming, what business models may be adapted. Particular attention should be given to theatre and visual arts and writing, dance and culinary programs. It must be noted that AG has started to engage directly with the community on improving offerings for seniors at truly affordable costs and is considering options for seniors to include reduced full membership fee, partial membership fee, and walk-in program fee and is working in conjunction with the community on providing scheduled athletic and cultural programs as well as scheduled daily access to a specified gathering space within AG for un-programmed activities for this group; and

BE IT
FURTHER
RESOLVED

THAT: CB1 invites the BPCA to be a partner with us in the process of making sure the BPC Community Center is sustainable and fulfills its mission of offering a variety of programming that serves the community. Community input will help ensure that the Center and Asphalt Green can adapt to changing needs and population.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: MARCH 22, 2016

COMMITTEES OF ORIGIN: FINANCIAL DISTRICT & SEAPORT/CIVIC CENTER

Financial

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

Seaport

COMMITTEE VOTE: 0 In Favor 0 Opposed 0 Abstained 0 Recused
BOARD VOTE: 35 In Favor 1 Opposed 0 Abstained 0 Recused

RE: Deepavali Festival 2016 street activity permit application for a street festival on Sunday, October 2, 2016

WHEREAS: The Association of Indians in America has applied for a street activity permit application for a street festival on Water St between Fulton St and Fletcher St; John St between Front St and Water St; and Front St between John St and Maiden Ln on Sunday, October 2, 2016 from 12:00PM to 7:00PM; now

THEREFORE

BE IT

RESOLVED

THAT: CB1 does not oppose the application submitted by the Association of Indians in America for a street activity permit for Sunday, October 2, 2016 subject to the following conditions:

1. New York City Department of Transportation Lower Manhattan Borough Commissioner's Office (LMBCO) 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: MARCH 22, 2016

COMMITTEES OF ORIGIN: FINANCIAL DISTRICT & SEAPORT/CIVIC CENTER

Financial

COMMITTEE VOTE: 11 In Favor 0 Opposed 0 Abstained 0 Recused
PUBLIC MEMBERS: 1 In Favor 0 Opposed 0 Abstained 0 Recused

Seaport

COMMITTEE VOTE: 0 In Favor 0 Opposed 0 Abstained 0 Recused
BOARD VOTE: 36 In Favor 0 Opposed 0 Abstained 0 Recused

RE: Seaport Community Coalition – Summer Seaport Festival street activity permit application for a street festival on Saturday, August 6, 2016

WHEREAS: Seaport Community Coalition Inc. has applied for a street activity permit application for a street festival on Water St between Fulton St and Broad St on Saturday, August 6, 2016 from 11:00AM to 6:00PM; now

THEREFORE

BE IT

RESOLVED

THAT: CB1 does not oppose the application submitted by Seaport Community Coalition for a street activity permit for Saturday, August 6, 2016 subject to the following conditions:

1. New York City Department of Transportation Lower Manhattan Borough Commissioner's Office (LMBCO) 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: MARCH 22, 2016

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

COMMITTEE VOTE:	12 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	36 In Favor	0 Opposed	0 Abstained	0 Recused

RE: First Police Precinct Explorers Block Party street activity permit application for a single block festival on Sunday, August 14, 2016

WHEREAS: The First Police Precinct Explorers Club has applied for a street activity permit application for a single block festival on Liberty Street between Broadway and Trinity Place on Sunday, August 14, 2016 from 12:00PM to 6:00PM; now

THEREFORE

BE IT

RESOLVED

THAT: CB1 does not oppose the application submitted by the First Police Precinct Explorers Club for a street activity permit for Sunday, August 14, 2016 subject to the following conditions:

1. New York City Department of Transportation Lower Manhattan Borough Commissioner's Office (LMBCO) 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: MARCH 22, 2016

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

COMMITTEE VOTE:	12 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	36 In Favor	0 Opposed	0 Abstained	0 Recused

RE: First Police Precinct Block Party street activity permit application for a single block festival on Friday, November 18, 2016

WHEREAS: The First Police Precinct Community Council has applied for a street activity permit application for a single block festival on Maiden Lane between South Street and Water Street for Friday, November 18, 2016 from 12:00PM to 6:00PM; now

THEREFORE

BE IT

RESOLVED

THAT: CB1 does not oppose the application submitted by the First Police Precinct Community council for a street activity permit for Friday, November 18, 2016 subject to the following conditions:

1. New York City Department of Transportation Lower Manhattan Borough Commissioner's Office (LMBCO) 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: MARCH 22, 2016

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

COMMITTEE VOTE:	11 In Favor	1 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	36 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Sons of Italy Freedom Block Party street activity permit application for a single block festival on Sunday, October 9, 2016

WHEREAS: The Sons of Italy Petrosino Lodge has applied for a street activity permit application for a single block festival on Liberty Street between Broadway and Trinity Place on Sunday, October 9, 2016 from 12:00PM to 6:00PM; now

THEREFORE

BE IT

RESOLVED

THAT: CB1 does not oppose the application submitted by the Sons of Italy Petrosino Lodge for a street activity permit for Sunday, October 9, 2016 subject to the following conditions:

1. New York City Department of Transportation Lower Manhattan Borough Commissioner's Office (LMBCO) 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: MARCH 22, 2016

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

COMMITTEE VOTE: 12 In Favor 0 Opposed 0 Abstained 0 Recused
PUBLIC MEMBERS: 1 In Favor 0 Opposed 0 Abstained 0 Recused
BOARD VOTE: 36 In Favor 0 Opposed 0 Abstained 0 Recused

RE: Bowling Green Association street activity permit application for a street festival on Monday, October 10, 2016

WHEREAS: The Bowling Green Association has applied for a street activity permit application for a street festival on Whitehall St between Stone St and Water St; Broadway between Morris St and Stone St; and Broadway between Liberty St and Battery Pl on Monday, October 10, 2016 from 11:00AM to 6:00PM; and

WHEREAS: CB1 has opposed this application four times in the past five years on the grounds that the event occurs on Columbus Day, when many private businesses remain open although government offices are closed, and that the location of the event is on Broadway, a main thoroughfare in Lower Manhattan, creating disruptions for the many private businesses that remain open; now

THEREFORE
BE IT
RESOLVED

THAT: CB1 *does oppose* the application submitted by the Bowling Green Association for a street activity permit for Monday, October 10, 2016.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: MARCH 22, 2016

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

COMMITTEE VOTE: 12 In Favor 0 Opposed 0 Abstained 0 Recused

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

RE: Veteran's Day Festival – Ind. Plaza Tenant's Association street activity permit application for a street festival on Friday, November 11, 2016

WHEREAS: The Independence Plaza Tenant's Association has applied for a street activity permit application for a street festival on Broadway between Liberty Street and Battery Place on Friday, November 11, 2016 from 12:00PM to 6:00PM; and

WHEREAS: CB1 has opposed this application for the past two years on the grounds that the event occurs on Veteran's Day, when many private businesses remain open although government offices are closed, and that the location of the event is on Broadway, a main thoroughfare in Lower Manhattan, creating disruptions for the many private businesses that remain open; now

THEREFORE
BE IT
RESOLVED

THAT: CB1 *does oppose* the application submitted by the Independence Plaza Tenant's Association for a street activity permit for Friday, November 11, 2016.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: MARCH 22, 2016

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

COMMITTEE VOTE: 12 In Favor 0 Opposed 0 Abstained 0 Recused
PUBLIC MEMBERS: 1 In Favor 0 Opposed 0 Abstained 0 Recused
BOARD VOTE: 36 In Favor 0 Opposed 0 Abstained 0 Recused

RE: Ostyrfest street activity permit application for a special event on Saturday, September 24, 2016

WHEREAS: Stone Street Community Association Inc. has applied for a street activity permit application for a special event on Stone St between Hanover Sq and Broad St; Mill Ln between S William St and Stone St; and Hanover Sq between Pearl St and S William St between 11:00AM and 10:00PM; now

THEREFORE

BE IT

RESOLVED

THAT: CB1 does not oppose the application submitted by the Stone Street Community Association Inc. for a street activity permit on Saturday, September 24, 2016 subject to the following conditions:

1. New York City Department of Transportation Lower Manhattan Borough Commissioner's Office (LMBCO) 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: MARCH 22, 2016

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

COMMITTEE VOTE:	16 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	36 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Stone Street Pedestrian Mall street activity permit application for Friday, March 11, 2016 to Friday, November 18, 2016

WHEREAS: Stone Street Community Association Inc has applied for a street activity permit application for Stone St between Broad St and Hanover Sq, and Mill Ln between S William St and Stone St from Friday, March 11, 2016 to Friday, November 18, 2016, 11:00AM – 10:00PM; now

THEREFORE

BE IT

RESOLVED

THAT: CB1 does not oppose the application submitted by the Stone Street Community Association for a street activity permit from Friday, March 11, 2016 to Friday, November 18, 2016 subject to the following conditions:

1. New York City Department of Transportation Lower Manhattan Borough Commissioner's Office (LMBCO) 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: MARCH 22, 2016

COMMITTEES OF ORIGIN: FINANCIAL DISTRICT AND
YOUTH AND EDUCATION

Financial

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

Youth

COMMITTEE VOTE: 7 In Favor 0 Opposed 0 Abstained 0 Recused
PUBLIC MEMBERS: 1 In Favor 0 Opposed 0 Abstained 0 Recused
BOARD VOTE: 36 In Favor 0 Opposed 0 Abstained 0 Recused

RE: 42 Trinity Place School

WHEREAS: A new 476-seat elementary school has been announced to be incorporated into the new building at 42 Trinity Place/77 Greenwich Street; and

WHEREAS: The Greenwich Street school, which will have an entrance on Trinity Pl., will be included within the new mixed-use development planned for the site of the former Syms discount clothing store between Rector and Edgar Streets, south of the World Trade Center; and

WHEREAS: According to the School Construction Authority (SCA), plans for the school are expected to be finalized late this summer; and

WHEREAS: According to the U.S. Census, the population in Community District 1 (CD1) increased 77% between 2000 and 2010, making it the fastest growing residential neighborhood in New York City. During this period, our district's child population has increased exponentially. The fastest growth occurred in the Financial District, where the population of children aged 0-19 increased 246%, and where there is currently no zoned school, but where the new school has been sited. Our research indicates that nearly 6,400 residential units were added to our district between 2010 and 2016, and that another 4,022 residential units are in the pipeline to come online shortly after; and

WHEREAS: The new mixed-use development planned for the site will generate a substantial increase in population in CB1 which will generate an additional increase in children who will require seats in the new school and thereby reduce the potential benefit of the new school seats; and

WHEREAS: Using an average household size of 1.94 multiplied by the number of built and expected housing units in CD1, our research further indicates that the district's population has increased by approximately 12,300 residents from 2010 to 2016 with a projected increase of approximately 7,800 residents within the next couple of years; and

- WHEREAS: The model used by the Department of Education (DOE) to predict school need actually masks Lower Manhattan's residential influx because the area is lumped in with much of the rest of the borough; and
- WHEREAS: The community was originally promised 1,000 more school seats for Downtown in 2013. Shortly after, the DOE cut the commitment in half when they sited over 500 school seats north of CD1, technically in the same school zone. It took the city almost another three years to find a location for the 42 Trinity Place school in the Financial District. Effectively, the new school is being built to address a need identified nearly 10 years ago and the number of seats does not adequately accommodate more recent population growth; and
- WHEREAS: The SCA has indicated they will incorporate a combined gym and auditorium ("gymatorium") into the new school; and
- WHEREAS: It is critical that students, particularly in elementary grades, be given opportunity to play outdoors in a safe environment. Research has shown that physical activity enhances not only students' behavior but also their learning. Students in New York City, particularly in Manhattan, are already at a disadvantage compared to their peers outside of the City. Many of our schools have very small yards, often on a roof nestled among tall buildings; and
- WHEREAS: Furthermore schools built in densely developed areas, including the proposed school at 42 Trinity Place, often have "gymnatoriums" – a combination of a gymnasium and an auditorium. In such buildings, a gymnasium is used not only for physical education but also for assemblies and performing arts. For these schools, having an adequate outdoor play space is even more critical; and
- WHEREAS: In March 2013, Community Board 1 (CB1) adopted a resolution stating that "gymnatoriums" are inadequate for physical education, and force schools and communities to choose between sports and performing arts, when both activities should be encouraged and expanded; and
- WHEREAS: The March 2013 resolution voiced great concerns over the use of a gymnasium in all future public school construction and urged the DOE and SCA to find alternatives to allow the construction of a separate gym and auditorium; and
- WHEREAS: Currently there is a great lack of auditorium space in CB1, forcing schools with gymnasium to seek outside space for performances, further increasing the problem of the lack of available auditorium and gym space, as evidenced by Peck Slip school performances at capacity with only K-3rd grade and plans to seek use of the Spruce auditorium for next year's functions; and
- WHEREAS: The Landmarks Preservation Commission (LPC) required that the fencing around the roof at 42 Trinity Place, as required by the SCA for safety reasons, be setback from the streetwall so that it is not visible from the street. Complying with this requirement will severely curtail the size of the play space for the students; now

THEREFORE
BE IT
RESOLVED

THAT: CB1 thanks the DOE and SCA for planning to build a new school in CD1 at 42 Trinity Place; and

BE IT
FURTHER
RESOLVED

THAT: However, CB1 is concerned that our community will still face overcrowding issues even with the new school, and requests that DOE and SCA explore options for increasing the number of floors and number of seats within the school; and

BE IT
FURTHER
RESOLVED

THAT: CB1 urges that the DOE and the SCA work with the developer to significantly increase the number of school seats, create a K-8 or PS/IS school while incorporating a full gym and full auditorium, without compromising space for either in the new school, which can serve not only the attending students but also the larger community; and

BE IT
FURTHER
RESOLVED

THAT: CB1 urges the DOE and SCA to form a task force to incorporate community input into the planning process for the new school; and

BE IT
FURTHER
RESOLVED

THAT: CB1 requests reconsideration by LPC of the requirement that the fence on the roof of this building not be visible from the street and asks the developer to work with the LPC to ensure that the fence is less visible and impactful on the landmark building by the use of alternative transparent materials.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: MARCH 22, 2016

COMMITTEE OF ORIGIN: LANDMARKS

COMMITTEE VOTE: 5 In Favor 0 Opposed 0 Abstained 0 Recused*

BOARD VOTE: 36 In Favor 0 Opposed 0 Abstained 0 Recused

** Due to the absence of a quorum, the committee vote taken on this resolution is unofficial and for informational purposes only.*

RE: 22 Barclay Street, application for ADA ramp and emergency generator

WHEREAS: The application for the St Peter's Roman Catholic Church is to restore existing exterior lanterns to a "like new finish", and

WHEREAS: The applicant seeks to replace two existing windows with new aluminum casement windows in existing openings, and

WHEREAS: An existing wooden door will be replaced by an aluminum casement window in the existing opening, and

WHEREAS: New HVAC units to meet code will replace the existing four units to allow the basement level to meet code for use as a Community facility, and

WHEREAS: A new ADA code ramp - incorporating the modest 1½" pipe rail - and stair will be installed in the Community facility resulting in minor changes to the existing grade railing, and

WHEREAS: A new brass LPC regulation-compliant sign referencing the Community facility will be inset at the area access in Church Street, now

THEREFORE

BE IT

RESOLVED

THAT: CB 1 recommends the Landmark Preservation Commission approve the application.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: MARCH 22, 2016

COMMITTEE OF ORIGIN: LANDMARKS

COMMITTEE VOTE: 4 In Favor 1 Opposed 0 Abstained 1 Recused
BOARD VOTE: 36 In Favor 0 Opposed 0 Abstained 0 Recused

RE: 175 Franklin Street, application for elevator bulkhead

WHEREAS: This application calls for the legalization of an elevator bulkhead that was overbuilt significantly from what had been approved by the Landmarks Preservation Commission, and

WHEREAS: The extension is 8 1/2 inches higher and 8" closer to the cornice than approved, on top of an already substantial allowed bulkhead, and

WHEREAS: The legalization was not approved at L.P.C. staff level,

WHEREAS: And this is too big an oversight, omission or commission to be acceptable, now

THEREFORE
BE IT
RESOLVED

THAT: CB 1 recommends that the Landmarks Preservation Commission *rejects* this application.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: MARCH 22, 2016

COMMITTEE OF ORIGIN: LANDMARKS

COMMITTEE VOTE: 7 In Favor 0 Opposed 0 Abstained 0 Recused
BOARD VOTE: 36 In Favor 0 Opposed 0 Abstained 0 Recused

RE: 346 Broadway aka 108 Leonard Street; application to relocate historic staircase into landmarked historic banking hall

WHEREAS: This application is an amendment to the previously presented and LPC-approved restoration program for certain interior landmarked areas throughout the building, and

WHEREAS: The current LPC Certificate of Appropriateness calls for the relocation of the historic office stair connecting the second and third floors from the room outside the banking hall to the first floor commercial entrance located at the corner of Lafayette Street and Catherine Lane, and

WHEREAS: The current proposal is to move the existing historic stair from its current position in a hallway at the perimeter of the banking hall to the interior landmarked second floor banking hall, and

WHEREAS: For the proposed location, stair parts (treads and railings) will not need to be modified for reinstallation in the proposed location because the floor-to-floor heights in the existing and proposed locations are identical, and

WHEREAS: This proposal will not compromise the previously LPC-approved restoration program for the banking hall, and

WHEREAS: The new stair location is acceptable, not necessarily more appropriate and less accessible to the public than the previously approved location, now

THEREFORE

BE IT

RESOLVED

THAT: CB1 recommends that the Landmarks Preservation Commission approve the proposed stair relocation and respectfully asks the LPC to review less fractured proposals especially for blue-chip historic buildings, and

BE IT

FURTHER

RESOLVED

THAT: CB1 maintains that part of the landmark and development mandates should be to keep the historic clock working; the clock needs to be wound manually every two weeks and has been maintained at least since the 1970's by the same clock master, and

BE IT

FURTHER
RESOLVED

THAT: CB1 asks the applicant to work diligently and thoughtfully with NYC Department of Buildings to find a zoning solution for recreating the long-removed globe finial above the clock tower as mentioned in the Certificate of Appropriateness.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: MARCH 22, 2016

COMMITTEE OF ORIGIN: LANDMARKS

COMMITTEE VOTE: 7 In Favor 0 Opposed 0 Abstained 0 Recused
BOARD VOTE: 36 In Favor 0 Opposed 0 Abstained 0 Recused

RE: Peck Slip, a.k.a Peck Slip Park, bounded by South Street/East River from the East, Water Street from the West and bisected by Front Street, in the South Street Seaport Historic District.

WHEREAS: The NYC LPC South Street Seaport Historic District designation report states that Peck Slip was graded and raised to high water mark near Front Street in 1755, and in 1763 it was the site of a major public market. Described as "one of the principal wharves in the City" in 1769, Peck Slip was filled in during the summer of 1810, and

WHEREAS: During the 2006 park design public review process, the proposed park plans were heavily debated by CB1, The New York City Landmarks Commission, The New York State Historic Preservation Office and lower Manhattan residents, and

WHEREAS: The Landmarks Preservation Commission issued a Commission Binding Report 078600 (LPC 07-5666). Commission Binding Report permits do not have expiration dates, and

WHEREAS: All other Landmarks Preservation Commission permits have expiration dates to protect the city's ever-changing historic neighborhoods, and

WHEREAS: When the park's design was being debated, the approximately 25,000 square foot area was being used exclusively for delivery truck parking, loading and unloading, and

WHEREAS: Since 2006, the neighborhood surrounding Peck Slip has received several new and unique "parks" including, DeLury Square, Pearl Street Playground, The Imagination Playground, Titanic Memorial Park, James Madison Plaza, Pier 15 and The East River Waterfront Redevelopment, and

WHEREAS: Until recently, Peck Slip was being used as a construction staging and storage area supporting The Department of Design and Construction's Peck Slip and Street Reconstruction - Broadway 1 projects, and

WHEREAS: Since the area was cleared of delivery trucks and construction debris, residents and visitors have benefited from the flexibility of the existing open space plan, a design that is conducive to community gatherings, including block parties, and allows for outdoor activities such as ball games, dog walking and picnicking, and

WHEREAS: An unobstructed, large open space from Pearl Street to the East River free of

greenery, walls, gates and light can reestablish Peck Slip's connection with the South Street Seaport Historic District and preserve unobstructed views of the Brooklyn Bridge, and

WHEREAS: Community Board 1 is grateful for the planning work done by The Lower Manhattan Development Corporation, New York City Parks Department, Quennell Rothschild, George Trakas and previous CB1 members, now

THEREFORE

BE IT

RESOLVED

THAT: CB1 respectfully requests the opportunity to work with LMDC and The New York City Department of Parks and Recreation on a more historically appropriate design for this highly contributing place and that this revised design be a low maintenance, resilient and flexible space in the middle of Peck Slip with potential for fostering much needed and unique urban public space for the City of New York and the South Street Seaport Historic District.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: MARCH 22, 2016

COMMITTEE OF ORIGIN: PLANNING

COMMITTEE VOTE: 15 In Favor 0 Opposed 1 Abstained 1 Recused
BOARD VOTE: 19 In Favor 11 Opposed 7 Abstained 1 Recused

RE: Water Street Upgrades Text Amendment N 160166 ZRM

WHEREAS: The Alliance for Downtown New York (ADNY), the New York City Economic Development Corporation (NYCEDC) and the New York City Department of City Planning (DCP) are proposing a zoning text amendment to the Special Lower Manhattan District of the New York City Zoning Resolution to allow the infill of existing arcades for retail use and the improvement of existing plazas by certification and authorization along and near Water Street (the “Proposed Action”); and

WHEREAS: The proposed text amendment would also allow as-of-right public events and programs and the placement of publicly accessible tables and chairs within plazas and arcades, and would continue to allow cafes within arcades by certification; and

WHEREAS: The amendment is intended to enhance the pedestrian experience along a street that is characterized by limited ground floor retail and a high concentration of privately owned public spaces (POPS) lacking in amenities, and to implement one of the resiliency initiatives identified for Southern Manhattan in *A Stronger, More Resilient New York*; and

WHEREAS: The plazas (POPS) affected by this proposal were built with their corresponding buildings primarily in the 1960s and 1970s. At that time, the design requirements for POPS were minimal. Today’s zoning has much improved design requirements for POPS, and the existing POPS built according to previous design guidelines are non-compliant. Not much has changed in the past five decades and building owners have not chosen to improve the plazas on their own initiative; and

WHEREAS: Community Board 1 (CB1) has been supportive of past initiatives and zoning text amendments to improve the pedestrian and plaza environments on Water Street, such as:

- Participating in ADNY’s Water Street study group in 2009;
- Adopting a resolution supporting ADNY’s ‘Water Street: A New Approach’ report in 2010;
- Adopting a resolution in support of the April 2011 zoning text amendment to allow cafes, tables and chairs in existing arcades

- Adopting a resolution in support of the May 2013 zoning text amendment to allow temporary programming and amenities in plazas for the summer, fall and holiday seasons of 2013
- Adopting a resolution to support EDC’s permanent streetscape design project in 2015; and

WHEREAS: In the past few years the NYC Department of Transportation (DOT), in partnership with other City agencies, has been working to implement streetscape improvements along Water Street; and

WHEREAS: The Project Area is located along Water Street and is generally bounded by Fulton Street to the north, South Street to the east, Whitehall Street to the south, and Pearl Street and South William Street to the west. Water Street spans more than one-half-mile from Whitehall Street to Fulton Street; and

WHEREAS: The affected properties in the Project Area house both plazas and arcades. Arcades are continuous covered areas set back to the street or a plaza. Plazas are open, uncovered areas accessible to the public at all times; and

WHEREAS: The Proposed Action would allow horizontal enlargements (“infill”) within underperforming arcades for retail and lobby uses as part of comprehensive upgrades to building ground floors; and

WHEREAS: Permitted uses for developments located within arcade infill would be restricted to retail uses typical of streets such as Fulton Street and Broadway, but intended primarily to serve nearby residents and employees. Restaurants, clothing stores, drug stores, and art galleries are among the various types of permitted uses that could be located within arcade infill; and

WHEREAS: The average size of the arcades eligible for infill is approximately 5,000 square feet, which would be appropriate for small business owners, which we encourage; and

WHEREAS: There are successful precedents for arcade infill in New York City, such as the Sony Building at 550 Madison Avenue; and

WHEREAS: As a condition to allowing arcade infill, the Proposed Action would require property owners to make significant improvements to existing plazas, either adjacent to the arcade or located [elsewhere/nearby]. Plazas would be upgraded to a standard aimed at meeting current design standards for new public plazas. Useful public amenities such as trees, planting, fixed and moveable seating, drinking fountains, lighting, public space signage and bicycle racks would all be potential elements of such upgrades; and

WHEREAS: As a condition to *allowing* building owners across 20 affected properties to infill approximately 100,000 square feet of currently underperforming public arcade space, the Proposed Action would *require* owners to significantly upgrade approximately 250,000 square feet of plaza space that would permanently remain as publicly accessible amenities. The attached chart details each affected property and its respective arcade infill and plaza areas; and

WHEREAS: The Proposed Action would facilitate more activity in plazas and arcades along Water Street by allowing free, non-ticketed events as-of-right, and would allow moveable public seating to be placed within the plazas and arcades as-of-right; and

WHEREAS: To facilitate the Proposed Action, the Zoning Map of the Special Lower Manhattan District would be modified to eliminate the existing “Public Space Activation Area” and “Arcades Modification Area” to create a single, simplified “Water Street Subdistrict;” and

WHEREAS: The proposed zoning text will allow arcade infill by City Planning certification and authorization. A new text map will be added to Appendix A of the special district that will delineate which portions of the Water Street arcades may infill by certification (Area A), those that may infill by authorization (Area B), and those that would not be permitted to infill by either certification or authorization (Area C); and

WHEREAS: If no plazas exist on the zoning lot, the provision of an indoor public space or an off-site public space could satisfy the requirement for a compensating amenity (e.g., 7 Hanover Square, 110 Wall Street, and 175 Water Street do not have plazas or urban plazas available for upgrade); and

WHEREAS: As a condition to permitting the arcade infill, the Proposed Action would also require buildings to implement new flood-proofing strategies for their ground floors to ensure they are resilient against flooding and damage from storms; and

WHEREAS: As the fourth anniversary of Superstorm Sandy approaches, there are still plazas along Water Street that remain in disrepair and blocked off after suffering damage from that storm; and

WHEREAS: While arcade infills would allow owners to use underutilized arcades to build smaller retail spaces, those retail spaces would still be required to meet all other rules, codes, ordinances and laws (e.g., the retail spaces could not be used for banks, as banks are not permitted to face plazas); and

WHEREAS: No changes would be permitted to the use of any plazas without a full permitting process that includes Community Board review procedures; and

WHEREAS: DCP referred the proposed text amendment on January 19, 2016 and the 60-day review period for zoning text amendments under the City Charter began to run on that date, now

THEREFORE
BE IT
RESOLVED

THAT: CB1 supports Water Street Upgrades Text Amendment N 160166 ZRM, provided that:

- 1) A referral mechanism is incorporated into the zoning text to require a 60-day period of Community Board review and comment, on a site-by-site basis, of any request to infill any arcade space within the Proposed Area, whether it is

- by certification (Area A), authorization (Area B), or by any other process or mechanism whatsoever that may be promulgated in the future;
- 2) Because building owners/landlords are potentially realizing substantial value as a result of the repurposing of these public amenities (no matter how underutilized), the community's needs for various types of facilities located within the future infilled arcades must be considered and encouraged, including but not limited to schools (including pre-kindergarten centers), libraries, senior centers, ice skating rinks and other recreation, *etc.*;
 - 3) Certifications or authorizations by the City Planning Commission (CPC) or CPC Chairperson should strongly consider the community's view that small, independent retail establishments are preferred over chain stores in any such infill spaces;
 - 4) Due consideration for affordability should also be taken into account (whether through rent regulation or other appropriate means) so as to avoid vacancies;
 - 5) During the Community Board review for each application for the 17 buildings with arcades, the applicant must be made responsible for explaining the specific community offset and benefit that will be provided in exchange for the arcade infill;
 - 6) When an arcade infill triggers a plaza upgrade, plazas must also be built to a resiliency standard that could withstand future extreme weather events;
 - 7) Owners of properties similar to 200 Water Street, where the benefit to the property owner clearly outweighs the community benefit from plaza upgrades, should be required to provide benefits in addition to the plaza upgrade, such as enhancements to surrounding sidewalks and the nearby Pearl Street Playground. CB1 requests that the arcade infill at 200 Water Street not be used just to expand the existing large box retail, and prefers retail that positively activates Fulton Street;
 - 8) In cases of infill where no plazas exist on the zoning lot where the provision of an indoor public space or an off-site public space could satisfy the requirement for a compensating amenity, CB1 requests that property owners also improve their sidewalks and not use public funds to do so;
 - 9) ADNY, EDC and DCP shall return to CB1 after the first three projects or the first year after the zoning amendment, whichever comes first, to report on progress and assess the success of the program (with a potential for making appropriate changes as necessary based on experience with the program to date); and

BE IT
FURTHER
RESOLVED

THAT: CB1 requests that particular attention is paid to the issue of lighting on Water Street. Improved lighting along Water Street will enhance safety and encourage more people to visit the area; and

BE IT
FURTHER
RESOLVED

THAT: CB1 requests that ADNY, EDC and DCP work together with property owners and the NYC Department of Education and NYC School Construction Authority to create suitable locations for schools and pre-kindergarten centers within the infill spaces; and

BE IT
FURTHER
RESOLVED

THAT: CB1 requests that DCP include in the zoning text language requiring (or at least encouraging) the use of environmentally friendly construction methods in connection with all arcade infill development projects.

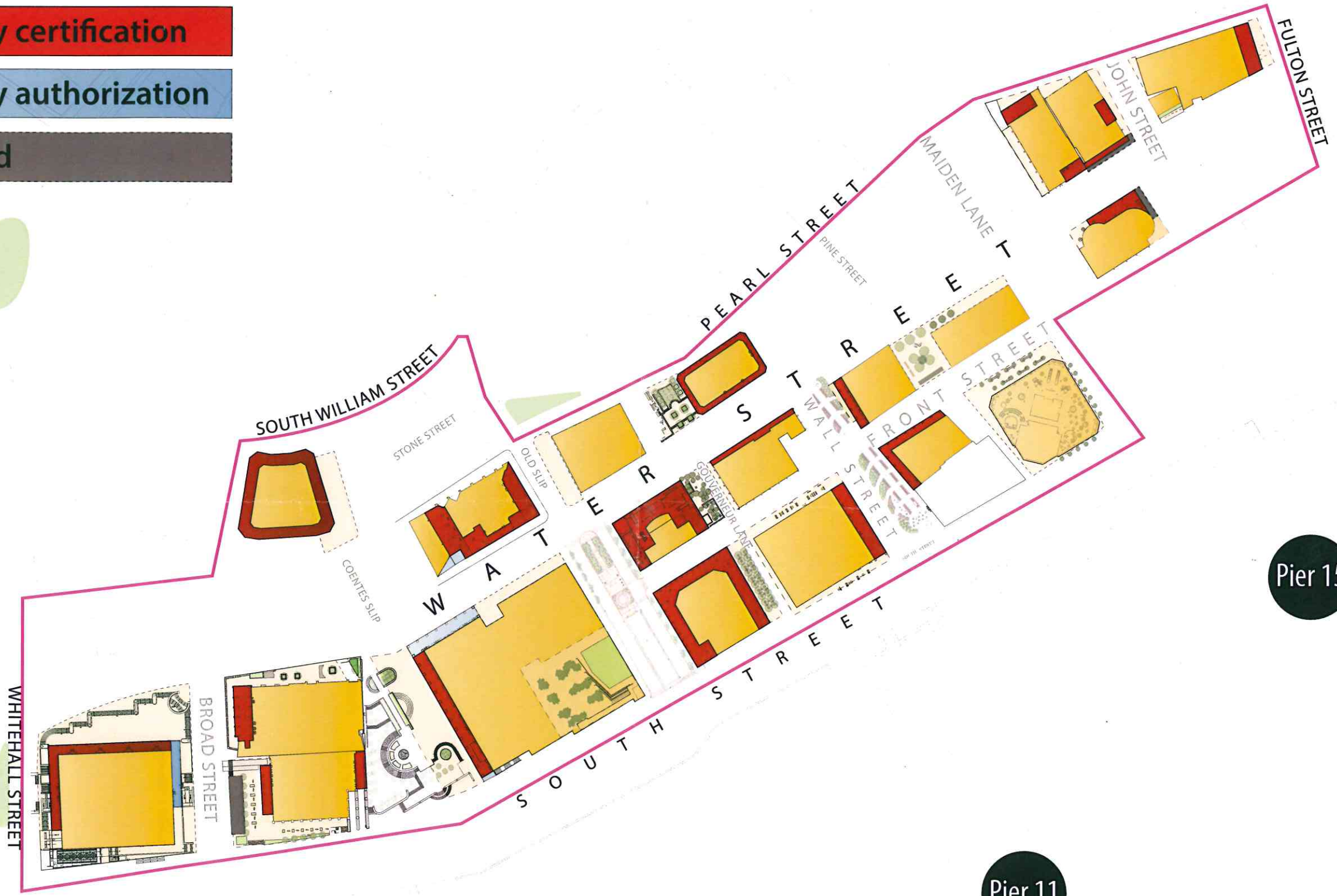
**WATER STREET ZONING TEXT AMENDMENT N160166ZRM
WATER STREET SUBDISTRICT - AFFECTED PROPERTIES**

Building Address	Arcade Infill (Certification + Authorization)	Total Plaza Area	Other Required Open Areas	Total Plaza/Open Area
1 New York Plaza	11,180.00	40,839.00		40,839.00
2 New York Plaza	3,656.00	21,009.00		21,009.00
4 New York Plaza	3,124.00	7,573.00		7,573.00
7 Hanover Square	12,816.19	-		-
55 Water Street	13,794.00	74,793.00		74,793.00
86 Water Street / 10 Hanover Square	-	3,416.00		3,416.00
77 Water Street	14,986.00	4,956.00		4,956.00
32 Old Slip	12,004.00	5,887.00	1,406.00	7,293.00
111 Wall Street	4,589.00	10,883.00		10,883.00
95 Wall Street	2,446.00	1,963.00		1,963.00
75 Wall Street	5,179.25	7,017.50		7,017.50
110 Wall Street	3,163.00	-		-
100 Wall Street	2,518.00	5,933.20		5,933.20
88 Pine Street	-	9,907.00		9,907.00
175 Water Street	3,242.00	4,974.00	1,143.00	6,117.00
180 Water Street	1,630.00	3,949.00	785.00	4,734.00
160 Water Street	2,575.00	3,658.74		3,658.74
200 Water Street	3,222.00	4,010.00		4,010.00
85 Broad Street	12,930.00	9,630.00	3,600.00	13,230.00
TOTAL	113,054.44	220,398.44	6,934.00	227,332.44
180 Maiden Lane*	-	36,276.80		36,276.80
TOTAL + 180 Maiden Lane	113,054.44	256,675.24		263,609.24

Infill allowed by certification

Infill allowed by authorization

No infill allowed



Battery Park

Whitehall

BMB

Seaport

Pier 17

Pier 15

Pier 11



COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: MARCH 22, 2016

COMMITTEE OF ORIGIN: QUALITY OF LIFE

COMMITTEE VOTE:	4 In Favor	0 Opposed	0 Abstained	0 Recused*
PUBLIC MEMBERS:	2 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	31 In Favor	0 Opposed	0 Abstained	0 Recused

** Due to the absence of a quorum, the committee vote taken on this resolution is unofficial and for informational purposes only.*

RE: Request for letter of support by NYU Medical Center to expand their service area to all of Manhattan

WHEREAS: NYU Hospitals Center has applied to the Regional Emergency Medical Services Council of New York City, Inc. for an expansion of its service area to cover Brooklyn and Manhattan; and

WHEREAS: Since 1972, the Emergency Medical Services Department of the NYU Lutheran Medical Center campus at 150 55th Street, Brooklyn has provided emergency medical service at the Basic Life Support and Advanced Life Support levels in southwest Brooklyn; and

WHEREAS: A significant increase of 911 emergency medical calls has placed a heavy burden on the New York City Fire Department's ability to allocate Emergency Medical Services resources throughout the City; and

WHEREAS: With the recent merger of NYU Lutheran into NYU Hospitals Center ("NYUHC") and the concurrent availability of three Emergency Department facilities in Brooklyn and Manhattan (the free-standing ED at NYU Langone Cobble Hill, the Lutheran campus ED at and the ED at the main campus on First Avenue in Manhattan), CB1 believes an expansion of NYUHC's service area to cover all of Brooklyn and Manhattan will greatly benefit public need by reducing response times and facilitating access to medical care; now

THEREFORE
BE IT
RESOLVED

THAT: CB1 supports the application by NYUHC to the Regional Emergency Medical Services Council of New York City, Inc. for an expansion of its service area.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: MARCH 22, 2016

COMMITTEE OF ORIGIN: QUALITY OF LIFE

COMMITTEE VOTE:	5 In Favor	0 Opposed	0 Abstained	0 Recused*
PUBLIC MEMBERS:	2 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	31 In Favor	0 Opposed	0 Abstained	0 Recused

** Due to the absence of a quorum, the committee vote taken on this resolution is unofficial and for informational purposes only.*

RE: Support for application to extend the WTC Health Registry

WHEREAS: The World Trade Center Health Registry is preparing a continuation grant application to the National Institute for Occupational Safety and Health, a division of the U.S. Centers for Disease Control and Prevention, that would extend the Registry for another five years; and

WHEREAS: Community Board 1 (CB1) previously submitted a letter of support for the World Trade Center Health Registry on April 2, 2012; and

WHEREAS: Having completed the 2015-16 Wave 4 survey, the Registry is well positioned to continue to track the physical and mental health of its diverse cohort of 9/11 survivors and responders, including cancer, mortality, co-occurring conditions and potential emerging conditions, as well as unmet healthcare needs; and

WHEREAS: Under the extension, Registry goals will be to continue to:

- Track the long-term health effects of the WTC disaster and changes in quality of life and functioning;
- Disseminate findings and recommendations
- Encourage enrollees and others to apply for care through the WTC Health Programs
- Serve as a platform for collaborative 9/11-related studies by external researchers; and

WHEREAS: CB1 commends the Registry for its important work to address the health impacts from the attacks of September 11, 2001; now

THEREFORE
BE IT
RESOLVED

THAT: CB1 strongly supports extending the Registry for another five years.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: MARCH 22, 2016

COMMITTEE OF ORIGIN: QUALITY OF LIFE

COMMITTEE VOTE: 5 In Favor 0 Opposed 0 Abstained 0 Recused*
PUBLIC MEMBERS: 2 In Favor 0 Opposed 0 Abstained 0 Recused
BOARD VOTE: TABLED

** Due to the absence of a quorum, the committee vote taken on this resolution is unofficial and for informational purposes only.*

RE: Intro 17 and request to Deputy Mayor Shorris regarding after hours variances

WHEREAS: At its meeting on February 18, 2016 the Quality of Life Committee of Community Board 1 (the Committee) received a presentation from the offices of City Council Members Margaret Chin and Rosie Mendez regarding Intro 17 of 2014, a local law to amend the administrative code of New York City in relation to after-hours variances; and

WHEREAS: As currently written, Intro 17 would implement the following changes in regard to after-hours variances:

- Restrict after hours variances to Saturdays between 11 a.m. and 4 p.m. with no work permitted before 7 a.m. or after 8 p.m. on weekdays and no work at all permitted on Sundays
- Require a written description by the developer of the need for an after-hours variance and a written response by the agency ruling on the request, both of which are to be made available on the agency's website for at least five business days during which the public will be able to comment prior to the issuance of a ruling by the agency
- Require the agency reviewing after hours variance requests to also take into account whether other after hours variances have been issued within a five-block radius
- Require the City to establish an email notification system to inform the public about any application filed for an after-hours variance; and

WHEREAS: The representatives of Council Members Chin and Mendez also described a letter sent to Deputy Mayor Anthony Shorris and signed by City Council Member Dan Garodnick and numerous other elected officials including Manhattan Borough President Brewer, State Senator Squadron and Assembly Member Glick, requesting that the city establish a construction liaison position specifically accountable for coordinating among the agencies responsible for permitting and regulating after hours variances; now

THEREFORE

BE IT

RESOLVED

THAT: CB1 supports Intro 17; and

BE IT

FURTHER

RESOLVED

THAT: CB1 supports the request to Deputy Mayor Shorris for the establishment of an inter-agency Construction Liaison position to coordinate the permitting and regulating of after-hours variances.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: MARCH 22, 2016

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

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

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

RE: Community District 1 Resiliency & Task Force

WHEREAS: Community Board 1 (CB1) has played an active and positive role in the public process of Sandy recovery with the City since October 29, 2012; and

WHEREAS: We are concerned about both the short-term and long-term time frame because lower Manhattan remains largely unprotected approaching the fourth anniversary of Superstorm Sandy and faces an increasing potential for suffering extreme weather events and subsequent financial damage to lower Manhattan and the City at large; and

WHEREAS: “[National Aeronautics and Space Administration] NASA dropped a bombshell of a climate report. February 2016 has soared past all rivals as the warmest seasonally adjusted month in more than a century of global recordkeeping. NASA’s analysis showed that February ran 1.35°C (2.43°F) above the 1951-1980 global average for the month, as can be seen in the list of monthly anomalies going back to 1880. The previous record was set just last month, January 2016.” (March 13, 2016) <http://www.wunderground.com/blog/JeffMasters/february-smashes-earths-alltime-global-heat-record-by-a-jawdropping>); and

WHEREAS: The City announced in 2015 that it will commit \$100 million for resiliency projects in Lower Manhattan to leverage its U.S. Department of Housing and Urban Development (HUD) National Disaster Resilience Competition (NDRC) application; and

WHEREAS: In January 2016, HUD announced that New York City will be awarded \$176 million from the NDRC. Since then, the City has told CB1 that HUD dictated that the full \$176 million must be used north of the Brooklyn Bridge for resiliency projects in the Two Bridges neighborhood. At the March CB1 Planning Committee, a representative from the Mayor's Office of Recovery and Resiliency for the City of New York stated that HUD will also dictate where the remaining \$100 million in City funding will be used; and

WHEREAS: According to the City’s NDRC application, the project that will be funded by the NDRC award has a benefit-cost ratio of 2.34 while the unfunded project sited in Community District 1 (CD1), Coastal Protection for Manhattan Tip, has a benefit-cost ratio of 19.33. The Manhattan Tip project has the highest benefit-cost ratio of all the projects proposed in the NDRC application, but remains un-funded; now

THEREFORE

BE IT

RESOLVED

THAT: Since the funding for CB1 has been inadequate and fragmented from the rest of the City's resiliency funding and planning, CB1 requests that when the City finally does begin its community engagement process that a Resiliency Task Force for "Manhattan Tip" be formed that is geographically exclusive to CD1 in order to reflect our specific needs and challenges; and

BE IT

FURTHER

RESOLVED

THAT: Additionally, CB1 requests that these community engagement meetings take place within CB1's boundary, so that they are easily accessible to CD1 residents.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: MARCH 22, 2016

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

COMMITTEE VOTE: 10 In Favor 0 Opposed 0 Abstained 0 Recused

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

RE: 111 Fulton Street, application for upgrade of a liquor license for FiDi District LLC d/b/a Bareburger

WHEREAS: The applicant, FiDi District LLC, is applying for an upgrade of an existing liquor license, from beer & wine to a full liquor license; and

WHEREAS: There are no changes to method of operation aside from including the service of liquor; and

WHEREAS: The hours of bar service will remain 12:00PM – 10:00PM Sunday, 11:00AM – 10:00PM Monday – Thursday and 11:00AM – 11:00PM on Saturday; and

WHEREAS: The total area of the restaurant is 3,900 square feet, including a dining area of 500 square feet with 11 tables and 36 seats, a bar area of 135 square feet, and a kitchen area of 432 square feet; and

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

WHEREAS: The applicant has represented that there are no buildings used exclusively 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 feet of this establishment; now

THEREFORE

BE IT

RESOLVED

THAT: CB 1 opposes the granting of a liquor license to FiDi District LLC d/b/a Bareburger at 111 Fulton Street unless the applicant complies with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: MARCH 22, 2016

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

COMMITTEE VOTE: 10 In Favor 0 Opposed 0 Abstained 0 Recused

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

RE: 11 Fulton Street, application for a seasonal liquor license for Flea Productions LLC d/b/a Smorgasburg

WHEREAS: The applicant, Flea Productions LLC, is applying for a seasonal liquor license; and

WHEREAS: The Committee and applicant have agreed to the bar service hours 11:00AM – 11:00PM Monday – Thursday, 11:00AM – 1:00AM Friday & Saturday and 12:00PM – 11:00PM Sunday. The seasonal license will extend from Memorial Day to the end of November; and

WHEREAS: The total area of the space is 42,947 square feet with a dining area of 38,481 square feet with 100 tables and 468 chairs, a bar area of 2,153 square feet with 20 chairs and a kitchen area of 2,313 square feet; and

WHEREAS: The licensed area includes an indoor dining and bar area within 11 Fulton Street, and patio/outdoor dining on Fulton Street and Front Street; and

WHEREAS: The license will include six vendors selected from Smorgasburg; and

WHEREAS: Licensed security personnel will provide security for the site including crowd control and control of alcoholic beverages; and

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

WHEREAS: The applicant has represented that there are no buildings used exclusively 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 feet of this establishment; now

THEREFORE
BE IT
RESOLVED

THAT: CB 1 opposes the granting of a liquor license to Flea Productions LLC d/b/a Smorgasburg at 11 Fulton Street unless the applicant complies with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: MARCH 22, 2016

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	7 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	2 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	38 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Street permit application by Taste of Tribeca on Saturday May 21, 2016, Duane Street between Greenwich and Hudson Streets, Greenwich between Reade and Jay Streets

WHEREAS: The applicant has applied for a street activity permit Saturday, May 21, 2016 Duane Street between Greenwich and Hudson Streets during the hours of 6 AM to 6 PM; now

THEREFORE
BE IT
RESOLVED

THAT: CB1 does not oppose the proposed extension of a street activity permit submitted by Taste of Tribeca for a street activity permit for Saturday, May 21, 2016, from 6 AM to 6 PM, subject to the following conditions:

1. The NYC Department of Transportation 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. Pedestrian and vehicular traffic in and out of all garages downtown remain open at all times.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: MARCH 22, 2016

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	5 In Favor	1 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	0 In Favor	2 Opposed	0 Abstained	0 Recused
BOARD VOTE:	36 In Favor	0 Opposed	1 Abstained	1 Recused

RE: 399 Greenwich Street, application for new sidewalk cafe for Greenwich Street Tavern

WHEREAS: The applicant, Greenwich Street Tavern, has applied for an unenclosed sidewalk café license for 16 tables and 32 seats; and

WHEREAS: The applicant applied for four two-person tables, and three four-person tables on Greenwich Street and during the discussion at the Tribeca Committee agreed to eliminate the four two-person tables, and they applied for six two-person tables on Beach Street, and agreed to eliminate one so as to have five two-person tables; and

WHEREAS: Beach Street is primarily a quiet residential street which includes several ground floor residential dwellings; and

WHEREAS: To help preserve the quality of life along Beach and Greenwich Streets, CB1 strongly recommends the following closing hours for the sidewalk café: 10 p.m. Sunday to Thursday and 11 p.m. Friday and Saturday, now

THEREFORE
BE IT
RESOLVED

THAT: CB1 does not oppose this application with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: MARCH 22, 2016

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	7 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	2 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	38 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 370 Canal Street, application for hotel liquor license for Tribeca Ascott LLC, Tribeca TRS LLC FC Canal Management LLC as manager, Elio & Sons LLC, dba Sheraton Tribeca NY Hotel

WHEREAS: Tribeca TRS LLC et al is applying for a hotel liquor license for Sheraton Tribeca NY Hotel; and

WHEREAS: TRS LLC et al will be buying the hotel operation known as Sheraton Tribeca New York Hotel, located at 370 Canal St, NY from the current licensee; and

WHEREAS: The current management team (FC Canal Mgmt LLC) and the current restaurant on the premises (Elio & Sons LLC) will remain with its current staff and there will be no changes in the method of operation and only the ownership will change as a result of this purchase; and

WHEREAS: The application covers three areas in the hotel: the ground-floor restaurant and a club lounge and its terrace on the 21st floor; and

WHEREAS: The 21st floor lounge and terrace are limited to Sheraton Club members staying on the 21st and 22nd floors; and

WHEREAS: The applicant agreed to close the terrace by 9 pm; and

WHEREAS: The restaurant is open from 6:30 am to 2:00 am seven days a week; and

WHEREAS: There will be background music only; and

WHEREAS: During the discussion at the Tribeca Committee meeting (the Meeting) at which this application was presented, it was stated that the garbage from the ground floor restaurant is disposed of on Lispenard Street in a way that adversely impacts quality of life in the area and that there is an urgent need to improve the way the garbage is managed to remediate this problem; and

WHEREAS: The manager of the hotel stated at the Meeting that he was previously unaware of the problem with the garbage and would meet as soon as possible with neighbors and take steps to address their concerns immediately following the meeting; and

WHEREAS: The applicant has signed and notarized a stipulations sheet; now

THEREFORE

BE IT

RESOLVED

THAT: CB1 opposes the grant of a liquor license at 370-371 Canal Street for Tribeca TRS LLC et al d/b/a Sheraton Tribeca New York Hotel unless the applicant complies with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: MARCH 22, 2016

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	8 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	2 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	38 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Request for oversight by Mayor’s construction task force of testing and remediation of fluids spilled as a result of crane accident

WHEREAS: On Friday, February 5, 2016 a tragic crane crash occurred on Worth Street between Hudson Street and West Broadway (the Street) in which a crane collapsed while being lowered in high winds, leading to the death of one man who was on his way to his office in Tribeca and injuring several other people; and

WHEREAS: Mayor Bill de Blasio’s office convened a meeting on the afternoon of February 5 to brief community leaders about the status of the crash and emergency efforts underway on the Street and announced that a task force would be formed to review the causes of the crash and recommend within 90 days changes in regulations to prevent anything similar from occurring again in the future; and

WHEREAS: As a result of the crane crash, thousands of gallons were reported from various spills and a Con Edison electric transmission line on Worth Street was damaged, leading to a leak of dielectric fluid into soil on the Street, and Con Edison subsequently excavated the soil to determine whether it was affected by the spill, in order to ensure that all soil affected by the spill is removed; and

WHEREAS: An email received by Community Board 1 on March 7, 2016 from a representative of Con Edison informed CB1 that “dielectric fluid is a non-toxic, man-made oil similar to mineral oil that is used to insulate and cool high-voltage transmission lines. Most of the dielectric fluid was captured in a manhole on Worth Street and removed. The manhole was cleaned and the site was backfilled to allow the street to be reopened. During this time, Con Edison also repaired the damaged transmission line”; and

WHEREAS: The email from Con Edison also stated that while it “conducted the initial phase of the cleanup immediately following the crane collapse, some of the impacted soil adjacent to the manhole also needs to be cleaned up” and this work is continuing “in accordance with prevailing New York State Department of Environmental Conservation (DEC) criteria”; and

WHEREAS: In accordance with the information in these emails, Con Edison is testing soil that it removes to determine whether it was affected and will replace all affected soil with new soil, however Con Edison does not test the soil for other contaminants; and

WHEREAS: There is a history that PCBs had been used in the past in dielectric fluid; and

WHEREAS: CB1 has repeatedly requested testing results from Con Edison but has not yet received any results or a commitment from Con Edison that they will be made available; now

THEREFORE

BE IT

RESOLVED

THAT: CB1 requests that the task force established by the Mayor to review the crane crash also review the spillage of dielectric fluid and efforts to remediate it and also review other issues such as establishing testing and remediation protocols for handling the spillage of dielectric fluid to ensure that it is handled in an effective and transparent manner.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: MARCH 22, 2016

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	8 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	2 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	38 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Testing of fluids spilled as a result of crane accident

WHEREAS: On Friday, February 5, 2016 a tragic crane crash occurred on Worth Street between Hudson Street and West Broadway (the Street) in which a crane collapsed while being lowered in high winds, leading to the death of one man who was on his way to his office in Tribeca and injuring several other people; and

WHEREAS: As a result of the crane crash, thousands of gallons were reported from various spills and a Con Edison electric transmission line on Worth Street was damaged, leading to a leak of dielectric fluid into soil on the Street, and Con Edison subsequently excavated the soil to determine whether it was affected by the spill, in order to ensure that all soil affected by the spill is removed; and

WHEREAS: An email received by Community Board 1 on March 7, 2016 from a representative of Con Edison informed CB1 that “dielectric fluid is a non-toxic, man-made oil similar to mineral oil that is used to insulate and cool high-voltage transmission lines. Most of the dielectric fluid was captured in a manhole on Worth Street and removed. The manhole was cleaned and the site was backfilled to allow the street to be reopened. During this time, Con Edison also repaired the damaged transmission line”; and

WHEREAS: The email from Con Edison also stated that while it “conducted the initial phase of the cleanup immediately following the crane collapse, some of the impacted soil adjacent to the manhole also needs to be cleaned up” and this work is continuing “in accordance with prevailing New York State Department of Environmental Conservation (DEC) criteria”; and

WHEREAS: Con Edison is testing the soil that it removes to determine whether it was affected and will replace all affected soil with new soil, however it does not appear that Con Edison is testing the soil for possible contaminants; and

WHEREAS: There is a history that PCBs had been used in the past in dielectric fluid; and

WHEREAS: CB 1 has repeatedly requested testing results from Con Edison but has not yet received any results or a commitment from Con Edison that they will be made available; now

THEREFORE

BE IT

RESOLVED

THAT: CB 1 requests that Con Edison test the soil for all possible contaminants at the same time that it is testing it to determine whether it was affected by the spill and calls on the NY State Department of Environmental Conservation and New York City Department of Environmental Protection to ensure that such testing is done in an efficient and transparent manner and that results are made available to CB1 and the public as soon as possible.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: MARCH 22, 2016

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE: 6 In Favor 0 Opposed 0 Abstained 0 Recused
BOARD VOTE: 38 In Favor 0 Opposed 0 Abstained 0 Recused

RE: Street permit application by Love Compost on Saturday, May 7, 2016 Duane Street between Greenwich and Hudson Streets

WHEREAS: The applicant has applied for a street activity permit Saturday, May 7, 2016 Duane Street between Greenwich and Hudson Streets during the hours of 8 AM to 1 PM; and

WHEREAS: The applicant was contacted by phone and email and invited to attend a meeting at Community Board 1 to present this application and did not respond to either of these invitations; and

WHEREAS: It is essential for applicants to respond to CB1’s invitations so that CB1 members will have the opportunity to learn about the organization sponsoring the event and the plans for the event and have the opportunity to ask questions; now

THEREFORE
BE IT
RESOLVED

THAT: CB1 opposes the proposed extension of a street activity permit to Love Compost for a street activity permit for Saturday, May 7, 2016, from 8 AM to 1 PM and urges the Street Activity Permit Office to reject this application until the applicant contacts CB1 and makes arrangements to present plans for their event.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: MARCH 22, 2016

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	6 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	1 Abstained	0 Recused

RE: 52 Walker Street, application for alteration of tavern liquor license to reconsider a resolution of a month ago to change the method of operation to allow a D.J. at KNH Enterprises, LLC d/b/a M1-5

WHEREAS: The applicant is requesting that Community Board 1 reconsider a resolution of a month ago to change the method of operation to allow a D.J.; and

WHEREAS: Their original method of operations was Tavern/Pub, with no dancing permitted, and jukebox only, and whereas for years there has been dancing galore and with a DJ, as evidenced by advertising, personal accounts and the SLA investigation; and

WHEREAS: The owner and manager along with their attorney appeared before the committee and represented that they have retained a New York State-licensed security company to attempt to mitigate the ongoing quality of life and noise problems outside the venue; and

WHEREAS: It appears that the security plan has only been in effect for less than a month; and

WHEREAS: The Tribeca Committee (“the Committee”) commends the applicant for taking steps to hire a security company; and

WHEREAS: The Committee feels that less than a month is not enough time to judge whether the security plan is having a positive effect on the quality of life and noise outside the venue; and

WHEREAS: The neighbors and their representatives once again attended the Committee meeting for this application and presented documentation and videos to show that the neighborhood quality of life has not improved directly due to the operation of M1-5; and

WHEREAS: The neighbors in attendance and the owner and manager of the establishment along with their attorney agreed to return to committee in July 2016 to report if there has been any progress in the quality of life and noise levels related to M1-5 as the new security plan continues; now

THEREFORE

BE IT

RESOLVED

THAT: CB1 strongly suggests the applicant attempt to have a better relationship with their neighbors, and begin to have constructive meetings to try to work out the problems and issues; and

BE IT

FURTHER

RESOLVED

THAT: CB1 strongly opposes the request to change the Method of Operations to allow use of a DJ as per the CB1 resolution of February 2016; and

BE IT

FURTHER

RESOLVED

THAT: CB1 also strongly opposes any change to Type of Establishment from the original approved Tavern/Pub.