



# THE CITY OF NEW YORK MANHATTAN COMMUNITY BOARD NO. 3

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Dominic Pisciotta, Board Chair

Susan Stetzer, District Manager

## November 2010 Full Board Minutes

Meeting of Community Board #3 held on Tuesday, November 23, 2010 at 6:30pm at PS 20, 166 Essex Street.

### Public Session:

Philip Grossman, Esq. representing Coalition against Chinatown BID, is analyzing the financial statements, showing that only 31% of money actually went to cleaning. Calls it a waste of LMDC grant money.

Chris Collins. Executive Director of Solar One, is asking for funds from Con Ed Settlement Fund. They have programs in 10 schools. Funding is to expand into CB6. He has worked with CB3, and named several schools. They plan to expand THIS program into CB3. They run a green work force training program that trained 1100 and are planning to train another 1200.

James Ryan, Green Design Lab, wrote the proposal for Con Ed Settlement Fund. He teaches at Rutgers. The program is unique because teachers approached Solar One about how to green their schools.

Christine Datz-Romero, Founder of Lower East Side Ecology Center, is here to thank CB3 for support of grant application in to Con Ed Settlement Fund. They are planning a new program, stewardship of street trees, to make sure the trees in the Million Tree Program survive.

Amy Landry, Manager of Seward Park Public Library branch, says mid-year cuts shouldn't affect staffing except for losing Sunday service. The public can help in the spring advocating elected officials for no more cuts. Chatham Square Branch re-opened after renovations, and includes programs for teens, a film series.

Alex Chilton is against granting liquor license to Mama Juana Café on Norfolk Street, which is already noisy. Don't need another club or night life establishment. Records show noise violations.

David Eng of the Coalition of Business & Property Owners Against Chinatown BID presented 300 signed petition against. The Partnership has functioned as a BID for 4 years and things haven't improved. The BID will be a tax increase, making things harder for businesses. Members of the board don't live in Chinatown and don't have to pay the tax. Asks CB3 to look at the proposal and determine if it will help Chinatown. He says it won't.

Fang Wong supports the Chinatown BID. He's involved in Chinatown American Legion. BID isn't the solution to everything but will improve Chinatown. Things got worse until 4-5 years ago when CPLDC came in to clean streets.

Adam Lynch of the Uniformed Firefighters Association reported that the Mayor proposes to close 20 companies at night. Left flyers at front desk. Some firehouses are closed due to transfers of equipment to other stations, repairs, etc. These temporary closings not announced in advance. He is working through social networks on ways to notify the community of these closings.

Ricky Leung of GOLES – Good Old Lower East Side – is having a town hall on the future of public housing, addressing PETRA – Preservation, Enhancement, & Transformation of Rental Assistance. Commissioner Donovan was criticized for comments on PETRA. Shelter Force magazine, shelterforce.org, explains PETRA. Town Hall 12/1 6 PM at St. Mary's, Tues 12/7 at 6 PM

David Cook is against liquor license for Mama Juana on Norfolk Street. It's zoned residential. 4000 sq ft would be a large restaurant. It's part of a chain of Latin restaurants in Miami, Washington Heights, and Santo Domingo. Spoke with an owner. They plan valet parking, indicating a large operation.

Jan Lee read a letter from Coalition Against the Chinatown BID. Copy made available, with 150 signers against it.

Mario Ducovdnay is against Mama Juana's restaurant due to expectations of noise.

Jill Ackerman asks CB3 to address an SLA loophole so the liquor license asset of a corporation can't be sold. Asks CB3 to work closer with SLA so the loophole is closed.

Geoffrey Lee is against the Chinatown BID. His family has been in Chinatown for generations. Fears the BID because Chinatown isn't a mall or Disneyland. Existing groups are advocating already for what the BID promises.

John Leo. Con Ed has incentives for residential energy efficiency programs. Ask your landlord to enroll the building. Buildings with 5 to 75 units are eligible.

Andrew Comey thanks CB3 for denying liquor license to 200 Avenue A and also Diablo Royale operator. Opposes Mama Juana.

Julia Tosolini is against liquor license for Mama Juana's. They want to keep it open til 4 AM. Their business place in Washington Heights turns into a club at night.

Claire Zinnes is against Mama Juana opening on Norfolk Street as there are 4 bars already on the street. As a woman, feels it's a security risk. Are they planning a roof bar?

Sarah Pidgeon is an educator with Solar One's Green Design Lab. At Global Leaders School, students and parents are involved on an energy reduction program. Work on bringing these principles into their homes and the City as a whole.

Janis Hoffman and Sarah Pidgeon of Volunteers of America has a contract with Dept of Homeless Services up for renewal. Requests support for renewal.

Rob Hollander spoke about the Chinatown BID and Chinatown Partnership Local Development Corporation. Chinatown Working Group is to develop a comprehensive plan for all Chinatown voices, for the first time. The BID is bypassing that process. Didn't ask the Chinatown community if they wanted a BID. There should be a place within the Comprehensive Plan for the BID.

Vaylateena Jones. Need to maintain affordable housing, especially for critical services like nurses, firefighters, etc. Asks for support for Bill S8501 to open Mitchell Lama regulations.

Public Officials:

Mayor Michael Bloomberg, Lolita Jackson & Pauline Yu: No representative

Public Advocate Bill de Blasio, Phil Jones: No representative.

Comptroller John Lui, Sandra Ung: Spoke of an event honoring Harry Wieder 11/29 5:30 – 7:30 at Disabilities Awareness Event at The Lighthouse. Flyers outside.

Borough President Scott Stringer, Alec Schierenbeck: Kathy Black's appointment as Schools Chancellor is being looked at via a waiver as she doesn't have required educational credentials. The Panel for Education Policy disagreed with him. He wants questions answered about her qualifications before she's named Chancellor. There are confusing Department of Education regulations about bedbugs found in schools. He asked DoE to stop firing exterminators and asking teachers to do CSI work. Industrial & Commercial Abatement Program intended for tax abatement/public subsidies but has gone to fast food chains and strip clubs. He's hoping to reform that program. It's time for some CB members to reapply. His office is funding educational green roofs. They are holding a panel 12/7 6 PM at Greenwich Village School.

Congressmember Jerrold Nadler, Daniel Weisfeld: No representative.

Congressmember Nydia Velazquez, Iris Quiñones: No representative.

Congressmember Carolyn Maloney, Victor Montesinos: No representative.

Assembly Speaker Sheldon Silver: Speaker Silver spoke. This is a rare opportunity for him as he is rarely in NYC on Tuesday.

Paving work has been done on several streets in the heart of Chinatown; also the sidewalk in front of Mazaryk Towers. He thanked that board. In regard to the construction of the new Girls Club building, he spoke how important it is to have the Girls Club on the Lower East Side. Job creation is the most important issue. December 9 at Rutgers Houses, he is co-sponsoring with CB3 a job fair. CUNY College Fair will be held December 5 at Seward Park, open to older adults as well as youth. A top priority is for East River Park improvements. LMDC voted yesterday for additional funding for the esplanade and the bike path. The idea of directing revenue from Basketball City to the waterfront was rejected by the City. Economic Development Corp. might reconsider. The City and Albany are both facing difficult decisions but face the decision HOW to keep NYC affordable with \$9 billion less than last year.

Assemblymember Deborah J. Glick, Lisa Parson: No one.

Assemblymember Brian Kavanagh, Leslie Peña: Free flu shots are available at Lillian Wald Houses. They are getting out info on bus and taxi lanes. They are concerned about cuts to Department of the Environment, and are working on maintenance cuts to NYCHA housing. They celebrated Lower East Side Girls Club groundbreaking ceremonies.

State Senator Daniel L. Squadron, Rosemarie Diaz: They held a press conference yesterday on faster people movement on 1st and 2nd Avenues via use of bus lanes and taxis. They did a comprehensive review of F train service. They met with Senator Schumer and the community to push LMDC to release funds for East River Park. There was a Community Convention in April; there will be a follow-up session Tuesday 11/30 at Henry Street Settlement for LES/Chinatown. Senator Squadron will review what he did with information gained. All information is in the newsletter.

State Senator Thomas K. Duane, John Bartos: No representative.

Councilmember Margaret Chin: She wishes to thank CB3 board members and staff as they are volunteers and there are many meetings. She also thanks community members for showing you care about the community. Seward Park Urban Renewal Task Force, working hard to build consensus, merits a special thanks to David McWater and Dominic Pisciotta. She recommends her newsletter for news. She went to Washington for testimony on 9/11 health effects act. She swayed a Republican vote but needs another one. She asks audience with relatives out of state to try to support this. We have to let the Mayor know now it's unacceptable to cut libraries, firehouses, senior and children programs, etc. The budget was balanced so it is unfair to cut midyear. Some businesses are doing well. They need to share the pain. There is a need to investigate revenue-generating ideas. The Chinatown Partnership has representatives here. For Chinatown, the moment for self-determination has arrived.

Councilmember Rosie Mendez, Michelle Berger: She submitted legislation on school co-location policies i.e. placing more than one school in the same building, recommending Department of Education study these issues more thoroughly. She helped Department of Transportation make bike lane safety issues more prominent. She held a hearing on coordinating city policies for homeless families seeking shelter, which involved several agencies including NYCHA. Some families are being denied shelter until they've exhausted all alternatives. That could lead to evictions from NYCHA.

PRESENTATION ON CHINATOWN BID: There will be a full presentation later at the Economic Development Committee. David Louie of Chinatown Manpower Project and on 3 Chinatown social service agency boards and working with other agencies supports the BID. The main objective is to keep Chinatown clean. Chinatown is unified on this issue as never before. Documents submitted will show overwhelming support from a cross-section of Chinatown. Patrick Yao presented the District Plan developed by the Steering Committee. He is First American International Bank Executive Director, which funds lending in low-income distressed areas. They own a building they're renovating in Chinatown. The main objective is clean streets. Holiday lighting, advocacy for greater share of government subsidies are secondary. Surveys show cleanliness is the main problem of Chinatown, before housing and employment. Streets have been cleaner since LMDC gave funding for CPLDC. Service area is Broome, Allen, White, Worth, Madison & a few other streets. Budget for the first year is \$1.3M, based on Chinatown Partnership figures. The levy is based on linear footage of frontage, and assessment. 35% would pay under \$200/year, 74% would pay under \$1000/year, less than the cost of a ticket for not keeping streets clean. He cited 30 meetings that have been held. They have support of well over 50% of Chinatown property owners. Barden Prisant: Why didn't it go to the Chinatown Working Group? Dominic: City rules mandate it go to the CB. Susan Stetzer: It's mandated like a ULURP.

Members Present at First Vote:

David Adams	[P]	Bonnie Hulkower	[A]	David McWater	[P]
Julia Andino	[A]	Carolyn Jeffers	[P]	Alexandra Militano	[P]
Jimmy Cheng	[P]	Anne K. Johnson	[P]	Maria Muentes	[A]
David Crane	[A]	Linda Jones	[A]	Chiun Ng	[P]
Andrea Diaz	[A]	Vaylateena Jones	[P]	Ariel Palitz	[P]
Harvey Epstein	[A]	Meghan Joye	[P]	Thomas Parker	[P]
Morris Fajtelewicz	[P]	Joel Kaplan	[P]	Dominic Pisciotta	[P]
Flora Ferng	[P]	Carol Kostik	[P]	Barden Prisant	[P]
Beth From	[P]	John Leo	[P]	Carolyn Ratcliffe	[P]
Rabbi Y. S. Ginzberg	[P]	Ricky Leung	[P]	Joyce Ravitz	[P]
Gloria Goldenberg	[P]	Sam Leung	[A]	Lois M. Regan	[A]
Jan Hanvik	[P]	Gigi Li	[P]	Janet Riesel	[P]
Herman F. Hewitt	[P]	Bernard Marti	[P]	Richard F. Ropiak	[P]
Simon Huang	[P]	Bernice McCallum	[A]	Susan Scheer	[P]

David Silversmith	[A]	Elinor Tatum	[A]	Justin Yu	[P]
Nancy Sparrow-Bartow	[P]	Rodney Washington	[A]	Thomas Yu	[P]
Mary Spink	[P]	Samuel Wilkenfeld	[A]		

Minutes:

Minutes of September 2010 were approved, as is.

Board Chairperson's Report:

Chairperson Dominic Pisciotta

Welcome back to the board to Nancy Sparrow-Bartow.

A press conference put together by Senators Squadron and Schumer called on LMDC for funds for the razing and reconstruction for Pier 42 plus the waterfront. He encourages board members to speak at LMDC forums to support this. Anne Johnson: Why weren't members of Waterfront Committee made aware of this press conference? The District Manager stated there had been a mistake in the office. . The notice was supposed to go to all board members, not just committee members.

The 4th SLA policy meeting was held last night. A draft of recommended policy changes is to be on board website soon. The review will be in December.

Holiday party will be at Donnybrook on Clinton & Stanton after December full board meeting. We need a volunteer to collect money. It will be a 2-hour open bar with food for \$10.

ULURP coming up at Land Use Zoning Committee December. All board members are encouraged to attend as it will need a vote.

Seward Park Urban Renewal Area guidelines: Thanks to David McWater for keeping on track. We will be updating them for December review.

Committee and full board attendance: Step it up or keep it up. It's looked at as a reappointment factor.

He wishes everyone a Happy Thanksgiving.

District Manager's Report:

District Manager Susan Stetzer

December Agenda is a draft. The final one will be out next Monday.

She needs help from board members on all areas of the district to report problems. For example, bus route complaints, looking for homeless in cold weather. You can fill out a complaint form on website or call 311 and report the call.

Construction: There is a new update section on the website for public construction alerts. I will be holding the second annual meeting with agencies involved in homeless outreach. We do this before cold weather to coordinate forcible removals. This is to protect vulnerable people who are at risk in the cold weather.

A rat meeting will be held in Chinatown 12/1, The training in English and Chinese, is for property, restaurant, and market owners. A Rat Summit will be held in the office 12/9.

The press conference regarding bus lanes was a result of the meeting held by the community board office to bring together complaints. It became clear that city agencies don't coordinate well. Nobody knew taxi pickup/dropoff regulations. Clarifications were announced at the press conference. Taxis can drop off or pick up in bus lanes and use the lanes when making a turn. This is also true for private cars.

Anne Johnson reported that there is no police enforcement of bike violators. Susan reported that in 9th Precinct, enforcement was stepped up. There is supposed to be a citywide crackdown. There was a question as to whether bike rules apply to motorbikes.

Committee Reports:

**Executive Committee**

1. Support for Chinatown Working Groups' Education and Schools Preliminary Action Plan

**VOTE:** WHEREAS, CB 3 Manhattan's full board voted on and approved Chinatown Working Group's (CWG) Immigrant Education and Schools Preliminary Action Plan (PAP) in April 2010, CB 3 Manhattan reaffirms its position with the following resolution -

WHEREAS, the diverse community of residents in the greater Chinatown area result in the need for

increased specialized programming, such as – but not limited to ELL programming for adults, teens and children, as well as discontinuing measures that adversely impact ELL learners, such as high-stakes testing; and

WHEREAS, existing schools and daycares needs to be preserved and adequate space ensured for the existing community and be able to accommodate for the future community, without inviting displacement of the longstanding community; and

WHEREAS, Chinatown school administrators should be encouraged to provide meaningful input in order to create rational school policies that take into account Chinatown's unique circumstances and needs; and

WHEREAS, every child, regardless of need should have the option of attending a quality school, daycare and/or after-school program within their neighborhood; and

WHEREAS, schools play an integral role in the lives of children, youth, parents and the community as a whole; and

WHEREAS, the Chinatown Working Group's (CWG) Education and Schools working team has revised their Preliminary Action Plan (PAP) based on feedback from a wide array of community stakeholders through meetings as well as two town halls; now

THEREFORE, BE IT RESOLVED that CB 3 Manhattan supports the CWG's education and Schools PAP as part of a precise, comprehensive, meaningful, timely and broadly supported community-based plan to improve the greater Chinatown community.

2. Support for Chinatown Working Groups' Immigrant Affairs and Social Services Preliminary Action Plan

**VOTE:** WHEREAS, CB 3 Manhattan's full board voted on and approved Chinatown Working Group's (CWG) Immigrant Affairs and Social Services Preliminary Action Plan (PAP) in April 2010, CB 3 Manhattan reaffirms its position with the following resolution -

WHEREAS, Chinatown and its neighboring communities' diverse foreign born and American born populations are an asset to our area; and

WHEREAS, there is a need to ensure access to opportunities, social services, health care to immigrants, families, youth, adults and the disabled in Chinatown and its neighboring communities; and

WHEREAS, steps need to be taken to maintain and create truly affordable housing and good jobs in Chinatown and its neighboring communities; and

WHEREAS, translation and interpretation services provided by the institutions (schools, hospitals, police department, fire department, city, state, and federal agencies) that serve our communities need to be maintained and improved; and

WHEREAS, Chinatown and its neighboring communities will benefit from increased funding, resources, space, and as well as partnerships between those that serve our area; and

WHEREAS, CWG's Immigrant Affairs and Social Services working team has revised their PAP based on feedback from a wide array of community stakeholders through meetings as well as two town halls; now

THEREFORE, BE IT RESOLVED that CB 3 Manhattan supports the CWG's Immigrant Affairs and Social Services PAP as part of a precise, comprehensive, meaningful, timely and broadly supported community-based plan to improve the greater Chinatown community.

3. Resolution Supporting Volunteers for America (No quorum at Human Services so this came to Executive Committee.)

**VOTE:** WHEREAS, Volunteers of America – Greater New York (GNY) operates The East 12th Street Residence, SRO, 331 East 12th Street; and

WHEREAS, Volunteers of America-GNY has been providing high-quality services for formerly homeless men and women at several facilities throughout New York City; and

WHEREAS, Volunteers for America – GNY would like to continue building upon the strong foundation they have established at the East 12th Street Residence – a foundation that includes positive relationships with the residents, businesses, civic, religious, and social service organizations of the community; and

WHEREAS, the East 12th Street Residence has been in the community for over 20 years and is a valuable service to individuals struggling with an array of issues; and

WHEREAS, The East 12th Street Residence contract with New York City's Department of Homeless Services will expire on June 30, 2011; and

WHEREAS, the New York City's Department of Homeless Services has issued a request for Proposals to assume operation of this residence, and Volunteers for America-GNY will be responding to this request for proposals; now

THEREFORE, BE IT RESOLVED, that CB 3 Manhattan is pleased to extend support to Volunteers of America – GNY, East 12th Street Residence to continue its operation of providing quality and permanent supportive housing to formerly homeless single adults, many of whom are living with mental illness and/or substance abuse issues.

**(Executive Committee)**

**35 YES            0 NO            2 ABS            0 PNV            MOTION PASSED**

**Land Use, Zoning, Public & Private Housing Committee**

**Monday, November 08th Meeting**

- Pre-ULURP: UHAB/9-17 2nd Ave, approx 60 units of housing, approx 12-15 low income  
no votes necessary

**Tuesday, November 16th Meeting**

1. Facilitated discussion on program specifics for SPURA sites development  
no votes necessary
2. Pratt presentation of GOLES-sponsored SPURA sessions  
no votes necessary

**Human Services, Health, Disability, & Seniors Committee**

1. WellCare of New York presentation on managed long-term care program funded by Medicaid for people who are disable or have any chronic illness and need care at home  
no votes necessary
2. Volunteers of America-GNY request for support for renewal of RFP at E 12th St Residence (331 E 12th St) of SRO serving 92 formerly homeless adults 55&older  
**see executive committee vote**
3. Cabrini Center for Nursing & Rehabilitation relocation to SPURA site at least 100,000 square feet of nursing facility/assisted living use  
no votes necessary

**Youth & Education Committee**

no meeting

**Chinatown Working Group:** John Leo report. Steering Committee meeting coming up. Monday December 6 full board meeting. Preliminary Action Plans are online at chinatownworkinggroup.org. Justin Yu asked for clarification on relationship between CWG and CB3. CB1, 2, & 3 are MEMBERS of the CWG. Any resulting plan will be SPONSORED BY them and the approximate other 50 members. Gigi Li: Wellington Chen and Chinatown BID have a standing invitation to present to CWG. They have no obligation to present to CWG.

**Transportation & Public Safety Committee**

John Leo report. Question why nightlife street control was in this committee. Dominic explanation that it's part of Public Safety and has been before this committee before. Joint committee meetings are worked out with chairs. As a CB member, all should visit other committees.

1. Ave B/3rd Street bottleneck—request to remove sidewalk irregularity creating traffic congestion  
**VOTE:** WHEREAS, Avenue B is a narrow two-lane street that runs for fourteen (14) blocks, from Houston Street to Delancey Street, and which physically narrows between E 4th and E 3rd Streets, increasing already significant traffic congestion. The sidewalk on the west side of Ave B is about 3 feet wider for about 104 feet from about the middle of that block to the corner of E 3rd St. Although Ave B is

generally 32 ½ feet side from E Houston St to E 14th St, it is only 29 ½ feet wide for this half block; and

WHEREAS, This constriction contributes to the congestion problem in the area. This has been a long-standing serious problem that has been severe enough that 9th Precinct and Community Board #3 have had to ask DOT to eliminate streetside parking on one side of Avenue B between 4th Street and Houston Street in an effort alleviate traffic congestion and decrease late night noise in this area; and

WHEREAS, Reconstructing the sidewalk to eliminate the bulge would align the curblines and create a uniform width to the street bed. This would create a regular square intersection of E 3rd St and Ave B, which would reduce traffic congestion and would be safer for pedestrians; now

THEREFORE, BE IT RESOLVED THAT CB3 propose that DOT reconstruct the sidewalk on the west side of Ave B between E 4th and E 3rd Streets to remove the bulge in the sidewalk that constricts the road bed for half of this block. We ask DOT to investigate this location and provide CB# information about the probable scope and cost to remediate this problem. Please inform us as to the time required to submit this information to the Community Board.

2. Street co-naming: Eldridge St as University Settlement Street btwn Delancey to Rivington Sts

**VOTE:** WHEREAS, University Settlement, America's first settlement house, has been an essential community advocate and resource for Manhattan's Lower East Side since 1886, serving the low-income residents of this largely immigrant neighborhood. The headquarters have been located at 184 Eldridge St since 1898; and

WHEREAS, The Settlement addresses the needs of over 20,000 people a year, providing early childhood programs, mental health services, after-school and day camp programs, college preparation and guidance, eviction prevention, domestic violence services, specialized programs for older adults, adult literacy classes, and more; and

WHEREAS, The Settlement's mission is to provide the highest quality services, pilot new initiatives in response to emerging needs, work with residents to advocate for improvements in the community and in the social welfare system, empower residents to assume greater responsibility for their own futures, and help ensure stable families which are able to maximize their educational and economic opportunities. University settlement embodies the settlement ideal – working from within the community to strengthen the lives of individuals families and the collective whole; and

WHEREAS, the Settlement brought petitions to CB3 in support of a street co-naming in their honor signed by a large majority of residents of the block where their headquarters are located; now

THEREFORE BE IT RESOLVED THAT CB3 recommends that Eldridge St between Delancey St and Rivington St be co-named for University Settlement to commemorate its rich history of service to the Lower East Side community and in honor of its 125th anniversary.

3. Support for LES BID to hire paid detail for nightlife street control

**[NO QUORUM FOR THIS VOTE]**

**VOTE: Resolution in Support of the LES BID Application to Hire Paid Detail Officers on the LES for a Trial Period**

Whereas, the Lower East Side Business Improvement District (LES BID) was established in 1992 as a nonprofit economic development organization dedicated to revitalizing the Orchard Street Shopping District while preserving its unique and diverse character, and

Whereas, the LES BID supports responsible business owners in its BID area that own and manage nightlife establishments, including restaurants bars and lounges, and

Whereas, the LES BID acknowledges that there are at times conflicts between nightlife establishments and nearby residents who believe their neighborhood is often too noisy, especially on Thursdays, Fridays and Saturday nights due to patrons congregating outside of establishments, honking horns, and excessive traffic, and

Whereas, the LES BID has proposed hiring the paid detail unit on Thursday, Friday and Saturday evenings as an extra patrol between Houston and Delancey Streets and Allen and Essex Streets (where the largest predominance of nightlife establishments are located in the BID area) in order to help the neighborhood become quieter, cleaner and safer, and

Whereas, the LES BID will seek to hire and will pay for the paid detail unit of the NYPD on a trial basis of two or three months to determine if having paid detail officers are effective in helping the neighborhood become quieter, cleaner and safer, and

Whereas, the hiring of the paid detail unit is not at all a reflection on the responsiveness and competency of the 7th Precinct, but instead considered a service that will further supplement the work of the police department just as the LES BID's cleaning services supplement the work of the sanitation department,

It is hereby resolved, that Community Board Three supports the LES BID's hiring of the Paid Detail Unit on a trial basis to patrol the area between Houston and Delacey, Allen and Essex Streets, on Thursday, Friday and Saturday nights, and will work with the LES BID to monitor the effectiveness of the paid detail officers on both the nightlife establishments and the nearby residents.

4. Con Edison update on Manufactured Gas Plant investigation at the East River Park Carol Kostic report. They are in the final stages of the process of soliciting applications for the settlement fund. First 7 steps of the resolutions are the same. Committee voting to approve 2, disapprove 1.

no votes necessary

5. TLC base license relocation to 7 Delancey St for AJ Car & Limo Service

**VOTE:** CB3 does not approve of the application for a TLC base license relocation to 7 Delancey St for AJ Car & Limo Service, because the applicant did not appear before our Transportation and Public Safety Committee to discuss their application.

**(Transportation & Public Safety Committee)**

**35 YES            0 NO            2 ABS            0 PNV            MOTION PASSED**

**Environment Committee**

no meeting

**Con Edison Task Force**

1. Progress reports on funded projects

no votes necessary

2. Review of Settlement Fund proposals (second round review)

a. Chinese Progressive Association/Real World Foundation

**VOTE: RESOLUTION ON CHINATOWN PROGRESSIVE ASSOCIATION/REAL WORLD FOUNDATION FUNDING REQUEST FROM CON EDISON SETTLEMENT FUND**

WHEREAS The Con Edison Settlement Fund (the "Fund") was established as an outcome of the Article X East River Power Plant Repowering Project; and

WHEREAS the Supplemental Joint Stipulation dated March 13, 2002 (the "Stipulations") establishing the Fund provided for monies to be used to write down the cost of fuel-switching for certain generators during the winter months, within certain price parameters and at the direction of Manhattan Community Board #3 ("CB3"), and separately to subsidize the cost of conversions to steam heat, if feasible conversions can be identified, and separately, other items of work that do not pertain to this Resolution; and

WHEREAS the Stipulations also provided for CB3 to recommend alternative uses for the Fund for "alternative air quality improvements in the general neighborhood of the East River Complex" [stipulation #7], and for alternative community benefit projects, except no such projects may be funded, "unless they assist the local community in in the development and implementation of projects such as local air quality improvement, health improvement, or amenities programs in the general vicinity of the East River Complex;" and

WHEREAS in each case of an alternative proposal, it must be identified by CB3 and the City of New York and approved by Con Edison as "prudent expenditures" [stipulation #8]; and

WHEREAS CB3 has created the Con Edison Task Force to administer the process of reviewing potential alternative uses and recommending them to the full CB3 for a vote; and

WHEREAS application guidelines were adopted by the Task Force in 2009, posted on the CB3 web site and publicized at multiple CB3 meetings, and the current application cycle began with an October 1, 2010 application deadline, and three applications were received with a total funding request of \$340,000; and

WHEREAS the Task Force met on October 30 and conducted an initial review of each application, identifying questions and additional information needed for each applicant, and each applicant was requested to submit



the supplementary materials by November 8 for the November 16 Task Force meeting, and such materials were received and reviewed, and each project was evaluated according to the CB3 guidelines; and

WHEREAS a joint application was received from the Chinese Progressive Association ("CPA") and Real World Foundation ("RWF") for a total of \$14,994 for an air quality study to be conducted in Chinatown, with air quality monitoring equipment to be furnished and managed by RWF and site solicitation and an existing air quality survey, funded by other monies, and being managed by CPA; and

WHEREAS while the project addresses a known air quality problem, it is remote from the East River Plant on 14th Street and Avenue C and includes areas outside Community Board 3, so does not clearly meet the "general vicinity" criteria in the Stipulations; and

WHEREAS a review of the air quality survey did not find that it was designed in a rigorous way that would generate confidence in the survey data generated, and therefore makes it less useful as an adjunct to the air quality data for which this funding is being requested; and

WHEREAS CPA proposal, even upon revision and in discussion at the November 16th meeting, did not provide sufficient information about how the air quality data generated by RWF would be used as part of an overall air quality plan; and

WHEREAS this resolution was recommended to the full CB3 by unanimous vote of the Task Force; now

THEREFORE the current application for funding is denied. However, there is no reason CPA/RWF could not reapply in the Spring 2011 funding cycle for a project that more closely meets the requirements of the stipulations.

b. Lower East Side Ecology Center

**VOTE: *RESOLUTION ON LOWER EAST SIDE ECOLOGY CENTER FUNDING REQUEST FROM CON EDISON SETTLEMENT FUND***

WHEREAS The Con Edison Settlement Fund (the "Fund") was established as an outcome of the Article X East River Power Plant Repowering Project; and

WHEREAS the Supplemental Joint Stipulation dated March 13, 2002 (the "Stipulations") establishing the Fund provided for monies to be used to write down the cost of fuel-switching for certain generators during the winter months, within certain price parameters and at the direction of Manhattan Community Board #3 ("CB3"), and separately to subsidize the cost of conversions to steam heat, if feasible conversions can be identified, and separately, other items of work that do not pertain to this Resolution; and

WHEREAS the Stipulations also provided for CB3 to recommend alternative uses for the Fund for "alternative air quality improvements in the general neighborhood of the East River Complex" [stipulation #7], and for alternative community benefit projects, except no such projects may be funded, "unless they assist the local community in in the development and implementation of projects such as local air quality improvement, health improvement, or amenities programs in the general vicinity of the East River Complex;" and

WHEREAS in each case of an alternative proposal, it must be identified by CB3 and the City of New York and approved by Con Edison as "prudent expenditures" [stipulation #8]; and

WHEREAS CB3 has created the Con Edison Task Force to administer the process of reviewing potential alternative uses and recommending them to the full CB3 for a vote; and

WHEREAS application guidelines were adopted by the Task Force in 2009, posted on the CB3 web site and publicized at multiple CB3 meetings, and the current application cycle began with an October 1, 2010 application deadline, and three applications were received with a total funding request of \$340,000; and

WHEREAS the Task Force met on October 30 and conducted an initial review of each application, identifying questions and additional information needed for each applicant, and each applicant was requested to submit the supplementary materials by November 8 for the November 16 Task Force meeting, and such materials were received and reviewed, and each project was evaluated according to the CB3 guidelines by the Task Force; and

WHEREAS an application was received from the Lower East Side Ecology Center ("LESEC") for a total of \$175,000, consisting of \$30,000 for acquisition of van that will run on biodiesel for the general use in LESEC

projects and \$145,000 for a continuation and expansion of the previously funded "EcoBiz" Program and for a street tree "adoption" program; and

WHEREAS with respect to EcoBiz, LESEC has fully implemented the initial phase of the project, previously funded by the Settlement Fund, to the benefit of small businesses in the area of the community board closer to the plant, and a review by the Task Force found that the program was useful, that LESEC was making such modifications as warranted to increase merchant acceptance, and that expanding the area of the program to include other areas within CB3 would leverage existing work and broaden penetration in the area near the plant as well; and

WHEREAS with respect to the biodiesel van, for which LESEC has requested \$30,000, the van will be integral to LESEC programs funded by the Settlement Fund and use of a biodiesel van will reinforce the EcoBiz message, but the full cost of the van should not be borne by the Settlement Fund as the van will also support other work of LESEC; and

WHEREAS with respect to the street tree stewardship, trees would be a meaningful amenity to residents of the area directly adjacent to the plant, but is not considered an appropriate use of Settlement Funds for areas away from the plant, and further the tree-free areas near the plant have remained so for many years and therefore it appears the City does not place a high priority on trees for this area, so that any funding for the LESEC Tree Stewardship must be contingent on trees actually being planted close the plant, starting at the plant and working out in concentric street areas; and

WHEREAS this resolution was recommended to the full CB3 by unanimous vote of the Task Force; now

THEREFORE CB3 REQUESTS that a total of \$160,000 be provided from the Con Edison Settlement Fund for the LESEC project as detailed in its application of October 1, 2010, as supplemented, for the costs as budgeted in the application except as follows:

- (1) only \$15,000 will be provided for the van, and may only be released for this purpose when LESEC has identified funding for the remaining costs; and
- (2) the Tree Stewardship money may be released only upon (a) continued funding in City FY2010 and FY2011 for the street tree program, and (b) upon receipt of a written commitment from the NYC Parks Department to provide 100 trees to be planted at locations identified by the LESEC, and that such locations shall be identified to the Task Force and shall consist of the streets closest to the Con Edison plant. If such City funding and such agreement as to the location of the trees are not provided, the \$29,000 portion of the \$160,000 award to LESEC shall terminate and no monies will be provided, and LESEC has agreed to this.

c. Solar One

**VOTE: RESOLUTION ON SOLAR ONE FUNDING REQUEST FROM CON EDISON SETTLEMENT FUND**

WHEREAS The Con Edison Settlement Fund (the "Fund") was established as an outcome of the Article X East River Power Plant Repowering Project; and

WHEREAS the Supplemental Joint Stipulation dated March 13, 2002 (the "Stipulations") establishing the Fund provided for monies to be used to write down the cost of fuel-switching for certain generators during the winter months, within certain price parameters and at the direction of Manhattan Community Board #3 ("CB3"), and separately to subsidize the cost of conversions to steam heat, if feasible conversions can be identified, and separately, other items of work that do not pertain to this Resolution; and

WHEREAS the Stipulations also provided for CB3 to recommend alternative uses for the Fund for "alternative air quality improvements in the general neighborhood of the East River Complex" [stipulation #7], and for alternative community benefit projects, except no such projects may be funded, "unless they assist the local community in in the development and implementation of projects such as local air quality improvement, health improvement, or amenities programs in the general vicinity of the East River Complex;" and

WHEREAS in each case of an alternative proposal, it must be identified by CB3 and the City of New York and approved by Con Edison as "prudent expenditures" [stipulation #8]; and

WHEREAS CB3 has created the Con Edison Task Force to administer the process of reviewing potential alternative uses and recommending them to the full CB3 for a vote; and

WHEREAS application guidelines were adopted by the Task Force in 2009, posted on the CB3 web site and publicized at multiple CB3 meetings, and the current application cycle began with an October 1, 2010 application deadline, and three applications were received with a total funding request of \$340,000; and

WHEREAS the Task Force met on October 30 and conducted an initial review of each application, identifying questions and additional information needed for each applicant, and each applicant was requested to submit the supplementary materials by November 8 for the November 16 Task Force meeting, and such materials were received and reviewed, and each project was evaluated according to the CB3 guidelines; and

WHEREAS an application was received from Solar One for \$150,000 to implement it's "Green Design Lab" ("GDL") curriculum in eight public schools in Manhattan Community Board #6 (CB6) during the 2011-2012 school year; and

WHEREAS CB6 was also an intervenor in the Article X process and a signator to the Stipulations, and as such has an official representative on the Con Ed Task Force, projects located in CB6 are generally eligible for funding, subject to the same requirements as projects in CB3; and

WHEREAS Solar One has been established in Stuyvesant Cove Park since 2004 and while new to the Con Ed Task Force, has a track record of managing projects of this size and scope, including Green Jobs training in 2010 for 1,196 students and 47 teachers; and

WHEREAS Solar One acknowledges the critical air quality issues in the residential complexes just south of the 14th Street plant, and their proposal includes a provision to further develop and deepen the breadth of their outreach, programming and training in CB3, working in partnership with that community; and

WHEREAS GDL was implemented by Solar One in two schools in the 2009-2010 school year and is currently being implemented (2010-2011 school year) by Solar One in ten pilot public schools in coordination with the City's Department of Education, Department of School Facilities and Department of Administrative Services; and

WHEREAS the proposal is thoughtful and comprehensive and includes not just students and teachers but building maintenance and custodial staff, and links educational activities to emissions from each school, and seeks to leverage its relationships with the City agencies to get energy and emission-reducing measures implemented at the schools; and

WHEREAS due to severe budget pressures there are no City school funds available for the program, and Solar One obtained grant funding for the year of this program currently being implemented; and

WHEREAS the GDL program currently being planned for CB6 by Solar One is in its preliminary stages, yet in order to plan for the 2011-2012 school year the Settlement Fund process needs to begin now, so requires a funding commitment at this time (while recognizing that funding is subject to review and approval by outside entities after CB3 makes it recommendation, and is not assured); and

WHEREAS CB3 believes it is desirable to have funding partners for this program which are better able to provide more intensive and professional oversight and expertise; and

WHEREAS GDL was implemented in two schools in 2009 and ten schools in 2010, but in settings ranging from an after-school club to in-school for credit curriculum, so that implementation in eight schools in CB6 is a major expansion for which the applicant states that it will have to hire adjunct and per diem administrators; and

WHEREAS Solar One has demonstrated an ability to engage schools in this program, but has not done so for the schools that would be funded under this proposal; and

WHEREAS Solar One has committed to seeking additional grant funding to complete the eight-school program in CB6 as originally proposed, while the receipt of such additional funds is not a condition of this Settlement Fund award; and

WHEREAS this resolution was recommended to the full CB3 by unanimous vote of the Task Force; now

THEREFORE CB3 requests that \$100,000 be awarded to Solar One to pay for implementing GDL in a minimum of five schools in CB6, and further that monies not be released to Solar One for this project until the five schools have entered in to written agreements with Solar One to implement GDL in the 2011-2012 school year.

**(Con Edison Task Force)**

**35 YES      0 NO      2 ABS      1 PNV      MOTION PASSED**

**Parks, Recreation, Cultural Affairs, Landmarks, & Waterfront Committee**

No report.

- 1. New Museum, Festival of Ideas for a New City, re: major downtown initiative next May that will bring together many cultural, educational and community organizations under a conceptual umbrella  
no votes necessary

- 2. Update from Parks Manager  
no votes necessary

- 3. Request for support for Chinatown Working Group Preliminary Action Plan

**VOTE:** WHEREAS, Chinatown residents have one of the least amounts of square footage of open space per resident in New York City; and

WHEREAS, parks benefit the family, youth, children, and encourage group activities by fostering a spirit of community identity and belonging in Chinatown and neighboring communities; and

WHEREAS, recreational spaces are open to community use free of charge for all ages and for a variety of uses; and

WHEREAS, community residents need parks that serve their needs; and

WHEREAS, new construction and improvement projects at parks and open spaces need to employ innovative and sustainable design practices; and

WHEREAS, the Chinatown Working Group's (CWG) Parks, Recreation, and Open Space working team has revised their Preliminary Action Plan (PAP) based on feedback from a wide array of community stakeholders through meetings as well as two town halls; now

THEREFORE, BE IT RESOLVED that CB 3 Manhattan supports the CWG's Parks, Recreation, and Open Spaces PAP as part of a precise, comprehensive, meaningful, timely and broadly supported community-based plan to improve the greater Chinatown community.

**(Parks, Recreation, Cultural Affairs, Landmarks, & Waterfront Committee)**

**35 YES            0 NO            2 ABS            0 PNV            MOTION PASSED**

**SLA & DCA Licensing Committee**

Herman Hewitt report. Mary Spink had questions on # 7 (answered by Susan Stetzer) and # 17. What were they looking for? Suggests "to add a kitchen" to # 17.

**Renewal with Complaint History**

- 1. Odessa, 117 Ave A (op)  
no votes necessary

**Review of Stipulations**

- 2. Diablo Royale (East Village Café & Restaurant LLC), 167 Ave A (op)  
**VOTE:** To ask the SLA to investigate the noise complaints from Diablo at 167 Avenue A because 1) Residents of both 167 Avenue A and surrounding buildings report that contrary to the existing stipulation the business is using the backyard after 11:00pm on weekends, continuing to have loud music and ignoring sidewalk crowd control. The continuing noise levels seriously impact the residents quality of life.

**Applications within Resolution Areas**

- 3. Temple of Ankh (El Karnak Inc), 58 Clinton St (wb) (DID NOT SHOW UP)  
**VOTE:** To deny the application for a beer/wine license for El Karnak Inc., with a proposed business name of Temple of Ankh, 58 Clinton Street, because the applicant did not appear before Community Board #3 for review of its application or provide any application materials for review.
- 4. Tre (Jersey Boys LLC), 173 Ludlow St (alt/op/addition of tables & chairs to back patio)  
**VOTE:** To deny the alteration of the full on-premises liquor license for Jersey Boys LLC, 173 Ludlow Street to extend its liquor license to its backyard and adding nine (9) tables and eighteen (18) chairs, unless the applicant agrees to the following stipulations: t 1) it will close its backyard by 10:00 P.M. Sundays through Thursdays and 10:30 P.M. Fridays and Saturdays, 2) it will serve food until closing, 3) it will not play music in the backyard, and 4) backyard will contain seating for nine (9))tables and eighteen (18) seats only.
- 5. Corp to be Formed, 175 Ludlow St (wb)  
withdrawn
- 6. Teany Café LLC, 90 Rivington St (wb)  
**VOTE:** To deny the application for a restaurant wine license for Teany Café LLC, 90 Rivington Street, because the applicant did not appear before Community Board #3 for review of its application or provide any application materials for review.
- 7. Asia, 179 Ludlow St (op)

**VOTE:** WHEREAS, Ludlow Street is an extremely old, narrow street, historically comprised of low-rise tenements and small-scale manufacturing and retail; and

WHEREAS, Ludlow Street is presently overwhelmed by nighttime licensed establishments of all types, as well as incredible vehicular and pedestrian traffic congestion attendant to the volume of these businesses; and

WHEREAS, there are seventeen (17) liquor licensed establishments on Ludlow Street between Houston and Rivington Streets, the majority of which are full on-premises liquor licenses, as well as thirty (34) licensed establishments within five hundred (500) feet of this location, the majority of which are full on-premises liquor licenses at locations which serve food; and

WHEREAS, there are numerous Asian restaurants in the immediate area; and

WHEREAS, Ludlow Street may be the single worst area in the 7th precinct in terms of degraded quality of life, the result of so many licensed establishments within close proximity to each other, overwhelming pedestrian and vehicular traffic, patrons congregating in the street itself, late night horn honking and overwhelming noise emanating from businesses and from patrons as they move between businesses; and

WHEREAS, these persistent detrimental conditions have resulted in the 7th Precinct and Community Board #3 petitioning the Department of Transportation to eliminate weekend nighttime parking on one side of Ludlow Street, between Houston and Delancey Streets, to alleviate the existing pedestrian and traffic congestion and to minimize noise; and

WHEREAS, all permits and plans have expired and there are open violations; now

THEREFORE, BE IT RESOLVED that Community Board #3 moves to deny the full on-premises liquor license for Asia, 179 Ludlow Street

8. Hachi Enterprises Inc, 185 Orchard St (wb)

**VOTE:** To deny the application for a beer wine license for Hachi Enterprises Inc., 185 Orchard Street, because the applicant did not appear before Community Board #3 for review of its application or provide any application materials for review.

9. Corp to be Formed, 200 Ave A (op) (Superdive)

**VOTE:** WHEREAS Corp to be formed (formerly SuperDive) at 200 Avenue A seeks a transfer of the licensed premises; and

WHEREAS the existing business was licensed as a bookstore with readings and events and the serving of liquor would be incidental to this; and

WHEREAS the owner revised the method of operation to a bar without notifying the Community Board of the change with total disregard of the former stipulations; and

WHEREAS the current owner now seeking to sell the business also stipulated that the business would close no later than 2:00am but did not close until 4:00am; and

WHEREAS the applicant proposes to use the liquor license to the fullest extent; and

WHEREAS the applicant met with residents but refused to address any concerns regarding the hours and community impact. Voiced by 11 residents testimony in opposition; and

WHEREAS there are 17 full liquor licenses within 500ft of the business in this residential community; and

WHEREAS there appears to be no public benefit to this license; and

WHEREAS this license would contribute to the late night noise and pedestrian congestion already experienced by residents of upper Avenue A; now

THEREFORE BE IT RESOLVED that Community Board #3 moves to deny the full-premise liquor license to Corp to be formed located at 200 Avenue A.

10. 34A Restaurant Corp, 34 Ave A (op) (Aces & Eights)

**VOTE:** WHEREAS 34A Restaurant Corp (formerly Aces and Eights) is applying for a transfer of existing license; and

WHEREAS the applicant was the investor for the previous business at this location; and

WHEREAS the applicant did not disclose his association with the business until investigated by the SLA; and

WHEREAS the business operated without the proper DOH permit contrary to its SLA application until closed by DOH; and

WHEREAS the previous business stated in its CB#3 application that it would operate as a full service restaurant but instead operated as a full bar without any food service; and

WHEREAS the problems with the current principal who was affiliated with the former business appear to show that approval of this application would not be conducive to proper regulation and control and that such approval would tend to create a substantial degree of risk and hazard in the administration and enforcement of the Alcoholic Beverages control law; and

WHEREAS public convenience and advantage would not be promoted by the approval of this application; and

WHEREAS there are 12 full liquor licenses within 500 ft of the location and 4 beer and wine licenses; and

WHEREAS there have been continuous noise and lack of crown control complaints, and opposition to this license by local residents; and

WHEREAS this is an area overburdened from the increase in night life venues and serves no public benefit; now

THEREFORE BE IT RESOLVED that Community Board #3 moves to deny the application for a full-service liquor license for the new applicant, 34 A Restaurant Corp.

11. Non-for-Profit to be Formed, 21 Clinton St (wb)  
withdrawn

**Alterations/Transfers/Upgrades**

12. Empellon, 105 1st Ave (trans/op) (Counter)

**VOTE:** To deny the application for a full on-premises liquor license for Alexander Max Stupak, with a proposed business name of Empellon, 105 First Avenue, unless the applicant agrees to the following stipulations: 1) it will operate as a full service Mexican restaurant serving food within an hour of closing, 2) its hours of operation will be 11:00 A.M. – 1:00 A.M. seven (7) days a week, 3) it will close all facade windows by 10:00 P.M. all nights, 4) it will have background music only, low volume, and 5) it will not apply for an outdoor cafe.

13. Tozzer Ltd, 112 Ave A (alt/op)

**VOTE:** To approve the application for an alteration of the on-premises liquor license for Tozzer Ltd., 112 Avenue A, which consists of converting service bar to stand up bar and stand up bar to service bar and installing a DJ booth in area currently used by DJ>

14. Lina Frey (AE Hospitality Group LLC), 201 E Houston St (up/op)

**VOTE:** To deny the upgrade of the restaurant wine license to a full on-premises liquor license for AE Hospitality Group LLC, doing business as Lina Frey, 201 East Houston Street, unless the applicant agrees to the following stipulations: 1) it will continue to operate as a French restaurant, 2) its hours of operation will be from 7:00 A.M. to 2:00 A.M. Sundays through Thursdays and 7:00 A.M. to 4:00 A.M. Fridays and Saturdays, 3) it will play ambient background music only, and 4) it will closed all windows and doors by 11:00 P.M. every night with the exception of the facade doors which will be closed by 10:00 P.M.

15. An Choi (Saigon NYC Ltd), 85 Orchard St (up/op)

**VOTE:** To deny the upgrade of the restaurant wine license to a full on-premises liquor license for Saigon NYC Ltd., doing business as An Choi, 85 Orchard Street, unless the applicant agrees to the following stipulations: 1) it will operate as full service restaurant serving food until closing with a change in hours of operation from Noon to 12:00 A.M. Sunday through Wednesday and Noon to 2:00 A.M. Thursday and Saturday, and closing the outdoor space by 9:00 P.M. all nights. 3) it will continue to have ambient background music with an iPod only, and 4) it will close all facade windows by 10:00 PM.

16. Sticky Rice (Orchard 85 Corp) 85-87 Orchard St (up/op)

**VOTE:** To deny the application for an upgrade of the restaurant wine license to a full on-premises liquor license for Orchard 85 Corp., doing business as Sticky Rice, 85 Orchard Street, unless the applicant agrees to the following stipulations: it will operate as a full-service Thai restaurant, serving food to within one (1) hour of closing, 2) its hours of operation will be from 12:00 P.M. to 11:30 P.M. Sunday – Thursday, 12:00 PM – 12:30 AM, Friday – Saturday, and 3) it will play ambient background music only.

17. Orchard Foods Inc, 152 Orchard St (alt/op)  
**VOTE:** To deny the alteration of the on-premises liquor license for Orchard Foods Inc., 152 Orchard Street, to add a kitchen, unless the applicant agrees to the following stipulations that it will 1) employ doormen and security personnel as needed and 2) not host promoted events or events where a cover will be charged.
18. Spitzer's Corner (NYLA Cafe LLC), 101 Rivington St (modification of stipulations re: doorman)  
**VOTE:** To approve the alteration of the full on-premises liquor license for NYLA Café LLC, doing business as Spitzer's Corner, 101 Rivington Street, to modify existing stipulations by changing the hours of the doorman to 8:00 P.M. to closing time.
19. Standard Notions Inc, 161 Ludlow St (alt/op/backroom service bar to licensed bar)  
**VOTE:** To approve the alteration of the on-premises liquor license for Standard Notions Inc., 161 Ludlow Street to change its service bar to a stand-up bar.
20. EastVille Comedy Club Inc, 85 E 4th St (up/op)  
**VOTE:** To deny the application for an upgrade of the tavern wine license to a full on-premises liquor license for EastVille Comedy Club, Inc., 85 East 4th Street, unless the applicant agrees to the following stipulations that 1) it will make substantial efforts to minimize crowds on 4th Street by assigning employees to regulate waiting patrons on the sidewalk or directing them to an interior holding area, 2) it will maintain a closed façade, 3) it will operate a comedy club with one (1) to two (2) scheduled performances per night on weekdays and one (1) to three (3) scheduled performances per night on weekends, 4) it will employ security or door personnel to monitor the door and control congestion on the sidewalk during all hours of operation, 5) it will serve alcohol during scheduled performances only and to ticket holders only. Community Board #3 is approving this application because the applicant has now been open for three years without controversy and they have proven themselves to be a benefit to the community in that they offer comedy to the neighborhood.
21. Henry's Hat (Henry's Hat New York LLC), 90 3rd Ave (trans/op)  
 no vote needed - withdrawn

**New Liquor License Applications**

22. Iggy's Pizza LLC, 173 1st Ave (wb)  
**VOTE** to deny the application for a restaurant wine license for Iggy's Pizza LLC, 173 First Avenue, unless the applicant agrees to the following stipulations that 1) it will operate as a full-service Italian pizza restaurant, serving food to within one (1) hour of closing, 2) its hours of operation will be from 11:00 A.M. to 12 A.M. Sunday -Wednesday, 11AM -1AM Thursday, 11AM – 2AM Friday – Saturday, and 3) it will have no open façade windows or doors.
23. Corp to be Formed, 101 3rd Ave (op)  
**VOTE:** To deny the application for an on-premises liquor license for Derek Kierans or a corporation to be formed, 101 Third Avenue, unless the applicant agrees to the following stipulations that 1) it will operate as a restaurant tavern, 2) it will close all doors and windows no later than 10:00 P.M. weekdays and 11:00 P.M. Fridays and Saturdays, 3) it will post a sign requesting that patrons refrain from making excessive noise and to respect their neighbors, 4) it will soundproof location, and 5) it will close its windows by 10:00 P.M.
24. Wackywok (Panasia Kitchen Ltd), 129 Ave D (wb)  
 withdrawn
25. West New Malaysia Restaurant Inc, 14-18 Elizabeth St (wb)  
**VOTE:** To deny the application for a beer wine license for West New Malaysia Restaurant Inc., 14-18 Elizabeth Street, unless the applicant agrees to the following stipulations that 1) it will operate as a full service Malaysian restaurant, 2) its hours of operation will be from 11:00 A.M. to 10:30 P.M. Sunday through Thursday and 11:00 A.M. to 11:00 P.M. Friday and Saturday, 3) it will close façade windows by 10:00 P.M., and 4) it will play ambient background music only.
26. Taqueria East Village (Azpeitia Barraza & Rivas Cuellar Inc), 107 1st Ave (op) (Bon Joo)  
**VOTE:** To deny the application for an on-premises liquor license for Azpeitia Barraza and Rivas Cuellar, Inc., with a proposed business name of Taqueria East Village, 107 First Avenue, because the applicant did not appear before Community Board #3 for review of its application or provide any application materials for review.
27. Rivington Parlor LLC, 155 Rivington St (op)  
**VOTE:** To deny the application for an on-premises liquor license for Rivington Parlor LLC, 155 Rivington Street, unless the applicant agrees to the following stipulations that 1) it will obtain all necessary building permits and posts them on site for all and any renovations, 2) it will cure all current/future Department of Buildings violations prior to opening the establishment, 3) it will not have French doors, 4) it will hire a doorman/ security to control the crowd, 5) it will obtain a Certificate of Occupancy, 6) its hour of operation will be from 6:00 P.M. to 4:00 A.M. seven (7) days a week, and 7) it will operate the establishment as a cocktail bar. Agreement with block association also attached.
28. Amazing 66 Restaurant (Amazing 66 Group Inc), 66 Mott St (wb)  
**VOTE:** To deny the restaurant wine application for Amazing 66 Group, Inc., with a proposed business name of Amazing 66 Restaurant, 66 Mott Street, unless the applicant agrees to the following stipulations: that 1) it will close at 11:00 P.M. every night and 2) it will operate as a full-service Chinese restaurant, serving food to within one (1) hour of closing.

29. Mama Juana Cafe, 107 Norfolk St (op)

**VOTE:** WHEREAS the applicant Mama Juana Café located at 107 Norfolk Street has applied for a full service liquor license; and

WHEREAS there are 21 full liquor licenses and 6 beer/wine licenses within 500 ft; and

WHEREAS the premises is located on a narrow residential street; and

WHEREAS the applicant has said the business will have valet parking which will cause additional traffic congestion on and already overburdened residential street; and

WHEREAS the applicant is associated with 3 other restaurants of the same name; and

WHEREAS the restaurant located in Washington Heights has had continuous complaints of noise, numerous 311 complaints, excessive traffic and noisy crowds on the sidewalks; and

WHEREAS this license would serve no public benefit; now

THEREFORE BE IT RESOLVED that Community Board #3 moves to deny the full on premise liquor license for Mama Juana Café at 107 Norfolk Street.

30. Sabor a Mexico Taqueria (Jarlene Corp), 160 1st Ave (wb) withdrawn

**(SLA & DCA Licensing Committee)**

**35 YES            0 NO            2 ABS            1 PNV            MOTION PASSED**

**Arts & Cultural Affairs Task Force**

Jan Hanvik report. The only new item is that Jan Hanvik is to reach out to all CB chairs re the status of arts and culture in their committee structures.

- 1. Arts in Education Forum  
no votes necessary
- 2. Art in Empty Storefronts  
no votes necessary
- 3. Convocation of all Manhattan Arts Committee or Task Force chairs  
no votes necessary

**Economic Development Committee**

Richard Ropiak report: No votes necessary.

- 1. Report on meeting regarding property tax with CCM Brewer  
no votes necessary
- 2. Clinton Street Small Business Review  
no votes necessary

**Members Present at Last Vote:**

David Adams	[P]	Linda Jones	[A]	Dominic Pisciotta	[P]
Julia Andino	[A]	Vaylateena Jones	[P]	Barden Prisant	[P]
Jimmy Cheng	[P]	Meghan Joye	[P]	Carolyn Ratcliffe	[P]
David Crane	[A]	Joel Kaplan	[P]	Joyce Ravitz	[P]
Andrea Diaz	[A]	Carol Kostik	[P]	Lois M. Regan	[A]
Harvey Epstein	[P]	John Leo	[P]	Janet Riesel	[P]
Morris Fajtelewicz	[P]	Ricky Leung	[P]	Richard F. Ropiak	[P]
Flora Ferng	[P]	Sam Leung	[A]	Susan Scheer	[P]
Beth From	[P]	Gigi Li	[P]	David Silversmith	[A]
Rabbi Y. S. Ginzberg	[P]	Bernard Marti	[P]	Nancy Sparrow-Bartow	[P]
Gloria Goldenberg	[P]	Bernice McCallum	[A]	Mary Spink	[P]
Jan Hanvik	[P]	David McWater	[P]	Elinor Tatum	[A]
Herman F. Hewitt	[P]	Alexandra Militano	[P]	Rodney Washington	[A]
Simon Huang	[P]	Maria Muentes	[A]	Samuel Wilkenfeld	[A]
Bonnie Hulkower	[A]	Chiun Ng	[P]	Justin Yu	[P]
Carolyn Jeffers	[P]	Ariel Palitz	[P]	Thomas Yu	[P]
Anne K. Johnson	[P]	Thomas Parker	[P]		

Meeting Adjourned