



THE CITY OF NEW YORK
MANHATTAN COMMUNITY BOARD NO. 3
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David McWater, Board Chair

Susan Stetzer, District Manager

MARCH 2005 MINUTES

Meeting of Community Board #3 held March 29th, 2005, 6:50PM at PS 20, 199 Essex Street.

MEMBERS PRESENT AT FIRST VOTE:

David Adams [E]	Carolyn Jeffers [P]	Verina Reich [P]
Michael Auerbach [P]	Barbara Jeter [E]	Richard Ropiak [P]
Rev. Joan Brightharp [A]	Anne Johnson [P]	Estelle Rubin [E]
Mayra Cappas [P]	Joel Kaplan [E]	Eunice Samuels [P]
David Crane [P]	Lisa Kaplan [E]	Deborah Simon [E]
Elizabeth Cruse [P]	Doreen Leon [A]	Pia Simpson [P]
Andrea Diaz [P]	Jennifer Lim [P]	Arlene Soberman [P]
David Diaz [P]	Bernice McCallum [E]	Nancy Rose Sparrow Bartow [P]
George Diaz [E]	David McWater [P]	Mark Stein [P]
Harvey Epstein [P]	Alexandra Militano [E]	Harold Stelter [P]
Morris Fajtelewicz [P]	Lillian Moy [P]	Steven Tin [A]
Anthony Feliciano [A]	Jason Nagel [P]	David Weinberger [E]
Rabbi Y.S. Ginzberg [P]	Roberto Ortiz-Arroyo [P]	Sara Weinstein [A]
Carlos Juan Gonzalez [P]	Barden Prisant [P]	Harry Wieder [P]
Herman Hewitt [P]	Joyce Ravitz [P]	Samuel Wilkenfeld [E]
Keisha Hogans [P]	Lois Regan [P]	

PUBLIC SESSION:

1. "Rogers", Picture the Homeless; E. Sneider Aravalo, Victoria Law, Leticia Velasquez, Melissa Morrone, Dave Powell, Greg Lyle, Susan Howard, and Executive Director Steven Englander had all spoken in support of granting ABC NO RIO a ULURP. Reasons include the fact that it was a refuge for homeless people, who benefited from the space as a haven for reading, speaking, using computers and meditating; the organization was in the forefront to slow gentrification in the area by pushing for rehabilitation of building for affordable housing and of the squatters movement. It was a leading space for performance art and theatre development. The Executive Director talked about expanding the programs. A Community Board member was concerned about whether the renovation required gut rehabilitation and whether to whole space was to be disability accessible. The Director indicated that not all of the space was to be renovated, and only the downstairs area for the general public was to be made accessible, but that the building was too narrow to allow for the use even of a lift device to get people to the administrative office and therefore ABC NO RIO would be unable to employ Persons with Physical Disabilities.
2. Donna Manganello, United Federation of Teachers, spoke about strengthening community support for education in School District #1 and develop a collaborative relationship with the community, including the Community Board. She noted that the Board of Education did not fulfill the needs of Students with Special Needs in SD#1 and that there were no bilingual teachers in the area, causing students who have difficulty making the transition from their native languages to English to be left behind in other subjects.
3. Domingue Day, Director, La Bodega de la Familias invited the public to their Open House event at their new satellite office in the Jacob Riis Houses, 152 Avenue D, Room 6, on April 7th, 2005, between 4:30 PM and 6:30PM.
4. Miriam Lewis Raccah, Girls Preparatory Charter School, informed the public that this was the first all girls charter school, which was scheduled to be opened in September, 2005 at PS 15 Manhattan in the Lower East Side and announced that upcoming information sessions regarding the school will be held on April 7th and 21st at that location, 333 East 4th Street.
5. Community Board #3 member David Crane announced the organizing of The Puddle Project that would document where large puddles occur in the board area, due to poor sewer drainage, causing flooding of streets and nearby buildings and damaging the road surfaces. He asked the community in general to participate in this project, including block and tenants associations, and to spread the word about the project around the area.
6. Mark Russ Federman, owner of Russ and Daughters, opposed the creation of an outdoor café at 183 Houston Street, citing that the sidewalk would be too narrow for both a café and pedestrian traffic.
7. Louis Velasquez complained about major drug dealing and car honking in the area around Bowery and East Third Street.
8. David Newman spoke in support of a cabaret license for Boulevard.
9. Community Board #3 member Harvey Epstein, as lawyer for HCC, spoke in opposition to the West Side Stadium.

ELECTED OFFICIALS:

1. There were no representatives from the offices of Assemblymember Steven Sanders, State Senator Thomas K. Duane and Martin Connor, Borough President C. Virginia Fields or Comptroller William Thompson.
2. Assemblymember Deborah Glick, Gregory Brender, rep. The Assemblyperson is pleased at Cooper Union's withdrawal of the alteration of building plans at the new academic building, which would have decreased the transparency of the glass facing St. George's Ukrainian Church. He also spoke about the dynamics of the state budget negotiations and the ability of the legislature to restore much of the budget cuts to essential services that Governor Pataki requested, as well as to reject the addition \$500 tuition hike and the Governor's block grant of federal

Temporary Assistance to Needy Families (TANF) surplus funds, which would have bypassed any possibility of the legislature to direct resources to priority services. He also noted the high volume of movie and television filming in the district and said that the Assemblymember wrote to the Mayor's office of Film, Theatre and Broadcasting for distribution at training seminars for production assistants of film companies which would teach them how to do their job in a more community-friendly manner, i.e. permitting tenants of blocks being filmed ingress and egress to their apartments.(this last sentence makes no sense—I can't figure out what her letter requested) The Assemblyperson wrote a letter to United States Senate Majority Leader William Frist expressing opposition to the privatization of Social Security.

3. State Assemblymember Sheldon Silver, Jessica Ashenberg, rep. She mentioned that the Assemblymember testified in front of the MTA and the NYC Transit Authority opposing the elimination of the turn the bus makes onto Clinton and Grand Streets, which would eliminate two stops on the northbound M9, thereby creating undue hardship for riders who live, work, play and shop in the area. A board member asked about the Assemblyperson's position on the death penalty, and the representative stated that, as a practical matter, keeping a person in jail for life is cheaper for state taxpayers than exposing the state to engaging in the protracted appeals process. She also noted that the state legislature was close to a budget deal with the Governor, and that the Assemblyperson fought hard to get moneys for New York City's infrastructure, like roads, hospitals, libraries, et cetera. She also noted a bicameral legislative agreement rejecting the Governor's budget cuts regarding quality, affordable health care while easing the burden on local taxpayers.
4. Congressperson Jerrold Nadler, Michael Kay, rep. He noted that the Congressperson testified on March 22nd, 2005 before the City Council opposing the US Military's "Don't Ask, Don't Tell" Policy as discriminatory and wasteful; that he introduced a resolution expressing the support of the House of Representative regarding the construction of a permanent memorial at the World Trade Center site; and that he secured \$53 Million in New York City transportation funding, which would go into projects like the East River Park Waterfront near the Brooklyn Bridge.
5. Congressperson Carolyn Maloney, Victor Montesinos, rep. He noted that the Congressperson introduced legislation which would expand the scope of the Hate Crimes Statistics Act to include mandating the FBI to collect in its database hate crimes committed on the basis of gender. Currently the Act covers hate crimes only with regards to race, religion, sexual orientation, ethnicity and disability. A board member wondered how would a hate crime committed against a transgendered person would be factored into the statistics. The representative indicated that he would return with an answer the next board meeting.
6. Congressperson Nydia Velazquez, Melissa Maldonado, rep. She reported on an upcoming forum for the Lower East Side for Senior Citizens on April 4th, which would include discussing concerns regarding Social Security and free glaucoma screening, at the Grand Street Settlement and on a House Small Business Committee's appropriation of \$300,000 to Good Ole Lower East Side (GOLES) for their activities to be presented on March 31st at the Nuyorican Café.

MINUTES:

The minutes of December, 2004 and January, 2005 were approved, as is.

PUBLIC OFFICIALS (continued):

7. NYC Councilmember Margarita Lopez, Eric Lugo, rep. He spoke about a forum co-sponsored by Community Board #3 on April 13th, regarding the history and concerns of zoning issues in the Lower East Side, Gramercy Park and Murray Hill. He announced that Mayor Bloomberg awarded the Girl's Club site conditional site control on six city-owned lots on Avenue D between 7th and 8th Street and noted that this would be the first Girl's Club building in New York City's history. He spoke about a celebration at the City Council on March 31st, 2005 honoring the life of Cesar Chavez, labor organizer for California agricultural migrant workers. He also noted that City Council passed legislation that would stop the practice of penalizing victims of domestic violence abuses.
8. NYC Councilmember Alan Gerson, Luis Reyes, rep. He praised Community Board #3 for holding its next full board meeting at the Chinatown YMCA, as a means to increase visibility in the various communities in the area. He also spoke about the Renaissance Plan before the LMDC, and asked that interested community groups participate in the creation of this plan by contacting the Councilmember's office, where it will send out sample letters for these organizations to use in writing to the Mayor and Governor about their concerns.

CHAIRPERSON'S REPORT:

1. He mentioned that the next full board meeting would be at the Chinatown Y.
2. He announced the Transportation Committee's Puddle Project.
3. On April 4th, the City will hear testimony regarding community facility. The Chairperson is expected to present testimony.
4. Letter to the Mayor's Office on Film and Broadcasting has paid off. The Community Board has received checks.
5. The Chairperson thanked NYU for donating some of their furniture for board use and Barden Prisant for allowing the board the use of his truck to transport the furniture..
6. DCAS announced that it would not be ready to set up the new office space in June, whereby HPD indicated that it will permit us to stay in our current space until January, 2006, when the new space is expected to be ready. The Board will get \$4000 for moving expenses and for the installation of telephones.
7. The Board Chairperson and the Board's First Vice Chairperson are moving ahead to write letters to banks asking them for funds for the Community Board. OMB will set up a budget code for us. It is not necessary for the Board to incorporate as a 501c3.

DISTRICT MANAGER'S REPORT:

We have been focusing on rodent problems—the Manhattan Borough President is also making this an initiative that we will be addressed every month in a multi-agency meeting. So, please report any problem rodent areas to the office. Also, let the office know if there are areas that need residential garbage cans.

The Board sent a letter to the Mayor's office on Film, and Broadcasting at just the right time. The musical Rent was about to start filming in the community with a larger than usual budget for renting space and for compensating residence-based block associations—which was done in proportion to impact. In addition to donating to block associations, Rent donated \$5,000 in gift certificates to Tompkins Square Park, where they filmed and to the Community Board. This was to give back to community—not for the work we did in connection with the filming. There were some complaints about loss of parking, But the Mayor's Office on Film and Broadcasting is clearly trying to work to resolve community issues.

However, there was a real glut of back-to-back movies being filmed in the area. And, it was emphasized to us that not all productions had budget for donations.

We have been getting complaints about jackhammers tearing up streets in the middle of the night to prepare for repaving. So far, it seems that DOT has permits to do this work from 7 pm to 6 a.m. I am trying to see if there is any remedy—or if we can at least get advance notification and signage explaining what is going on.

EXECUTIVE COMMITTEE

REPORT: Concerning Committee Votes

1. VOTE: That the Board form a 197(a) Task Force.
2. VOTE: That the Chair write to City Planning, the Mayor's Office on Waterfront Development to thank them for their work on waterfront planning and their involvement with the community.
3. VOTE: To authorize the Chair to approach Elected Officials for funding.

BOARD VOTE:

30 YES 0 NO 0 ABS 0 PNV

MOTION PASSED

PUBLIC SAFETY/TRANSPORTATION COMMITTEES and HOUSING/LAND USE COMMITTEE (voted together):

REPORT: Concerning Committees Votes

Public Safety & Sanitation Committee

1. NYC Solid Waste Management Plan: CB3 comments and positions

VOTE: To support Manhattan Solid Waste Advisory Board's (SWAB) Resolution regarding the Department of Sanitation's Solid Waste Management Plan (SWMP)

Community Board #3, Manhattan Resolution

Re: Dept. of Sanitation (DSNY) Solid Waste Management Plan (SWMP)

Waste Prevention and Recycling

WHEREAS, Community Board #3 (CB#3) supports Local Law 19, which establishes that the measures taken by the City must establish the most environmentally sound and economically desirable waste reduction, recycling and reuse programs possible and should be consistent with or surpass the reduction, recycling and reuse goals established by New York State, and

WHEREAS, the 1992 Comprehensive Solid Waste Management Plan offered 86 ambitious waste prevention and recycling initiatives, and

WHEREAS, the 1995 update had 47 milestones; with many new ideas, and could point to some successful new programs, such as city-wide mixed paper and metal/glass/plastic collection, a pilot compost operation on Riker's Island and the start of materials exchange programs. However, most of the 86 outlined initiatives were forgotten or delayed.

WHEREAS, the new SWMP lists 22 reduction milestones, but only 4 of these are new initiatives: electronics recycling, paper-bagged yard waste, an annual DSNY electronic newsletter and revisions to Local Law 19 and only one reduces solid waste tonnage. The other target dates merely extend timing for projects proposed in 1992 and 1995.

WHEREAS, CB#3 believes that the New SWMP's commitments on waste prevention and recycling fall woefully short of the efforts necessary for compliance with the State's solid waste management laws and for progress towards a solid waste management system that minimizes its impacts on the environment and its costs for its citizens.

THEREFORE, BE IT RESOLVED, that CB#3 recommends that DSNY adopt a Zero Waste Initiative, which we believe is a comprehensive goal to our garbage woes and embraces waste prevention, reuse and recycling programs.

Long Term Export Program

WHEREAS, the new SWMP does nothing to improve the handling of two-thirds of Manhattan's garbage. The plan locks New York into a status quo for the next 20 years - depending on an out-of-state incinerator. The majority of waste generated in Manhattan will continue to travel in packer trucks over Manhattan roads and through the Holland and Lincoln Tunnels and George Washington Bridge into New Jersey, causing air pollution and excess traffic congestion in many Manhattan neighborhoods. Additionally, the waste-to-energy facility in Newark impacts air quality not only in New Jersey but also Lower Manhattan and Community Board #3 residents, because of prevailing westerly winds.

THEREFORE, BE IT RESOLVED, that Community Board #3 encourages DSNY to maximize the use of barge and rail for export of solid waste by reactivating the existing Marine Transfer Stations. The proposed system for most of Manhattan's garbage does nothing to improve the unacceptable air pollution and traffic congestion caused by the current system.

Transportation Committee

1. Need for lighting under Brooklyn Bridge: Pearl St under bridge

VOTE 1: To encourage CB#1-Manhattan to ask DOT to increase the lighting under the Brooklyn Bridge where Pearl Street passes underneath.

VOTE 2: To ask DOT to increase lighting under the FDR Drive from the Brooklyn Bridge to Pier 35, by working with any other agencies that might need to be involved.

2. Girls Club: Request for "No Parking Anytime Zone" placed in front of headquarters at 56 E 1st St

VOTE: To postpone until April, and to request the applicant to appear prepared at that meeting.

3. Girls Club: Request for speed bump on 1st St btwn 1st-2nd Aves

VOTE: To postpone until April, and to request the applicant to appear prepared at that meeting.

4. DEP: Add E 3rd St btwn 2nd Ave & Bowery to "No Horn Honking" resolution

VOTE: To amend our July 2004 letter to DEP requesting sound level studies for "No Horn Honking" signage to include E 3rd St from 2nd Ave to the Bowery. (See Attached)

5. New legislation to allow all NYS residents who have disability parking permits to leave cars in "No Parking" lane, loading zones and other restricted curbsides in NYC presently available only to NYC residents with special disability permits from Dept of Health and a physician

VOTE: That CB#3-Manhattan does not support Senate Bill 676, which would allow all NYS residents who have disability parking permits to leave cars in "No Parking" lane, loading zones and other restricted curbsides in NYC presently available only to NYC residents with special disability permits. Current City permits are more restrictive in terms of who can use the permit and how disability is determined. State permits are more open to fraud and abuse.

6. Support truck checkpoint events to monitor enforcement of truck restrictions on local streets

VOTE: To support Tri-State Transportation Campaign approaching our local NYPD precincts to organize truck checkpoint events to monitor enforcement of truck restrictions on local streets.

7. Support for letter requesting the NYC Dept of Transportation consider strong steps to protect neighborhoods from excessive truck impacts by studying opportunities to keep truck traffic on limited-access routes, and reduce their use of city streets

No Vote Necessary

Housing & Land Use Committee

1. Community facility bonus allowances and negative impact on CB3 area; Dept of Buildings monitoring and enforcement of regulations in CB3 area: to be addressed by Community Assistance Unit of the Mayor's Office, The Dept of Buildings, and NYC Planning Commission. Dept of Buildings: status of specific DOB objections and violations

No Vote Necessary

2. ULURP 050275HAM: UDAAP designation, disposition and project approval to facilitate the rehabilitation and disposition of a city-owned building located at 156 Rivington St for disposition to the existing tenant, ABC No Rio, Inc, for use as a community arts center

VOTE: To approve ULURP 050275HAM: UDAAP designation, disposition and project approval to facilitate the rehabilitation and disposition of a city-owned building located at 156 Rivington St for disposition to the existing tenant, ABC No Rio, Inc, for use as a community arts center.

BOARD VOTE:

30 YES 0 NO 0 ABS 0 PNV

0 YES 0 NO 0 ABS 1 PNV (Transportation Item 6)

0 YES 0 NO 0 ABS 1 PNV (Transportation Items 1 & 7)

0 YES 1 NO 0 ABS 0 PNV (Housing Item 2)

MOTION PASSED

PARKS COMMITTEE:

REPORT: Concerning Committee Votes

DISCUSSION: A lengthy discussion occurred regarding Item #7 whether or not, as a matter of policy, Community Board #3, should approve any block parties, even those by organizations it deems worthy, where the organization invites the ROTC to be represented. The discussion then was centered whether or not the head of organization, Youth for Christ Ministry, was willing to drop formal invitation to the ROTC, although it was understood that it would not refuse them a table should they wish to attend the party. The head of the organization agreed to do so.

Block Party/Street Fair Permit Application:

1. Gouverneur Hospital, Rutgers St (Henry & E B'way), 5/4/05

VOTE: To approve the Gouverneur Hospital Block Party request.

2. St Mark's Church In the Bowery, E 11th St (2nd & 3rd Aves), 5/7/05

VOTE: To approve the St. Marks Block Party request.

3. International Bicycle Film Festival, E 2nd St (1st & 2nd Aves), 5/14/05

VOTE: To approve the International Bicycle Film Festival Block Party request.

4. Theater for the New City, E 10th St (1st & 2nd Aves), 5/28/05, 8/6/05, 10/31/05

VOTE: To approve the Theater for the New City Block Party request for 5/28/05; approval for the 8/6/05 event is contingent on receiving no complaints from the 5/28/05 event; approval for the 10/31/05 event is contingent on receiving no complaints from the two prior events.

5. A1-East 10th Street BA, E 10th St (1st Ave & Ave A), 6/4/05

VOTE: To approve the A1-East 10th Street BA Block Party request.

6. Eldridge Street Project, Eldridge St (Canal & Division Sts), 6/5/05

VOTE: To approve the Eldridge Street Project Block party request.

7. Reaching Youth for Christ Ministry, E 7th St (Aves B & C) , 7/16/05

VOTE: To approve the Reaching Youth for Christ Ministry Block Party request.

8. The Potter's House, E 3rd St (Aves C & D), 6/25/05, 8/20/05

VOTE: To approve The Potter's House Block Party request.

9. Messiah's Reformed Fellowship, Catherine St (Monroe & Cherry Sts), 7/9/05

VOTE: To deny the Messiah's Reformed Fellowship Block Party request due to non-appearance before the committee.

10. Abounding Grace Ministries, E 5th St (Aves C & D), 7/18/05

VOTE: To approve the Abounding Grace Ministries Block Party request.

11a. FEVA, Ave A (E 7th & E 10th Sts) + Parks Permit for Cooper Triangle & Tompkins Square Park, 8/27/05

11b. FEVA, Ave A (St Marks from Ave A - 1st Ave), 8/28/05

VOTE: To approve the FEVA Street Fair requests.

12. Gathering of the Tribes, E 3rd St (Aves C & D), 8/29/05

VOTE: To approve the Gathering of the Tribes Block Party request.

13. Mariners' Temple Baptist Church, Oliver/Henry Streets (Madison & St James Pl), 9/17/05

VOTE: To approve the Mariners' Temple Baptist Church Block Party request on Oliver Street from Madison Street to St. James Street.

14. 10th Stuyvesant Sts Block Association, E 10th St (2nd & 3rd Aves), 9/17/05

VOTE: To approve the 10th-Stuyvesant Street Block Assoc. Block Party request.

Parks Permit Application:

15. Mayday Organization, Tompkins Square Park, 5/1/05 & 8/7/05

VOTE: To approve the Mayday Organization Parks Permit request for 5/1/05; approval for the 8/7/05 event is contingent on receiving no complaints from the prior event.

16. Paige Sayle, East River Park, 7/3/05

VOTE: To approve the Paige Sayle request for use of the East River Park Amphitheatre.

Non-Street Permit Issues:

17. Recommendations for Coleman Park reconstruction

VOTE: To recommend to the Parks Dept. a dog run and a skateboard area as uses for the to-be-renovated portion of Coleman Park (with three-month review intervals in the first year of operation).

18. McKinley Joint Use Park / Playground: Clarification of park and school jurisdiction, hours for school/afterschool/community use, and Community Board participation in plans and discussion regarding Park / Playground

VOTE: To table discussion concerning McKinley Park/Playground pending responses from the Parks Dept. to the following questions. The decision on closing parts of the playground will not be made by Parks Department or by the School without including the Community Board in the decision.

1. Who owns site—Board of Elections or Parks Dept.?

2. Who is responsible for maintaining/cleaning each part of playground/park?

3. Who is responsible for maintaining sidewalk outside of playground/park on 3rd Street?

4. Who is responsible for maintaining sidewalk outside of playground/park on 4th Street?

5. 3rd Street is still locked on evenings and weekends--who is responsible for opening this? Who is responsible for unlocking 4th Street?

6. There seems to be problems with teenagers using the toddler playground. If this is a problem for afterschool group, then it is also a problem for other children on the playground. Does the Parks Dept. have any suggestions on how to deal with this?

7. Basket ball court is often completely taken over by hockey teams on weekends. This is a problem--people cannot use basketball hoops. How do we deal with this problem?

8. We would like history of documentation with school regarding McKinley Park.

9. We would like written regulations regarding JOP sites.

10. According to Parks Regulations, how is a school year defined? Does it include summer school? And if so, how are the neighborhood children, who are not in summer school going to access the park?

BOARD VOTE (Item 7):

18 YES 10 NO 2 ABS 0 PNV

MOTION PASSED

BOARD VOTE (All):

30 YES 0 NO 0 ABS 0 PNV

0 YES 0 NO 0 ABS 1 PNV (Item 2)

0 YES 0 NO 0 ABS 1 PNV (Item 11)

0 YES 0 NO 0 ABS 1 PNV (Item 13)

0 YES 2 NO 0 ABS 0 PNV (Item 7)

MOTION PASSED

SLA COMMITTEE:

REPORT: Concerning Committee Votes

Liquor License Renewals w/Complaints:

1. Sin-e, 148-150 Attorney St

VOTE: To approve renewal of restaurant/wine license at Sin-e, 148-150 Attorney Street.

Cabaret License Application:

2. Boulevard, 199 Bowery

VOTE 1: To approve based on stipulations to abide by the stipulations they provided originally to CB#3 last year.

THIS MOTION DID NOT PASS.

VOTE 2: To approve a cabaret license for Boulevard, 199 Bowery for the basement only.

THIS MOTION DID NOT PASS.

VOTE 3: To deny a cabaret license for Boulevard, 199 Bowery.

New Sidewalk Café Applications:

3. Point Judith, 96 2nd Ave

VOTE: To approve sidewalk café application for Point Judith, 92 Second Avenue.

Alterations/Transfers/Upgrades:

4. Skyway Malaysian Restaurant, 11 Allen St (trans/rw)

VOTE: To approve transfer of restaurant/wine license for Skyway Malaysian Restaurant, 11 Allen Street.

5. 146 Attorney Restaurant, 146 Attorney St (alt/additional)

No Vote Necessary

6. Paolina's, 175 Ave B (trans/rw)

VOTE: To deny transfer of restaurant/wine license for Paolina's 175 Avenue B.

New Liquor License Applications:

7. 81 E 7th Pastry Shop, 81 E 7th St (op) (To present soundproofing plans)

VOTE: To approve full on-premises license for 81 East 7th Street Pastry Shop, 81 East 7th Street, provided applicant furnish a signed notarized stipulation that it will 1) install the proposed soundproofing (plan attached hereto), 2) never use the backyard, 3) serve food to within one (1) hour of closing every night for the life of the license, and 4) will not use recessed area in front of doorway other than as entrance and egress for patrons.

8. Caracas Restaurant, 91 E 7th St (rw)

VOTE: To approve a restaurant/wine license for Caracas Restaurant, 91 East 7th Street, provide it furnish a signed notarized stipulation that it will 1) maintain existing method of operation as a restaurant.

9. Romeli Café, 183 E Houston St (op)

VOTE: To deny hearing of application for Romeli Café, 183 East Houston Street, as applicant has failed to provide a substantial portion of information requested by Board to evaluate application.

10. La Pala, 184 Allen St (rw)

VOTE: To approve restaurant/wine license for La Pala, 184 Allen Street, provided applicant furnish a signed notarized stipulation that it will 1) operate as a pizza restaurant for the life of the license and 2) use its counter for food service only.

11. Bowery F&B, 341 Bowery (op)

VOTE: That, as applicant, Bowery F&B, 341 Bowery, has withdrawn its application for a full on premises license before this Board, the SLA should refrain from considering any application before it for this location until such time as the applicant returns to Community Board 3 for review and comment.

12. Bowery Hotel, 4 E 3rd St (op)

VOTE: That, as applicant, Bowery Hotel, 4 East 3rd Street, has withdrawn its application for a full on premises license before this Board, the SLA should refrain from considering any application before it for this location until such time as the applicant returns to Community Board 3 for review and comment.

13. South Sea Ventures, 40 E 3rd St (op)

VOTE: That, as applicant, South Sea Ventures, 40 East 3rd Street, has withdrawn its application for a full on premises license before this Board, the SLA should refrain from considering any application before it for this location until such time as the applicant returns to Community Board 3 for review and comment.

14. Tuck Shop, 123 E 7th St (rw)

VOTE: That, as applicant, Tuck Shop, 123 East 7th Street, has withdrawn its application for a restaurant/wine license before this Board, the SLA should refrain from considering any application before it for this location until such time as the applicant returns to Community Board 3 for review and comment.

15. Kwanta, 203 1st Ave (rw)

VOTE: To approve transfer of restaurant/wine license for Kwanta, 203 First Avenue, with the understanding that the operation of said location as a Pan-Asian restaurant will remain the same.

16. Joe's Ginger, 25-27 Pell St (rw)

VOTE: To approve restaurant/wine license for Joe's Ginger, 25-27 Pell Street.

17. E 11th Rest Corp, 647 E 11th St (op)

VOTE: That, as applicant, East 11th Street Corp., 647 East 11th Street, has withdrawn its application for a full on premises license before this Board, the SLA should refrain from considering any application before it for this location until such time as the applicant returns to Community Board 3 for review and comment.

18. San Loco Mexican Restaurant, 124 2nd Ave (op)

VOTE: To approve full on premises licensee for San Loco Restaurant, 124 Second Avenue, based upon the applicant's twenty year history of running business without complaints and with the understanding that the operation of the location as a restaurant will remain the same.

19. Sean Summons, 75 Orchard St (op)

VOTE: That, as applicant, Sean Summons, 75 Orchard Street, has withdrawn its application for a full on premises license before this Board, the SLA should refrain from considering any application before it for this location until such time as the applicant returns to Community Board 3 for review and comment.

20. The Terminal, 106 Delancey St (rw)

VOTE: That, as applicant, The Terminal, 106 Delancey Street, has withdrawn its application for a restaurant/wine license before this Board, the SLA should refrain from considering any application before it for this location until such time as the applicant returns to Community Board 3 for review and comment.

21. Tank, 107 1st Ave (op)

VOTE #1: To deny the application for a full on premises license for Tank, 107 First Avenue, because First Avenue has numerous licensed existing establishments and the side of the block on which this location stands already has three (3) existing licenses.

VOTE #2: To write a letter to the landlord of 107 First Avenue, asking that he not rent storefront of his building to any licensed businesses or businesses proposing to obtain a liquor license because First Avenue has numerous licensed existing establishments, the side of the block on which this building stands already has three (3) existing licenses and his storefront has never been licensed.

BOARD VOTE (Item 2, w/last year's stipulations):

7 YES 14 NO 8 ABS 0 PNV

MOTION DID NOT PASSED

BOARD VOTE (Item 2, to approve basement only):

8 YES 13 NO 7 ABS 0 PNV

MOTION DID NOT PASSED

BOARD VOTE (Item 2, to deny):

15 YES 9 NO 5 ABS 0 PNV

MOTION PASSED

BOARD VOTE (SLA, excluding Item 2 & to enter Executive session):

28 YES 0 NO 0 ABS 0 PNV

0 YES 3 NO 0 ABS 0 PNV (Items 7 & 8)

0 YES 0 NO 0 ABS 1 PNV (Item 17)

0 YES 1 NO 0 ABS 0 PNV (Items 3, 4, 6, 10, 15, 16, 18)

MOTION PASSED

At this point, by a show of hands the Community Board voted to go into Executive Session. (must show vote—vote to go into exec session must be by majority of board, regardless of how many people present. After the motions below were discussed, by a show of hands, the Community Board voted to go out of Executive Session to record the vote for the motions below. Against, need votes.

EXECUTIVE SESSION:

REPORT: Concerning Committee Votes

1. VOTE: That Carlos Rosa be promoted retroactively to Assistant District Manager at \$40,000, since he has been performing said duties.

2. VOTE: To raise the salary of the District Manager to \$60,000 retroactively to bring that salary more in line with other District Managers.

BOARD VOTE:

26 YES 0 NO 0 ABS 0 PNV

MOTION PASSED

MEMBERS PRESENT AT LAST VOTE:

- | | | |
|--------------------------|--------------------------|----------------------|
| David Adams [E] | George Diaz [E] | Carolyn Jeffers [P] |
| Michael Auerbach [P] | Harvey Epstein [P] | Barbara Jeter [E] |
| Rev. Joan Brightharp [A] | Morris Faitelewicz [P] | Anne Johnson [P] |
| Mayra Cappas [P] | Anthony Feliciano [A] | Joel Kaplan [E] |
| David Crane [P] | Rabbi Y.S. Ginzberg [P] | Lisa Kaplan [E] |
| Elizabeth Cruse [P] | Carlos Juan Gonzalez [P] | Doreen Leon [A] |
| Andrea Diaz [P] | Herman Hewitt [P] | Jennifer Lim [P] |
| David Diaz [P] | Keisha Hogans [P] | Bernice McCallum [E] |

David McWater [P]
Alexandra Militano [E]
Lillian Moy [P]
Jason Nagel [P]
Roberto Ortiz-Arroyo [P]
Barden Prisant [P]
Joyce Ravitz [P]
Lois Regan [P]

Verina Reich [P]
Richard Ropiak [P]
Estelle Rubin [E]
Eunice Samuels [P]
Deborah Simon [P]
Pia Simpson [P]
Arlene Soberman [P]
Nancy Rose Sparrow Bartow [P]

Mark Stein [P]
Harold Stelter [A]
Steven Tin [A]
David Weinberger [P]
Sara Weinstein [A]
Harry Wieder [P]
Samuel Wilkenfeld [E]

MEETING ADJOURNED: 10:15PM