

## **COMMUNITY BOARD 7/MANHATTAN DECEMBER 2002 RESOLUTIONS**

### **RESOLUTION**

**Date: December 3, 2002**

**Committee of Origin: Landmarks**

**Re: 40 West 68th Street, York Preparatory School (Central Park West and Columbus Avenue).**

**Full Board Vote: BACK TO COMMITTEE**

**WHEREAS, the proposed in-fill addition of 1400 square feet consisting of a cellar level and one story is not visible from the street; and**

**WHEREAS, the addition will have a minimum impact on surrounding buildings and general area; and**

**WHEREAS, the adjacent synagogue, which will lose some of its light on the western side of its building, is in support of the application;**

**BE IT RESOLVED THAT Community Board 7/Manhattan approves application #031139 by the York Preparatory School to the Landmarks Preservation Commission to construct a rear yard addition.**

**Committee: 5-0-1-0. Board Members: 1-1-2-0. Public Member: 1-0-0-0.**

### **RESOLUTION**

**Date: December 3, 2002**

**Committee of Origin: Landmarks**

**Re: 8 West 70th Street (Central Park West), Congregation Shearith Israel, Application #03-2628.**

**Full Board Vote: 30 In favor 0 Against 4 Abstentions 0 Present**

**WHEREAS, Congregation Shearith Israel is an individual landmark and also located in the Central Park Historic District; and**

**WHEREAS, the Synagogue proposes to demolish its community house, also within the historic district, and replace it with a 14-story building; and**

**WHEREAS, the proposed building is two times the height of the allowable buildings on the block; and**

**WHEREAS, the building has a negative impact on the synagogue and does not relate harmoniously to other buildings in the district; and**

**WHEREAS, the effect on Central Park where the building is clearly visible over the landmark and appears to overpower it is also negative; and**

**WHEREAS, the building is being developed by a private developer with no guarantee that the terms of the project won't change; and**

**WHEREAS, there are many institutions along Central Park West that are in need of funds, this project is precedent setting;**

**BE IT RESOLVED THAT Community Board 7/Manhattan disapproves application #03-2628 to demolish the existing community house and construct a new 14-story building at 8 West 70th Street.**

**Committee: 6-0-0-0. Board Members: 3-0-0-0, Public Member: 1-0-0-0.**

## **RESOLUTION**

**Date: December 3, 2002**

**Committee of Origin: Landmarks Joint with Land Use**

**Re: 8 West 70th Street (Central Park West), Congregation Shearith Israel, Application #03-2652.**

**Full Board Vote: 29 In favor 0 Against 4 Abstentions 0 Present**

**WHEREAS, Community Board 7/Manhattan finds the proposed building does not relate harmoniously with the subject landmark or with the surrounding buildings in the Central Park Historic District; and**

**WHEREAS, Community Board 7 has disapproved application #03-2628 for a certificate of appropriateness for the proposed building at 8 West 70th Street;**

**BE IT RESOLVED THAT Community Board 7/Manhattan disapproves application #03-2652 by Congregation Shearith Israel to request that the Landmarks Preservation Commission issue a report to the City Planning Commission relating to an application for a special permit to allow the construction of a 14-story building adjacent to the synagogue.**

**Committee: 6-0-0-0. Board Members: 3-0-0-0. Public Member: 1-0-0-0.**

## **RESOLUTION**

**Date: December 3, 2002**

**Committee of Origin: Land Use**

**Re: 384 Columbus Avenue (West 78th Street).**

**Full Board Vote: 31 In favor 0 Against 1 Abstention 0 Present**

**BE IT RESOLVED THAT** Community Board 7/Manhattan approves the renewal application DCA# 0954896 to the Department of Consumer Affairs by 384 Columbus Avenue Association LLC, d/b/a Ocean Grill at 384 Columbus Avenue (West 78th Street) for a five-year consent to operate an unenclosed sidewalk cafe with 16 tables and 35 seats.

**Committee: 7-0-0-0. Board Member: 1-0-0-0.**

## **RESOLUTION**

**Date: December 3, 2002**

**Committee of Origin: Land Use**

**Re: 201 West 79th Street, Nice-Matin (Amsterdam-Columbus Avenues).**

**Full Board Vote: 32 In favor 1 Against 0 Abstentions 0 Present**

**WHEREAS**, the applicant has agreed to change the configuration of the proposed sidewalk café to 24 tables and 68 seats and to reduce its depth along Amsterdam Avenue to 9 feet and to chamfer the corner of the café; and

**WHEREAS**, the applicant has agreed to submit to Community Board 7/Manhattan plans revised to document these changes and stamped by the NYC Department of Consumer Affairs;

**BE IT RESOLVED THAT** Community Board 7/Manhattan approves the new application DCA# 1125981 to the Department of Consumer Affairs by Renolta LLC, d/b/a Nice-Matin at 201 West 79th Street (Amsterdam Avenue), for a one-year consent to operate an unenclosed sidewalk cafe with 24 tables and 68 seats.

**Committee: 7-0-0-0. Board Member: 1-0-0-0.**

## **RESOLUTION**

Date: December 3, 2002

Committee of Origin: Transportation

Re: Memorial street naming in honor of Victor Wald.

Full Board Vote: 17 In favor 12 Against 2 Abstentions 0 Present

**BE IT RESOLVED THAT** Community Board 7/Manhattan approves the request by the Wald family to name West 81st Street, Broadway to West End Avenue, in honor of Victor Wald, who died at the WTC on September 11, 2001.

Committee: 3-0-0-0. Board Member: 1-0-0-0. Public Members: 0-1-1-0.

Uniformed Services and Environment Committee

Co-Chairs: Melanie Radley and Hector Santana

7. Re: Intro. 256 to amend the administrative code to prohibit smoking in public places and places of employment.

**WHEREAS**, Community Board 7/Manhattan acknowledges the validity of Intro 256, introduced by Mayor Michael Bloomberg to extend the smoke free workplace laws to a wide variety of establishments previously excluded in order to protect the health of the workers and improve the quality of life for New Yorkers; and

**WHEREAS**, the proposed intro., which also now includes the 13,000 bars and more than 120 clubs that are licensed to remain open until 4:00 a.m. and in which more than 60 percent of the workforce and 65 percent of the patrons smoke, does not include any provisions that can legally prevent patrons from congregating on the streets to smoke, going back and forth into a bar, thus creating security problems and overburdening police who would be called to enforce quality of life complaints from noise and rowdiness; and

**WHEREAS**, Community Board 7 believes that the current enforcement mechanism which is dependent on the Department of Health team of inspectors, who are already charged with restaurant

inspections, rat complaints and all other health violations throughout the city, responding after the fact on the next day to vigilant citizens' anonymous phoned reports of infractions is seriously flawed; and

**WHEREAS**, the enforcement mechanism rather than mitigating and alleviating the violation could become a discriminatory tool to harass bar owners and stigmatize patrons; and

**WHEREAS, the majority of bars throughout the 5 boroughs are small single proprietor owned neighborhood establishments that are important in the social fabric of the neighborhood, and the resolution while intending to improve the workplace environment is legislating behavior, which is better changed by information and education;**

**Be It resolved THAT while Community Board 7/Manhattan applauds the Mayor's intent to extend smoke free workplaces, it urges the City Council to continue to exclude bars and clubs until a viable mechanism is developed to fairly enforce the statute.**

**Committee: 5-1-0-0.**