



# THE CITY OF NEW YORK MANHATTAN COMMUNITY BOARD 3

59 East 4th Street - New York, NY 10003  
Phone (212) 533-5300 - Fax (212) 533-3659  
[www.cb3manhattan.org](http://www.cb3manhattan.org) - [info@cb3manhattan.org](mailto:info@cb3manhattan.org)

Gigi Li, Board Chair

Susan Stetzer, District Manager

## January 2015 Full Board Minutes

Meeting of Community Board 3 held on Thursday, January 29, 2015 at 6:30pm at University Settlement, Speyer Hall at 184 Eldridge Street.

### Public Session:

Speakers in favor of forming a community garden district:

Magali Regis: She stated there are many different districts in New York, and the East Village has already become an informal garden district. This is illustrated in guidebooks and magazines, and the district is attracting tourists.

Susan Howard: She pointed out that the gardens are listed as vacant land, even though they are under the supervision of the NYC Parks Department. This status means they could be developed into buildings.

Penny Jones: Speaking as the Chair of the Liz Chrystie Garden, she noted that the garden had been subjected to a construction process from the Avalon, and the process was very trying for the garden and community.

Charles Krezel: He stated that the city underappreciates gardens and stated he will fight to keep and preserve them.

Aresh Javadi: Speaking as Executive Director of the More Gardens Coalition, which protects gardens, and a member of the New York City Community Garden Coalition Board, he stated that they are working to legislatively protect gardens.

Elizabeth Ruf-Maldonado: Speaking as Co-Founder of De Colores Community Garden, stating that the gardens are a place for all New Yorkers and the gardens make New York unique.

Vaylateena Jones: Speaking as a registered nurse, she asked the Community Board to support a bill decriminalizing marijuana. Convictions from marijuana can result in being removed from New York City Housing Authority Housing.

Michael Marino: Speaking as the founder of the Friends of Corlears Hook Park, he advocated for traffic-calming measures around the park to slow down cars coming off the FDR Drive (Transportation #4)

Andrew Marcus: Speaking on behalf of the Greek Jewish synagogue on Broome Street between Allan and Eldridge Streets, he invited the community to events at the synagogue.

Wesly Williams: Speaking as an insider living in the shelter system and founder of the Community Advisory Board of the Third Street Men's Shelter, he spoke in support of the Community Board's resolution regarding K2 (Transportation #7).

Bernard Carter: Speaking as a member of the shelter system, he spoke about the dangers of K2 and hoped for legislation outlawing it and protecting those abusing the drugs.

Williams and Carter also informed the Community Board about the Community Advisory Board they formed and their efforts for community outreach.

### Public Officials:

Mayor Bill de Blasio, Alize Beal: On January 31, there will be an earned income tax credit workshop. The office needs volunteers.

Public Advocate Letitia James, Adam Chen: The Public Advocate has asked for the records regarding the Eric Garner case.

Comptroller Scott Stringer, Crystal Feng: Not Present

Borough President Gale Brewer, Patricia Ceccarelli: Community board applications are due on January 30. The applications for capital grants are due in February. The Borough President will be holding the State of the Borough on February 8th.

Congressmember Carolyn Maloney, Victor Montesinos: Not Present

Congressmember Nydia Velazquez, Iris Quinones: Not Present

Assembly Speaker Sheldon Silver, Zach Bommer: Not Present

Assemblymember Deborah J. Glick: Not Present

Assemblymember Brian Kavanagh, Carlos Ortiz: The Assemblymember is in support of the IDNYC program.

State Senator Daniel L. Squadron, Mauricio Pazmino: The Senator is urging for the coordination of Pier 42 and the Big U to maximize resources for these projects. The Senator acknowledged Russ & Daughter's 100-year anniversary. The Senator reported the MTA is going to install a help station in the East Broadway F station as well as wifi.

State Senator Brad M. Hoylman, Maya Kurien: There will be a number of important bills coming before the Senator soon. The Senator asked the Governor to allocation \$4 million for homeless and runaway youth.

Councilmember Margaret Chin, Persephone Tan: The Councilmember has been working to register more seniors in the Senior Citizen Rent Increase Exemption (SCRIE). She is also introducing legislation that would require landlords to inform tenants of their potential eligibility for SCRIE. The Councilmember also introduced legislation that would require landlords to hold 10% of their rent roll in escrow as funds to help tenants who are displaced because of bad repairs. The Councilmember is holding a rat prevention training on February 6.

Councilmember Rosie Mendez, Sheila Rodriguez: On January 6, the Councilmember helped coordinated a holiday card mailing to the Mayor to reinstitute the CHARAS community center. The Councilmember also worked to ensure that the Success Academy charter school would not be located in Community School District 1.

Members Present at First Vote:

David Adams	[P]	Herman F. Hewitt	[P]	Ariel Palitz	[P]
Dominic Berg	[A]	Anne K. Johnson	[P]	Teresa Pedroza	[A]
Karen Blatt	[A]	Linda Jones	[A]	Carolyn Ratcliffe	[A]
Lisa Burriss	[P]	Vaylateena Jones	[P]	Carlina Rivera	[P]
Justin Carroll	[A]	Meghan Joye	[A]	James Rogers	[P]
Karlin Chan	[P]	Lisa Kaplan	[A]	Richard F. Ropiak	[P]
Jimmy Cheng	[A]	Carol Kostik	[P]	Christopher Santana	[P]
MyPhuong Chung	[P]	Ben Landy	[P]	Susan Scheer	[P]
David Crane	[P]	Mae Lee	[A]	Nancy Sparrow-Bartow	[P]
Enrique Cruz	[P]	John Leo	[P]	Josephine Velez	[A]
Cathy Dang	[A]	Alysha Lewis-Coleman	[A]	Rodney Washington	[A]
Leila Eliot	[A]	Gigi Li	[P]	Kathleen Webster	[P]
Morris Fajtelewicz	[P]	William LoSasso	[P]	Justin Yu	[A]
Flora Ferng	[A]	Chad Marlow	[A]	Thomas Yu	[P]
Gloria Goldenberg	[P]	Penina Mezei	[A]	Zulma Zayas	[P]
Jan Hanvik	[A]	Alexandra Militano	[P]		
Ayo Harrington	[P]	Chiun Ng	[P]		

Minutes:

Minutes of November 2014 were approved, as is.

**28 YES 0 NO 1 ABS 0 PNV MOTION PASSED**

Board Chairperson's Report:

Chairperson Gigi Li:

- Nominations were taking for Treasurer. Richard Ropiak was nominated
- Julie Ulmet resigned from Community Board 3
- Leila Eliot was appointed to Community Board 3. She is the first 16 year old appointed to a community board.
- The Lunar New Year party will be after the February full Community Board meeting. The price will be \$15. Elected officials and Community Board 3 staff may attend for free. The event will be at Old Shanghai on Bayard and Mott.
- The February full board meeting will take place at PS 124 instead of PS 20.
- The Borough Board will be voting on illegal hotels and term limits for board members.
- The Bylaws committee will be distributing paper copies of the proposed changes to the bylaws at the February full board meeting. The District Manager's office will email the proposed changes. The District

Manager's office will also mail hard copies to members who do not attend the February full board meeting. During March, there will be opportunities to comment on the changes at the Bylaws Committee meeting, the Executive Committee meeting or the full Community Board meeting. The full board will vote on whether to approve the changes at the April full Community Board meeting.

District Manager's Report:

District Manager Susan Stetzer:

- Community Board 3 is sponsoring the rat training along with Councilmember Margaret Chin's office. This program is geared to community gardens.
  - o There will be another rodent training as part of the rat reservoir program in the East Village.
- Catherine Street Shelter is has completed its transition to an Adult-Family shelter. There are 88 families living there, which is below capacity.
- If anyone sees street homeless people, please call 311. A qualified individual will come to check on the homeless person within an hour. There have not been any deaths of street homeless in CB 3 in the last two years.
- There were complaints about illegal long-distance buses at 18 Allen Street, and the Department of Transportation has noted this and will be moving the bus stop for the legal buses and we will work with the police regarding the illegal buses.

Committee Reports:

**Executive Committee**

There was discussion on the purpose of the analysis of outpatient programs.

1. Approval of previous month's minutes  
**VOTE:** To approve Executive Committee minutes from December 2014
2. Health Analysis and Assessment  
**VOTE:** To utilize \$4,500 received through discretionary funding by Councilmember Chin to complete the health analysis and assessment of underserved populations and safety net facilities, with money to be expended in milestones set by District Manager and Executive Committee members.

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

**Con Ed Task Force**

The Chair of the Committee announced the grants awarded in these votes represent the final amount of funds remaining the fund and ends a process that began in 2000.

1. Approval of previous month's minutes  
**VOTE:** Minutes of Con Ed Settlement Fund Task Force of December 3, 2014 are hereby approved as written.
2. Final review and vote on Fall 2014 Funding Cycle applications

**VOTE 1:**

**New York Tree Trust — Lower East Side Greening Acceleration Phase 3**

**Title: Resolution Awarding \$225,000 from the Con Edison Settlement Fund to the New York City Tree Trust**

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 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 initially adopted by the Task Force in 2009, and revised periodically, most recently in September 2014, and in each case posted on the CB3 web site and publicized at multiple CB3 meetings, and

WHEREAS this proposal review process was established so that the process was fully transparent; dates and criteria were clearly identified; the process was fully public and decisive and applied equally to all proposals; and all activities of the Task Force complied with Open Meetings law, and

WHEREAS according to records of Con Edison, \$464,159 remains available to spend of the Fuel Switching and Steam Boiler Conversion funds provided under the Stipulations, relying on the transfer of monies from the Steam Boiler Conversion Fund to be available for alternative uses, as requested by CB3 and the New York Public Interest Research Group, as specified in the Stipulations, and the aggregate amount of funds awarded on this date does not exceed this available amount, and

WHEREAS the current application cycle began with a November 14, 2014 application deadline, and three applications were received before the deadline, and

WHEREAS the New York Tree Trust requested funds for a third phase of its Lower East Side Greening Acceleration Program, previously awarded a total of \$450,000 from the Con Edison Settlement Fund, which combined Settlement Funds with matching Parks Department funds to install and expand tree pits, plant trees, ground cover and bulbs and install tree guards in the area within ½ mile of the Con Edison plant, south of 14th Street, as well as provide replacement trees to the Riis Houses NYCHA development where Superstorm Sandy killed many trees, and

WHEREAS the third phase would continue this work with additional street tree planting and related improvements with an up to 6/10th mile radius of the Con Edison plant, as well as expanding the NYCHA tree replacement to Wald Houses (south to Houston Street) as well as Campos Plaza, in addition to previously funded tree replacement at Riis, and also fund Elm maintenance and Dutch Elm disease prevention in Tomkins Square Park, and

WHEREAS the Task Force met on December 3, 2014 and conducted an initial review of the Tree Trust application, identifying questions and additional information needed from the applicant, and the applicant was requested to submit the supplementary materials by December 18th for the January 8, 2015 Task Force meeting, and did so, and

WHEREAS the revised application provided for greening program alternatives at the \$300,000 funding level (leveraging \$210,000 of Parks Department funds for total project expenditures of \$510,000) and the \$225,000 funding level (together with \$165,000 from parks for total expenditures of \$390,000) for the work identified, with the varying funding levels reflecting more or fewer new trees, and the Task Force felt that the \$225,000 funding level was most appropriate, and

WHEREAS the \$165,000 funding by the New York City Parks Department would, together with the use of Settlement Funds, accelerate planting and provide additional enhancements to new and existing tree pits in an area of Manhattan otherwise not slated for priority scheduling due to its relatively greater (though still insufficient) tree cover based on the City's program for intensive street tree planting; and

WHEREAS replacement of the NYCHA trees cannot be funded by Parks and appears unlikely to be done soon absent this award, and

WHEREAS the applicant's survey of the area indicates at least 91 sites for new curb-side trees and 149 existing tree bed expansions within the 6/10th mile radius of the Con Edison plant and at least 135 NYCHA tree replacement locations at Wald and Campos, in addition to sites previously identified at Riis, and

WHEREAS the Tree Trust is working with LESEC's Street Tree Stewardship program and other Parks outreach and stewardship initiatives to engage businesses and residents in the tree pit planting and care activities, among other work, which will be in addition to the contractually obligated two years of initial tree care by the contractor that plants the tree, and

WHEREAS, data provided by the Tree Trust assert that street trees consistently provide environmental benefits, including reduction of pollutants that can trigger asthma and other respiratory ailments, as well as enhance quality of life, and

WHEREAS the Tree Trust proposal is found to be well thought out, complete, clear, realistic and ready to implement in accordance with the proposal timeline, to be consistent with the organization's mission and resources and utilize those resources to cover part of the project cost, to build on work satisfactorily accomplished with prior funding, to address an important community health and quality of life need and to be fully consistent with the Stipulations and the CB3 Guidelines,

THEREFORE CB3 requests that \$225,000 be awarded to the New York Tree Trust for its Accelerated Greening program as detailed in its proposal of November 14, 2014 as modified on December 18, 2014, and further

THAT the New York City Parks Department be required to confirm in writing that the \$165,000 funding it is committing to the project is available at the time the Con Ed Settlement Funds are released to the Tree Trust.

**VOTE 2:**

**Ryan-NENA Asthma Program Extension**

**Title: Resolution Awarding \$218,750 from the Con Edison Settlement Fund to Ryan-NENA Community Health Center**

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 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 initially adopted by the Task Force in 2009, and revised periodically, most recently in September 2014, and in each case posted on the CB3 web site and publicized at multiple CB3 meetings, and

WHEREAS this proposal review process was established so that the process was fully transparent; dates and criteria were clearly identified; the process was fully public and decisive and applied equally to all proposals; and all activities of the Task Force complied with Open Meetings law, and

WHEREAS according to records of Con Edison, \$464,159 remains available to spend of the Fuel Switching and Steam Boiler Conversion funds provided under the Stipulations, relying on the transfer of monies from the Steam Boiler Conversion Fund to be available for alternative uses, as requested by CB3 and the New York Public Interest Research Group, as specified in the Stipulations, and the aggregate amount of funds awarded on this date does not exceed this available amount, and

WHEREAS the current application cycle began with a November 19, 2014 application deadline, and three applications were received before the deadline, and

WHEREAS the Ryan-NENA Community Health Center ("Ryan-NENA") requested \$175,000 to fund a 12 month extension of the Asthma Program previously funded by the Con Ed Settlement Fund in the amount of \$225,000 for 18 months, which funds will continue the work of an Asthma Care Team that is providing a substantially increased level of outreach, diagnosis and treatment of asthmatic individuals in the area in proximity to the Con Edison East River Generating Station, with the goal of helping impacted area residents gain more control over their asthma, and

WHEREAS Ryan-NENA is a non-profit community health center that since 1969 has been providing a full range of integrated, high quality, affordable, multi-lingual/multicultural health care, prevention and support services and is located at 279 East 3rd Street between Avenues C and D, and serves a predominantly low and moderate income population currently (2013) numbering 10,878 clients of whom 92 percent are at or below 200 percent of the federal poverty line and nearly 40 percent are from the 10009 zip code in the general vicinity of the East River Complex, and

WHEREAS Ryan-NENA reports that asthma is a leading cause of missed school among children and the most common cause of hospitalization for children 14 years and younger; and over 1,000 patients at Ryan-NENA have been diagnosed with asthma, indicating that it is a serious, prevalent health issue in the area served by Ryan-NENA, and yet with control most asthmatics can lead normal, active, healthy lives, and

WHEREAS Ryan-NENA has implemented a program that helps asthmatic patients take control of their health and well-being, and screen and find new cases of asthma in the target area, and has identified the following deliverables over the combined phase one and phase two period of the extended program: (1) 60 on-site and off-site free asthma screening events, with 1,080 individuals screened, and 100 free workshops on-site and at community locations; (2) distribute 300 asthma kits to newly diagnosed asthmatic patients and existing patients who are not in control of their symptoms during one-on-one case management sessions; and (3) conduct 870 Asthma Control Tests on enrolled patients at the Center (this test is a standardized assessment tool of asthma's impairment which can measure and tracked overtime); and

WHEREAS Ryan-NENA has to date completed 49 education events and workshops, with 1,274 attendees, and conducted 28 screening events with 488 individuals screened, provided 125 targeted asthma kits to high-need, low-income patients and conducted asthma control tests on 441 asthmatic patients, and has identified realistic deliverables covering the full term of the original and extended program as identified above, and

WHEREAS Ryan-NENA has provided a list of the locations and other details of the workshops and screening conducted to date and has committed to further outreach to specific screening sites with the goal of reaching residents in the general vicinity of the Con Edison plant and other low-income residents; and has also committed to investigate working with tenant group in housing developments and NYCHA buildings in and around the immediate area of Con Edison, building on experience of The Ryan Center with working with NYCHA, particularly in East Harlem, and will work to further develop this relationship on the Lower East Side, and

WHEREAS the applications committed that \$46,320 of the total Asthma Program extension budget of \$221,320 will be covered by Ryan-NENA through in-kind support, and

WHEREAS the Task Force met on December 3, 2014 and conducted an initial review of the application, identifying questions and additional information needed from the applicant, and the applicant was requested to submit the supplementary materials by December 18 for the January 8, 2015 Task Force meeting, and did so, and

WHEREAS after considering the application's program budget and timetable, and based on the applicant's performance on previously funded work and the Task Force's evaluation of the program quality and importance to the community, the Task Force asked Ryan-NENA to extend the proposal to cover 15 months, and the revised proposal budget determined by prorating the costs and contributions is \$276,650 of which \$218,750 would be furnished from Settlement Funds, and the deliverables for the extended period would be revised to be commensurate with the additional time on a pro rata basis, and the Executive Director of Ryan-NENA was present and committed to the extended timing, deliverables and in-kind budget contribution, and

WHEREAS The Ryan-NENA proposal is found to be well thought out, complete, clear, realistic and ready to continue to implement in accordance with the proposal timeline, to be consistent with the organization's mission and resources and utilize those resources to cover part of the project cost, to

build on work satisfactorily accomplished with prior funding, to address an important community health need and to be fully consistent with the Stipulations and the CB3 Guidelines,

THEREFORE CB3 requests that \$218,750 be awarded to Ryan-NENA Community Health Center to implement the Asthma Program as detailed in its proposal of November 14, 2014 as modified on December 18, 2015.

**VOTE 3:**

**Lower East Side Ecology Center (LESEC) Street Tree Stewardship Continuation**

**Title: Resolution Awarding \$20,409 from the Con Edison Settlement Fund to the Lower East Side Ecology Center**

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 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 initially adopted by the Task Force in 2009, and revised periodically, most recently in September 2014, and in each case posted on the CB3 web site and publicized at multiple CB3 meetings, and

WHEREAS this proposal review process was established so that the process was fully transparent; dates and criteria were clearly identified; the process was fully public and decisive and applied equally to all proposals; and all activities of the Task Force complied with Open Meetings law, and

WHEREAS according to records of Con Edison, \$464,159 remains available to spend of the Fuel Switching and Steam Boiler Conversion funds provided under the Stipulations, relying on the transfer of monies from the Steam Boiler Conversion Fund to be available for alternative uses, as requested by CB3 and the New York Public Interest Research Group, as specified in the Stipulations, and the aggregate amount of funds awarded on this date does not exceed this available amount, and

WHEREAS the current application cycle began with a November 19, 2014 application deadline, and three applications were received before the deadline, and

WHEREAS the Lower East Side Ecology Center ("LESEC"), a neighborhood-based 501(c)3 non-profit, requested funding of \$75,452 to continue two programs that have been previously funded by the Con Ed Settlement Fund, (1) EcoBiz, which works with local businesses to reduce energy consumption, air pollution contribution, waste and operating costs (request of \$55,746) and (2) Street Tree Stewardship, which works with the City Parks Department to plant and maintain street trees in the immediate vicinity of the Con Ed plant Street Tree Stewardship program (request of \$19,705), and

WHEREAS the Task Force met on December 3, 2014 and conducted an initial review of the LESEC application, identifying questions and additional information needed from the applicant, and the applicant was requested to submit the supplementary materials by December 18 for the January 8, 2015 Task Force meeting, and did so, and

WHEREAS the Task Force finds that both programs have been implemented by LESEC in accordance with prior funding conditions, but believes the marginal returns from an additional round of funding for EcoBiz are not sufficient, but has determined that there are continued air quality, health and quality of life benefits to community in further funding of the Street Tree Stewardship program, and

WHEREAS the LESEC is committing its Street Tree Stewardship to close integration with the New York City Parks Department/Tree Trust initiative also being recommended separately for funding on this date, which will plant every available street tree location within 6/10th mile of the Con Ed plant, among other work, and

WHEREAS the LESEC is funding \$13,200 of the total program costs of \$32,905 through in-kind contributions of staff and materials, and

WHEREAS after considering the application's program budget and timetable, and based on the Task Force's evaluation of the program quality and importance to the community, the Task Force asked LESEC to extend the proposal to an additional three interns, and the amount provided by the Con Edison Settlement Fund would increase by \$704 for a total of \$20,409, and the Executive Director of LESEC was present and committed to the extended program, and

WHEREAS the LESEC Street Tree Stewardship proposal is found to be well thought out, complete, clear, realistic and ready to continue to implement in accordance with the proposal timeline, to be consistent with the organization's mission and resources and utilize those resources to cover part of the project cost, to build on work satisfactorily accomplished with prior funding, to address an important community health and quality of life need and to be fully consistent with the Stipulations and the CB3 Guidelines,

THEREFORE CB3 requests that \$20,409 be awarded to Lower East Side Ecology Center to implement the continuing Street Tree Stewardship program as detailed in its proposal of November 14, 2014 as modified on December 18, 2015.

**28 YES 0 NO 0 ABS 1 PNV MOTION PASSED**

**Transportation & Public Safety and Environment Committee**

The Board Chair read a statement by the Committee Chair noting that the Transportation Committee carefully considered the concerns raised at the previous meeting. There was discussion that the Community Board 3 resolution could serve as a model for other community boards examining this issue. There was discussion of whether this resolution would cause K2 violations to be Schedule 1 violations.

1. Approval of previous month's minutes

**VOTE:** To approve the December 2014 of the Transportation & Public Safety and Environment Committee as written.

2. Traffic control at Corlears Hook Park

**VOTE: Title: Community Board 3 Resolution Supporting Traffic Calming Measures at Corlears Hook Park Entrance**

Whereas, there are no traffic control devices at the intersection of Cherry Street and the FDR Drive, and "Friends of Corlears Hook Park" and residents of CB 3 living on the northern side of Cherry Street expressed concern for pedestrian safety, and

Whereas, Cherry Street is bordered by residential uses to the north and Corlears Hook Park to the south. This park features many amenities including playgrounds, a baseball field and a dog run which are utilized by people of all ages. The entrance to the park is located midblock and there is an informal "desire path" from the residential buildings directly to the park's northern entrance, where there is already a curb cut indicating a crossing location, and

Whereas, vehicles belonging to East River Housing residents were observed to be parking at the corner, including one with an SVI parking permit for the disabled and an off-duty police officer. This obscures sightlines and creates an impediment for the M14A and M22 buses that turn onto Cherry Street, and

Whereas, signs are posted indicating that the speed limit has been reduced to 15 mph, which is lower than the 20 mph speed limit of a Slow Zone. However, While traffic volumes were observed to be low, vehicles were observed to be traveling at high speeds, and

Whereas, a "Turning Vehicles Must Yield" sign that was once posted has subsequently been knocked down but was not replaced, and

Therefore be it resolved, that CB 3 requests that NYCDOT tour the site and further investigate the feasibility of installing a midblock crosswalk at the northern entrance of Corlears Hook Park or other appropriate traffic calming measures along Cherry Street such as extending the curb to create a pinch point or speed hump so that the speed limit becomes self-enforcing.

3. Traffic safety measures on Clinton St and mid-block crossing

**VOTE: Title: Community Board 3 Resolution Supporting Traffic Calming Measures on Clinton Street**

Whereas, residents of Seward Park Housing Corporation are concerned about pedestrian safety on Clinton Street, between East Broadway and Grand Street. This segment of Clinton Street is bordered by the buildings that comprise Seward Park Housing and there are 2 midblock entrances facing Clinton Street; and

Whereas, both pedestrian and vehicular volumes were observed to be high along Clinton Street. Pedestrian traffic is heavy because this site is a local shopping destination with a supermarket, Post Office, bank and other commercial facilities. Vehicular traffic has increased since the right turn from Clinton Street onto the Williamsburg Bridge is now permitted, and

Whereas, Seward Park Housing is known to be a "NORC" (Naturally Occurring Retirement Community) with a high concentration of older adults that presumably have limited mobility, and

Whereas, Seward Park Housing Corporation was built on "superblocks" that eliminated streets from the grid but were designed with midblock entrances at those locations. A superblock is a large city block that has been created by combining blocks and eliminating through streets from the City Map. Each building within the Co-op has common grounds and amenities that is shared by all residents and at any time of day pedestrians, including older adults and children, can be seen crossing the street midblock in order to use those common grounds and amenities. This activity will not cease because the buildings and superblocks were designed in a way that encourages this pedestrian behavior; and

Therefore be it resolved, that CB 3 requests that DOT work with Seward Park Housing to increase pedestrian safety on Clinton Street by implementing appropriate traffic calming measures.

4. [Informational presentation on the Chinatown Curbside Management Pilot Study Findings](#) (click for info)

no vote necessary

5. Presentation on Safety Concerns in the Chrystie Street Bike Lane

no vote necessary

6. Consideration of state legislation to address the K2 legal/enforcement problems

**VOTE: Title: Community Board 3 Resolution Requesting NY State Penal Code Classification of "K2" as a Controlled Substance for Purposes of Intent to Sell and Distribute**

WHEREAS, Synthetic cannabinoids (a class of drugs commonly known by their street names "K2" or "Spice") are an emerging problem in our neighborhoods. Residents of Community Board 3 have come to the Board for help and relief from this drug that is adversely victimizing our residents, including lower income and shelter residents. Our local law enforcement and district attorneys do not have adequate legal tools to remove these harmful substances from sale and distribution; and

WHEREAS, Existing regulations classify possession of "K2" as a violation, with no distinction between possession and distribution. In other words, "K2" is legally just a violation similar to the public consumption of alcohol. Therefore, it is not possible for local law enforcement and district attorneys to uncover and shut down networks involved in the illicit sale, distribution and importation of "K2" because it is not possible to obtain a search warrant or to engage in plea bargaining with defendants; and

WHEREAS, The NYC Department of Health and Mental Hygiene has reported that emergency department visits related to synthetic cannabinoids were up 220% in first six months of 2014. The manufacture of "K2" includes an unpredictable blend of ingredients, which can cause an array of serious and unpredictable side effects. Common psychological reactions include agitation, fear and paranoia, which can cause intense experiences of panic attacks and disorientation. Significant physiological side effects can include heart palpitations and respiratory difficulties; and

WHEREAS, CB 3 wishes to respond to the community residents coming to CB 3 for help and protection of people using K2. Our lower income residents are particularly being victimized and hurt by use of this drug which can be bought for only \$2.00. CB 3 wishes to support legislation that would not

punish the user, but would target distributors preying on our community. Only possession with intent to distribute should result in misdemeanor or felony charges that would result in serious penalties. Classifying mere possession of small quantities of "K2" as anything more serious than a violation would do nothing to improve individual or public health or safety. CB 3 does not support any change in legislation that would impact users of this drug. Drug convictions have already criminalized and marginalized millions of Americans, with consequences that can include loss of a job, voting rights, housing, and access to education. Users of "K2" should not be further victimized -- "K2" is an emerging public health problem that should be addressed by legislation to curb its sale and distribution, not to criminalize its possession; and

WHEREAS, In June-September 2013, NY State enacted legislation to address synthetic cathinones (another class of drugs commonly known by their street name, "bath salts"), reclassifying them from a violation to a controlled substance under the state penal code. That legislation closed a significant loophole and toughened penalties to curb the sale and distribution of "bath salts" by allowing local law enforcement and district attorneys to use search warrants and plea bargaining. Legislation to address "K2" could be modeled on the "bath salts" legislation; now

THEREFORE BE IT RESOLVED, that CB3 encourages our State elected officials to enact and pass legislation to classify synthetic cannabinoids (A.K.A., "K2") as a controlled substance under NY State penal code for purposes of intent to sell and distribute in NY State.

BE IT FURTHER RESOLVED, that only possession with intent to distribute should result in misdemeanor or felony charges that would result in serious penalties. CB 3 is advocating for legislation that would not change the existing regulations regarding users of this drug. The intent is to protect users from the potentially dangerous impacts of this drug by curtailing distribution.

7. Possible sites for relocation of 18 Allen bus stop

**VOTE: Title: Community Board 3 Resolution to the DOT to Request Relocation of the Inter-State Bus Stop at 18 Allen Street to Other Feasible Locations**

Whereas, a CB 3 resident living in a ground floor apartment at 19 Orchard Street has complained about the interstate bus stop at 18 Allen Street directly in front of her residential window, and

Whereas, NYCDOT makes an effort not to site interstate bus stops in front of ground floor residential windows, but they were unaware that this space was a ground floor residential use, and

Whereas, this bus stop has created intolerable conditions for the resident including blackened windows, increased pollution, noise and litter. The bus stop is shared by four interstate bus companies and there is a total of 46 pick-ups and drop-offs daily yet the curb space available is barely long enough to store two buses, and

Therefore be it resolved, that NYCDOT should relocate this bus stop forthwith and examine other temporary and permanent alternate locations, including but not limited to 28 Allen Street. NYCDOT should also consider the feasibility of other nearby bus stops accommodating additional trips.

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

**Ethics, By-laws & Procedures Task Force**

1. Approval of previous month's minutes

**VOTE:** To approve December 2014 monthly minutes for Ethics Task Force.

2. Revisions to draft by-laws

no vote necessary

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

**SLA & DCA Licensing Committee**

1. Approval of previous month's minutes

**VOTE:** To approve minutes of December 2014.

**Applications within Saturated Areas**

2. Spitzers 2015 LLC, 126 Ludlow St aka 101 Rivington St @ Ludlow St (op)

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

Understanding that this is a sale of assets of an existing restaurant with a full on-premise liquor license, Community Board 3 moves to deny the application for a full on-premise liquor license for

Spitzer's 2015 LLC, with a proposed business name of Spitzer's, for the premise located at 126 Ludlow Street a/k/a 101 Rivington Street, at the corner of Ludlow Street and Rivington Street, unless the applicant agrees before the SLA to make as conditions of its license the following signed notarized stipulations that

- 1) it will operate as a full-service American restaurant, with a kitchen open and serving food during all hours of operation,
- 2) its hours of operation will be 7:00 A.M. to 4:00 A.M. all days,
- 3) it will close any sidewalk café no later than 10:00 P.M. every night,
- 4) it will close any façade doors and windows at 10:00 P.M. every night or during any amplified performances,
- 5) it will play ambient background music only, consisting of recorded music, and not have live music, DJs, promoted events, scheduled performances or any event at which a cover fee will be charged,
- 6) it will not apply for any alteration in its method of operation without first appearing before Community Board 3,
- 7) it may have "happy hours" to 8:00 P.M. each night,
- 8) it will not host pub crawls or party buses,
- 9) it will insure that there are no wait lines outside and designate an employee to oversee patrons and noise on the sidewalk,
- 10) it will conspicuously post this stipulation form beside its liquor license inside of its business, and
- 11) it will provide a telephone number for residents to call with complaints and immediately address any resident complaints

Community Board 3 is approving this application for a full on-premise liquor license although this is a location in an area with numerous full on-premise liquor licenses because 1) this applicant has experience operating numerous licensed businesses in different areas of this city and has furnished a letter from Community Board #5 attesting to its good operation of the restaurant Artisanal, 2) the applicant furnished approximately one hundred nineteen (119) signatures in support of its application, a substantial portion of which were from area residents, and 3) this is a previously licensed location with a full on-premise liquor license and an adverse history and the transfer of this business to an experienced restaurateur who intends to operate it as a full-service restaurant would be beneficial to the community.

3. Los Feliz 2015 LLC, 109 Ludlow St btwn Delancey & Rivington Sts (op)

**VOTE: TITLE: Community Board 3 Recommendation To Deny As Stipulations Were Not Agreed To**

Community Board 3 moves to deny the application for a full on-premise liquor license for Los Feliz 2015 LLC, with a proposed business name of Los Feliz, for the premise located at 109 Ludlow Street, between Delancey Street and Rivington Street, because the applicant has not agreed to make as conditions of its license the following stipulations that

- 1) it will operate as a full-service Mexican restaurant, with a kitchen open and serving food during all hours of operation,
- 2) its hours of operation will be 8:00 A.M. to 12:00 A.M. Sundays through Thursdays and 8:00 A.M. to 2:00 A.M. Fridays and Saturdays,
- 3) it will not commercially use any outdoor areas,
- 4) it will close any façade doors and windows at 10:00 P.M. every night or during any amplified performances,
- 5) it will play ambient background music only, consisting of recorded music, and not have live music, DJs, promoted events, scheduled performances or any event at which a cover fee will be charged,
- 6) it will not apply for any alteration in its method of operation without first appearing before Community Board 3,
- 7) it may have "happy hours" to 8:00 P.M. each night,
- 8) it will not host pub crawls or party buses,
- 9) it may operate a stand up bar on the ground floor but may only have a service bar on each of the two (2) lower levels,
- 10) it will not have bottle service without food, consistent with a club,
- 11) it will have table service for dining on all floors or levels of its business,
- 12) it will insure that there are no wait lines outside and designate an employee to oversee patrons and noise on the sidewalk,
- 13) it will conspicuously post this stipulation form beside its liquor license inside of its business, and
- 14) it will provide a telephone number for residents to call with complaints and immediately address any resident complaints

This application is for a full on-premise liquor license in an area with numerous full on-premise liquor licenses. This is a previously licensed location with a full on-premise liquor license and a history of violations, including exceeding maximum occupancy, unlicensed cabaret, unlicensed security and sales of alcohol to minors, evidencing its operation as a club and the transfer of this business and approval

of a new full on-premises liquor license should be accompanied only by stipulations restricting its future use for the benefit of the community.

4. Taberna 97 Inc, 97 St Marks Pl btwn 1st Ave & Ave A (wb)

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

Understanding that this is a sale of assets of an existing restaurant with a wine beer license, Community Board 3 moves to deny the application for a wine beer license for Taberna 97 Inc., for the premise located at 97 St. Marks Place, between First Avenue and Avenue A, unless the applicant agrees before the SLA to make as conditions of its license the following signed notarized stipulations that

- 1) it will operate as a full-service Portuguese restaurant, with a kitchen open and serving food during all hours of operation,
- 2) its hours of operation will be 4:00 P.M. to 2:00 A.M. Sundays through Fridays and 11:00 A.M. to 2:00 A.M. Saturdays and Sundays,
- 3) it will not commercially operate any outdoor areas,
- 4) it will close any front or rear façade doors at 10:00 P.M. every night and will otherwise have a closed fixed faced with no open doors or windows,
- 5) it will play ambient background music only, consisting of recorded music, and not have live music, DJs, promoted events, scheduled performances or any event at which a cover fee will be charged,
- 6) it will not seek a change in class of its liquor license to a full on-premise liquor license without the approval of Community Board 3,
- 7) it will not apply for any alteration in its method of operation without first appearing before Community Board 3,
- 8) it may have "happy hours" to 8:00 P.M. each night,
- 9) it will not host pub crawls or party buses,
- 10) it will insure that there are no wait lines outside and designate an employee to oversee patrons and noise on the sidewalk,
- 11) it will conspicuously post this stipulation form beside its liquor license inside of its business, and
- 12) it will provide a telephone number for residents to call with complaints and immediately address any resident complaints

Community Board 3 is approving this application for a wine beer license although this is a location in an area with numerous liquor licenses because 1) this applicant has operated a licensed business on this block of St. Marks Place between First Avenue and Avenue A since 2008 and without complaints since 2009, 2) no one appeared in opposition to this application and the applicant furnished approximately one hundred fifty (150) signatures from area residents in support of its application, and 3) this is a previously licensed location with a wine beer license and a long history of being operated as a restaurant.

**Sidewalk Cafe Application**

5. Cafe Petisco (Dishful), 189 E B'way (unenclosed)

no vote necessary - item was a "not heard at committee" item

**Alterations**

6. Malabar (French Avenue B Inc), 103-105 Ave B btwn E 6th & E 7th Sts (op/move bar to 105 Ave B/convert 103 Ave B bar to serve food)

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

To deny the application for an alteration of the full on-premise liquor license for French Avenue B Inc., doing business as Casimir, for the premise located at 103-105 Avenue B, between East 6th Street and East 7th Street, to wit removing the existing standup bar from the 103 Avenue B storefront and installing a new twenty (20) foot standup bar with six (6) stools in the 105 Avenue B storefront and changing its business name to PMF, unless the applicant agrees before the SLA to make as conditions of its license the following additional signed notarized stipulation that

- 1) it will operate as a full-service French restaurant, with a kitchen open and serving food to within one (1) hour of closing,
- 2) its hours of operation will be 5:00 P.M. to 4:00 A.M. Mondays through Fridays and 11:00 A.M. to 4:00 A.M. Saturdays and Sundays,
- 3) it will play ambient background music only, consisting of recorded music, and not have live music, DJs, promoted events, scheduled performances or any event at which a cover fee will be charged,
- 4) it will close any façade doors and windows at 10:00 P.M. every night,
- 5) its hours of operation for its backyard will be 5:00 P.M. to 11:00 P.M. Mondays through Fridays and 11:00 A.M. to 11:00 P.M. Saturdays and Sundays,
- 6) it will not apply for an alteration of its method of operation without first appearing before Community Board 3,

- 7) it will not host pub crawls or party buses,
- 8) it will continue to provide its entire menu at both storefronts and operate both storefronts as one business with one business name,
- 9) it will conspicuously post this stipulation form beside its liquor license inside of its business, and
- 10) it will provide a telephone number for residents to call with complaints and immediately address any resident complaints

**New Liquor License Applications**

7. Lost Boy LLC, 161 Bowery btwn Delancey & Broome Sts (op)

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

Understanding that this applicant has entered into a memorandum of understanding (hereto attached) with The Bowery Block Association, Community Board 3 moves to deny the application for a full on-premise liquor license for Lost Boy LLC, for the premise located at 161 Bowery, between Delancey Street and Broome Street, unless the applicant agrees before the SLA to make as conditions of its license the following signed notarized stipulations that

- 1) it will operate as a full-service American restaurant, with a kitchen open and serving food during all hours of operation,
- 2) its hours of operation will be 7:00 A.M. to 11:00 P.M. Sundays through Wednesdays and 7:00 A.M. to 1:00 A.M. Thursdays through Saturdays,
- 3) it will not commercially operate any outdoor areas,
- 4) it will close any front or rear façade doors at 10:00 P.M. every night and will otherwise have a closed fixed faced with no open doors or windows,
- 5) it will play ambient background music only, consisting of recorded music, and not have live music, DJs, promoted events, scheduled performances or any event at which a cover fee will be charged,
- 6) it will not seek a change in class of its liquor license to a full on-premise liquor license without the approval of Community Board 3,
- 7) it will not apply for any alteration in its method of operation without first appearing before Community Board 3,
- 8) it will not have "happy hours,"
- 9) it will not host pub crawls or party buses,
- 10) it will insure that there are no wait lines outside and designate an employee to oversee patrons and noise on the sidewalk,
- 11) it will install soundproofing,
- 12) it will conspicuously post this stipulation form beside its liquor license inside of its business, and
- 13) it will provide a telephone number for residents to call with complaints and immediately address any resident complaints.

8. Sego (119 Orchard Property Inc), 119 Orchard St a/k/a 120 Allen St btwn Rivington & Delancey Sts (hotel op)  
no vote necessary

9. To be Determined, 122 Orchard St (op)  
withdrawn

10. To be Determined, 175-177 E Houston St (op)  
no vote necessary

11. McKenna's Pub, 97 2nd Ave (op)  
withdrawn

12. Black Cat LES (Homebar NYC LLC), 172 Rivington St (wb)  
withdrawn

13. Manny's Asadero & Grill Inc, 214 E 9th St btwn 2nd & 3rd Aves (op)  
**VOTE: TITLE: Community Board 3 Recommendation To Deny**

**WHEREAS**, Manny's Asadero & Grill Inc., is seeking a full on-premise liquor license to operate a two-story restaurant, in the premise located at 214 East 9th Street, between Second Avenue and Third Avenue; and

**WHEREAS**, notwithstanding that this is an application for a location which has a preexisting restaurant with a wine beer license, this is a new application for a full on-premise liquor license for a restaurant with hours of operation of 11:00 A.M. to 12:00 A.M. Mondays through Thursdays and 11:00 A.M. 2:00 A.M. Fridays and Saturdays, food service ceasing two (2) hours before closing on Fridays and Saturdays, three (3) televisions, a five (5) foot by two (2) foot bar with no stools and recorded background music; and

**WHEREAS**, this location is currently a large two-story business with moderate business hours located on a R8B residentially zoned street and this community board believes that the residential zoning of

the street makes it incompatible with a large two-story business closing as late as 2:00 A.M. and having a full on-premise liquor license; and

**WHEREAS**, the applicant furnished inadequate documented support for its application, in that it provided only four (4) signatures from residents of the street in support of its application and only eight (8) signatures from area residents in support of its application; and

**WHEREAS**, there is no public benefit to the granting of this full on premise liquor license for this location which has only had a wine license and is in close proximity to numerous existing full on-premise liquor licenses and the only benefit stated by the applicant was that it has experience operating a licensed business and will be operating a Spanish-themed restaurant; and

**WHEREAS**, although the applicant stated that part of its public benefit was its experience, it failed to provide any documentation that it had operated a licensed business or had experience working in licensed businesses and failed to fill in the portion of the community board questionnaire about prior related work experience and prior or existing licensed businesses owned by the applicant and then it stated during its community board hearing that it has operated a licensed business in Queens for two (2) years and has prior experience working in licensed businesses; and

**WHEREAS**, although the applicant stated it would be a Latin American restaurant, it was unable to adequately explain why it furnished a limited menu primarily composed of American and Italian dishes; and

**WHEREAS**, per the applicant, there are ten (10) full on-premise liquor licenses within five hundred (500) feet of this location; and

**THEREFORE, BE IT RESOLVED** that Community Board 3 moves to deny the application for a full on-premise liquor license for Manny's Asadero & Grill, for the premise located at 214 East 9th Street, between Second Avenue and Third Avenue.

**Committee Discussion**

14. SLA Committee Discussion

no vote necessary

**Items not heard at Committee**

15. Oyster City LLC, 647 E 11th St (wb)

no vote necessary

16. Mini Cheng's Dumplings (Joyful Eats LLC), 179 2nd Ave (wb)

no vote necessary

17. Villa Cemita Inc, 50 Ave A (wb)

no vote necessary

18. Kottu House Inc, 250 Broome St (wb)

no vote necessary

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

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

There was discussion of the history of community gardens in the neighborhood and the importance of preserving the gardens. It was noted that gardens are not protected even if they are under the supervision of a city agency such as the Parks Department of the Department of Transportation. There was discussion of whether gardens should be located on avenues. There was discussion of how the neighborhood has revitalized the neighborhood. There was discussion of how community gardens give community members a place to gather and build relationships. There was discussion on the environmental impact of the gardens on the neighborhood, in particular the stabilization of the water table.

1. Approval of previous month's minutes

**VOTE:** To approve December 2014 monthly minutes for Parks Committee.

2. Presentation of Waterfront Conservancy Initiative

no vote necessary

3. Presentation of the concept plan for the Sol Lain Playground renovation

no vote necessary

4. Presentation on Community Park Initiative

no vote necessary

5. Parks update on capital projects, including East Side H.S soccer field and SDR "Nike Field"

no vote necessary

6. Request for support for community garden district

**VOTE: Title: Community Gardens District and Permanence Resolution**

Request that the City of New York map and designate all Community Gardens within the boundaries of Community Board 3 as parkland, designate them as a Community Gardens District, and that all gardens continue to be managed by community-based volunteers

**WHEREAS**, numerous local gardens, gardeners, residents, and organizations have requested that all community gardens in Community Board 3 (CB3) be designated and mapped as parkland, designated as a Community Gardens District, and be allowed to continue with their proven and successful model of community-based volunteer management; and

**WHEREAS**, CB3 has a centuries long and well documented history of urban gardening beginning in the 1600s; and

**WHEREAS**, as the population of the City has continued to grow, open space has come into increasingly short supply in the boundary of CB3; and

**WHEREAS**, in the 1960s and 70s, the City faced a significant fiscal crisis and responded by cutting numerous crucial services, to the severe detriment of local residents; and

**WHEREAS**, during this time landlords abandoned buildings in overwhelming numbers, resulting in property deterioration and negative impacts to public safety, particularly on the Lower East Side where drug sales and violence became open and notorious, causing residents to flee and visitors to avoid our community as buildings were felled by arson and disrepair, with lots remaining unused and unoccupied for years and housing gargantuan piles of rubble and waste; and

**WHEREAS**, this time ushered in the beginning of the homesteading movement, where local residents took over many abandoned buildings and converted vacant, garbage-filled lots into community gardens once again, representing a return to this community's urban gardening history; and

**WHEREAS**, local resident Liz Christy and fellow activists began the modern community gardening movement, and in 1973 established the first community garden in New York City; and

**WHEREAS**, by 1999, over 800 community gardens existed in New York City, with 697 registered with Green Thumb, putting these vacant and derelict lots back to productive use in their communities; and

**WHEREAS**, 57 of those Green Thumb-registered community gardens were located in CB3, with many more operating independently; and

**WHEREAS**, these community gardens - which were designed, built, managed and maintained by community volunteers - helped revitalize the Lower East Side and make it a desired destination for residents and visitors once again; and

**WHEREAS**, in the 1990s, during the City's bid to sell off hundreds of community gardens and capitalize on the real estate boom in the City, CB3 lost 10 community gardens that were bulldozed so that development could proceed; and

**WHEREAS**, today there are just 46 community gardens left in CB3, yet it remains the community board with the largest number and highest density of community gardens in all of New York City and New York State; and

**WHEREAS**, these community gardens provide numerous undeniable benefits to our community, and

**WHEREAS**, 8 community gardens in CB3 are privately owned and 38 other CB3 community gardens on lots that are owned by the City of New York; and

**WHEREAS**, despite their undisputable existence, innumerable benefits, and rooted longevity, the City does not map our community gardens as parkland but, instead lists them as vacant lots; and

**WHEREAS**, upon being mapped and designated as parkland, CB3's community gardens would be granted a much greater and stronger degree of permanence, as it would take an act of the New York State legislature for them to be alienated and used for anything other than open space; and

**WHEREAS**, to that end, local gardens, gardeners, residents and organizations have requested that the City designate and map all community gardens in New York City as park and designate them as a Community Gardens District, and have submitted dozens of letters of support from the community to CB3 in furtherance of such request; so

**THEREFORE, BE IT RESOLVED**, that Community Board 3, Manhattan strongly supports this request to have all community gardens within the boundaries of CB3 designated and mapped as parkland, designated a special Community Gardens District, and be allowed to continue with their proven and successful model of community-based volunteer management.

**Community Gardens District (List of Gardens)**

- |  |  |
|--|--|
| 1) 6th Street and Avenue B Garden                                | 24) Forsyth Garden Conservancy                           |
| 2) 6BC Botanical Garden  | 25) Generation X Cultural Garden                         |
| 3) 9th Street Community Garden and Park                          | 26) Gilbert's Sculpture and Green Oasis Community Garden |
| 4) 11BC Community Garden   | 27) Hope Garden  |
| 5) 11th Street Community Garden                                  | 28) Jardin Los Amigos                                    |
| 6) Avenue B Community Garden Association                         | 29) Kenkeleba Sculpture Garden                           |
| 7) Albert's Garden   | 30) La Plaza Cultural de Armando Perez Community Garden  |
| 8) All People's Garden   | 31) Le Petite Versailles                                 |
| 9) Brisas del Caribe Garden                                      | 32) Liz Christy Community Garden                         |
| 10) Campos Community Garden                                      | 33) Lower East Side Ecology Center Garden                |
| 11) Children's Garden  | 34) Lower East Side People's Care Garden                 |
| 12) Children's Magical Garden                                    | 35) Miracle Garden                                       |
| 13) Clinton Street Garden (Committee of Poor Peoples of the LES) | 36) M'Finda Kalunga Community Garden                     |
| 14) Creative Little Garden                                       | 37) Orchard Alley  |
| 15) De Colores Community Yard and Cultural Center                | 38) Parque de Tranquilidad                               |
| 16) Dias Y Flores Community Garden                               | 39) Peach Tree Garden                                    |
| 17) Earth People Community Garden                                | 40) Relaxation Garden (Susan Dragon Garden)              |
| 18) El Jardin de Paraiso   | 41) Sam and Sadie Koenig Garden                          |
| 19) El Sol Brillante Sr.   | 42) Secret Garden  |
| 20) El Sol Brillante Jr.   | 43) Siempre Verde Garden                                 |
| 21) Fifth Street Slope Children's Garden                         | 44) Suffolk Street Community Garden                      |
| 22) Fireman's Memorial Garden                                    | 45) Toyota Children's Learning Garden                    |
| 23) First Street Garden  | 46) Vamos Sembrar Garden                                 |

7. Report from Arts Subcommittee  
no vote necessary

8. Report from Landmarks Subcommittee  
withdrawn

**Block Party**

9. Greek Jewish Festival, 5/31, Broome St (btwn Allen & Eldridge Sts)

**VOTE:** CB#3 approves the block party for the Greek Jewish Festival to be held on May 31st, 2015, located on Broome Street between Allen and Eldridge Streets.

**28 YES 1 NO 0 ABS 0 PNV MOTION PASSED (Parks item 6)**

**29 YES 0 NO 0 ABS 0 PNV MOTION PASSED (excluding Parks item 6)**

**CB 3 & CB 6 Joint Waterfront Task Force**

The Task Force held its first meeting and is committed to having extensive stakeholder outreach. There was discussion that the public outreach meeting did not have sufficient public comment opportunities. The Chair stated that state and city officials will work to change the format for the next meeting.

- East Side Coastal Resiliency Process and Timeline  
no vote necessary

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

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

The Land Use Committee supported the Chinatown Working Group's resolution on Subdistrict B, which includes public housing properties, to preserve this district for public housing.

1. Approval of previous month's minutes

**VOTE:** To approve the January 2014 Committee minutes as written

2. Essex Crossing/SPURA Minor Modifications: Changes to the building envelopes of Sites 1 and 5, non-ULURP Certification # M 120228B ZSM

no vote necessary

3. Update on Essex Street Crossing Development

no vote necessary

4. CWG review of subdistrict B –which is NYCHA area rezoning proposal

**VOTE: Title: Community Board 3 Resolution Regarding the Chinatown Working Group (CWG) Plan for Sub-District B (Community Preservation and Resilience Area) and other NYCHA Properties**

To approve the proposed updated language for Sub-District B as written

**WHEREAS**, Subdistrict B is characterized as a Planned Community Preservation and Resilience Area, consisting of large planned housing developments constructed for low and moderate income New Yorkers along the lower East River in the 1930s, 40s, and 50s; and

**WHEREAS**, the NYCHA housing developments are built in a unique "tower in the park" architectural style, characterized by large-scale site plans with significant open space and internal pedestrian walkways; and

**WHEREAS**, the Land Use & Housing Committee reviewed the CWG proposal as written, and proposed revised language which was memorialized by the Committee; and

**WHEREAS**, the revised proposal insures that in each large-scale planned community development in Subdistrict B, any new development, demolition or enlargements in the Sub-District would require a Special Permit (ULURP) based on the findings summarized below:

- 1) Any new development, demolition or enlargements must be at rents affordable to that specific large-scale planned community development and will not reduce the total number of units and total number of legal occupants;
- 2) New development or enlargements in the specific large-scale planned community development must relate to the existing buildings or other structures in all manner of scale and design and will not seriously alter the scenic amenity and the environmental quality of that large-scale planned community development, or in the alternative, must include alternative amenities or quality factors approved as part of the plan.
- 3) New development or enlargements must maximize Climate Change resilience and adaptation measures relating to built form and permeable surfaces as more specifically detailed in the proposal approved by the Committee, and be sited so as to preserve the greatest amount of open space and landscaping that presently exists in the specific large-scale planned community development in Subdistrict B so as to potentially accommodate water detention green infrastructure and retention tanks. There can be no reduction in open space within that specific large-scale planned community development in Subdistrict B unless adequate alternative space is provided in that development with the exception of parking areas which can either be placed below or above grade level in any new development;
- 4) It has been certified that no tenant harassment, denial of services or unnecessary demolition has occurred;
- 5) Any new non-residential use development or enlargement addresses the community facility, services and/or commercial use needs of the specific large scale community development in which the development or enlargement is proposed and will not displace existing residential units, commercial businesses or community facilities.

**WHEREAS**, the current underlying zoning is: R7-2-FAR: C2, R0.87-3.44, CF6.5; and

**WHEREAS**, the proposed underlying zoning is: Where actual FAR is 2.43 or under: Downzone to - R6/C2 Modified - FAR: C2, R 0.78-2.43, CF 4.8 – and - Where actual FAR is over 2.43: Change to: R7-2/C2 Modified - FAR: C2, R 0.87-3.44, CF6.5

**WHEREAS**, a key goal of this rezoning proposal is to preserve as a public review process via ULURP for new development, demolition or enlargements in the Sub-District; so

**THEREFORE BE IT RESOLVED**, CB 3 supports the Sub-District B rezoning proposal as updated by the Land Use & Housing Committee at it January 2015 meeting.

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

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

1. Approval of previous month's minutes

**VOTE:** To approve the December 2014 of the Human Services, Health, Disability, & Seniors / Youth & Education Committee as written.

2. LES Power Partnership: Request for support to Maintain Mental Health, World Trade Center of Excellence, ER & Trauma Services, and mobile crisis unit at Bellevue Hospital Center

**VOTE: Title: Community Board 3 Resolution in Support of Maintaining Mental Health, World Trade Center of Excellence, and the ER & TRAUMA Services at Bellevue Hospital Center**

WHEREAS Bellevue Hospital Center provides Mental Health Services including but not limited to: 15 Child & 30 Adolescent psychiatric beds; Child & Adolescent Home Based Crisis Intervention Program; Adult Outpatient Services- Bilingual Treatment Program; Specialized treatment for physical and mental health conditions through the Bellevue World Trade Center of Excellence; and

WHEREAS according to the City Health Information vol. 33 (2014) Diagnosing and Managing the Mental Health Needs of Adults Exposed to Disaster "Survivors of a disaster whether natural or man-made, will often experience significant event-related distress, fear, and anxiety; with some developing longer- term disorders such as posttraumatic stress disorder (PTSD), depression, generalized anxiety disorder and PTSD, depression, generalized anxiety disorder, overall population rates of mental health disorders, such as depression, anxiety disorders, and PTSD, can be expected to increase. "It goes on to state that"...exposure to a disaster may have longer term mental health effects, so it is important to remain alert and screen for trauma-related disorders, not only days and months but even years- after the event;" and

WHEREAS the ER & Trauma Center at Bellevue Hospital Center is a Level 1 Trauma Center; is a Level 1 Pediatric Trauma Center; has 65,000 square feet of clinical space; has a Mobile Crisis Unit; and

WHEREAS according to "Tool for Evaluating Core Elements of Hospital Disaster Drills" referred to at the NYC Department of Health and Mental Hygiene website, there is a need for adequate triage and treatment zone space during a hospital Disaster drill; and

WHEREAS according to "The role of the health sector in planning and response" by Erik Auf der Heide and Joseph Scanlon a chapter whose "first author is a federal government employee who wrote it as part of his official duties "...in a disaster, The majority of casualties...often end up at the hospitals that are closest...or that are renowned for providing emergency care;" and

THEREFORE BE IT RESOLVED that Manhattan Community Board 3 advocates for the maintenance of Mental Health, Emergency Room and Trauma Services; World Trade Center of Excellence and Mobile Crisis Unit at Bellevue Hospital Center; and

THEREFORE BE IT FURTHER RESOLVED that Community Board 3 advocates for the Administrators of the Mobile Crisis Unit, Mental Health, Emergency Room and Trauma Services of Bellevue Hospital Center 1) meets twice during the year once in January and once in September with the Community Board 3's (CB3) Health, Seniors and Human Services Committee.

2) Inform the Bellevue Community Advisory Board (of which CB3 has a representative) of any staffing, location, funding changes as well as any significant census or program changes.

3. Presentation: Proposed free public talks by investigators in the proposed NYU-Wadsworth Center for Children's Environmental Health and Disease Prevention

no vote necessary

4. Health Committee Goals 2015

no vote necessary

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

**Youth, Education, & Human Rights Committee**

1. Approval of previous month's minutes

**VOTE:** To approve the December 2014 of the Human Services, Health, Disability, & Seniors / Youth & Education Committee as written.

2. Introduction to the Manhattan District Attorney's Manhattan South Youth Advocate  
no vote necessary
3. Youth, Education and Human Rights Committee Goals 2015  
no vote necessary

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

**Economic Development Committee**

1. Approval of previous month's minutes  
**VOTE:** To approve the December 2014 minutes of the Economic Development Committee as written.
2. Continuing discussion of Special District concerning retail needs  
no vote necessary
3. Continuing discussion of proposed public forum for CB3 retail merchants  
no vote necessary

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

**Members Present at Last Vote:**

David Adams	[P]	Herman F. Hewitt	[P]	Ariel Palitz	[P]
Dominic Berg	[A]	Anne K. Johnson	[P]	Teresa Pedroza	[A]
Karen Blatt	[A]	Linda Jones	[A]	Carolyn Ratcliffe	[P]
Lisa Burriss	[P]	Vaylateena Jones	[P]	Carlina Rivera	[P]
Justin Carroll	[A]	Meghan Joye	[A]	James Rogers	[P]
Karlin Chan	[P]	Lisa Kaplan	[A]	Richard F. Ropiak	[P]
Jimmy Cheng	[A]	Carol Kostik	[P]	Christopher Santana	[P]
MyPhuong Chung	[P]	Ben Landy	[A]	Susan Scheer	[P]
David Crane	[P]	Mae Lee	[A]	Nancy Sparrow-Bartow	[P]
Enrique Cruz	[P]	John Leo	[P]	Josephine Velez	[A]
Cathy Dang	[A]	Alysha Lewis-Coleman	[A]	Rodney Washington	[A]
Leila Eliot	[A]	Gigi Li	[P]	Kathleen Webster	[P]
Morris Fajtelewicz	[P]	William LoSasso	[P]	Justin Yu	[A]
Flora Ferng	[A]	Chad Marlow	[A]	Thomas Yu	[P]
Gloria Goldenberg	[P]	Penina Mezei	[A]	Zulma Zayas	[P]
Jan Hanvik	[A]	Alexandra Militano	[P]		
Ayo Harrington	[P]	Chiun Ng	[P]		

Meeting Adjourned