



# THE CITY OF NEW YORK MANHATTAN COMMUNITY BOARD 3

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Tareake Dorill, Board Chair

Susan Stetzer, District Manager

## November 2023 Full Board Minutes

Meeting of Community Board 3 held on Tuesday, November 28, 2023 at 6:30pm at PS 20, 166 Essex Street.

### Public Session:

Melanie Best – (Cuala) Park's proposal for restoration of Baruch Bathhouse (Restoring Bathhouse) – Against the proposal

Susan McKeown (Cuala Foundation) – Park's proposal for restoration of Baruch Bathhouse – Against the proposal

Magda Napoleon – (resident) – Park's proposal for restoration of Baruch Bathhouse – Requesting more community input

Monica Rittersporn – Happy123NYC, LLC – Question about delivery service for approved.

Arnette C. Scott – Open Vacancies for CEC

Troy Velez – (Friends of 12 park) – More input from the community and requesting the Community Board reinstate the NYCHA committee.

Mary Fran Loftus –SLA Reso#2 Happy 123NYC, LLC –Against

Wendy Brawer (resident) – Park's proposal for restoration of Baruch Bathhouse – Against the proposal

Tina Chin (Sadonte Foundation) – Street Co Name Petition – Raphael Sadonte Ward, Supporting

Vaylateen Jones – LES Power Partnership - Congestion Pricing, rise in cost of medication and exemption for resident returning home.

John Senter – (resident) SLA Reso#2 Happy 123NYC, LLC – request amendment to resolution to include community's opposition to the establishment.

For resolutions for Transportation Reso. #2 and #4

Stuart Allen – (10th Street Tenant Association) – petition against PSA 4 , Bright Lighting

### Public Officials:

Mayor Eric Adams, Socrates Solano: Teen Space (Mental Health Service), Kipps Bay Science Job planning, Working with Sheriff Office to combat illegal smoke shop, 11/29 Puerto Rican Heritage Month in Bowling Green Park, What agencies is overseeing the Brigid's Emergency Asylum Seekers, Under the first Deputy Mayor

Public Advocate Jumaane Williams, Curtis Young: Not present

Comptroller Brad Landers, Evelin Collado: Not present

Borough President Mark Levine, Yiyi Wang: Thanksgiving give away, Community clean up, Community Board training, presentation on economic opportunities, 11/29 discussion with Cannabis Management, public meeting on hybrid meeting

District Attorney Alvin Bragg, Peter Tse: Not present

Congressmember Dan Goldman, Lingxia Ye: Provided District update report

Assemblymember Grace Lee, Kanielle Hernandez: 2100 turkeys and chicken to NYCHA, Columbia University update on Hadden and request on behalf of victims of Hadden, calling for the update of Hate Crime legislation.

Assemblymember Deborah J. Glick, Roy Ruiz: Not present

Assemblymember Harvey Epstein, Chanel Elliott: St. Brigid's – Emergency Asylum Seeker Intake are being housed at St. Brigid's, Friday, December 1st will take gentle used coats, asylum seekers are in need of coats.

Harvey Epstein – Requesting for the Community Board to unite with neighboring Community Boards in the neighborhood around the proposed closing of Mount Sinai (Beth Israel), NYCHA transitioning from Section 9 to Section 8, public meeting at the Girls Club.

State Senator Brian Kavanagh, Patricia Olan: Heat Season, No heat and/or No hot water reach out to Patricia Olan for assistance, ERAP 391 Million funding Private and Section 8 tenants. Capital funding for NYCHA 135 Million Bill 7456 – Notification of Water interruptions and water testing.

Legislation Home Protection Plan, providing assistance

Legal Services for tenant services facing eviction

Councilmember Christopher Marte, Jennifer Chiao: Christopher Pak Ho, - City of Yes Zoning, Outdoor dining, public hearing testified, on hours of operation, LGBT Senior Bill, to prevent discrimination Senior Citizen LGBT

Councilmember Carlina Rivera, Julio Rivas: Accepting diapers any size for asylum seekers, Eastside Tree Survey in district two, enhancing emergency preparedness, protecting animal rights, legislation against warehouse units, participatory budgeting passed legislation on a digital map for bike lanes,

Members Present at First Vote:

|                     |     |                          |     |                   |     |
|---------------------|-----|--------------------------|-----|-------------------|-----|
| David Adams         | [P] | Shawn Garcia             | [A] | Grauen Olivares   | [A] |
| Sarah Rose Batchu   | [P] | Ryan Gilliam             | [P] | Damaris Reyes     | [A] |
| Lee Berman          | [P] | Debra Glass              | [A] | Jailene Rodriguez | [P] |
| Solomon Blecher     | [P] | Andrea Gordillo          | [P] | Richard Ropiak    | [P] |
| Thanh Bui           | [P] | Herman Hewitt            | [P] | Thomas Rosa       | [A] |
| Karlin Chan         | [P] | Trever Holland           | [A] | Jayleen Rosario   | [P] |
| Ariadna Chua        | [P] | Vaylateena Jones         | [P] | Angel Sacarello   | [A] |
| Vincent Cirrito     | [P] | Kelvin Joyner            | [A] | Robin Schatell    | [P] |
| David Crane         | [P] | Nancy Kong               | [P] | Arnette Scott     | [P] |
| Eric Diaz           | [P] | Michelle Koppersmith     | [P] | Clint Smeltzer    | [P] |
| Tareake Dorill      | [P] | Dianne Lake              | [P] | Emma So           | [P] |
| Alistair Economakis | [P] | Mae Lee                  | [P] | Sandra Strother   | [P] |
| Jaime Felber        | [P] | Michael Levario          | [P] | Daniel Tainow     | [P] |
| Larry Fenn          | [P] | Amanda Liu               | [P] | Josephine Velez   | [P] |
| Nagnouma Fofana     | [P] | Laura Lugo               | [A] | Rodney Washington | [P] |
| Kathryn Freed       | [P] | Indrani Nicodemus Rivera | [P] | Kathleen Webster  | [P] |

Minutes:

Minutes of September 2023 were approved, as is.

**39 YES 0 NO 0 ABS 0 PNV MOTION PASSED**

Nominating Committee

Amanda Lui – Instruction on ballots and voting,

Ballots were distributed

Announcement of newly elected

Chairperson, Andrea Gordillo - 38 votes

First Vice Chairperson, Sarah Rose Batchu - 38 votes

Second Vice Chairperson, Michael Levario - 37 votes

Secretary, Arnette Scott - 38 votes

Assistant Secretary, Dianne Lake - 37 votes

Treasurer, Kathleen Webster - 38 votes

Board Chairperson's Report:

Chairperson Tareake Dorill- Last message as Board Chair and thanked the board for all the support.

Transitioning Board Chair email, Community Board training, Holiday Party after December full board meeting.

Borough Meeting – Manhattan Borough President website for Board Chair Meeting, Cliff notes for the City of Yes is available on Borough President website.

District Manager's Report:

District Manager Susan Stetzer – Holiday Party, please RSVP for Holiday Party. Economic Opportunity, Community Board has City of Yes information available.

Documentation for Committee Board is on the website

Posted a Calendar for December, because of the holidays. Open Meeting Law requires one week notice.

Closure of Mount Sinai – New Civic Hall on 14th Street in December

Continued discussion on City Wide Text Amendment

Grand Street street closure, meeting at Educational Alliance

Civic Hall is open to community groups for meeting

Cannabis Management (OCM) – Facts have changed frequently, submitted most pressing questions and awaiting to hear from OCM.

Committee Reports:

Executive Committee

no votes necessary

Bylaw Committee

- Review of Bylaws - change prohibition disallowing secondary committee chairs to be on the executive committee, clarify extended absence criteria and removal procedures if 3 months of no attendance, and revisit minimum number of members required for nominating committee

**TITLE: To accept the following changes to the bylaws. First Distribution—not for vote**

- i. Board members
  - a. Section F - strike "except Board Chairperson", add "primary" committee chair of the board (to allow for secondary committee chairpersons to serve on the Executive Committee),
  - b. Clarification on excused absences – 2 months or longer should be applied universally,
  - c. Section H – in addition to 1/3 attendance requirements, we will add three months of no attendance and no communication to be a prerequisite for removal by the Board, per discretion of the committee chair and Board Chairperson.

**SLA & DCA Licensing Committee**

1. Approval of previous month's minutes approved by committee

**New Liquor License Applications**

2. BSMNTNYC Inc, 45 Mott St (op) withdrawn
3. Sauced Grocer (Heaven's Cookies LLC), 47 2nd Ave (wb/amend pending application to include seating structures in rear yard) withdrawn
4. The Bronx Brewery (The Bronx Brewery East Village LLC), 64 2nd Ave (upgrade to op)

**VOTE: TITLE: Community Board 3 Recommendation To Deny Unless Stipulations Agreed To—Stipulations Attached**

**WHEREAS**, The Bronx Brewery East Village, LLC. doing business as The Bronx Brewery, is seeking to upgrade to a full, on-premises liquor license, in the premises located at 64 Second Avenue, between E. 3rd Street and E.4th Street, New York, New York; and

**WHEREAS**, this is an application for an establishment with of 74 people, 18 tables and 69 seats with a stand-up bar, full kitchen and prep area, serving food during all hours of operation, 5 televisions, background/ambient music; and

**WHEREAS**, there are 20 full on-premises liquor licenses within 500 feet per the SLA LAMP map; and 8 licensed establishments within 1 block; and

**WHEREAS**, prior to the Bronx Brewery's arrival at 64 Second Avenue in early 2022, the space had been vacant since the spring of 2016; and

**WHEREAS**, applicants, The Bronx Brewery, LLC, have been in operation since 2011 and has separate locations in the South Bronx and Hudson Yards in Manhattan; does not have any other businesses in the area; has not had any SLA reports or actions in the past 5 years;

**THEREFORE, BE IT RESOLVED** that Community Board 3 recommends the denial of the application for a full on-premises liquor license for The Bronx Brewery East Village, LLC. for the premises located at 64 Second Avenue, New York, New York, unless the applicant agrees to the following signed notarized stipulations that

- 1) it will operate as a brewery/taproom & Kitchen, with a full kitchen serving food at all hours of operation,
- 2) its hours of operation will be opening no later than 11:00 A.M. and closing by 12:00 A.M. from Sunday through Thursday and 11 A.M. to 2 A.M. Friday and Saturday,
- 3) it will close all outdoor dining allowed under the temporary Open Restaurants program and any other outdoor uses by 10:00 P.M. all days and not have any speakers or TV monitors outdoors,
- 4) it will install soundproofing,
- 5) it will close any front or rear facade doors and windows at 10:00 P.M. every night or when amplified sound is playing, including but not limited to DJs, live music and live non-musical performances, or during unamplified live performances or televised sports,
- 6) it will play ambient background music only, consisting of recorded music, and will not have live music, and will have no more than 1 DJ per week and no more than 24 private parties per year,
- 7) it will not apply for any alteration in its method of operation or for any physical alterations without first appearing before Community Board 3,
- 8) it will not host pub crawls or party buses,
- 9) it will not have unlimited drink specials, including boozy brunches, with food,
- 10) it will not have "happy hours"

- 11) it will ensure that there are no wait lines outside and will designate an employee for ensuring no loitering, noise or crowds outside,
- 12) it will conspicuously post this stipulation form beside its liquor license inside of its business, and
- 13) it will provide a telephone number for residents to call with complaints and immediately address any resident complaints.

5. Cadillac Ranch NYC LLC, 86 Orchard St (op)

**VOTE: TITLE: Community Board 3 Recommendation To Deny Unless Stipulations Agreed To—Stipulations Attached**

**WHEREAS**, Cadillac Ranch NYC LLC is seeking a full on-premises liquor license, in the premises located at 86 Orchard Street, between Broome and Grand New York, New York; and

**WHEREAS** this is an application for an establishment with 30 tables, 87 seats, and 2 additional bars with 16 seats in total. There is a full kitchen, with a menu of Spanish Cuisine, and the business plans to serve food during all hours of operation. There will be one TV, and music will be played at conversational level. There will be DJs curating music, as well as streaming services.

**WHEREAS**, there are 20 full on-premises liquor licenses within 500 feet per the SLA LAMP map; and (only for full liquor and if there are more than 3 full op licenses). This info comes from questionnaire

**WHEREAS**, this location is currently operating as Casa Mezcal. This license was approved by this committee in 2008 to accommodate live music and movie screenings in the basement. The hours of operation were 12pm-2am Sunday-Wednesday, and 12pm-4am Thursday-Saturday; and

**WHEREAS**, the applicant is currently also a license holder of Mansions of Glory Hospitality LLC DBA Beyond The Pale, located in CB2 at 53 Spring Street. They have been licensed at that location since January 2023; and

**WHEREAS**, there were 7 commercial 311 complaints at this location with NYPD action necessary since 2018;

**WHEREAS**, 4 members of the community sent in letters of objection to this application, a representative from the Orchard St Block Association and a representative from the Lower East Side Dwellers, as well as two residents spoke in opposition; and

**WHEREAS**, 15 residents who live within two blocks of the location signed a petition in favor of the application, three letters of support were received, and three residents spoke in support; and

**THEREFORE, BE IT RESOLVED** that Community Board 3 recommends the denial of the application for a full on-premises liquor license for, Cadillac Ranch NYC LLC, for the premises located at 86 Orchard Street, New York, New York, unless the applicant agrees to the following signed notarized stipulations that

- 1) it will operate as a Spanish restaurant with kitchen open and serving food all hours,
- 2) its hours of operation will be Sunday 1:00PM – 1:00 AM, Monday – Wednesday 4:00PM to 1:00AM and Thursday – Saturday 1:00PM to 2:00 AM.,
- 3) it will not use outdoor space for commercial use,
- 4) it will have 2 – 3 security guards,
- 5) it will have a closed fixed façade with no open doors or windows except my entrance door will close by 10:00 P.M. or when amplified sound is playing, including but not limited to DJs, live music and live nonmusical performances, or during unamplified live performances or televised sports,
- 6) it will play ambient background music only, consisting of recorded music, it will not have live music, DJs, promoted events, scheduled performances or any event at which a cover fee will be charged, it will not have more than 3 private parties per year,
- 7) it will not apply for any alteration in its method of operation or for any physical alterations without first appearing before Community Board 3,
- 8) it will not host pub crawls or party buses,
- 9) it will not have unlimited drink specials, including boozy brunches, with food,
- 10) it may have "happy hours" until 7:00 P.M. each night
- 11) it will ensure that there are no wait lines outside and will designate an employee for ensuring no loitering, noise or crowds outside,
- 12) it will conspicuously post this stipulation form beside its liquor license inside of its business, and
- 13) it will provide a telephone number for residents to call with complaints and immediately address any resident complaints.

6. Sunflower East Village (RJM Hospitality LLC), 88 2nd Ave (op)

**VOTE: TITLE: Community Board 3 Recommendation To Deny Unless Stipulations Agreed To—Stipulations Attached**

**WHEREAS**, RJM Hospitality, doing business as Sunflower, is seeking a full on-premises liquor license, in the premises located at 88 Second Avenue, between 5th and 6th Streets, New York, New York; and

**WHEREAS**, this is an application for an establishment for 62 people, 18 tables and 62 seats, American food prepared in a full kitchen and a prep area, serving food during all hours of operation, two televisions, and recorded music at background levels only; and

**WHEREAS**, there are 24 full on-premises liquor licenses within 500 feet per the SLA LAMP map; and

**WHEREAS**, the location is currently licensed and previously operated as Moonstruck then as The Kitchen Sink, both of which had full on-premises liquor licenses with closings by 1 A.M.; and

**WHEREAS**, the location has an active full on-premises liquor license until March 31, 2024; and

**WHEREAS**, applicant has been licensed for full on-premises liquor licenses for 8 other business beginning in 1993, including one other business in community board 3, The Kitchen Sink, at the same location as the proposed business; and

**WHEREAS**, Two Residents spoke in support, but asked that they not have outdoor dining on 5th street. Describe any support and/or opposition to the application – for constructive reasons]; and

**WHEREAS**, 15 residents who live within two blocks of the location signed a petition in favor of the application; and

**THEREFORE, BE IT RESOLVED** that Community Board 3 recommends the denial of the application for a full on-premises liquor license for RJM Hospitality, for the premises located at 88 Second Avenue, New York, New York, unless the applicant agrees to the following signed notarized stipulations that

- 1) it will operate as a full-service restaurant, with American food prepared in a full kitchen and food prep area and served during all hours of operation,
- 2) its hours of operation will be opening no later than 9:00 A.M and closing by 9:00 P.M. Monday to Saturday and by 7 P.M. on Sunday,
- 3) it will close all outdoor dining allowed under the temporary Open Restaurants program and any other outdoor uses by 10:00 P.M. all days and not have any speakers or TV monitors,
- 4) it will close any front or rear facade doors and windows at 10:00 P.M. every night or when amplified sound is playing, including but not limited to DJs, live music and live non-musical performances, or during unamplified live performances or televised sports,
- 5) it will play ambient background music only, consisting of recorded music, and will not have live music, DJs, promoted events, scheduled performances or any event at which a cover fee will be charged,
- 6) it will not apply for any alteration in its method of operation or for any physical alterations without first appearing before Community Board 3,
- 7) it will not host pub crawls or party buses,
- 8) it will not have unlimited drink specials, including boozy brunches, with food,
- 9) it may have "happy hours" until 7:00 P.M. each night,
- 10) it will ensure that there are no wait lines outside and will designate an employee for ensuring no loitering, noise or crowds outside,
- 11) it will conspicuously post this stipulation form beside its liquor license inside of its business, and
- 12) it will provide a telephone number for residents to call with complaints and immediately address any resident complaints.

7. 3 Times (3 Times 90 Inc), 90-96 Clinton St (op)  
withdrawn

8. Wonderland (Feichangchengong Inc), 96 2nd Ave (op)

**VOTE: TITLE: Community Board 3 Recommendation To Deny Unless Stipulations Agreed To—Stipulations Attached**

**WHEREAS**, Feichangchengong Inc. doing business as Wonderland, is seeking a full on-premises liquor license, in the premises located at 96 2nd Ave, between East 5th and East 6th Street, New York, New York; and

**WHEREAS**, this is an application for an establishment with of 74 people, 14 tables and 54 seats with a stand-up bar, with 6 seats serving Asian Fusion cuisine in a full kitchen during all hours of operation with ambient background music; and

**WHEREAS**, there are 11 full on-premises liquor licenses within 500 feet per the SLA LAMP map; and

**WHEREAS**, this location was previously licensed to The Mermaid Inn with a full on-premise liquor license since 2003; and

**WHEREAS**, the applicants currently hold an on-premises liquor license for Chenggong 888 inc. DBA Chili and,

**WHEREAS**, there was 1 commercial 311 complaint at this location with NYPD action necessary since 2018, and

**WHEREAS**, 34 residents who live within two blocks of the location signed a petition in favor of the application; and

**THEREFORE, BE IT RESOLVED** that Community Board 3 recommends the denial of the application for a full on-premises liquor license for Feichangchenggong Inc. doing business as Wonderland, for the premises located at 96 2nd Ave between East 5th and East 6th St., New York, New York, unless the applicant agrees to the following signed notarized stipulations that

- 1) it will operate as a bar/tavern, with Asian fusion cuisine served from a less than a full kitchen, served during all hours of operation
- 2) its hours of operation will be Sunday: 6:00 P.M - 12:00 A.M., Monday - Thursday 6:00PM - 1:00AM, Friday - Saturday 6:00PM - 2:00AM,
- 3) it will close all outdoor dining allowed under the temporary Open Restaurants program and any other outdoor uses by 10:00 P.M. all days and not have any speakers or TV monitors,
- 4) it will close any front or rear facade doors and windows at 10:00 P.M. every night or when amplified sound is playing, including but not limited to DJs, live music and live non-musical performances, or during unamplified live performances or televised sports,
- 5) it will play ambient background music only, consisting of recorded music, and will not have live music, DJs, promoted events, scheduled performances or any event at which a cover fee will be charged,
- 6) it will not apply for any alteration in its method of operation or for any physical alterations without first appearing before Community Board 3,
- 7) it will not host pub crawls or party buses,
- 8) it will not have unlimited drink specials, including boozy brunches, with food,
- 9) it will not have "happy hours"
- 10) it will ensure that there are no wait lines outside and will designate an employee for ensuring no loitering, noise or crowds outside,
- 11) it will conspicuously post this stipulation form beside its liquor license inside of its business, and
- 12) it will provide a telephone number for residents to call with complaints and immediately address any resident complaints.

9. 121 Three Group Hospitality Inc, 121 Essex St (op)

**VOTE: TITLE: Community Board 3 Recommendation To Deny Unless Stipulations Agreed To**

**WHEREAS**, 121 Three Group LLC doing business as Sadie's Ward is seeking a full on-premises liquor license, in the premises located at 121 Essex Street, between Delaney Street and Rivington Street, New York, New York; and

**WHEREAS**, this is an application for a bar/tavern with an occupancy of 74 people, 6 tables and 26 seats with a twenty-two foot bar with 11 seats, with less than a full kitchen serving food during all hours, ambient background music only, with DJs at background level, and

**WHEREAS**, there are 30 full on-premises liquor licenses within 500 feet per the SLA LAMP map; and

**WHEREAS**, this locations has operated as the Whiskey Ward, a bar tavern with a full on premises license since 2000; and

**WHEREAS**, the applicant has never previously been a license holder but has been the manager at the Whiskey Ward since 2018; and

**WHEREAS**, The applicant has met with the Lower East Side Dwellers neighborhood group and agreed to have house DJs at background level Thursday – Saturday, and no dancing, no promoted events or scheduled performances. They Lower East Side Dwellers agreed to support the application with these changes; and

**WHEREAS**, 59 residents who live within two blocks of the location signed a petition in favor of the application; and

**THEREFORE, BE IT RESOLVED** that Community Board 3 recommends the denial of the application for a full on-premises liquor license for 121 Three Group LLC, for the premises located at 121 Essex Street, New York, New York, unless the applicant agrees to the following signed notarized stipulations that

- 1) it will operate as a bar/tavern with less than a full kitchen serving food all hours,
- 2) its hours of operation will be 4:00PM to 4:00AM all days,
- 3) it will not use outdoor space for commercial use,
- 4) it will close any front or rear facade doors and windows at 10:00 P.M. every night or when amplified sound is playing, including but not limited to DJs, live music and live non-musical performances, or during unamplified live performances or televised sports,
- 5) it will play ambient background music only, consisting of recorded music and DJs, and will not have live music, promoted events, scheduled performances, any event at which a cover fee will be charged, or dancing, DJs will be at background level, Thursday – Saturday
- 6) it will not apply for any alteration in its method of operation or for any physical alterations without first appearing before Community Board 3,
- 7) it will not host pub crawls or party buses,
- 8) it will not have unlimited drink specials, including boozy brunches, with food,
- 9) it may have "happy hours" until 8:00 P.M. each night]
- 10) it will ensure that there are no wait lines outside [and will designate an employee for ensuring no loitering, noise or crowds outside],
- 11) it will conspicuously post this stipulation form beside its liquor license inside of its business, and
- 12) it will provide a telephone number for residents to call with complaints and immediately address any resident complaints.

10. Two Perrys (City Hospitality LLC), 127 Ave C (op)

**VOTE: TITLE: Community Board 3 Recommendation To Deny Unless Stipulations Agreed To—Stipulations Attached**

**WHEREAS**, City Hospitality LLC doing business as Two Perrys, is seeking a full on-premises liquor license, in the premises located at 127 Avenue C, between 8th and 9th Streets, New York, New York; and

**WHEREAS**, this is an application for an establishment for 74 people, 4 tables and 13 seats with 1 bar that includes 10 seats, American comfort food prepared in a full kitchen, serving food during all hours of operation and recorded music at background levels only, hours of operation 5:00PM -12:00AM Monday – Wednesday, 5:00PM – 2AM Thursday – Friday, Saturday 12:00 pm-2:00AM and Sunday 2:00PM – 12:00AM; and

**WHEREAS**, there are 11 full on-premises liquor licenses within 500 feet per the SLA LAMP map; and

**WHEREAS**, the location has been continuously licensed for full on-premises liquor since 2016, and the location was previously licensed for full on-premises liquor from 2016 to 2021 to Mos Eisley LLC doing business as Loverboy with closing hours at 2 A.M. Sunday to Wednesdays and at 4 A.M. Thursday to Saturday; and

**WHEREAS**, the location currently has a full on-premises liquor license with hours of operation from 7:00 A.M. Monday to Sunday and close by 12 A.M. Sunday to Wednesday and by 2 A.M. Thursday to Saturday; and

**WHEREAS**, the applicant has worked in the restaurant industry for 25 years, and has been a manager at this location since 2022; and

**WHEREAS**, there were 39 commercial 311 complaints at this location with 13 with NYPD action necessary since 2021; and

**WHEREAS**, A resident submitted a letter with 30 residents in opposition to this application, and a representative from EVCC spoke in opposition; and

**WHEREAS**, 79 residents who live within two blocks of the location signed a petition in favor of the application and two residents spoke in support of this application; and

**THEREFORE, BE IT RESOLVED** that Community Board 3 recommends the denial of the application for a full on-premises liquor license for Two Perrys, for the premises located at 127 Avenue C, New York, New York, unless the applicant agrees to the following signed notarized stipulations that

- 1) it will operate as a restaurant serving American comfort food during all hours of operation,
- 2) its hours of operation will be opening no later than 5:00 P.M. Monday – Friday, and 2:00PM on Saturday and Sunday, and closing by 12:00AM Sunday to Wednesday and 2:00AM Thursday to Saturday,
- 3) it will close all outdoor dining allowed under the temporary Open Restaurants program and any other subsequent uses by 10:00 P.M. all days and not have any speakers or TV monitors,
- 4) it will close any front or rear façade entrance doors at 10:00 P.M. every night or when amplified sound is playing, including but not limited to DJs, live music and live nonmusical performances or during unamplified live performances or televised sports,
- 5) it will play ambient background music only, consisting of recorded music, and will not have promoted events, scheduled performances, or any event at which a cover fee will be charged,
- 6) it will not apply for any alteration in its method of operation or for any physical alterations without first appearing before Community Board 3,+–
- 7) it will not host pub crawls or party buses,
- 8) it will not have unlimited drink specials with food,
- 9) it will have "happy hours," until 7:00PM,
- 10) it will ensure that there are no wait lines outside and will designate an employee for ensuring no loitering, noise or crowds outside,
- 11) it will conspicuously post this stipulation form beside its liquor license inside of its business, and
- 12) it will provide a telephone number for residents to call with complaints and immediately address any resident complaints.

11. Asoko Group LLC, 127 E Broadway (wb)

**VOTE: TITLE: Community Board 3 Recommendation To Deny Unless Stipulations Agreed To—Stipulations Attached**

**WHEREAS**, Asoko Group LLC, is seeking a wine, beer, & cider license, in the premises located at 127 East Broadway, between Pike and Rutgers Streets, New York, New York; and

**WHEREAS**, this is an application for an establishment with 14 tables and 29 seats with 1 stand-up bar that includes no seats, Japanese food prepared in a food preparation area, serving food during all hours of operation, recorded music at background levels; and

**WHEREAS**, the location is currently unlicensed but was previously licensed for restaurant beer to Lucky Store & Bakery until April 2016; and

**WHEREAS**, The Dimes Square Block Association Submitted a letter of Support for this application ; and

**WHEREAS**, 19 residents who live within two blocks of the location, including 5 in the same building, signed a petition in favor of the application; and

**THEREFORE, BE IT RESOLVED** that Community Board 3 recommends the denial of the application for a wine, beer and cider license for Asoko Group LLC, for the premises located at 127 East Broadway, New York, New York, unless the applicant agrees to the following signed notarized stipulations that

- 1) it will operate as a tavern/bar, with Japanese food prepared in a full kitchen and served during all hours of operation,
- 2) its hours of operation will be Sunday: 6:00 P.M - 12:00 A.M., Monday - Thursday 6:00PM - 1:00AM, Friday - Saturday 6:00PM - 2:00AM
- 3) it will not use outdoor space for commercial use,
- 4) it will have a closed fixed façade with no open doors or windows except my entrance door will close by 10:00 P.M. or when amplified sound is playing, including but not limited to DJs, live music and live nonmusical performances, or during unamplified live performances or televised sports,
- 5) it will play ambient background music only, consisting of recorded music, and will not have live music, DJs, promoted events, scheduled performances or any event at which a cover fee will be charged,
- 6) it will not apply for any alteration in its method of operation or for any physical alterations without first appearing before Community Board 3,
- 7) it will not host pub crawls or party buses,
- 8) it will not have unlimited drink specials with food,



- 9) it may have "happy hours" until 8:00 P.M. each night,
- 10) it will ensure that there are no wait lines outside and will designate an employee for ensuring no loitering, noise or crowds outside,
- 11) it will conspicuously post this stipulation form beside its liquor license inside of its business, and
- 12) it will provide a telephone number for residents to call with complaints and immediately address any resident complaints.

12. Cruz Hospitality Inc, 154 Orchard St (op)

**VOTE: TITLE: Community Board 3 Recommendation To Deny Unless Stipulations Agreed To—Stipulations Attached**

**WHEREAS**, Cruz Hospitality, Inc. is seeking a full on-premises liquor license, in the premises located at 154 Orchard Street, between Stanton Street and Rivington Street, New York, New York; and

**WHEREAS**, this is an application for a restaurant of up to 74 people, 18 tables and 58 seats with one customer bar and one service (wait staff only bar), full kitchen and food preparation area, serving food during all hours of operation, 2 televisions, live music, background music played through a small PA system; and

**WHEREAS**, there are 46 full on-premises liquor licenses within 500 feet per the SLA LAMP map; and 5 licensed establishments within a block; and

**WHEREAS**, the location, 154 Orchard Street, previously operated as a restaurant with a full on-premises liquor license; and

**WHEREAS**, the applicant corporation, Cruz Hospitality, Inc., has owned and operated Estrella Do Norte Restaurante, Inc. d/b/a Beija Flor, in Long Island City, Queens, since 2010; while the principal, Luccas Leite, is General Manager of Anejo Tortillas and Commissary Kitchen; and

**WHEREAS**, 13 residents who live within two blocks of the location signed a petition in favor of the application; and

**WHEREAS**, 4 members of the community sent in letters of objection to this application, a representative from the Orchard St Block Association and a representative from the Lower East Side Dwellers, as well as two residents spoke in opposition, as well as seven residents attended in opposition; and

**THEREFORE, BE IT RESOLVED** that Community Board 3 recommends the denial of the application for a full on-premises liquor license for Cruz Hospitality, Inc., for the premises located at 154 Orchard Streets, New York, New York, unless the applicant agrees to the following signed notarized stipulations that

- 1) it will operate as a Brazilian restaurant, with a full kitchen serving food at all hours of operation,
- 2) its hours of operation will be 4:00 P.M. to 12:00A.M. Monday - Wednesday, 4:00P.M. to 2:00 A.M. Thursday and Friday, 11:00A.M. to 2:00A.M. Saturday and 11:00A.M. to 12:00A.M. Sunday,
- 3) it will close all outdoor dining allowed under the temporary Open Restaurants program and any other outdoor uses by 10:00 P.M. all days and not have any speakers or TV monitors,
- 4) it will have a closed fixed façade with no open doors or windows except my entrance door will close by 10:00 P.M. or when amplified sound is playing, including but not limited to DJs, live music and live nonmusical performances, or during unamplified live performances or televised sports,
- 5) it will install soundproofing,
- 6) it will play ambient background music, live music, at background level, and no DJs, promoted events, scheduled performances or any event at which a cover fee will be charged,
- 7) it will not apply for any alteration in its method of operation or for any physical alterations without first appearing before Community Board 3,
- 8) it will not host pub crawls or party buses,
- 9) it will not have unlimited drink specials, including boozy brunches, with food,
- 10) it may have "happy hours" until 7:00 P.M. each night
- 11) it will ensure that there are no wait lines outside and will designate an employee for ensuring no loitering, noise or crowds outside,
- 12) it will conspicuously post this stipulation form beside its liquor license inside of its business, and
- 13) it will provide a telephone number for residents to call with complaints and immediately address any resident complaints.

13. Apt 5 (Apt 5 LLC), 157 Ludlow St (op)

**VOTE: TITLE: Community Board 3 Recommendation To Deny Unless Stipulations Agreed To—Stipulations Attached**

**WHEREAS**, Apt 5 LLC, DBA Apt 5 is seeking a full on-premises liquor license, in the premises located at 157 Ludlow Street, between Rivington & Stanton, New York, New York; and

**WHEREAS** this is an application for an establishment with 3 tables, 66 seats, and 1 17ft bar with no seats. The cuisine appears to be Japanese based on the menu. There is a full kitchen, and food will be available during all hours of operation. There will be no TVs, and music will be streaming services at background conversational level via Sonos system; and

**WHEREAS**, there are 48 full on-premises liquor licenses within 500 feet per the SLA LAMP map; and (only for full liquor and if there are more than 3 full op licenses). This info comes from questionnaire

**WHEREAS**, this location is currently operating as SakaMai. This location had a license granted by this committee in May 2012, for a Japanese restaurant with hours from 5pm-4am all days; and

**WHEREAS**, the applicant is a license holder in CB1, operating The Little Shop LLC since 2019, and

**WHEREAS**, no 311 complaints can be found for this location

**WHEREAS**, two letters of objection were received by the committee; a representative from the Lower East Side Dwellers, as well as four residents spoke in opposition, as well as five residents attended in opposition; and

**WHEREAS**, 82 residents who live within two blocks of the location signed a petition in favor of the application; and

**THEREFORE, BE IT RESOLVED** that Community Board 3 recommends the denial of the application for a full on-premises liquor license for Apt 5 LLC, DBA Apt 5, for the premises located at 157 Ludlow St, New York, New York, unless the applicant agrees to the following signed notarized stipulations that

- 1) it will operate as a Bar/Tavern, with kitchen open and serving food all days,
- 2) its hours of operation will be 5pm-1am Sunday-Wednesday, 5pm-3am Thursday-Saturday,
- 3) it will not use outdoor space for commercial use,
- 4) it will employ 1 security guard on Fridays and Saturdays,
- 5) it will close any front or rear facade doors and windows at 10:00 P.M. every night or when amplified sound is playing, including but not limited to DJs, live music and live non-musical performances, or during unamplified live performances or televised sports,
- 6) it will play ambient background music only, consisting of recorded music, and will not have live music, DJs, promoted events, scheduled performances or any event at which a cover fee will be charged, it will not have more 12 private parties per year,
- 7) it will not apply for any alteration in its method of operation or for any physical alterations without first appearing before Community Board 3,
- 8) it will not host pub crawls or party buses,
- 9) it will not have unlimited drink specials, including boozy brunches, with food,
- 10) it will not have "happy hours,"
- 11) it will ensure that there are no wait lines outside and will designate an employee for ensuring no loitering, noise or crowds outside,
- 12) it will conspicuously post this stipulation form beside its liquor license inside of its business, and
- 13) it will provide a telephone number for residents to call with complaints and immediately address any resident complaints.

14. Clown Car LLC, 183 Bowery (op)  
withdrawn

15. Idleflora LLC, 188 Allen St (op)

**VOTE: TITLE: Community Board 3 Recommendation To Deny Unless Stipulations Agreed To—Stipulations Attached**

**WHEREAS**, Idleflora, LLC, is seeking a full on-premises liquor license, in the premises located at 188 Allen Street, between East Houston and Stanton Street, New York, New York; and

**WHEREAS**, this is an application for an establishment with 74 people, 10 tables and 34 seats with a stand-up bar, a full kitchen serving food during all hours of operation, no televisions, ambient/background music; and

**WHEREAS**, there are 38 full on-premises liquor licenses within 500 feet per the SLA LAMP map;

**WHEREAS**, previously, this location operated as a restaurant, with a full on-premises liquor license as Cheese Grill from 2017, with a BW license issued in 2019. In July of 2020 CB3 recommended approval of an OP with hours of 11: A.M. to 10:00 P.M. Sundays, 11:00 A.M. to 12:00 A.M. Mondays through Thursdays and 11:00 A.M. to 3:00 A.M. Fridays and Saturdays.

**WHEREAS** The applicant currently owns and operates seven establishments in New York City, including three in this district (SHINN East, Appas Pizza, Thirteen Water), of which two have on premises wine and beer licenses (Appas Pizza and Thirteen Water);

**WHEREAS**, The Dimes Square Block Association and 6 members of the community submitted letters of support for this application; and

**WHEREAS**, 69 residents who live within two blocks of the location signed a petition in favor of the application; and

**THEREFORE, BE IT RESOLVED** that Community Board 3 recommends the denial of the application for a full on-premises liquor license for Idleflora, LLC, for the premises located at 188 Allen Street, New York, New York, unless the applicant agrees to the following signed notarized stipulations that

- 1) it will operate as a plant-based tea house and tapas bistro, with full kitchen serving food at all hours of operation,
- 2) its hours of operation will be 10:00 A.M. to 1:00 A.M Sunday to Wednesday and 10:00 A.M. to 4:00 A.M. Thursday to Saturday,
- 3) it will not use outdoor space for commercial use,
- 4) it will close any front or rear facade doors and windows at 10:00 P.M. every night or when amplified sound is playing, including but not limited to DJs, live music and live non-musical performances, or during unamplified live performances or televised sports,
- 5) it will play ambient background music only, consisting of recorded music, and will not have live music,
- 6) it will not apply for any alteration in its method of operation or for any physical alterations without first appearing before Community Board 3,
- 7) it will not host pub crawls or party buses,
- 8) it will not have unlimited drink specials, including boozy brunches, with food,
- 9) it may have "happy hours" until 7:00 P.M. each night
- 10) it will ensure that there are no wait lines outside and will designate an employee for ensuring no loitering, noise or crowds outside,
- 11) it will conspicuously post this stipulation form beside its liquor license inside of its business, and
- 12) it will provide a telephone number for residents to call with complaints and immediately address any resident complaints.

16. Made in Houston Inc, 205 Allen St (wb)

**VOTE: TITLE: Community Board 3 Recommendation To Deny Unless Stipulations Agreed to—Stipulations Attached**

**WHEREAS**, Made in Houston Inc., is seeking a full beer, wine and cider license, in the premises located at 205 Allen St., between Stanton St. and Houston St., New York, New York; and

**WHEREAS**, this is an application for an establishment with of 74 people, 15 tables and 30 seats serving Korean food during all hours of operation no televisions and background music only; and

**WHEREAS**, there are 3 full on-premises liquor licenses within 500 feet per the SLA LAMP map; and

**WHEREAS**, this location was previously a restaurant Mi Salsa with a full On-premises license; and

**WHEREAS**, the applicants operate Plus 82 Inc. dba C as in Charlie in CB2; and

**WHEREAS**, 10 residents who live within two blocks of the location signed a petition in favor of the application; and

**THEREFORE, BE IT RESOLVED** that Community Board 3 recommends the denial of the application for a beer, wine and cider license for Made in Houston Inc., for the premises located at 205 Allen St., between Stanton St and Houston St., New York, New York, unless the applicant agrees to the following signed notarized stipulations that

- 1) it will operate as a restaurant serving Korean food during all hours of operation,
- 2) its hours of operation will be opening no later than 12:00 P.M. and closing by 12:00 A.M. Sun-Wed and closing by 2:00 A.M. Thurs-Sat,

- 3) it will close all outdoor dining allowed under the temporary Open Restaurants program and any other outdoor uses by 10:00 P.M. all days and not have any speakers or TV monitors,
- 4) it will close any front or rear facade doors and windows at 10:00 P.M. every night or when amplified sound is playing, including but not limited to DJs, live music and live non-musical performances, or during unamplified live performances or televised sports,
- 5) it will play ambient background music only, consisting of recorded music, and will not have live music, OR live music, at background level, OR entertainment level, DJs, promoted events, scheduled performances or any event at which a cover fee will be charged,
- 6) it will not apply for any alteration in its method of operation or for any physical alterations without first appearing before Community Board 3,
- 7) it will not host pub crawls or party buses,
- 8) it will not have unlimited drink specials, including boozy brunches, with food,
- 9) it will not have "happy hours"
- 10) it will ensure that there are no wait lines outside and will designate an employee for ensuring no loitering, noise or crowds outside,
- 11) it will conspicuously post this stipulation form beside its liquor license inside of its business, and
- 12) it will provide a telephone number for residents to call with complaints and immediately address any resident complaints.

17. Dua Kafe (Dua Byrek Inc), 520 E 14th St (upgrade to op)

**VOTE: TITLE: Community Board 3 Recommendation To Deny Due to Nonappearance**

Community Board 3 denies Dua Kafe (Dua Byrek Inc) at 520 East 14th Street due to non-appearance. The applicant had confirmed appearance for the meeting.

Items not heard at Committee

18. All Hands (Cien Fuegos LLC), 95 Ave A (corp change/op)  
administratively approved
19. Mr Bao (Golden Upscale Inc), 14 Elizabeth St (wb)  
administratively approved
20. Yokox Omakase Inc, 41 Ave B (wb)  
administratively approved
21. Sunday Dreamin LLC, 80 2nd Ave (wb)  
administratively approved
22. Champagne Wishes (Celebrate Everything LLC), 112 Stanton St (wb)  
administratively approved
23. Kuniya NY Corporation, 116 Eldridge St (wb)  
administratively approved
24. MT 121 St Marks LLC, 121 St Marks Pl (wb)  
administratively approved
25. Jones Street Wine Bar LLC, 122 E 7th St (Store East) (wb)  
administratively approved
26. Jones Street Wine Bar LLC, 122 E 7th St (Store West) (wb)  
administratively approved
27. Instant Noodle Factory (Chrome Titan Downtown LLC), 130 E 7th St (wb)  
administratively approved
28. Moko (Moko Omakase LLC), 214 E 9th St (wb)  
withdrawn

Expansion onto Municipal Property (not heard)

29. Lucien (Requisite Bootie Inc), 14 1st Ave (op)  
administratively approved
30. Vote to adjourn  
approved by committee

**38 YES 1 NO 0 ABS 0 PNV MOTION PASSED (excluding SLA items 5, 10, 12, 13, 15)**

**36 YES 3 NO 0 ABS 0 PNV MOTION PASSED (SLA items 5, 10, 12, 13, 15)**

Land Use, Zoning, Public & Private Housing Committee

1. Approval of previous month's minutes  
approved by committee
2. DCP: Informational presentation on City of Yes citywide text amendment for Economic Opportunity  
no vote necessary
3. Vote to adjourn  
approved by committee

**39 YES 0 NO 0 ABS 0 PNV MOTION PASSED**

**Transportation, Public Safety, Sanitation & Environment Committee**

1. Approval of previous month's minutes approved by committee
2. MTA: Projected impacts from the implementation of Congestion Pricing and possible mitigation to offset the expected increases in traffic on the FDR Drive between the Brooklyn Bridge and 10th Street

**VOTE: TITLE: Request for Remediation Funds for Congestion Pricing Related Environmental Impacts in Community District 3**

**WHEREAS**, the MTA is proposing its Central Business District ("CBD") Tolling Program, also known as congestion pricing, which aims to charge drivers for entering Manhattan below 60th Street; and

**WHEREAS**, according to the CBD Tolling Program Environmental Assessment ("EA"), under Subchapter 4B, unlike the other areas of the CBD which is projected to have a reduction in traffic congestion and pollution, the area of the FDR Drive between the Brooklyn Bridge and 10th Street along the East River ("the subject area") is projected to have an increase in traffic and pollution; and

**WHEREAS**, every census tract in the subject area is designated as an Environmental Justice area (Census Tracts 2.01, 2.02, 6, 10.02, 20, and 24), save for one between Grand Street and Delancey Street; and

**WHEREAS**, Environmental Justice is founded on the principle that all individuals, irrespective of race, disability status, age, or socioeconomic background, have a right to live, work, and play in communities that are safe, healthy, and free of harmful environmental conditions; and

**WHEREAS**, Environmental Justice Areas ("EJA") are defined by NYC's environmental justice laws as low-income or minority communities located in the City of New York based on US Census data; a low-income community is defined by the New York State Department of Environmental Conservation as having a low-income population equal to or greater than 23.59% of the total population of their census block group while minority communities are those where the minority population is equal to or greater than 51.1% of the total population; and

**WHEREAS**, significant portion of Community District 3 is identified as an EJA by the NYC Department of Health and Mental Hygiene( DOHM) with 42.20% of the total subject area population below the poverty level (14,752 out of the 34,960 people), 45.41% of seniors in the subject area are below poverty level (3,316 out of the total 7,303 people), and 44.33% of minorities in the subject area are below poverty level, while the total percentage of minorities living in the subject area is 80.68%; and

**WHEREAS**, the EA considers seven different alternative traffic tolling patterns, and all seven are projected to have a 5% or greater increase in traffic in the subject area; and

**WHEREAS**, at least three alternatives (D, E, F) project Southbound Traffic at certain hours in the subject area to increase traffic by between 19 and 26%; and

**WHEREAS**, 18% of the subject area (6,279 out of the total 34,960 people) is living with a disability, which the American Community Survey defines as having hearing, vision, cognitive, ambulatory, self-care, or independent living difficulties); and

**WHEREAS**, the subject area has some of the highest rates of asthma and other respiratory diseases and heart diseases and had a higher-than-average Covid infection and death rate, and such increased pollution will only exacerbate the health and welfare of those living next to the FDR Drive; and

**WHEREAS**, the subject area has and will continue to experience a net loss of mature trees due to the East Side Coastal Resiliency Project. For the next several decades, until the projected trees and other green plants currently planned for the future East River Park, the areas of community district 3 adjacent to the FDR will not have a mature tree canopy to help lower the increased pollution, and

**WHEREAS**, the subject area is a recognized Transportation Desert, in that most of the area is located over a mile from the nearest subway; and

**WHEREAS**, none of the subways in the subject area are accessible, resulting in a higher reliance on individual transport; so

**WHEREAS**, the MTA provided plans outlining how it will spend \$155 million to mitigate potential negative environmental impacts from congestion pricing in the Bronx including direct avoidance of truck/traffic increases, emissions and greenspace initiatives, health initiatives and street and traffic initiatives, and other impacted neighborhoods including Community District 3 considered environmental justice areas,

**THEREFORE, BE IT RESOLVED**, that Community Board 3 requests that environmental mitigation resources be directed to the areas in Manhattan Community District 3 adjacent to the FDR, which is mostly in an environmental justice area, and which will experience congestion pricing-related environmental impacts, and

**THEREFORE, BE IT FURTHER RESOLVED**, the Community Board 3 requests that the MTA allocate funds to mitigate increased pollution along the FDR in community district 3. The mitigation should include but not be limited to:

- Prioritize ADA accessibility for all subway stations in the district and set firm construction deadlines;
- Increased public transportation options within the district;
- Fund other mitigation measures that will be identified through a process to include our elected officials working with the community board and constituents/local stakeholders to set up a dedicated task force to look at pollution, noise, traffic, etc. overall and find solutions to reduce/mitigate with funding from the CBDTP.

3. Amended criteria for administrative review of street events  
no vote necessary

Street Co-Naming

4. Raphael Sadonte Ward Way co-naming on the westside corner of Columbia and Rivington Streets

**VOTE: TITLE: Raphael Sadonte Ward Way Co-naming of Columbia and Rivington Streets**

**WHEREAS**, Raphael Sadonte Ward was born on the Lower East Side of Manhattan on August 18th, 1996, a vibrant soul who embodied the dreams and aspirations of countless children in our community. These streets were not just the backdrop to his life but an integral part of his identity. Raphael Sadonte Ward's dreams were as grand as the city itself.

As a young boy, he envisioned himself wearing the iconic pinstripes of the New York Yankees, a testament to his determination and adaptability, and his love for baseball and the city he called home. Transitioning from shortstop to the outfield as he grew to about 6'2", he displayed not only his athletic prowess but also his ability to embrace change and evolve. Raphael's unique comedic talent and his signature behind-the-back throw to make a double play left an indelible mark on all who had the privilege to know him. His humor and creativity were as boundless as his dreams, and

**WHEREAS**, Raphael Sadonte Ward's dream came to a heartbreaking end on the evening of Friday, January 4th, 2013. At 16-years old, he was tragically shot and killed at the intersection of Columbia Street and Rivington Street by another 16-year-old while simply on his way to grab a slice of pizza at Makabely's pizza restaurant. The location just down the street from his residence at 110 Columbia Street in Baruch Houses where Sadonte lived with his mother and 6-year-old brother.

His passing marked the first NYC homicide of 2013, serving as a stark reminder that the grip of violence knows no boundaries. This was a senseless act of violence that claimed the life of a young person who was not a thug or gangster, who had no record, and even though he was in his own community, he was still in the wrong place at the wrong time.

Even in the face of this tragedy, Raphael Sadonte Ward's character shone through. Hundreds of mourners, including strangers and supporters, turned out to remember him, a testament to the impact he had on our community, and

**WHEREAS**, two months after his untimely murder, his mother, and LES resident of 30+ years, Arlene Delgado, founded The Sadonte Foundation in his memory. The 501c3 organization is dedicated to the elevation, empowerment, and education of our youth and is committed to reducing gun violence in our communities. The Sadonte Foundation has been unwavering in its mission, hosting annual awareness events, rewarding college scholarships, and facilitating anti-gun violence training. Reaching over 1,600 teenagers, the foundation continues to embody the values and dreams that Raphael Sadonte Ward cherished, and

**WHEREAS**, the untimely death of Raphael Sadonte Ward led to his mother creating an organization committed to reducing gun violence and continues to this day to work with vulnerable teenagers.

According to the Gun Violence Archive, there have been 77 shootings within a mile of Columbia Street and Rivington Street since 2013, 20 fatal and 69 nonfatal, with the most occurrences of 17 happening just last year in 2022. Gun violence in our community is on the rise. The Sadonte Foundation continues to display their unwavering dedication to our community and their commitment to reducing the number of tragic incidents, so

**THEREFORE, BE IT RESOLVED**, that Community Board 3, supports request the co-naming Columbia Street between Delancey and Rivington Streets as "Raphael Sadonte Ward Way".

5. Vote to adjourn  
approved by committee

**39 YES 0 NO 0 ABS 0 PNV MOTION PASSED**

**Parks, Recreation, Waterfront, & Resiliency Committee**

1. Approval of previous month's minutes  
approved by committee
2. Parks Manager Update  
no vote necessary
3. Parks: Proposal for the Reconstruction of the Baruch Bathhouse  
no vote necessary
4. DDC: ESCR update  
no vote necessary
5. DDC: BMCR update  
no vote necessary
6. Vote to adjourn  
approved by committee

**39 YES 0 NO 0 ABS 0 PNV MOTION PASSED**

**Health, Seniors, & Human Services / Youth, Education, & Human Rights Committee**

1. Approval of previous month's minutes  
approved by committee
2. Educational alliance: presentation of programming  
no vote necessary
3. Future agenda planning  
no vote necessary
4. CAB/CEC reports  
no vote necessary
5. Vote to adjourn  
approved by committee

**39 YES 0 NO 0 ABS 0 PNV MOTION PASSED**

**Cannabis Control Task Force - November 9 Meeting**

1. Approval of previous month's minutes  
approved by committee
2. Lepis Cannabis LLC, 70 Canal St  
**VOTE: TITLE: Community Board 3 Recommendation to Support—Stipulations Attached**

**WHEREAS**, Lepis Cannabis, LLC is seeking an Adult-Use Retail Dispensary license, in the premises located at 70 Canal Street, between Allen and Eldridge Streets, New York, New York; and

**WHEREAS**, the applicant appeared before Community Board 3 on November 13, 2023 to allow the community the opportunity to provide comments on the proposed business; and

**WHEREAS**, Community Board 3 finds no concerns with the proposed business;

**THEREFORE, BE IT RESOLVED** that Community Board 3 recommends the application for an Adult-Use Retail Dispensary for Lepis Cannabis, for the premises located at 70 Canal Street, New York, New York, provided that the applicant agrees to the following signed notarized stipulations that

- 1) It will close by 9:00 P.M. all days, and
  - 2) it will have no music emanating from the business.
3. Super Bloom, 99 Bowery  
withdrawn

4. SAN Dining Inc, 131 Chrystie St  
withdrawn
5. Gotham Girl LLC, 138 Ludlow St  
withdrawn
6. Blank Name, 173 Chrystie St

**VOTE: TITLE: Community Board 3 Recommendation to Deny due to Nonappearance**

**WHEREAS**, the following corporations are seeking an Adult-Use Retail Dispensary license:

- Blank Name submitted by Maria S Pacheco in the premises located at 173 Chrystie Street, between Delancey and Rivington Streets, New York, New York; and

**WHEREAS**, these applicants did not appear before Community Board 3 on November 9, 2023; and

**THEREFORE, BE IT RESOLVED** that Community Board 3 recommends the denial of these applications due to nonappearance.

7. Gurkay Sebat, 173 Chrystie St  
withdrawn
8. NSebat Inc, 173 Chrystie St  
withdrawn
9. Blazin Up, 183 Bowery  
withdrawn
10. Popped, NYC, 219 Madison St

**VOTE: TITLE: Community Board 3 Recommendation to Deny**

**WHEREAS**, Popped. NYC is seeking an Adult-Use Retail Dispensary license, in the premises located at 219 Madison Street, between Rutgers and Jefferson Streets, New York, New York; and

**WHEREAS**, the applicant appeared via telephone before Community Board 3 on November 9, 2023 to allow the community the opportunity to provide comments on the proposed business; and

**WHEREAS**, the applicant has admitted to prior violations in her CB 3 questionnaire (posted on B 3 website) to prior violations for OCM in regard to selling cannabis without license, and OCM has stated in prior public meetings that it would not legalize current illegal businesses; and

**WHEREAS**, the applicant indicated they planned to offer on-site consumption and was unaware that such activity is not currently legal; and

**WHEREAS**, Community Board 3 finds that these factors would make it challenging to operate the business successfully at this time;

**THEREFORE, BE IT RESOLVED** that Community Board 3 recommends denial of the application for an Adult-Use Retail Dispensary for Popped.NYC, for the premises located at 219 Madison Street, New York, New York.

11. Authentic 212, 243 Bowery  
moved to November 13 meeting
12. Mighty Lucky Inc, 259 Bowery

**VOTE: TITLE: Community Board 3 Recommendation to Support—Stipulations Attached**

**WHEREAS**, Mighty Lucky, Inc., is seeking an Adult-Use Retail Dispensary license, in the premises located at 259 Bowery Street, between Stanton & Houston Streets, New York, New York; and

**WHEREAS**, the applicant appeared before Community Board 3 on November 9, 2023, to allow the community the opportunity to provide comments on the proposed business; and

**WHEREAS**, Community Board 3 finds no concerns with the proposed business;

**THEREFORE, BE IT RESOLVED** that Community Board 3 recommends the application for an Adult-Use Retail Dispensary for Mighty Lucky, Inc., for the premises located at 259 Bowery Street, New York, New York, provided that the applicant agrees to the following signed notarized stipulations that

- 1) It will close by 9 p.m. on Sunday to Tuesday and by 10 p.m. on Wednesday to Saturday, and
- 2) it will have no music emanating from the business.

13. Vote to adjourn  
approved by committee



35 YES 4 NO 0 ABS 0 PNV MOTION PASSED (excluding Cannabis 11/9 items 2, 12)

31 YES 6 NO 0 ABS 0 PNV MOTION PASSED (Cannabis 11/9 items 2, 12)

**Cannabis Control Task Force - November 13 Meeting**

1. In Distro LLC, 18 St Marks Pl

**VOTE: TITLE: Community Board 3 Recommendation to Support—Stipulations Attached**

**WHEREAS**, Indistro, LLC is seeking an Adult-Use Retail Dispensary license, in the premises located at 18 St Marks Place, between Third and Second Ave, New York, New York; and

**WHEREAS**, the applicant appeared before Community Board 3 on November 13, 2023 to allow the community the opportunity to provide comments on the proposed business; and

**WHEREAS**, Community Board 3 finds no concerns with the proposed business;

**THEREFORE, BE IT RESOLVED** that Community Board 3 recommends the application for an Adult-Use Retail Dispensary for In Distro, LLC, for the premises located at 18 St Marks Place, New York, New York, provided that the applicant agrees to the following signed notarized stipulations that

- 1) It will close by 12:00 A.M all days, and
- 2) it will have no music emanating from business.

2. Happy123NYC LLC, 47-53 3rd Ave

**VOTE: TITLE: Community Board 3 Recommendation to Support—Stipulations Attached**

**WHEREAS**, Happy123NYC, LLC, is seeking an Adult-Use Retail Dispensary license, in the premises located at 47 Third Avenue, between 10th and 11th Streets, New York, New York; and

**WHEREAS**, the applicant appeared before Community Board 3 on November 13, 2023 to allow the community the opportunity to provide comments on the proposed business; and

**WHEREAS**, four residents spoke in opposition to this application; and

**WHEREAS**, Community Board 3 finds no concerns with the proposed business;

**THEREFORE, BE IT RESOLVED** that Community Board 3 recommends the application for an Adult-Use Retail Dispensary for Happy123NYC, for the premises located at 47 Third Avenue, New York, New York, provided that the applicant agrees to the following signed notarized stipulations that

- 1) It will close by 8 P.M. on Sundays, 9:00 P.M on Mondays to Wednesdays, 10:00 P.M. on Thursdays, 12:00 A.M. on Fridays to Saturdays, and
- 2) It will have its main entrance on Third Avenue, and
- 3) It will employ third party security personnel, and
- 4) it will have no music emanating from business.

3. Lepis Cannabis LLC, 50 Ave A  
withdrawn

4. Fire Escape LLC, 103 Ave A

**VOTE: TITLE: Community Board 3 Recommendation to Support—Stipulations Attached**

**WHEREAS**, Fire Escape LLC, is seeking an Adult-Use Retail Dispensary license, in the premises located at 103 Avenue A, between 6th and 7th Streets, New York, New York; and

**WHEREAS**, the applicant appeared before Community Board 3 on November 13, 2023 to allow the community the opportunity to provide comments on the proposed business; and

**WHEREAS**, Community Board 3 finds no concerns with the proposed business;

**THEREFORE, BE IT RESOLVED** that Community Board 3 recommends the application for an Adult-Use Retail Dispensary for Fire Escape LLC, for the premises located at 103 Avenue A, New York, New York, provided that the applicant agrees to the following signed notarized stipulations that

- 1) It will close by 10:00 P.M. on Sundays to Wednesdays and by 12:00 A.M. on Thursdays to Saturdays, and
- 2) it will have no music emanating from business.

5. East Side Convenience, 279 E Houston St

**VOTE: TITLE: Amended: Community Board 3 did not deny due to nonappearance – application was withdrawn**

**WHEREAS**, the following corporation is seeking an Adult-Use Retail Dispensary license: East Side Convenience, in the premises located at 279 East Houston Street, between Suffolk and Clinton Streets, New York, New York; and

**WHEREAS**, the applicant did withdraw before the meeting.

**THEREFORE**, the applicant will appear before the Board in December.

6. New Amsterdam Alchemy Co, 317 E Houston St

**VOTE: TITLE: Community Board 3 Recommendation to Support—Stipulations Attached**

**WHEREAS**, New Amsterdam Alchemy Co., is seeking an Adult-Use Retail Dispensary license, in the premises located at 317 East Houston Street, between Attorney and Clinton Streets, New York, New York; and

**WHEREAS**, the applicant appeared before Community Board 3 on November 13, 2023 to allow the community the opportunity to provide comments on the proposed business; and

**WHEREAS**, Community Board 3 finds no concerns with the proposed business;

**THEREFORE, BE IT RESOLVED** that Community Board 3 recommends the application for an Adult-Use Retail Dispensary for New Amsterdam Alchemy Co., for the premises located at 317 East Houston Street, New York, New York, provided that the applicant agrees to the following signed notarized stipulations that

- 1) It will close by 9 P.M. on Sundays to Tuesdays, by 10 P.M. on Wednesdays and Thursdays, and by 12:00 A.M. on Fridays and Saturdays, and
- 2) it will have no music emanating from the business.

7. Plantbase, 352 E 13th St

**VOTE: TITLE: Community Board 3 Recommendation to Deny due to Nonappearance**

**WHEREAS**, the following corporations are seeking an Adult-Use Retail Dispensary license:

- East Side Convenience, in the premises located at 279 East Houston Street, between Suffolk and Clinton Streets, New York, New York; and
- Plantbase, in the premises located at 352 East 13th Street, between Second and First Avenue, New York, New York; and

**WHEREAS**, these applicants did not appear before Community Board 3 on November 13, 2023; and

**THEREFORE, BE IT RESOLVED** that Community Board 3 recommends the denial of these applications due to nonappearance.

8. MCCo Empire State / Motherland Cannabis Company NYC, 428 E 13th St  
withdrawn

11. Authentic 212, 243 Bowery from November 9 meeting

**VOTE: TITLE: Community Board 3 Recommendation to Support—Stipulations Attached**

**WHEREAS**, Authentic 212 / St. Ned is seeking an Adult-Use Retail Dispensary license, in the premises located at 243 Bowery, between Stanton and Prince, New York, New York; and

**WHEREAS**, the applicant appeared before Community Board 3 on November 13, 2023 to allow the community the opportunity to provide comments on the proposed business; and

**WHEREAS**, Community Board 3 finds no concerns with the proposed business;

**THEREFORE, BE IT RESOLVED** that Community Board 3 recommends the application for an Adult-Use Retail Dispensary for Authentic 212 / St. Ned., for the premises located at 243 Bowery, New York, New York, provided that the applicant agrees to the following signed notarized stipulations that

- 1) It will close by 8 P.M. on Sundays and Mondays, by 9 P.M. on Tuesdays and Wednesdays, by 10 P.M. on Thursdays, and by 11 P.M. Fridays and Saturdays, and
- 2) it will have no music emanating from business.

9. Vote to adjourn

approved by committee

**35 YES 4 NO 0 ABS 0 PNV MOTION PASSED (excluding Cannabis 11/13 items 1, 2, 4, 6, 11)**

**33 YES 6 NO 0 ABS 0 PNV MOTION PASSED (excluding Cannabis 11/13 items 1)**

**30 YES 8 NO 1 ABS 0 PNV MOTION PASSED (excluding Cannabis 11/13 items 2)**

**33 YES 6 NO 0 ABS 0 PNV MOTION PASSED (excluding Cannabis 11/13 items 4)**  
**32 YES 6 NO 0 ABS 1 PNV MOTION PASSED (excluding Cannabis 11/13 items 6)**  
**30 YES 6 NO 1 ABS 2 PNV MOTION PASSED (excluding Cannabis 11/13 items 11)**

Vote to adjourn

**39 YES 0 NO 0 ABS 0 PNV MOTION PASSED**

Members Present at Last Vote:

|                     |     |                          |     |                   |     |
|---------------------|-----|--------------------------|-----|-------------------|-----|
| David Adams         | [P] | Shawn Garcia             | [A] | Grauken Olivares  | [A] |
| Sarah Rose Batchu   | [P] | Ryan Gilliam             | [P] | Damaris Reyes     | [A] |
| Lee Berman          | [P] | Debra Glass              | [A] | Jailene Rodriguez | [P] |
| Solomon Blecher     | [P] | Andrea Gordillo          | [P] | Richard Ropiak    | [P] |
| Thanh Bui           | [P] | Herman Hewitt            | [P] | Thomas Rosa       | [A] |
| Karlin Chan         | [P] | Trever Holland           | [A] | Jayleen Rosario   | [P] |
| Ariadna Chua        | [P] | Vaylateena Jones         | [P] | Angel Sacarello   | [A] |
| Vincent Cirrito     | [P] | Kelvin Joyner            | [A] | Robin Schatell    | [P] |
| David Crane         | [P] | Nancy Kong               | [P] | Arnette Scott     | [P] |
| Eric Diaz           | [P] | Michelle Koppersmith     | [P] | Clint Smeltzer    | [P] |
| Tareake Dorill      | [P] | Dianne Lake              | [P] | Emma So           | [P] |
| Alistair Economakis | [P] | Mae Lee                  | [P] | Sandra Strother   | [P] |
| Jaime Felber        | [P] | Michael Levario          | [P] | Daniel Tainow     | [P] |
| Larry Fenn          | [P] | Amanda Liu               | [P] | Josephine Velez   | [P] |
| Nagnouma Fofana     | [P] | Laura Lugo               | [A] | Rodney Washington | [P] |
| Kathryn Freed       | [P] | Indrani Nicodemus Rivera | [P] | Kathleen Webster  | [P] |

Meeting Adjourned