

FULL BOARD MINUTES

DATE: November 18, 2004

TIME: 6:30 P.M.

PLACE: NYU Silver Building, 32 Waverly Place, Room 714

BOARD MEMBERS PRESENT: Steve Ashkinazy, Tobi Bergman, Maria P. Derr, John Diaz, Doris Diether, Harriet Fields, Elizabeth Gilmore, Edward Gold, Jo Hamilton, Anne Hearn, Brad Hoylman, Aubrey Lees, Don MacPherson, Dr. John Maggio, Chad Marlow, Rosemary McGrath, Philip Mouquinho, Rick Panson, Ronald Pasquale, Judy Paul, David Reck, Mark Rosenwasser, Arthur Z. Schwartz, Shirley Secunda, Melissa Sklarz, James Smith, Chair, Community Board #2, Manhattan (CB#2, Man.); Shirley H. Smith, Sean Sweeney, Martin Tessler, Betty Williams, Michael Xu.

BOARD MEMBERS EXCUSED: Helene Burgess, Keith Crandell, Lawrence Goldberg, Arthur Harris, Robert Rinaolo, Rocio Sanz, Wilbur Weder, Carol Yankay.

BOARD MEMBERS ABSENT: Galal Chater, Don Lee, Edward Ma, T. Marc Newell, Robert Riccobono, Ruth Sherlip.

BOARD STAFF PRESENT: Arthur Strickler, District Manager

GUESTS: Congressman Jerrold Nadler's office; Jon Prosnit, Senator Tom Duane's office; Matt Viggiano, Senator Martin Connor's office; Deborah Lester, Assembly Speaker Sheldon Silver's office; Gregory Brender, Assembly Member Deborah Glick's office; Dirk McCall, Council Member Alan Gerson's office; Council Member Margarita Lopez' office; Kate Seeley-Kirk, Council Member Christine Quinn's office; Sarah Landfield, Louise Symmonds, M. Johnson, Ian Dutton, Florent Morellet, Dana Gibson, Willie Delgado, Carter Booth, Peter Freer, Susan Goren, Florent Morellet, Dan Wood, Diane Von Furstenberg, Michael Bloomberg, Barbara Quart, M. Johnson, Howard Negrin, Andrew Berman, Michael Haberman, Jennifer Monan.

MEETING SUMMARY

Meeting Date - November 18, 2004

Board Members Present – 31

Board Members Excused– 8

Board Members Absent - 6

I. SUMMARY AND INDEX

ATTENDANCE	1
MEETING SUMMARY	1
SUMMARY AND INDEX	1
PUBLIC SESSION	2
ADOPTION OF AGENDA	2
ELECTED OFFICIALS' REPORTS	2
ADOPTION OF MINUTES	2
EXECUTIVE SESSION	2
STANDING COMMITTEE REPORTS	2
BUSINESS	2
JOINT INSTITUTIONS & PUBLIC SAFETY AND HEALTH	5
LANDMARKS AND PUBLIC AESTHETICS	5
SIDEWALKS, PUBLIC FACILITIES AND ACCESS	9
SOCIAL SERVICES, HOMELESS & SENIOR SERVICES	9
TRAFFIC AND TRANSPORTATION	10
ZONING AND HOUSING	11
NEW BUSINESS	11
ROLL CALL	12

II. PUBLIC SESSION

Non-Agenda Items

Service Cuts to U.S. Postal Service

Willie Delgado, National Mail Handlers Union, spoke against the proposed cuts in service.

NYU Science Center at Waverly Pl.

Barbara Quart, M. Johnson, and Howard Negrin, Washington Pl. Block Assn., spoke against the center.

Michael Haberman, representing NYU, spoke in favor of the new science facility.

Electronic Voting Machine

Ian Dutton spoke regarding this topic.

YMCA

Jennifer Monan gave an update report.

Landmarks & Public Aesthetics Items

440-442 W. 14th St. a/k/a 872-874 Washington St. App. is to install new storefronts, a canopy, windows; & construct rooftop and rear yard additions

Florent Morellet, David Gibson, Dan Wood, Michel Bloomberg and Diane Von Furstenberg, spoke in favor of the Studio project.

Proposal to Designate Parts of the Far West Village and the Greenwich Village Waterfront

Andrew Berman, GVSHP, spoke in favor of the resolution.

III. ADOPTION OF AGENDA

IV. ELECTED OFFICIALS PRESENT AND REPORTING

Congressman Jerrold Nadler's office

Jon Prosnit, Senator Tom Duane's office

Matt Viggiano, Senator Martin Connor's office, introduced himself.

Deborah Lester, of Assembly Speaker Sheldon Silver's office

Gregory Brender, of Assembly Member Deborah Glick's office reported on upcoming events.

Dirk McCall, of Council Member Alan Gerson's office.

Council Member Margarita Lopez' office,

Kate Seeley-Kirk, of Council Member Christine Quinn's office

V. ADOPTION OF MINUTES

Adoption of September minutes and distribution of October minutes.

VI. EXECUTIVE SESSION

1. **Chair's Report** Jim Smith reported

2. **District Manager's Report** Arthur Strickler reported.

STANDING COMMITTEE REPORTS

BUSINESS

1. **La Mela Ristorante Italiano, Inc. d/b/a La Mela, 167 and 171 Mulberry St., NYC**

WHEREAS, the applicant appeared before the committee; and

WHEREAS, this application is to upgrade the two existing Beer and Wine Licenses at this location to full On Premise licenses at this 500 person capacity Italian restaurant that has operated at this address since 1985; and

WHEREAS, the applicant stated that there would be no changes to the method of operation; and

WHEREAS, no one from the community spoke in opposition to this application; and

THEREFORE, BE IT RESOLVED that CB#2, Man. has no objection to the issuance of two On Premise licenses to La Mela Ristorante Italiano, Inc., d/b/a La Mela, 167 and 171 Mulberry Street, NYC.

Vote: Unanimous, with 31 Board members in favor.

2. Ovalie Corp., d/b/a Le Quinze, 132 West Houston Street, NYC

WHEREAS, the applicant appeared before the committee; and

WHEREAS, this application is for an On Premise license at this 1000 square foot, 100 person capacity French bistro; and

WHEREAS, the applicant stated that he was purchasing this location from the existing owner; and

WHEREAS, the applicant stated that the hours of operation will be until 11:30 PM weekdays and until 12:30 AM weekends; and

WHEREAS, the applicant stated that the music will be background only; and

WHEREAS, no one from the community appeared in opposition to this application; and

THEREFORE, BE IT RESOLVED that CB#2, Man. has no objection to the issuance of an On Premise license to Ovalie Corp., d/b/a Le Quinze, 132 W. Houston Street, NYC.

Vote: Unanimous, with 31 Board members in favor.

3. Juntos, Inc. d/b/a Barbossa, 234 Elizabeth Street, NYC

WHEREAS, the applicants appeared before the committee; and

WHEREAS, this application is for a Beer and Wine license at this 680 square foot 35 seat location; and

WHEREAS, the applicant stated that music will be background only; and

WHEREAS, the applicant stated that the hours of operation will be from 8:30 AM until 11:30 PM seven days; and

WHEREAS, last month several members of the community appeared in opposition to this application; the application was then postponed until this month. The applicants and community members returned and reported that they had met and agreed upon a Memorandum of Understanding regarding the applicant making certain concessions in exchange for community support. A copy of that Memorandum of Understanding is attached to and made a part of this resolution; and

THEREFORE, BE IT RESOLVED that CB#2, Man. has no objection to the issuance of a Beer and Wine license to Juntos, Inc., d/b/a Barbossa, 234 Elizabeth Street, NYC

Vote: Unanimous, with 31 Board members in favor.

4. Maremma LLC., 228 West 10th Street, NYC

WHEREAS, the applicant appeared before the committee; and

WHEREAS, this application is for an On Premise license at this 3000 square foot 160 person capacity location formerly operated as Tangerine; and

WHEREAS, the hours of operation will be until 2 AM seven days; and

WHEREAS, the applicant stated that music will be background only; and

WHEREAS, no one from the community appeared in opposition to this application; and

THEREFORE, BE IT RESOLVED that CB#2, Man. has no objection to the issuance of an On Premise license for Maremma LLC., 228 West 10th Street, NYC

Vote: Unanimous, with 31 Board members in favor.

5. Chipotle Mexican Grill of Colorado, LLC., 200 Varick Street, NYC

WHEREAS, the applicant failed to appear before the committee and instead sent an underling to inform the committee that the “boss” had no time to complete the application. **THEREFORE, BE IT RESOLVED** none of the required paperwork necessary to vote on this application was available; and

WHEREAS, the committee chair personally left two messages for the “boss” asking him to complete the paperwork in time for this month’s meeting or in the alternative to ask for an adjournment until the December meeting. Neither of the calls were returned; and

WHEREAS, this application is for an On Premise license at this fast food restaurant predominantly owned by McDonalds Corp. that is opening a chain of these establishments throughout Manhattan and elsewhere; and

WHEREAS, the committee has serious concerns about a self-service, fast food restaurant with no table service dispensing alcoholic beverages. The concerns regard who will monitor the serving of these drinks to minors and who will monitor whether or not these drinks are removed from the premises given the usual age and caliber of staff employed by fast food restaurants; and

THEREFORE, BE IT RESOLVED that CB#2, Man. feels that the granting of On Premise licenses to these types of establishments sets a dangerous precedent for the unsupervised service of alcoholic beverages by persons who in all likelihood are under the age of 21 years; and

BE IT FURTHER RESOLVED that CB#2, Man. does not find the granting of this license to be in the public interest and strongly objects to the issuance of an On Premise license for Chipotle Mexican Grill of Colorado, LLC, 200 Varick Street, NYC and calls upon the State Liquor Authority to return this applicant to the Community Board should an application be filed; and

BE IT FURTHER RESOLVED that, in the event a license be granted to the applicant over the objection of CB#2, Man., the Board calls upon the SLA to clearly state, as a moral imperative, the reasons as to how the public interest is served by the issuance of this license and to forward such reasons in writing to the Community Board.

Vote: Unanimous, with Board members in favor.

6. Precision Pizza, d/b/a Difara NYC, 146 West Houston Street, NYC

WHEREAS, the applicant appeared before the committee; and

WHEREAS, this application is for an On Premise license at this 1200 square foot 35 person capacity pizzeria formerly operated as Nellie’s; and

WHEREAS, the applicant stated that the hours of operation will be from 11AM until Midnight, 7 day; and

WHEREAS, the applicant stated that music will be background only; and

WHEREAS, no one from the community appeared in opposition to this application; and

THEREFORE, BE IT RESOLVED that CB#2, Man. has no objection to the issuance of an On Premise license for Precision Pizza, d/b/a Difara, NYC, 146 West Houston Street, NYC.

Vote: Unanimous, with 31 Board members in favor.

7. Last Sunday in January LLC, 290 Hudson Street, NYC

WHEREAS, the applicant failed to appear before the Committee or call to reschedule; and

THEREFORE, BE IT RESOLVED that CB#2, Man. objects to the issuance of an On Premise license for Last Sunday in January LLC, 290 Hudson Street, NYC and calls upon the SLA to return this applicant to the Community Board should an application be filed.

Vote: Unanimous, with 31 Board members in favor.

JOINT INSTUTIONS AND PUBLIC SAFETY & HEALTH

St. Vincent's Hospital Emergency Room Plans

WHEREAS, St. Vincent's Hospital staff has presented to the combined committees the current plans for the reorganization and expansion of Emergency Room operations and staffing at the hospital, and

WHEREAS, this reorganization is anticipated to handle a case load expansion from 30,000 to 50,000 patients annually, and

WHEREAS, the physical facilities to accommodate this caseload is slated to expand from 11,000 to 22,000 sq. ft. from the 11th Street to 12th Street axis, and

WHEREAS, the intent of the hospital is to upgrade the current Emergency Room personnel to Emergency Medicine Board certification by contracting with an outside emergency room medical management firm named Emergency Medical Associates whereas current staff is not Board certified, and

WHEREAS, some Emergency Room medical personnel are to be afforded the opportunity for Board Certification but this is likely to amount to a loss of 3-4 Emergency Room medical doctors with long standing service, and

WHEREAS, the relationship between the CB#2, Man. community and St. Vincent's has been long-standing and most harmonious wherein St. Vincent's has always occupied an esteemed and honored institutional status

THEREFORE, BE IT RESOLVED that CB#2, Man, supports St. Vincent's in the upgrading and expansion plans presented and is concerned that the 3rd party management agreement not abrogate the long standing relationship between the hospital and the CB#2, Man. community and

BE IT FURTHER RESOLVED that CB#2, Man. requests that the St. Vincent's administration will continue to foster this relationship and so convey this objective to the management team of Emergency Medical Associates so as not to diminish any staffing levels that are likely to affect its outreach and service to the community.

Vote: Unanimous, with 31 Board members in favor.

LANDMARKS AND PUBLIC AESTHETICS

1ST LANDMARKS MEETING

Item 1 - Proposal to designate parts of the Far West Village and the Greenwich Village Waterfront

WHEREAS, for more than 20 years CB#2, Man. has asked the Landmarks Preservation Commission to extend landmark protections to the Far West Village and Greenwich Village waterfront, to ensure the preservation of the area's unique historic resources, and

WHEREAS, in March of this year CB#2, Man. passed a resolution reaffirming this request, making clear that protection of the Far West Village is Community Board #2's top preservation priority for Greenwich Village, and urging the Landmarks Commission with new urgency to act quickly to protect the area against the ever-increasing threats of proposed demolitions of its historic structures, and

WHEREAS, there are **currently** seven historic structures in the area that are known to be earmarked for demolition, with more undoubtedly to come and others which may be planned without public knowledge, indicating the very real possibility that a significant part of the area's historic resources could be destroyed soon without swift action by the Commission, and

WHEREAS, the Greenwich Village Society for Historic Preservation has submitted a new and highly detailed proposal to the Commission for the extension of landmark protections to the area, which includes basic historic data about every one of the 108 buildings and two street beds in the proposed area, and which identifies the clear historic significance and themes of the area which make it worthy of landmark designation, and

WHEREAS, the proposal enjoys broad support, including from community groups such as the Federation to Preserve the Greenwich Village Waterfront and Great Port and the Greenwich Village Community Task Force, the Historic Districts Council, the New York Landmarks Conservancy, elected officials, and countless other residents, property owners, merchants, preservationists, and New Yorkers who have written, e-mailed, faxed, marched, rallied, and attended meetings and town halls to show their support and concern, and

WHEREAS, the unique history and built environment of the Far West Village and Greenwich Village waterfront -- including more than twenty early 19th century and thirty-five late 19th century buildings, more than a dozen Federal and Greek Revival houses and more than a dozen stables, maritime hotels, Romanesque warehouses, and dozens of former factories, storehouses, and industrial complexes -- is of tremendous significance to Greenwich Village and New York, and speaks to exactly what landmarks law was intended to protect, and would be tragic to lose; now

THEREFORE, BE IT RESOLVED that CB#2, Man., with a sense of great urgency, asks the Landmarks Preservation Commission to act swiftly upon the proposal of the Greenwich Village Society for Historic Preservation for landmark protections for the Far West Village and Greenwich Village waterfront, to preserve this irreplaceable area before it is too late.

Vote: Unanimous, with 31 Board members in favor.

Item 2 - 640 Broadway a/k/a 172 Crosby Street a/k/a 60-74 Bleecker Street - NoHo Historic District. A Classical Revival style office building designed by DeLemos & Cordes and built in 1896-97. Application is to modify a cellar entrance that was constructed in the sidewalk without Landmarks Preservation Commission permits.

WHEREAS, the new proposal is an improvement in style and scale on the original cage-design; but

WHEREAS, the director of the NoHo Business Improvement District (*NoHo-NY BID*), the president of the NoHo Neighborhood Association, and several property owners spoke in opposition to this unprecedented proposal of opening up the sidewalk to provide a means of egress to accommodate a zoning-use change; and

WHEREAS, the community board was very concerned that approving this proposal will set a **dangerous precedent**, namely, altering the streetscape in a manner unseen historically in this district by introducing structures on public sidewalks to accommodate a property owner who illegally chose the unorthodox approach of using the public sidewalks as a means of egress for a non-conforming use; and

WHEREAS, if this is approved, we question what will prevent other property owners in NoHo and SoHo from using the hollow vaulted sidewalks as a basement exit; now

THEREFORE, BE IT RESOLVED that CB#2, Man. recommends denial of this illegally-installed anomalous structure because of the dangerous precedent it could set; and

BE IT FURTHER RESOLVED, that the owner come up with an alternate means of egress somewhere else in his building, for instance, the lobby or an existing storefront.

Vote: Unanimous, with 31 Board members in favor.

Item 3 - 372 Lafayette Street (n.w. corner with Great Jones Street) - NoHo HD. A one-story garage designed by Dietrich Wortman and built in 1933. Application is to demolish the building and to construct a new six-story building. Zoned M1-5B

WHEREAS, although there may be one building in NoHo painted blue prior to designation, traditionally the neighborhood's palette was of light colored cast-iron buildings that mimicked the Classic Greek stone columns, or else red-brick buildings; and

WHEREAS, some people thought that the proposed blue would cause the building to unduly stand out; but

WHEREAS, there was general approval for the originality and boldness of this concept of using recycled shipping containers as a construction element; and

WHEREAS, the massing was consistent with the adjacent building; and

WHEREAS, this proposal well utilizes the unique shape of this lot; now

THEREFORE, BE IT RESOLVED that CB#2, Man. recommends approval of this application.

Vote: Passed, with 30 Board members in favor, and 1 in opposition.

Item 4 - 252 West 10th St. a/k/a 518 Hudson St.- Greenwich Village HD. Two Federal style rowhouses built in 1827. App. is to construct a rooftop stair bulkhead, install a roof railing and construct a new dormer.

WHEREAS, we appreciate the level of attention to restoration that the applicant spent on of this project; and

WHEREAS, the new dormer is consistent with the existing dormer; but

WHEREAS, the proposed roof-railing is probably not required by Code, is very visible, and is inconsistent with the building's style; now

THEREFORE, BE IT RESOLVED that CB#2, Man. recommends approval of this application with the exception of the roof railing.

Vote: Unanimous, with 31 Board members in favor.

Item 5 - 802-816 Washington St. a/k/a 91-95 Horatio St. - Gansevoort Market. A neo-Classical style warehouse building designed by John B. Snook's Sons and built in 1931-35. Application is to legalize the installation of new storefronts and signage without Landmarks Preservation Commission permits.

WHEREAS the Landmarks Preservation Commission's publication *The Certificate of Appropriateness Public Hearing: Information for Applicants* states that "applicants are strongly encouraged to contact the Community Board to arrange for review of the proposal before the public hearing"; and

WHEREAS the applicant did not contact the Community Board or appear before the Landmarks Committee to present this application; now

THEREFORE, BE IT RESOLVED that CB#2, Man. recommends denial of this application in the absence of this important step in the review process.

Vote: Unanimous, with 31 Board members in favor.

Item 6 - 8 Ninth Avenue a/k/a 1-5 Little West 12th Street - Gansevoort Market A Neo-Grec style store and loft building built in 1887 and designed by Peter J Zabriskie. Application is to legalize the replacement of a metal canopy without Landmarks Preservation Commission permits.

WHEREAS, we approved this application already, and the applicant was good enough to return to show us the lighting scheme which was appropriate to the building; now

THEREFORE, BE IT RESOLVED that CB#2, Man. recommends approval of this application.

Vote: Unanimous, with 31 Board members in favor.

2ND LANDMARKS MEETING

Item 1 -600 Broadway - SoHo-Cast Iron Historic District. A store building designed by Samuel A. Warner and built in 1883-84. Application is to legalize the installation of a wall sign without Landmarks Preservation Commission permits.

WHEREAS, this is not the case of an unsophisticated individual who may have inadvertently violated the landmarks law; and

WHEREAS, much of the outdoor signage industry, with its slue of lawyers, is aware that permits are required for placement of signs in historic districts and arrogantly has flouted and zoning and landmark laws for at least a decade; and

WHEREAS, the sign has been in place illegally for years, is garish, gaudy, overly saturated, and distracts from the building, the historic district and the neighborhood; and

THEREFORE, BE IT RESOLVED that CB#2, Man. strongly recommends denial of this application; and

BE IT FURTHER RESOLVED that CB#2, Man. recommends that the Commission zealously pursue this flagrant and arrogant violation of the landmarks law.

Vote: Unanimous, with 31 Board members in favor.

Item 2 - 250-254 Mercer Street a/k/a 687-691 Broadway - NoHo Historic District. A neo-Grec style store building designed by J.A. Wood, built in 1885-88, and altered in 1978. Application is to replace lot line windows.

WHEREAS the Landmarks Preservation Commission's publication *The Certificate of Appropriateness Public Hearing: Information for Applicants* states that "applicants are strongly encouraged to contact the Community Board to arrange for review of the proposal before the public hearing"; and

WHEREAS the applicant did not contact the Community Board or appear before the Landmarks Committee to present this application; now

THEREFORE, BE IT RESOLVED that CB#2, Man. recommends denial of this application in the absence of this important step in the review process.

Vote: Unanimous, with 31 Board members in favor.

Item 3 - 60 Greenwich Avenue - Greenwich Village Historic District. A house constructed in the late 19th century. Application is to alter the storefront. **Laid Over.**

Item 4 - 44 Commerce Street - Greenwich Village Historic District. A Greek Revival style house built in 1838. Application is to construct rooftop and rear additions. Zoned R6

WHEREAS, this is a reasonable and tasteful solution to a difficult situation; and

WHEREAS, this is a unique case with a unusual convergence of streets and this construction would be visible only from an uncommon line of view; and

WHEREAS, this should not be seen as a precedent for highly visible construction on early 19th century buildings where such structures was not the norm; and

WHEREAS, we would like to see the railing be as unobtrusive as possible; now

THEREFORE, BE IT RESOLVED that CB#2, Man. recommends approval of this application due to the extenuating circumstances peculiar to the property.

Vote: Unanimous, with 31 Board members in favor.

Item 5 - 315 Bleecker Street a/k/a 50 Grove Street - Greenwich Village HD. A vernacular building built in 1848. Application is to legalize the installation of awnings without Landmarks Preservation Commission permits.

WHEREAS, the awning is several inches above the entablature and hides it; it should be at, or below, the entablature; but

WHEREAS, the applicant came poorly prepared, had no photos of the pre-existing situation, and wasn't sure why he was asked to appear before us for such a minor application— frankly, neither were we; now

THEREFORE, BE IT RESOLVED that CB#2, Man. recommends that the applicant work out these minor details with the Commission's staff, since we had not enough information.

Vote: Unanimous, with 31 Board members in favor.

Item 6 - 440-442 West 14th St. a/k/a 872-874 Washington St. - Gansevoort Market Historic District. A neo-Grec-style French flats building built in 1890 and a Queen Anne style French flats building built in 1887. Application is to install new storefronts, a canopy, and windows; and to construct rooftop and rear yard additions.

WHEREAS, these two residential tenement buildings were altered in the 20th century for refrigeration storage; and

WHEREAS, the new storefront, the glass canopy and the glass lenses embedded in the sidewalk are appropriate to the building and the district; but

WHEREAS, we would prefer that the existing historic 4/4 windows at 442 West 14 be replaced with 4/4, and that the windows of 440 be 1/1, which represent more historical fenestration;

THEREFORE, BE IT RESOLVED that CB#2, Man. strongly recommends approval of most of this application with the exception of the window replacements.

Vote: Unanimous, with 31 Board members in favor.

311 West Broadway a/k/a 11 Wooster St.– SoHo Cast-Iron HD. A 23,000 sq.-ft. parking lot. Application is to construct a new residential building and ground floor retail pursuant to ZR 74-712. Zoned M 1- 5b

WHEREAS, we commend the developer for assembling a first-rate team that has been very responsive to community concerns and needs; and

WHEREAS, the SoHo Alliance organized two meetings between dozens of neighbors and businesses and the development team, who listened to the remarks of the community and modified their plans to accommodate these recommendations, for instance, preserving adjacent lot-line windows, safeguarding light and air, providing parking facilities, et al.; and

WHEREAS, all the SoHo neighbors were thrilled at this design and supported it, without exception; and

WHEREAS, the committee also approved the overall design; but

WHEREAS, some committee members remarked that the ground floor seemed a bit squat and suggested that some attempt be made to make the ground-floor façade appear taller, if not actually making it taller; and

WHEREAS, on the north wall, the combination of the artistic cross-hatching and the rather small lot-line windows has a chaotic look when the rest of the building has balance; perhaps larger lot-line windows would be better.

THEREFORE, BE IT RESOLVED that CB#2, Man. recommends approval of this application.

Vote: Unanimous, with 31 Board members in favor.

SIDEWALKS, PUBLIC FACILITIES AND ACCESS

NEW application to NYCDCA for revocable consent to construct and operate a newsstand at 234 Thompson Street between the West 3rd and Bleecker Streets, DCA#1181045.

WHEREAS, the area was posted and the applicant’s attorney appeared before the committee; and

WHEREAS, there has been a newsstand at this location since on or about 1960; and

WHEREAS, the current operator of this newsstand had been, mistakenly, paying rent, for 15 years, to the owner of the building, until a violation was issued; and

WHEREAS, the applicant has assured DCA that it will reconstruct the structure in compliance with the regulations of the City Agencies having jurisdiction of this matter; and

WHEREAS, the architect’s plans for the proposed structure demonstrate an increase in sidewalk passageway for pedestrians; and

WHEREAS, there is no opposition from the community;

THEREFORE, BE IT RESOLVED that CB#2, Man. recommends APPROVAL of a TWO-YEAR revocable consent to construct and operate a newsstand at 234 Thompson Street, New York, N.Y., DCA#1181045.

Vote: Unanimous, with 31 Board members in favor.

SOCIAL SERVICES, HOMELESS AND SENIOR SERVICES

Support of The Child Health Clinics

WHEREAS for almost 100 years the City of New York has provided accessible child health services through the early Milk Stations, the Well Baby Stations, and the Child Health Clinics for the low-income and immigrant children and children of color in this city; and

WHEREAS almost 98 percent of the children being served by the Child Health Clinics are children of minorities; and

WHEREAS the Child Health Clinics provided almost 110,000 visits in 2003; the clinics are small like a private doctor's office and it is easy to get an appointment; many of the clinics are located in NYC Housing Authority Projects where many children live; the clinics have been a major provider of immunizations and services for asthma, an illness that is rampant in our communities; the clinics provide regular check-ups and have public health nurses to provide important health education to their patients; and

WHEREAS despite the importance of these clinics to the health of our children, the number of Child Health Clinics has been greatly reduced from 48 in 1993 to only 31 at present; and

WHEREAS the Mayor and the New York City Health Commissioner proposed cutting the Child Health Clinics by \$53 million (which also eliminates the State match of another \$1.9 million) and the City Council, in negotiating the current City fiscal year budget, **did not restore these funds**, instead telling the Health and Hospitals Corporation, which operates the clinics, to fund the clinics from their own funds; and

WHEREAS since the City budget was adopted in July 2004, there have already been cutbacks in services at the Child health Clinics, including a reduction in the number of days of service in four clinics, a reduction in staff in several clinics, and difficulty in supplying needed medicines for uninsured children;

THEREFORE BE IT RESOLVED that Community Board 2, Manhattan strongly urges the Mayor and the City Council to restore the \$5.3 million in City funding for the Child Health Clinics in the November 2004, budget modification.

Vote: Unanimous, with 31 Board members in favor.

TRAFFIC AND TRANSPORTATION

1. Proposed Subway Token Booth Closings

WHEREAS, the Metropolitan Transit Authority (MTA) proposes to close numerous staffed token booths at subway stops that serve the neighborhoods of CB#2, Man., including Christopher St. (1, 9), 14th Street (1, 2, 3, 9 and F, V), Houston St. (1, 9), Canal Street (A, C, E), Prince St. (R, W) and Spring Street (6); and

WHEREAS, these booths serve densely populated residential areas and, generally speaking, the lack of a staffed token booth drastically restricts disabled persons' access to the system, makes life more difficult for those caring for children in strollers, and reduces the overall safety of the system for everyone; and

WHEREAS, in the year 2000 alone, token booth attendants activated the emergency button located in their booth 60,186 times, for an average of 85 times per booth, per year and the mere presence of MTA employees in token booths also deters countless crimes from occurring; and

WHEREAS, it is unconscionable and inexcusable to balance the budget by sacrificing safety, especially since the MTA could mitigate proposed cuts by seeking a competitive bid process for the sale of the West Side Rail Yards.

THEREFORE BE IT RESOLVED that CB#2, Man., urges the MTA to preserve staffed token booths at Christopher Street (1, 9), 14th Street (1, 2, 3, 9 and F, V), Houston Street (1, 9), Canal Street (A, C, E), Prince Street (R, W) and Spring Street (6).

Vote: Unanimous, with 31 Board members in favor

2. Parking Regulation Change at Sixth Ave. at King St.

WHEREAS, the parking regulation change would make the parking rules on east and west side of Sixth Avenue consistent; and

WHEREAS, the parking regulation change would create more parking for residents;

THEREFORE BE IT RESOLVED that CB#2, Man. supports the following parking regulation change: On the east side of Sixth Avenue, from the driveway 50' south of the intersection of Sixth Avenue with King Street, northwards to the intersection of Sixth Avenue and King Street, change the parking restriction from "No Parking Anytime" to "Street Cleaning - No Parking 9 a.m. - 10:30 a.m. Tues and Fri."

Vote: Unanimous, with 31 Board members in favor

3. Parking Regulation Change on Mercer Street

WHEREAS, the parking regulation change would create "traffic calming" along this wide street; and

WHEREAS, the parking regulation change would create more parking for residents;

THEREFORE BE IT RESOLVED that CB#2, Man., supports the following parking regulation change:

On Mercer St. between W. 4th St. and W. 3rd St.:

East side: no change

West side: change full length of block from "No Parking Mon-Fri 8am - 6pm" to "Street Cleaning – No Parking 9:30am - 11am Mon and Thurs"

On Mercer St. between W. 3rd St. and Bleecker St.:

East side: change full length of block from "No Parking Mon-Fri 8am - 6pm" to "Street Cleaning – No Parking 9:30am – 11 am Tues and Fri"

West side: change full length of block from "No Parking Mon-Fri 8am - 6pm" to "Street Cleaning -No Parking 9:30am – 11 am Mon and Thurs" EXCEPT from the north edge of the north vehicle access curb cut (mid-block, allowing access to the Mercer Playground) to the south edge of the south vehicle access curb cut shall remain "No Parking Mon-Fri 8am - 6pm"

On Mercer St. between Bleecker St. and Houston St.: East side: change full length of block from "No Parking Mon-Fri 8am - 6pm" to "Street Cleaning - No Parking 9:30 am – 11 am Tues and Fri" EXCEPT from the north edge of the Crate & Barrel loading dock curb cut south to the intersection of Houston St. shall remain "No Parking Mon-Fri 8am - 6pm"

West side: change southern portion of block currently marked "No Parking Mon-Fri 8 am – 6 pm to "Street Cleaning – No Parking 9:30 am-11 am Mon. and Thurs" (leaving current "No Standing –NYU Permits Only" zone unchanged)

Vote: Unanimous, with 31 Board members in favor.

ZONING AND HOUSING

541 Broadway a/k/a 112 Mercer St. (Block 498, Lot 18) # C 040351 ZSM, CEQR # 02DCP018M, City Planning Special Permit Application to Allow Use Group 6 (Retail) Below the Level of the Second-Story on the Broadway Side of the Building.

WHEREAS; The area was posted and there was no opposition to this application, And,

WHEREAS; the first floor of this building has been used for retail use for many years, albeit not legally, and the application requests a change to retail use thereby legalizing the space, And,

WHEREAS; CB#2, Man. supported the original application in November 2001, And,

WHEREAS, The proposed usage is consistent and compatible with the other legal uses in this building and in the surrounding buildings and would have few if any long term impacts on the community,

THEREFORE BE IT RESOLVED, that Community Board #2 is satisfied that the applicant has met the requirements for this special permit, And,

THEREFORE BE IT FURTHER RESOLVED, that CB#2, Man. supports this application for a special permit to allow Use Group 6 (retail) on the ground floor Broadway Side of the Building.

Vote: Unanimous, with 31 Board members in favor.

NEW BUSINESS

Respectfully submitted,

Secretary
Community Board #2, Manhattan