

FULL BOARD MINUTES

DATE: March 22, 2007
TIME: 6:30 P.M.
PLACE: St. Vincent's Hospital, 170 W. 12th St.
Cronin Auditorium, 10th Floor

BOARD MEMBERS PRESENT: Steve Ashkinazy, Keen Berger, Tobi Bergman, Carter Booth, Helene Burgess, Maria Passannante Derr, Chair, Community Board #2, Manhattan (CB#2, Man.) John Diaz, Doris Diether, Sheelah Feinberg, Elizabeth Gilmore, Edward Gold, Jo Hamilton, Arthur Harris, Anne Hearn, Susan Kent, Don Lee, Raymond Lee, Edward Ma, Jason Mansfield, Rosemary McGrath, Philip Mouquinho, Patrick Munson, Annie Vanrenterghem-Raven, Robert Riccobono, Robert Rinaolo, Rocio Sanz, Arthur Z. Schwartz, Shirley Secunda, Shirley H. Smith, James Solomon, Richard Stewart, Sean Sweeney, Wilbur Weder, Elaine Young

BOARD MEMBERS EXCUSED: Leonard Cecere, Brad Hoylman, Christine Lindemann, Elizabeth Loeb, Don MacPherson, Dr. John Maggio, Rick Panson, Judy Paul, David Reck, Betty Williams, Carol Yankay

BOARD MEMBERS ABSENT: Garth Harvey, Michael Xu

BOARD MEMBERS NOT FULLY PRESENT: Lisa Cannistracci, Harriet Fields, Lawrence Goldberg

BOARD STAFF PRESENT: Bob Gormley, District Manager, and Florence Arenas, Community Coordinator

GUESTS: Erin Drinkwater, Congressman Jerrold Nadler's office; Adam Riff, Senator Tom Duane's office; Lee Grodin, Council Speaker Christine Quinn's office; Gregory Brender, Assembly Member Deborah Glick's office; Council Member Alan Gerson, John Nagle, Council Member Alan Gerson's office; John Fout, Council Member Rosie Mendez's office; John Ricker, NYC Comptroller's office; Simeon Bannister, Public Advocate Betsy Gotbaum's office; Coral Caporale, Dr. Favate, St. Vincent's Hospital; Michael Roberts, Bob Marino, Constance Dondere, Milgram, Kyle Ericksen, Jason Dean, Richard Zuckerman, Lorraine Bourie, Leonard Rubin, M.D.; Andy Dalin, Glen Sergeant, Zella Jones, Sharon Mear, Mary Johnson, Susan Goren, Hunter Johansson, Jim Corter, Samantha Haspel, Margie Rubin, Lori Maror, Lynn Pacifico, Milo Clar, Karen Holland, Thessy Mehrain, Rebecca Straus, Michael Seno, Lois Rosenthal, Barbara Sheerin, Elaine Hudson, Myra Martin, Mira Hernandez, Sayar Lonial, J.C. Hamilton, James Sneed, Vicki Blaukenship, Lois Rakoff, Tod Wohllfarth, Burt Baroff, Shan Reddy, Allan Bahr, Robert Schwartzman, Donna Strugatz, Christine Shakespeare, Mark Leydorf, Garrett Rosso

MEETING SUMMARY

Meeting Date – March 22, 2007

Board Members Present – 37

Board Members Excused – 11

Board Members Absent -

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II. PUBLIC SESSION

Non-Agenda Items

CB2

Don Lee, CB2 Board member, spoke regarding his departure from CB2.

St. Vincent's Hospital

Coral Caporale, Stroke Center Coordinator, and Dr. Favate Director of Comprehensive Stroke Center, spoke regarding these services offered by the hospital.

Public Advocate's Office

Simeon Bannister introduced himself as the liaison for CB2.

New York University

Christine Shakespeare spoke regarding upcoming events.

Several Items

Doris Diether, CB2 Board member, spoke regarding pet food issues and zoning issues.

WTC Treatment Center at Bellevue Hospital

Wilbur Weder, CB2 Board member, spoke regarding the World Trade Treatment Center at Bellevue Hospital.

Joint Environment and Institutions Items

Proposal by New York University For Co-Generation Facility

Shan Reddy, Robert Schwartzman, Michael Roberts, and Donna Strugatz, spoke regarding the placement of the facility on Gould Plaza (Option C).

Allah Bahr spoke in favor of the facility but against Option A/Mercer St.

Zella Jones and Elaine Hudson spoke against Option A/Mercer St.

Anne Hearn spoke regarding Option A/Mercer.

Samantha Haspel spoke regarding Option C/Gould Plaza.

Constance Dondere Milgram spoke in favor of Option A/Mercer St.

Mary Johnson spoke in favor of Option A/Mercer but against Option C/Gould Plaza.

Jim Corter spoke in favor of Option C/Gould Plaza.

Myra Martin spoke in favor of a Co-Generation compromise.

Landmarks & Public Aesthetics Items

763 Greenwich St. Application is to construct rear yard and rooftop additions.
Richard Zuckerman spoke in favor of the proposed additions.

Parks, Recreation, Open Space & Waterfront

Proposal for Dog Run at Leroy St. (Route 9A Bike path)
Mark Leydorf, and Sharon Mear spoke regarding this issue.

Lorraine Bourie, Tod Wohlfarth, and Garrett Rosso, spoke in favor of the proposal.

Bob Marino spoke in favor of the creation of a large dog run at Pier 40 and the renovation of a small dog run at Leroy St.

III. ADOPTION OF AGENDA

IV. ELECTED OFFICIALS PRESENT AND REPORTING

Erin Drinkwater, Congressman Jerrold Nadler’s office

Adam Riff, Senator Tom Duane’s office

Gregory Brender, of Assembly Member Deborah Glick's office

Lee Grodin, of Council Speaker Christine Quinn's office

Council Member Alan Gerson spoke regarding the proposed Co-Generation facility at NYU and introduced John Nagle as the new CB2 liaison, replacing Cindy Voorspuy.

John Nagle, Council Member Alan Gerson’s office.

John Fout, Council Member Rosie Mendez’s office.

John Ricker, NYC Comptroller’s office;

V. ADOPTION OF MINUTES

Adoption of December minutes and distribution of January and February minutes.

VI. EXECUTIVE SESSION

1. **Chair's Report** Maria Passannante Derr reported
2. **District Manager's Report** Bob Gormley reported.

STANDING COMMITTEE REPORTS

BUSINESS

1. **414 Basement Foods, Inc., 414-418 W.14th Street (9th Avenue and Washington) NYC**

WHEREAS, the applicant appeared before the committee; and,

WHEREAS, this application is for transfer of an On Premise license, pursuant to purchase of Rare, a restaurant/bar located in a 4860 s.f. premise in a commercial building between 9th Avenue and Washington Street, with 97 table seats with 2 bars with 21 seats; and,

WHEREAS, the applicant stated the hours of operation would be 4:00 p.m. – 1:00 a.m. Sunday-Wednesday and 4:00 p.m. - 2:30 a.m. Thursday - Saturday; there will not be a sidewalk café application; and,

WHEREAS, there are no complaints regarding the current operation and no one appeared in opposition from the community; and,

THEREFORE, BE IT RESOLVED that CB#2, Man. has no objection to the approval of transfer of an On Premise license to **414 Basement Foods, Inc., 414-418 W.14th Street, NYC.**

Vote: Unanimous, with 37 Board members in favor.

2. Aja Asian Cuisine, Inc., 432 6th Avenue (9th and 10th), NYC

WHEREAS, the applicant appeared before the committee; and,

WHEREAS, this application is for an On Premise license for a Asian/Japanese restaurant in a 3000 s.f. premise in a mixed use building, with the entrance on 6th Avenue between 9th and 10th Streets, with 92 table seats, 1 bar with 10 seats; and,

WHEREAS, the applicant stated the hours of operation would be 11:00 a.m. – 12:00 a.m. seven days a week; there will be no sidewalk café application or backyard garden; music will be background only; and,

THEREFORE, BE IT RESOLVED that CB#2, Man. no objection to the approval of an On Premise license to **Aja Asian Cuisine, Inc., 432 6th Avenue, NYC.**

Vote: Unanimous, with 37 Board members in favor.

3. ICA Group LLC, d/b/a Bouquet, 151B Elizabeth Street (Kenmare and Spring), NYC

WHEREAS, the applicant appeared before the committee; and,

WHEREAS, this application is for an On Premise license in a mixed use building on Elizabeth Street between Kenmare and Spring Streets, for a 500 s.f. restaurant, with 30 table seats and 1 bar with 10 seats; and,

WHEREAS, the applicant stated there are no plans to change current operations; the applicant has been operating for 4 years with a Beer and Wine License and stated that the hours of operation are 5:00 p.m. - 2:00 a.m. seven days a week; the music is background only; there will be no sidewalk café application or backyard garden; and,

WHEREAS, there are no complaints regarding the current operation and an individual appeared in support from the community; and,

THEREFORE, BE IT RESOLVED that CB#2, Man. no objection to the approval of an On Premise license to **ICA Group LLC, d/b/a Bouquet, 151B Elizabeth Street, NYC.**

Vote: Unanimous, with 37 Board members in favor.

4. 14 Year Dream, Inc. d/b/a Paradou, 8 Little West 12th Street (9th Ave and Washington), NYC

WHEREAS, the applicant appeared before the committee; and,

WHEREAS, this application is for an On Premise license in a commercial building on Little West 12th Street between 9th Avenue and Washington Street, for a 500 s.f. restaurant, with 32 table seats and 1 bar with 6 seats; and,

WHEREAS, the applicant stated there are no plans to change current operations; the applicant has been operating for 5 ½ years with a Beer and Wine License and stated that the hours of operation are 12:00 p.m. – 10:00 p.m. on Sunday, 6:00 p.m. – 12:00 a.m. Monday - Wednesday, 6:00 p.m. – 1:00 a.m. Thursday - Friday, 12:00 p.m - 1:00 a.m. on Saturday; the music is background only; there will not be a sidewalk café application but the backyard garden, which closes at 1:00 a.m., and about which there are no complaints, will continue in operation; and,

WHEREAS, there are no complaints regarding the current operation and no one appeared in opposition from the community; and,

THEREFORE, BE IT RESOLVED that CB#2, Man. has no objection to the approval of an On Premise license to **14 Year Dream, Inc. d/b/a Paradou, 8 Little West 12th Street, NYC.**

Vote: Unanimous, with 37 Board members in favor.

5. My Befana 116 W. Houston LLC d/b/a My Befana Bistro and Lounge, 116 W. Houston Street (Sullivan and Thompson), NYC

WHEREAS, the applicant appeared before the committee; and,

WHEREAS, this application is for an On Premise license in a mixed use building, with the entrance on West Houston between Sullivan and Thompson Streets, for a 1500 s.f. space, with 20 table seats and 1 bar with 12 seats; and

WHEREAS, the applicant stated there are no plans to change current operations; the applicant has been operating for 1 year as a restaurant and 2 years as a catering service in the adjacent space; the hours of operation are 11:00 a.m. – 10:00 p.m. Monday-Thursday, 11:00 a.m. – 11:00 p.m. Friday-Saturday and 11:30 a.m. – 4:00 p.m. Sunday; the music is background; there will be a sidewalk café application but no backyard garden; and,

WHEREAS, there are no complaints regarding the current operation and no one appeared in opposition from the community; and,

THEREFORE, BE IT RESOLVED that CB#2, Man. has no objection to the approval of an On Premise license to **My Befana 116 W. Houston LLC d/b/a My Befana Bistro and Lounge, 116 W. Houston Street, NYC.**

Vote: Unanimous, with 37 Board members in favor.

6. Perilla Restaurant, LLC, 9 Jones St. (Bleecker and W. 4th) NYC

WHEREAS, the applicant appeared before the committee; and,

WHEREAS, this application is for transfer of an On Premise license, pursuant to purchase and approval by the Co-op Board, located in a 1500 s.f. premise in a residential building between Bleecker and West 4th Street, with 70 table seats with 1 bar with 10 seats; and,

WHEREAS, the applicant stated the hours of operation would be 5:00 p.m. – 12:00 a.m. Monday-Friday and 11:00 a.m. - 12:00 a.m. Saturday-Sunday; there will not be a sidewalk café application; and,

WHEREAS, there are no complaints regarding the current operation and no one appeared in opposition from the community; and,

THEREFORE, BE IT RESOLVED that CB#2, Man. has no objection to the approval of transfer of an On Premise license to **Perilla Restaurant, LLC, 9 Jones Street, NYC.**

Vote: Unanimous, with 37 Board members in favor.

7. Biergarten, LLC, 38 8th Ave (Jane and W. 12th), NYC

WHEREAS, the applicant appeared before the committee; and,

WHEREAS, this application is for transfer of an On Premise license located in a 1650 s.f. premise in a mixed use building between Jane and West 12th Streets, with 30 table seats with 1 bar with 4 seats; and,

WHEREAS, the applicant stated the hours of operation would be 5:30 p.m. – 2:00 a.m. seven days a week; there will not be a sidewalk café application, nor a backyard garden; and,

WHEREAS, there are no complaints regarding the current operation and no one appeared in opposition from the community; and,

THEREFORE, BE IT RESOLVED that CB#2, Man. has no objection to the approval of transfer of an On Premise license to **Biergarten, LLC, 38 8th Avenue, NYC.**

Vote: Unanimous, with 37 Board members in favor.

8. Michael Ortega, Michael's, Michael's Restaurant, 232 W. 14th Street (7th and 8th Avenues), NYC

WHEREAS, the applicant appeared before the committee; and,

WHEREAS, this application is for alteration of an existing On Premise license in the premise known as El Rey's, a 1200 s.f. premise with 42 table seats with no bar, located in a mixed use building between 7th and 8th avenues, downsizing the property by excluding the 234 W. 14th space; and,

WHEREAS, the applicant stated that the hours of operation will be 12 p.m. – 10 p.m. Tuesday-Sunday and closed on Mondays; there will not be a sidewalk café application but the backyard garden will continue to operate up until 10:00 p.m. each night; and,

WHEREAS, there are no complaints regarding the current operation and no one appeared in opposition from the community; and,

THEREFORE, BE IT RESOLVED that CB#2, Man. has no objection for the proposed alteration to the On Premise license of **Michael Ortega, Michael's, Michael's Restaurant, 232 W. 14th Street, NYC.**

Vote: Unanimous, with 37 Board members in favor.

9. 292 Pater, Inc., 292 Elizabeth Street (off Houston), NYC

WHEREAS, the applicant appeared before the committee; and,

WHEREAS, this application is for a Beer and Wine license for a 600 s.f. restaurant in a mixed use building on the corner of Elizabeth and West Houston Streets; and,

WHEREAS, this applicant has executed an agreement with the NoHo Neighborhood Association (See Attachment A) stipulating the conditions set forth in their agreement and highlighted in this resolution.

WHEREAS, the applicant has agreed to seek a Beer and Wine license exclusively; and,

WHEREAS, the applicant stated that the hours of operation will be 12 p.m. – 12 a.m. seven days a week; the music is background only; there will not be a sidewalk café application or a backyard garden; and,

THEREFORE, BE IT RESOLVED that CB#2, Man. objects to the approval of a Beer and Wine license for **292 Pater, Inc., 292 Elizabeth Street**, unless all conditions set forth in the enclosed executed agreement (dated February 20th 2007) between applicant and the NoHo Neighborhood Association are duly incorporated in the "Method of Operation" on the SLA license.

Vote: Unanimous, with 37 Board members in favor.

10. 316 NYC Libations, Inc., Mannahatta, 316 Bowery (Bowery and Bleecker), NYC

WHEREAS, the applicant has received numerous 311 complaints but no violations on record; and,

WHEREAS, the applicant appeared before the committee to address the noise and refuse complaints by the community; and,

WHEREAS, this application is for a renewal of an On-premise license for a 2500 s.f. restaurant in a mixed use building on the corner of Bowery and Bleecker Streets; and,

WHEREAS, the applicant stated there are no plans to change current operations; the applicant has been operating for 4 years with an On-premise license and stated that the hours of operation are 5:00 p.m. - 2:00 a.m. Monday-Thursday, 5:00 p.m. – 4:00 a.m. Friday-Saturday and 5:00 p.m. – 2:00 a.m. Sunday; the music is Live, D.J. and background; there is sidewalk café application but no backyard garden; and,

WHEREAS, the applicant has agreed to increase the number of security personnel to allow coverage of all exits and entrances, and to allow increased patrolling of the perimeter to control crowd noise; and,

WHEREAS, the applicant has agreed to increase the number of cleanup personnel on duty, with orders to keep the perimeter clean during late evening and early morning hours; and,

THEREFORE, BE IT RESOLVED that CB#2, Man. objects to the renewal of the On Premise license of **316 NYC Libations, Inc., Mannahatta, 316 Bowery, NYC**, unless those conditions agreed to by applicant relating to increased security and clean up personnel, in the fifth and sixth "whereas" clauses above, are incorporated into the "Method of Operation" on the applicant's SLA On Premise license.

Vote: Unanimous, with 33 Board members in favor.

JOINT ENVIRONMENT AND INSTUTIONS

1A. Proposal by New York University For Co-Generation Facility

WHEREAS, New York University, as part of its “Sustainability Initiative”, entitled “NYU Green Action Program (GAP)”, presented its project for NYU’s “Cogeneration Facility Upgrade and Expansion” component of GAP which re-uses wasted energy by converting it into electricity, steam and chilled water; and,

WHEREAS, NYU has presented CB#2, Man. with the option of constructing the upgraded co-generation facility under Mercer Street or under Gould Plaza; and,

WHEREAS, this upgraded co-generation facility would permit NYU to remove 22 buildings from the Con Edison grid, for a total of 34 buildings separately powered from Con Edison, thus reducing the electrical load “demand” of this area, making NYU a valuable community resource in the event of a power outage or other emergency situation; and,

WHEREAS, members of the 250 Mercer Street Block Association appeared, stating their opposition to the Mercer Street site on the following grounds: 1) disruption to residents and a business at 250 Mercer Street; during 18 to 24 months of construction; 2) loss of trees; 3) partial and/or total closing (at times) of Mercer Street.

THEREFORE, BE IT RESOLVED, that CB#2, Man. endorses the concept of “co-generation” and its technology and applauds and encourages NYU’s co-generation efforts provided that it does not materially and negatively impact on the community as to air, noise and zoning issues; and,

BE IT FURTHER RESOLVED that CB#2, Man. endorses and approves of _____ as the site for the construction of the upgraded NYU Co-Generation facility.

Vote to send back to committee: Failed, with 14 Board members in favor, 21 in opposition, and 1 abstention. (See **Original Attachment B**) See revised resolution below.

1B. Proposal by New York University For Co-Generation Facility

WHEREAS, New York University, as part of its “Sustainability Initiative”, entitled “NYU Green Action Program (GAP)”, presented its project for NYU’s “Cogeneration Facility Upgrade and Expansion” component of GAP which re-uses wasted energy by converting it into electricity, steam and chilled water; and,

WHEREAS, this upgraded co-generation facility would permit NYU to remove 22 buildings from the Con Edison grid, for a total of 34 buildings separately powered from Con Edison, thus reducing the electrical load “demand” of this area, making NYU a valuable community resource in the event of a power outage or other emergency situation; and,

WHEREAS, Option A/Mercer Street is defined as Mercer Street east of Weaver Hall, between West 3rd and 4th Streets, as roughly outlined in **Attachment A**; and

WHEREAS, the agreement between Council Member Alan Gerson and NYU (**Attachment B**) is crucial to the adoption of this resolution and must be adhered to within the following modifications: and

WHEREAS, NYU, in addition to its intention to partner with the community in designing a new Mercer Park as compensation for this project’s disruptive impact, has expressed its willingness to work with the community to examine provision of further benefits to offset the burden of the lengthy construction period and continued operation of the power plant, such as enhancement of Gould Plaza, promoting Dept. of Transportation (DOT) action to repair the sinkhole on Mercer Street (between Bleecker and West Houston Streets) and supporting community efforts to transfer authority from DOT to the Dept. of Parks of this area, as well as of the Mercer St. and LaGuardia Pl. strips, and increasing the days and hours of community access to Coles gym;

THEREFORE, BE IT RESOLVED, that CB#2, Man. endorses the concept of “co-generation” and its technology and applauds and encourages NYU’s co-generation efforts provided that it does not materially and negatively impact on the community as to air, noise and zoning issues; and,

BE IT RESOLVED, that CB#2, Man. endorses and approves of Option A/Mercer as the site for the construction of the upgraded NYU Co-Generation facility; and

BE IT FURTHER RESOLVED that CB#2, Man. urges NYU to start right now to meet and work with community representatives to examine provision of further benefits to offset the burden of the lengthy construction period and continued operation of the new NYU power plant.

Vote: Passed, with Board 29 members in favor, and 7 abstentions. (See revised Attachment B).

JOINT 14ST STREET/GANSEVOORT MARKET AND LANDMARKS

Hotel Gansevoort Billboards

WHEREAS, the Hotel Gansevoort has installed two billboards, the first being approximately 672 square feet and the second, being 1,200 square feet at 18 Ninth Avenue/352 West 13th Street, New York, N.Y.; and,

WHEREAS, the billboards are not located within an historic district, but within an area contiguous to the Gansevoort Historic District, and as such, visible from the Gansevoort Historic District and clearly by its nature and size, has an overwhelmingly negative impact; and,

WHEREAS, Lee Grodin, representative, of the Office of Speaker Christine Quinn, stated that, to date, the Department of Building has taken the following actions:

- 1 – an initial inspection wherein no violations were found;
- 2 – an audit of the permits resulting in a notification of an “intent to revoke” the permits, three objections were raised: the angle of the sign as it intersects with the park; and specifics concerning the lighting and its angle which are currently being addressed;
- 3 – a current “as is “ inspection;

WHEREAS, Andrew Berman, Director of the GVSHP appeared before the committee, stating that that, although the billboards were issued pursuant to DOB permits, the questions remains as to whether or not they are in conformity with the DOB regulations; and, even if they are legally allowable, they are not appropriate for the neighborhood; and,

WHEREAS, the members of the community have publicly protested the presence of the billboards on two occasions; and,

WHEREAS, the restaurants/business in the community, including but not limited to Pastis, Florent, Cluny, The Inn at Little West 12th Street, Spice Market, Waverly, Spotted Pig, and Lotus have initiated a boycott against the Hotel Gansevoort in its decision to install the aforementioned billboards; and,

WHEREAS, Hotel Gansevoort has benefited and profited from its operation in the community and the billboard is detrimental to the community in its character and aesthetic;

THEREFORE BE IT RESOLVED, that CB#2, Man. strongly opposes the presence of the aforementioned billboards and requests that they be removed in their entirety; and,

BE IT FURTHER RESOLVED, that CB#2, Man. requests a dialogue with the Hotel Gansevoort as to these billboards, in particular, and with any other applicant[s] who intend to construct, erect and/or install any billboards or signage within CB#2, Man.; and,

BE IT FURTHER RESOLVED, that CB#2, Man. strongly requests increased vigilance on the part of DOB as to the issuance of billboard permits, taking into account the character of the neighborhood and enforcement as to the adherence to the DOB rules and regulations of existing billboards.

Vote: Unanimous, with 37 Board members in favor.

LANDMARKS AND PUBLIC AESTHETICS

2ND FEBRUARY MEETING

54 Greene St. – SoHo Cast Iron Historic District.

WHEREAS, this is an application requesting the Landmarks Preservation Commission to issue a report to the City Planning Commission relating to an application for a Modification of Use pursuant to Section 74-71l of the Zoning Resolution, and

WHEREAS, to qualify for this application, the applicant must show that he is performing substantial work to preserve the existing building, and that he will enter into an Agreement for Continued Maintenance, and

WHEREAS, the applicant agrees to the Agreement for Continuing Maintenance, and

WHEREAS, the work to be performed by the applicant, as stated at our meeting, was to repair the vault lights, repair the water damage, install new windows to match the originals, and make all other necessary repairs to the brickwork, façade, water damage, etc. and

WHEREAS, the building now contains Joint Living Work Quarters for Artists on floors 3, 5 & 6, and the proposal is to convert floors 2 and 4 also to Joint Living Work Quarters for Artists, and to change the first floor use to Use Group 6, and

WHEREAS, the anticipated cost for the work was in excess of \$250,000, which amount seemed very low for the amount of work proposed to be performed,

THEREFORE, BE IT RESOLVED Community Board #2 cannot recommend approval of this application unless the Landmarks Commission finds that the amount of money to be expended will actually cover the cost of the proposed repairs.

Vote: Unanimous, with Board 37 members in favor.

499 Broadway, a/k/a 70 Mercer St. – SoHo Cast Iron Historic District.

WHEREAS, this is an application to make repairs to the walls of an interior courtyard between two sections of the building from the 2nd to 4th floors, and

WHEREAS, the walls are coated with a tar-like material which could not be removed without further damaging the walls, and

WHEREAS, the applicant is planning to coat the tar base with a stucco finish and paint it with breathable masonry paint in white to reflect light into the units, and

WHEREAS, the walls are not visible from the street, and

WHEREAS, since the applicant was not merely replacing bricks, the Landmarks Commission required the applicant to go through the procedure of Community Board and Landmarks review,

THEREFORE, BE IT RESOLVED CB#2, Man. recommends approval of this application for repairs to the interior court at 499 Broadway a/k/a 70 Mercer St.

Vote: Unanimous, with Board 37 members in favor.

67 Gansevoort St. – Gansevoort Historic District

WHEREAS, this is an application to install a projecting sign and exterior lighting for a commercial establishment, and

WHEREAS, the sign is 2’9” long and 15” high, and hung from a beam about 6’4” from the building, and

WHEREAS, lighting for the sign is from two light fixtures on either side of the sign, and

WHEREAS, although the proposed lighting is all right, and sign is much larger than other such signs in the immediate area except for the MEET sign which pre-dated landmarking of the area, and also the sign is too far out from the building,

THEREFORE, BE IT RESOLVED CB#2, Man. recommends denial of this sign at 67 Gansevoort st.

Vote: Unanimous, with Board 37 members in favor.

86 Bedford St. – Greenwich Village Historic District.

WHEREAS, this application is for the famous Chumley’s, a well-known speakeasy from the 1920s, and

WHEREAS, the applicants claimed that the building was in serious danger of collapse and that repairs to the façade were necessary immediately, and

WHEREAS, the proposal is to replace the whole façade, which is now braced with exterior ties to prevent it from falling, and to install new doors for both the upper floors and the restaurant, install 6 over 6 windows, rebuild the dormers with new roofs, new windows and new walls, and

WHEREAS, the applicants state that further work will have to be done on the building, but that will be dealt with in a later application, and

WHEREAS, the owners are apparently attempting to recreate the 1800 look of the building, but in this instance the doors for the upstairs and restaurant are out of character for this building and its traditional use (since the restaurant has a very long lease), and

WHEREAS, the building tenants and owners of Chumleys appeared at our hearing, and indicated that the new owner of the building was apparently trying to evict them from the building by massive repairs which could require all of the tenants to relocate, and

WHEREAS, despite the applicant’s statement about the danger from the building, there does not appear to be any Dept. of Buildings violations or vacate orders on the building, so there is some question about the safety of the building, and

THEREFORE, BE IT RESOLVED CB#2, Man. recommends denial of this application unless the 1920s façade for at least the first floor is retained since it is a landmark of its own in the Village, and we feel that, since the tenants and Chumleys restaurant are long term parts of the Village, the landlord should meet with them and make every effort to assure their continued occupancy in the building.

Vote: Unanimous, with 37 Board members in favor.

1ST MARCH MEETING

111 Mercer St. Application is to install storefront infill, construct a rooftop addition, extend the fire escape and alter window openings at the rear.

WHEREAS, the application is to restore the facade and front windows, restore the grandfathered commercial storefront on the first floor and move the elevator further back to free the window, and

WHEREAS, the application is also to extend the fire escape on the front of the building to the new penthouse addition on the roof of the building which will be at least 12' high and set back 20' from the front wall of the building and 30' from the rear wall, and therefore not visible from the streets, and

WHEREAS, the new addition will be Joint Living Work Quarters for Artists (“JLWQA”) and will not exceed the permitted FAR of 5 for this lot,

THEREFORE, BE IT RESOLVED that CB#2, Man. recommends approval of the new front windows and storefront and commends the applicant for restoring the vault lights in the steps at the front of the building, but

BE IT FURTHER RESOLVED that CB#2, Man. cannot recommend approval of the fire escape extension which extends over the cornice of the roofline, breaking the line which exists on the two adjoining matching buildings, and CB#2, Man. opposes the change in the rear facade creating two larger windows to replace the three small ones on the JLWQA floors.

Vote: Unanimous, with 37 Board members in favor.

577 Broadway a/k/a 148 Mercer St. Application # 1 is to install new storefront infill, construct a stoop and construct rooftop and rear additions. Application # 2 is to request that LPC issue a report to the City Planning Commission pursuant to Section 74-711 of the Zoning Resolution relating to request for Modification of Use.

WHEREAS, this application to restore this 1860 building by repairing and replacing a material similar to the original tuckahoe marble (limestone), and replacing the two missing cast iron columns at the first floor of the building, replacing the cornice, removing the balconies, installing 2 over 2 windows, and removing and replacing the surround at the Broadway building, and

WHEREAS, on the Mercer Street side of the building, retaining the first floor shutters which seem to be original but removing the ones on the upper floors, repairing the cast iron columns, restoring the brick facade, installing 4 over 4 windows on this facade, installing steps similar to those elsewhere on the street to the first floor mezzanine required since there is about a 7' grade difference between Broadway and Mercer Street parts of the building, and adding a story on this smaller half of the building set back from the facade, and

WHEREAS, in the courtyard which is approximately 54' wide, installing balconies between two sections of the building, balconies connected on the top floor to act as a fire escape of the new JLWQA created on the top floor of Mercer Street, and

WHEREAS, the applicant is also willing to sign the Continued Maintenance agreement with the Landmarks Commission, and

WHEREAS, the application under 74-711 is to create the additional JLWQA in the new space on the roof, and

WHEREAS, the exterior changes to the facades will do much to restore the building, but the connecting balconies between the two parts of the building are not in the character of the area, and

THEREFORE, BE IT RESOLVED CB#2, Man. does recommend approval of the changes to the facades of the building, and

BE IT FURTHER RESOLVED CB#2, Man. does recommend approval of the LPC letter to City Planning for the 74-711 application, but

BE IT FURTHER RESOLVED CB#2, Man. does not recommend approval of the balconies in the courtyard connecting the top floors of the two sections of the building in lieu of a second means of egress, and also objects to the similar balconies on the other floors of the building.

Vote: Unanimous, with Board 37 members in favor.

2ND MARCH MEETING

451 Broadway - SoHo Cast Iron District A store and loft building designed by J. B. Snook and built in 1869. Application is to install storefronts to accommodate the location of a new CB2 store (Crate and Barrel 2).

WHEREAS, the subject building was previously renovated and no longer retains the original cast iron elements on the first floor, and

WHEREAS, the applicant seeks to retain the existipng columns on the first floor of the this historic building, and install a diamond plate bulkhead, and

WHEREAS, the applicant seeks to install modest signage in each of the four bays along the Mercer street side and seeks to install one small colorful sign on the Broadway side,

THEREFORE, BE IT RESOLVED that CB#2, Man. recommends approval of the application but requests that the Applicant seriously consider placing signage in only two of the bays on the Mercer Street side and that the signage on the Broadway side be toned down to more closely reflect the historic context of the SoHo Cast Iron District.

Vote: Unanimous, with Board 37 members in favor.

763 Greenwich St - Greenwich Village Historic District A house built circa 1838. Application is to construct rear yard and rooftop additions.

WHEREAS, the proposal is for a very visible rooftop addition, a new penthouse, set back slightly from the front wall, and

WHEREAS, the proposal also calls for a new rear addition 21 ft wide and 22 ft tall and extending 3 ft from the rear wall of the building, incorporating the removal of the lower 2 stories of the rear wall, and

WHEREAS, the cellar is to be excavate 2 ft and the rear year yard to be excavated down 3 ft below the current level, and

WHEREAS, the excavation under the building is to increase the height of the cellar from floor to ceiling from its current 6 ft to 8 ft, and

WHEREAS, the applicant also intends to remove the shutters from the building which he claims are not original, and

WHEREAS, the proposed new rear facade of the building will be 3 ft out from the building for two stories, with a balcony on top entered from a door at that level, and the rear facade with smaller glass windows on the basement level is to be removed and replaced with 19 ft windows extending across the width of the building for the bottom 2 floors, and entry to the balcony will be from a window opening widened to accommodate a double door under the original lintel, and

WHEREAS, the exterior walls between this building and the buildings on either side, built at the same time, are common party walls, and

WHEREAS, a number of individuals owning neighboring buildings appeared at the hearing questioning the safety of the proposals for both their buildings and the building owned by the applicant,

WHEREAS, the engineer retained by the applicant did not appear at the hearing and questions concerning the safety of the proposed renovation could not be answered by said engineer,

THEREFORE, BE IT RESOLVED although CB#2, Man. commends and approves of the proposed restoration of the historic front facade of the subject building it strongly opposes this application which seeks to (1) add a new highly visible penthouse floor improperly increasing the height of this historic building and substantially changing the existing historic street view, (2) demolish the current rear facade and replace it with architecture completely contrary to the historic architecture of this neighborhood and inconsistent with the original design of the building, and (3) excavate the cellar (by two feet) and the rear yard (by three feet) without any showing that such excavation will be safe, and

BE IT FURTHER RESOLVED that CB#2, Man. considers that the proposed large-scale renovation has potential ramifications of serious physical damage not only to the subject building but also to the neighboring historic buildings. Several historic buildings in this neighborhood suffered severe and permanent damage as a result of improper renovations commenced by another neighbor. Accordingly, CB#2, Man. cannot approve this large scale renovation in a row of fragile historic buildings unless the applicants show that a qualified engineer has shown that this can be achieved without undue risk and that proper precautions to protect neighboring buildings will be provided throughout construction, and

BE IT FURTHER RESOLVED that with respect to the proposed changes to the subject premises CB#2, Man. specifically objects to the addition of the penthouse as it is too visible from the street, and objects to the removal of the rear brick facade which contains historic elements which should be preserved, and objects to the installation of rear facade glass panels extending for 2 stories which would violate the historic character of the neighborhood, and opposes the installation of a rear balcony with new entrance door which would be inconsistent with the historic character of the building and neighborhood, and opposes the destruction of the historic rear yard landscape,

THEREFORE, BE IT RESOLVED CB#2, Man. recommends that the LPC to deny this application for 763 Greenwich Street.

Vote: Unanimous, with Board 37 members in favor.

65 Bedford Street- Greenwich Village Historic District A Greek Revival style rowhouse built in the 1830's and later altered. Application is to alter the front and rear facades and construct rooftop and rear yard additions.

WHEREAS, the application is to restore the front facade of the building by installing new six over six panel windows and installing a new stoop and basement entrance and new iron railings and fencing, and

WHEREAS, the application is to raise the current roof by two feet and increasing the size of the windows on the 3rd floor by adding six inches to their height, and adding a new penthouse floor, set back from the street side by 3 feet, rising 11- ft higher with a tin covered mansard roof and dormer windows, and

WHEREAS, the application is to remove second floor of existing two story rear addition and removing the historic brick facade and replacing it with a glazed paneled bay extending out from the building by 2 feet, and adding a second story entrance door and a new stairway leading to it, and

THEREFORE, BE IT RESOLVED that CB#2, Man. recommends approval of the restoring of the front facade including the new stoop and basement entrance, and recommends approval of the new iron work but requests that the Applicants make every effort to ensure that such iron work is historically accurate, but

BE IT FURTHER RESOLVED that CB#2, Man. does not recommend approval of the remainder of the application, and strongly disapproves of the addition of the new penthouse floor which would destroy the historic architecture of the building and be out of character for the historic neighborhood, and

BE IT FURTHER RESOLVED that CB#2, Man. does not recommend approval of the application to alter the rear facade which will destroy the historic fabric of the subject building and will result in further deterioration of the original historic rear facades of this neighborhood.

Vote: Unanimous, with Board 37 members in favor.

Proposal to Install Marker on NE corner of Mercer and Houston Identifying Home of First African American Theatre Company (near Angelika Film Theater)

WHEREAS, CB#2, Man. strongly supports the installation of an appropriate marker near the home of the first African American Theatre Company and does not object to such installation in the sidewalk on the corner of Mercer and Houston Streets,

WHEREAS, the dimensions and material to be used for such marker have not yet been determined and were not available for review by the Landmarks Committee,

THEREFORE, BE IT RESOLVED, CB#2, Man. supports the installation of a marker or plaque in the sidewalk at the corner of Mercer and Houston Streets but reserves final approval of such marker until after the final design, dimensions and materials have been determined and have been reviewed and approved by the Landmarks Committee.

Vote: Unanimous, with Board 37 members in favor.

Gansevoort Market proposed listing on State and National Registers Historic District

WHEREAS, the Gansevoort Market neighborhood, with rough boundaries of West 16th Street to the north, Horatio Street/Gansevoort Street to the south, West Street to the west and Hudson Street/Ninth Avenue to the east, is being considered for listing on the State and National Registers of Historic Places;

WHEREAS, the boundaries represent a larger area than those designated by the NYC Landmarks Preservation Commission but reflect the entire cohesive neighborhood of Gansevoort;

WHEREAS, listing on the State and National Registers provides an official recognition that the district is of local significance;

WHEREAS, listing on the State and National Registers does not impose additional restrictions on private property owners and does not interfere with a property owner's rights to remodel, alter, paint, manage, sell or even demolish a historic property if the action meets local zoning and landmarks regulations; and

WHEREAS, listing on the State and National Registers has the benefit of making a property owner eligible for income tax credits if a listed income-producing property is renovated to meet the Secretary of Interior's Standards for Rehabilitation;

THEREFORE, BE IT RESOLVED that CB#2, Man., which covers much of the proposed Gansevoort Market State and National Registers Historic District, but not the area north of the north side of West 14th Street, supports the nomination of Gansevoort Market Historic District to the State and National Registers of Historic Places.

Vote: Unanimous, with Board 37 members in favor.

PARKS, RECREATION, OPEN SPACE & WATERFRONT

1. Floating The Apple

WHEREAS:

1. The Village Community Boathouse, also known as Floating the Apple, has been operating a free boating facility off of Pier 40 since 1998.
2. Thousands of Villagers and SoHo residents have rowed out of Pier 40 and ten boats have been built at Pier 40.
3. Local school and youth group boating programs, including students at Stuyvesant High School and City as School, have organized programs which rely on the Community Boathouse.
4. The use of Pier 40 to connect local residents to the water is of paramount importance in the program of Hudson River Park.
5. A sizeable turnout of supporters attended the CB2 Parks and Waterfront Committee meeting on March 5, 2007 to support the program.

IT IS HEREBY RESOLVED BY CB2:

1. That CB2 applauds the work of Floating the Apple and the Village Community Boathouse connecting our constituents to the Hudson River.
2. That CB2 strongly supports the continued presence of Floating the Apple and the Village Community Boathouse on Pier 40 no matter which long term proposal is adopted by the Hudson River Park Trust for the Pier, and insists that any developer of the Pier be required to include sufficient low-cost space for the Boathouse and the Floating the Apple program.

Vote: Unanimous, with 37 Board members in favor.

2. Dog Run at Pier 40

WHEREAS:

1. Exercise, play and socialization are necessary to the health and well being of dogs, and CB2 has long supported providing safe, off-leash areas for dogs belonging to local residents in which the dogs can be trained, exercised and socialized.
2. The West Village and Hudson Square lacks adequately sized dog runs or off-leash areas.
3. Because it is separated from residential areas by Route 9A (which acts as a sound barrier) Hudson River Park provides a perfect setting for off-leash areas; further, dog recreational facilities along the waterfront bring people out to the park who might not otherwise go to the river, and also provide non-owners with entertainment.
4. The current construction of the Leroy Street Dog Run is inadequate and at times unsafe.
5. Pier 40 has, in the past, been designed by CB2 and the Advisory Council to the HRPT as the ideal location for a safe, well-designed dog owner recreation space in the south West Village and is slated for redevelopment in the near future.
6. There is a need for input from dog owners at the Leroy Street run to the run's operation.
7. The presence of dogs and dog owners in Hudson River Park, in an appropriate facility, is a priority goal of CB2.

THEREFORE BE IT RESOLVED:

1. That CB2 calls upon the Hudson River Park Trust, in the redevelopment of Pier 40, to require that any developer chosen by the Trust to redevelop Pier 40, as part of its plans, include at least a 10,000 square foot dog run for large dogs on Pier 40.
2. That the Trust set up a vehicle for more regular input and communication between its staff and Friends of the Leroy Street Dog Run.

Vote: Unanimous, with 37 Board members in favor.

3. Park Event Permits

Submitted by Arthur Z. Schwartz – not considered by the Parks/Waterfront Committee

WHEREAS, for many years the Parks Department has always asked for the advice of Community Board 2 before it granted permits for events in Parks and Playgrounds in our Community;

WHEREAS, CB2 has productively used the opportunity presented by advance notice of permit requests to shape the use of our parks and playgrounds for events in a way which caused the least disruption of regular park use, and the least inconvenience for the surrounding community, and, at times, in a way which brought needed money to the community for park maintenance and repair; and

WHEREAS, without consulting Community Board 2 the Parks Department has granted a permit to NYU to hold its graduation in Washington Square Park on May 10, 2007, has granted a permit to a group called Dance Parade to utilize Washington Square Park for much of the day on May 19, 2007, and is considering a permit application from the NYU Program Board Performing Arts Committee to construct an “Urban Barn” over the Washington Square Park Fountain on April 30, 2007, and

WHEREAS, this failure to consult CB2 is insulting to the Board, the Village Community, and a violation of the Parks Department’s obligations under the City Charter,

IT IS HEREBY RESOLVED BY CB2 that

1. It strongly censure the Parks Commissioner and the Manhattan Parks Commissioner for failing to consult CB2 before granting a permit for the use of Washington Square Park for the NYU graduation and the Dance Parade.
2. It calls upon the Parks Department, in line with the City Charter and past practice, to resume the practice of submitting all events permit applications for all parks within the CB2 jurisdiction to CB2 for its timely review and comment.
3. Requests that the Chair, the District Manager, and the Parks/Waterfront Committee Chair meet with the Parks Department to arrange a procedure for transmission of events permit applications to CB2 so that they can be reviewed in a meaningful, timely, manner.

Vote: Referrred back to committee: Unanimous, with 37 Board members in favor.

SIDEWALKS, PUBLIC FACILITIES AND ACCESS

1. NEW APPLICATION for revocable consent to operate an UNENCLOSED SIDEWALK CAFE for Kitchen Club, Inc., d/b/a The Kitchen Club, 30 Prince Street, New York, N.Y. 10012 with 14 tables and 12 seats. DCA 1247195.

WHEREAS, the owner appeared before the committee; and

WHEREAS, this establishment serves beer and wine only; and

WHEREAS, this café will close at 12 midnight on weekends; and

WHEREAS, the owner agreed to display a sign that reads: ‘Please be considerate of our neighbors’; and

THEREFORE, BE IT RESOLVED, that CB#2, Man. recommends APPROVAL of a TWO YEAR revocable consent to operate an UNENCLOSED SIDEWALK CAFE to Kitchen Club, Inc., d/b/a The Kitchen Club, 30 Prince Street, New York, N.Y. 10012 with 14 tables and 12 seats. DCA 1247195.

Vote: Unanimous, with 37 Board members in favor.

2. NEW APPLICATION for revocable consent to operate an Enclosed Sidewalk Cafe for BacBars Group, LLC, d/b/a/ Bayard's Alehouse, 533 Hudson Street, New York, N.Y. 10014 with 14 tables and 32 seats. DCA 1248153.

WHEREAS, the applicant failed to appear before the committee; and

THEREFORE, BE IT RESOLVED, that CB#2, Man. recommends DENIAL of a TWO YEAR revocable consent to operate an Enclosed Sidewalk Café to BacBars Group, LLC, d/b/a/ Bayard's Alehouse, 533 Hudson Street, New York, N.Y. 10014 with 14 tables and 32 seats. DCA 1248153.

Vote: Unanimous, with 37 Board members in favor.

RENEWAL APPLICATIONS:

1. RENEWAL APPLICATION for Sange Restaurant, Inc., d/b/a Tio Pepe, 168 West 4th Street, New York, N.Y. 10014 for a TWO YEAR revocable consent to operate an Enclosed Sidewalk Café with 8tables and 16 seats. DCA # 0693313.

WHEREAS, the area was posted and the owner appeared before the committee; and

WHEREAS, there was no changes to the existing plans; and

WHEREAS, the café has been at this location since 1975; and

WHEREAS, there was no community opposition; and

WHEREAS, there is sufficient passage for pedestrians; and

THEREFORE, BE IT RESOLVED, that CB#2, Man. recommends APPROVAL to Sange Restaurant, Inc., d/b/a Tio Pepe, 168 West 4th Street, New York, N.Y. 10014 for a TWO YEAR revocable consent to operate an Enclosed Sidewalk Café with 8tables and 16 seats. DCA # 0693313.

Vote: Passed, with 32 Board members in favor, and 1 recusal (R. Sanz).

2. RENEWAL APPLICATION for Dojo Restaurant Inc., d/b/a Dojo West, 14 West 4th Street, New York, N.Y. 10014 for a TWO YEAR revocable consent to operate an UNENCLOSED Sidewalk Café with 6 tables and 22 seats. DCA # 0890588.

WHEREAS, the committee received a letter from a resident regarding the sidewalk fence being left up even during the time that the café was not in operation causing sidewalk obstruction; and

WHEREAS, the manager appeared and there was no changes to the existing configuration of tables and chairs; and

WHEREAS, the manager agreed to replace the old planters with new ones that would hold flowers; and

WHEREAS, the manager further agreed to recondition the old fence which is rusty old and of poor appearance; and

WHEREAS, the manager agreed they would take down the sidewalk fence when the café is not in operation for an extended period of time; and

WHEREAS, there is sufficient passage for pedestrians; and

THEREFORE, BE IT RESOLVED, that CB#2, Man. recommends APPROVAL to Dojo Restaurant Inc., d/b/a Dojo West, 14 West 4th Street, New York, N.Y. 10014 for a TWO YEAR revocable consent to operate an UNENCLOSED Sidewalk Café with 6 tables and 22 seats. DCA # 0890588.

Vote: Unanimous, with 37 Board members in favor.

3. RENEWAL APPLICATION for Cowgirl , Inc., d/b/a Cowgirl and Bar K, 519 Hudson Street, New York, N.Y. 10014 for a TWO YEAR revocable consent to operate an Unenclosed Sidewalk Café with 11 tables and 22 seats. DCA # 0919917.

WHEREAS, the area was posted and the owner appeared before the committee; and

WHEREAS, there was no changes to the existing plans; and

WHEREAS, the café has been at this location for many years; and

WHEREAS, the owner agreed to space the umbrellas such that they avoid the obstruction of the pedestrian right of way outside the perimeter of the café; and

WHEREAS, this café is located on the corner of 10th Street and Hudson Street; and

THEREFORE, BE IT RESOLVED, that CB#2, Man. recommends APPROVAL to Cowgirl Inc., d/b/a Cowgirl and Bar K, 519 Hudson Street, New York, N.Y. 10014 for a TWO YEAR revocable consent to operate an Unenclosed Sidewalk Café with 11 tables and 22 seats. DCA # 0919917.

Vote: Unanimous, with 37 Board members in favor.

4. RENEWAL APPLICATION to The No Ho Star Inc., d/b/a The NoHo Star, 330 Lafayette Street, New York, N.Y. 10012 for a TWO YEAR revocable consent to operate an Unenclosed Sidewalk Café with 16 tables and 32 seats. DCA # 0931822.

WHEREAS, the café is located on the corner of Bleecker and Lafayette Streets; and

WHEREAS, the owners appeared before the committee; and

WHEREAS, the applicant recently purchased special re-designed umbrellas to reduce the tipping hazard; and

WHEREAS, this restaurant has had a sidewalk café for over 10 years under the present ownership; and

WHEREAS, there is sufficient passage for pedestrians; and

WHEREAS, there is no change to the configuration of the tables and chairs; and

THEREFORE, BE IT RESOLVED, that CB#2, Man. recommends APPROVAL to The NoHo Star Inc., d/b/a The No Ho Star, 330 Lafayette Street, New York, N.Y. 10012 for a TWO YEAR revocable consent to operate an Unenclosed Sidewalk Café with 16 tables and 32 seats. DCA # 0931822.

Vote: Unanimous, with 37 Board members in favor.

5. RENEWAL APPLICATION to Cornelia Street Café Inc., d/b/a Cornelia Street Cafe, 29 Cornelia Street, New York, N.Y. 10014 for a TWO YEAR revocable consent to operate an Unenclosed Sidewalk Café with 6 tables and 14 seats. DCA # 0786740.

WHEREAS, the café is located on Cornelia St. between Bleecker and West 4th Streets; and

WHEREAS, the owners appeared before the committee; and

WHEREAS, the applicant has agreed to post signs that say please be considerate of our neighbors; and

WHEREAS, this restaurant has had a sidewalk café for over 10 years under the present ownership; and

WHEREAS, there is sufficient passage for pedestrians; and

WHEREAS, there is no change to the configuration of the tables and chairs; and

THEREFORE, BE IT RESOLVED, that CB#2, Man. recommends APPROVAL to D Cornelia Street Café Inc., d/b/a Cornelia Street Cafe, 29 Cornelia Street, New York, N.Y. 10014 for a TWO YEAR revocable consent to operate an Unenclosed Sidewalk Café with 6 tables and 14 seats. DCA # 0786740.

Vote: Unanimous, with 37 Board members in favor.

STREET FAIR PERMIT

1. Support of the Renewal of Various Street Fair Permit Applications

WHEREAS, the street fair permit applications listed below are applications for renewals; and

WHEREAS, there was no community opposition to such applications; and

WHEREAS, the sponsors of the proposed street fairs listed below appear to meet the requirements of Chapter 1-03(b) the Rules of the Office of the Mayor, Community Assistance Unit, Street Activity Permit Office Relating to Applications, Fees and Charges for street fairs (the “Street Activity Permit Office Rules”), in that the each such sponsor is a “community-based, not-for-profit organization, association, or the like, which has an indigenous relationship to the specific street or the community or both, for which the event is proposed and which demonstrates that it has the support of the community and is willing to take full responsibility for the conduct of the event.” However, the Community Board notes that there is lack of clarity in the Street Activity Permit Office Rules in what type of organization qualifies as a “not-for-profit organization, association, or the like.”

THEREFORE BE IT RESOLVED, that CB#2, Man., supports the street fair permit applications on the dates and at the locations listed below:

4/13 – Colleges Against Cancer, LaGuardia Pl. bet. W. 3rd & W. 4th Sts.;

4/17 – NYU Steinhardt School of Education (naming), Washington Pl. bet. Washington Sq. East & Greene St.;

4/19 – NYU Earth Week, Washington Pl. bet. Washington Sq. East & Greene St.;

4/27 - NYU Annual Strawberry Festival, W. 4th St. bet. Washington Sq. East & Mercer St.;

5/5 – Grace Church School Parents’ Assn., E. 10th St. bet. Broadway bet. 4th Ave.;

5/5 – Children’s Aid Society, Sullivan St. bet. Bleecker & W. 3rd Sts.;

5/5 - P.S. 130, Hester St. bet. Mulberry & Baxter Sts.;

5/9 – NYU Grad Alley (multi-block), Washington Sq. So./W. 4th St. bet. Macdougall & Mercer Sts., LaGuardia Pl. bet. W. 3rd St. & Washington Sq. So., & Greene St. bet. W. 4th St. & Waverly Pl.;

5/10 – NYU Commencement (multi-block), Washington Sq. East, No. & So., 5th Ave. so. of 8th St., Thompson St. bet. W. 3rd St. & Washington Sq. So., W. 4th St. bet. Washington Sq. East & Mercer St., Washington Pl. bet. Washington Sq. & Mercer St.;

5/12 – Perry St. Block Assn., Perry St. bet. Bleecker & W. 4th Sts.;

5/12 – Village Committee for the Jefferson Area Market (multi-block), Greenwich Ave. bet. 6th & 7th Aves.;

5/13 – Greenwich Village Chamber of Commerce (multi-block), Broadway bet. Waverly Pl. & 14th St.;

5/17-5/20 – Meat Packing District Initiative (multi-day, (multi-block)), Gansevoort St. bet. Hudson & Washington Sts. & Washington St. bet. Gansevoort & Little W. 12th Sts.

5/19 – GenArt, Greenwich Ave. bet. W. 10th & Christopher Sts. (provided that the application is amended to list sponsor as Children Museum for the Arts);

5/19 – Christopher St. Block & Merchant’s Assn. (multi-block), Christopher St. bet. 7th Ave. So.-Bleecker St. & Bleecker & Hudson Sts.

5/19 – Village Crosstown Trolley, Astor Pl. bet. Broadway & Lafayette St.;

5/19 – Bedford-Barrow-Commerce Block Assn. (multi-block), Bedford, Barrow & Commerce Sts. bet. 7th Ave. So. & Hudson St.;

5/23-6/3 - Society of St. Anthony of Giovinazzo (multi-day), Mulberry St. bet. Broome & Spring Sts.;

5/26-5/28 & 6/2-6/3 – Washington Sq. Outdoor Art Exhibit (multi-day, multi-block), University Pl. bet. W. 3rd to E. 12th Sts. & Washington Pl. bet. Washington Sq. E. & Mercer St.;

6/2 – Caring Community (multi-block), Washington Sq. No. bet. 6th Ave. & University Pl.;

6/9 – 6th Precinct Community Council (multi-block), Bleecker St. bet. 7th & 8th Aves.

6/10 – Christopher East Block Assn. (multi-block), Christopher St. bet. 7th & Greenwich Aves.;

6/16 – Our Lady of Pompeii Church (multi-block), Bleecker/Carmine Sts. bet. 6th Ave & 7th Ave./Varick;

6/23 – Village Reform Democratic Club (multi-block), Waverly Pl. bet. Broadway & 5th Ave.;

6/24 – Stonewall Veteran’s Assn. (multi-block), Washington St. bet. Christopher & W. Houston Sts.;

6/30 – Bleecker Area Merchants & Residents’ Assn. (multi-block), Bleecker St. bet. Broadway & 6th Ave.

7/14 – Our Lady of Pompeii Church (multi-block), Bleecker/Carmine Sts. bet. 6th Ave & 7th Ave./Varick;

7/21 – International AIDS Prevention Initiative (Names Project) (multi-block), Broadway bet. Houston & Grand Sts.;

7/28 – Children’s Aid Society (multi-block), Bleecker St. bet. Broadway & 6th Ave.;

8/4 - Federation to Preserve the Greenwich Village Waterfront (multi-block), Greenwich Ave. bet. 6th & 7th Aves.;

8/11 – Village Visiting Neighbors (multi-block), University Pl. be. Waverly Pl. & 14th St.

8/18 – Stonewall Democratic Club (multi-block), Waverly Pl. bet. Broadway & 5th Ave.;

8/25 – Our Lady of Pompeii Church (multi-block), Bleecker/Carmine Sts. bet. 6th Ave & 7th Ave./Varick;

9/1-9/3 & 9/8-9/9– Washington Sq. Outdoor Art Exhibit (multi-day, multi-block)), University Pl. bet. W. 3rd to E. 12th Sts. & Washington Pl. bet. Washington Sq. E. & Mercer St.;
9/15 – Washington Sq. Block Assn. (multi-block), W. 4th St. bet. 6th Ave. & University Pl.;
9/22 – Village Center for Care (multi-block), Bleecker St. bet. 7th & 8th Aves.;
9/29 – Congress of Racial Equality (multi-block), Broadway bet. Waverly Pl. & 14th St.;
10/6 – St. Joseph’s Church (multi-block), Washington Pl. bet. Grove & Macdougall Sts.;
10/13 – Washington Sq. United Methodist Church (multi-block), W. 4th St. bet. 6th Ave. & University Pl.;
10/20 – Village Independent Democrats (multi-block), Greenwich Ave. bet. 6th & 7th Aves.;
10/20 - TR Group Republican Club (multi-block), Waverly Pl bet. Broadway & 5th Ave.;
11/3 – Gay & Lesbian Independent Democrats (multi-block), 4th St. bet. Washington Sq. East & Lafayette St.;
11/17 – Washington Sq. Village Tenants’ Assn. (multi-block), Bleecker St. bet. LaGuardia Pl. & Lafayette St.

BE IT FURTHER RESOLVED, that CB#2, Man., requests that the Office of the Mayor, Community Assistance Unit, Street Activity Permit Office, provide greater clarity to the Community Board by defining specifically what qualifies as a “not-for-profit organization, association, or the like” (e.g., whether such an organization is required to present documentation of their not-for-profit status).

Vote: Unanimous, with Board 37 members in favor.

2. Opposition to Street Fair Permit Application by Old St. Patrick’s Cathedral School

WHEREAS, the applicant (the “Applicant”) of the multi-block street fair permit application for May 6, 2007 is Old St. Patrick’s Cathedral School, which is an extremely worthy and reputable non profit entity in the community; and

WHEREAS, Applicant’s street fair application is for a portion of Broadway between Houston and Grand Streets, an area extremely unsuitable for street fairs because of the excessive and dangerous levels of traffic and pedestrian congestion in this area on weekends, a situation that will only be exacerbated by the addition of Applicant’s multi-block street fair; and

WHEREAS, the Applicant failed to appear before the CB#2, Man.’s Street Fair Activity Permit Subcommittee;

THEREFORE BE IT RESOLVED, that CB#2, Man., opposes the multi-day, multi-block street fair permit application by Old St. Patrick’s Cathedral School on May 6, 2007 on Broadway between Houston and Grand Streets, and urges the Applicant to submit a street fair application for an alternate venue in order to support its worthwhile non profit efforts.

Vote: Passed, with 32 Board members in favor, and 1 abstention.

3. Opposition to Street Fair Activity Permit by the Little Italy Merchants Association

WHEREAS, the Little Italy Merchants Association (“Applicant”) failed to appear before the Community Board’s Street Activity Permit Subcommittee to renew its street fair application (a.k.a., the “Mulberry Mall”); and

WHEREAS, representatives of the local community spoke in opposition to the Mulberry Mall because of the negative impact of the street fair on the quality of life and the disruption caused by the Mulberry Mall’s duration (over four months), lengthy hours and noise; and

WHEREAS, last year Council member Alan Gerson worked with the Applicant and the local community on creating community-friendly guidelines for the Mulberry Mall; however, such guidelines were ignored by the Community Assistance Unit and the Mulberry Mall was allowed to operate unfettered without any guidance from the local community.

THEREFORE BE IT RESOLVED, that CB#2, Man., opposes the multi-day, multi-block street fair permit application by the Little Italy Merchant’s Association from May 26 – October 8, 2007 on Mulberry Street between Canal and Broome Streets and Hester Street between Mott and Mulberry Streets unless the Applicant abides by the community-friendly guidelines proposed by Council member Alan Gerson attached hereto as **Exhibit A**.

Vote: Referred back to Committee.

4. Support of Street Fair Activity Permit by the Blue Knights Law Enforcement Motorcycle Club

WHEREAS, the applicant (the “Applicant”) seeks renewal of a street fair activity permit for a event called the “Garlic Run,” and

WHEREAS, representatives of the local community complained about motorcycle noise and traffic associated with the Garlic Run that have a detrimental impact on quality of life; and

WHEREAS, Applicant, who is based in New Jersey, admits to having no indigenous relationship to the specific street or the community as required by Chapter 1-03(b) the Rules of the Office of the Mayor, Community Assistance Unit, Street Activity Permit Office Relating to Applications, Fees and Charges for street fairs (the “Street Activity Permit Office Rules”); and

WHEREAS, Applicant states that proceeds from the Garlic Run are used to care for the sick children of New Jersey law enforcement officers.

THEREFORE BE IT RESOLVED, that CB#2, Man. supports the application by the Blue Knights Law Enforcement Motorcycle Club for a multi-block street fair on June 20, 2007 on Mulberry Street between Canal and Broome Streets for one more year only since Applicant has no indigenous relationship to the specific street or community where the event is held as required by the Street Activity Permit Office Rules.

Vote: Unanimous, with 37 Board members in favor.

5. Opposition to Street Fair Activity Permit by Figli di San Gennaro

WHEREAS, the applicant (the “Applicant”) failed to appear before the Community Board’s Street Activity Permit Subcommittee to renew its street fair application; and

WHEREAS, representatives of the local community spoke in opposition to the Applicant’s street fair because of its negative impact on the quality of life.

THEREFORE BE IT RESOLVED, that CB#2, Man., opposes the application by Figli di San Gennaro for a multi-day, multi-block street fair from September 10 – September 23, 2007 on Mulberry Street, between Canal and West Houston Streets, and Grand and Hester Streets between Mott and Centre Streets.

Vote: Referred back to committee.

6. Opposition to Street Fair Activity Permit by Independent Downtown Republican Club

WHEREAS, the applicant (the “Applicant”) seeks renewal of a street fair activity permit for a multi-block, street fair on November 10, 2007 on University Pl. bet. Waverly Pl. & 11th St.; and

WHEREAS, representatives of the local community, including residents and the local business improvement district, have stated that the fair has a detrimental impact on local merchants and quality of life; and

WHEREAS, the Applicant failed to appear before the Community Board’s Street Fair Activity Permit Subcommittee; and

WHEREAS, there is no evidence that Applicant has an indigenous relationship to the specific street or the community as required by Chapter 1-03(b) the Rules of the Office of the Mayor, Community Assistance Unit, Street Activity Permit Office Relating to Applications, Fees and Charges for street fairs (the “Street Activity Permit Office Rules”).

THEREFORE BE IT RESOLVED, that CB#2, Man., opposes the multi-block street fair permit application by the Independent Downtown Republican Club on November 10, 2007 on University Pl. between Waverly Pl. & 11th St. since Applicant has no apparent indigenous relationship to the specific street or community where the event is held as required by the Street Activity Permit Office Rules.

Vote: Unanimous, with Board members in favor.

TRAFFIC AND TRANSPORTATION

1. Belgian Block Replacement in Gansevoort Market

WHEREAS, the NYC Department of Transportation has announced a program to repair and restore the city's historic streets that are paved with Belgian blocks, and CB#2, Man., applauds this commitment; and

WHEREAS, CB#2, Man. has long identified the repair of the streets with Belgian blocks in the Gansevoort neighborhood as a capital budget priority, and it currently is ranked as the fourth priority in the 2008 Preliminary Budget Register, and the NYC DOT has responded that they will try to accommodate this issue within existing resources; and

WHEREAS, the Belgian blocks in the Gansevoort Market area are in an extremely deteriorated condition that poses a potential danger to pedestrians and cyclists, and therefore need to be reset, not just repaired; and

WHEREAS, many of this area's streets with Belgian blocks fall within the boundaries of the Gansevoort Market Historic District, and CB#2, Man., along with the NYC Landmarks Preservation Commission, has an interest in preserving the paving patterns originally laid down in the 1800's, and in preserving the street covers that access the brine cooling system installed by the Manhattan Refrigeration Company in the late 1800's.

THEREFORE BE IT RESOLVED, that CB#2, Man., requests that the NYC Department of Transportation reset the historic Belgian blocks in the original paving patterns, and retain the Manhattan Refrigeration Company street covers at the following locations:

- Ninth Ave. between Gansevoort St. & West 14th St. (including the southern crosswalk);
- Gansevoort St. between Hudson St. and Washington St. (including open plaza area);
- Little West 12th St between Ninth Ave. and Washington St.;
- West 13th Street between Hudson St. and Tenth Ave.; and
- West 14th St. between Ninth Ave. and Tenth Ave.

Vote: Unanimous, with 37 Board members in favor.

2. Traffic Light on Washington and West 10th Street

WHEREAS, the corner of Washington Street and West 10th Street is an extremely dangerous intersection for motorists, pedestrians and cyclists; and

WHEREAS, members of the community have stated that the intersection is heavily used, especially by pedestrians and cyclists crossing to enter the Hudson River Park.

THEREFORE, be it resolved that CB#2, Man., supports the placement of a stop light at the intersection of Washington and West 10th Streets and asks that DOT investigate the feasibility of this request.

Vote: Unanimous, with 37 Board members in favor.

3. Bicycle Lane on Grand Street

WHEREAS, in November 2006, the New York City Department of Transportation ("DOT") demarcated a bicycle lane on Grand St. from W. Broadway to the FDR Drive; and,

WHEREAS, on two blocks of Grand St., between Mercer St. and Broadway, and between Crosby St. and Lafayette St., this bike lane is marked simply as a "shared lane," which DOT states is to accommodate yet-to-be-marked turning vehicle lanes; and

WHEREAS, the disappearance and reappearance of the bike lane on alternating blocks creates confusion among drivers so that they inadvertently drive in the bike lane, leading to traffic violations and putting cyclists at risk; and

WHEREAS, this board appreciates the renewed efforts of DOT to provide safe space for pedestrians and cyclists who choose to use alternatives to vehicular means of transportation, such as this bike lane on Grand St.

THEREFORE BE IT RESOLVED that CB#2, Man., requests (i) that DOT accommodate the vehicle turn lanes on Grand Street between Mercer St. and Broadway within the existing road space where possible, and the continuity of the bike lanes be established; and (ii) if the vehicle turn lanes cannot be accommodated within the existing road bed, DOT present a plan to the Community Board to re-designate parking spaces to accommodate the turning lane.

Vote: Unanimous, with 37 Board members in favor.

4. Co-naming a Portion of West 3rd Street as “Blue Note Way”

WHEREAS, the Blue Note jazz club is one of the premiere jazz clubs in the world; and

WHEREAS, in commemoration of the Blue Note’s 25th anniversary, the owners of the Blue Note have requested that West 3rd Street between 6th Avenue and Macdougall Street be co-named “Blue Note Way” and have made presentations to full Community Board and the Traffic & Transportation Committee; and

WHEREAS, the Community Board has heard from representatives of the local neighborhood and business association, the Bleecker Area Merchants Association (BAMRA), which is firmly opposed to such a co-naming because co-naming streets after businesses commercializes them and creates inequities among the other businesses located in the neighborhood.

THEREFORE, BE IT RESOLVED that CB#2, Man., congratulates the Blue Note on its 25th anniversary, but deems it inappropriate to co-name streets after for-profit commercial establishments. Therefore, the Community Board opposes the co-naming of West 3rd Street between 6th Avenue and Macdougall Street as “Blue Note Way.”

Vote: Unanimous, with 37 Board members in favor.

NEW BUSINESS

Respectfully submitted,

Secretary
Community Board #2, Manhattan