

FULL BOARD MINUTES

DATE: October 18, 2007
TIME: 6:30 P.M.
PLACE: St. Vincent's Hospital, 170 W. 12th Street, Cronin Auditorium

BOARD MEMBERS PRESENT: Steve Ashkinazy, Keen Berger, Tobi Bergman, Carter Booth, Lisa Cannistracci, Leonard Cecere, Maria Passannante Derr, Doris Diether, Robert Ian Dutton, Harriet Fields, Elizabeth Gilmore, Edward Gold, David Gruber, Jo Hamilton, Anne Hearn, Brad Hoylman, Chair, Community Board #2, Manhattan (CB#2, Man.), Zella Jones, Amanda Khan, Susan Kent, Arthur Kriemelman, Raymond Lee, Elizabeth Loeb, Edward Ma, Ke-Wei Ma, Don MacPherson, Jason Mansfield, Rosemary McGrath, Philip Mouquinho, Lois Rakoff, Annie Vanrenterghem-Raven, David Reck, Robert Riccobono, Erin Roeder, Rocio Sanz, Wendy Schlazer, Arthur Z. Schwartz, Shirley Secunda, James Solomon, Shirley H. Smith, Richard Stewart, Sean Sweeney, Naomi Wender, Carol Yankay, Elaine Young

BOARD MEMBERS EXCUSED: Sigrid Burton, Sheelah Feinberg, Lawrence Goldberg, Judy Paul

BOARD MEMBERS ABSENT: David Ethan, Christine Lindemann

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; Grey Elam, Council Speaker Christine Quinn's office; Matt Borden, Assembly Member Deborah Glick's office; Hunter Johansson, Manhattan Borough President Scott Stringer's office; Paul Nagle, Council Member Alan Gerson's office; Kate Makuliak, Council Member Rosie Mendez's office; John Ricker, NYC Comptroller's office; Leah Donaldson, NYC Dept. of Buildings, Adam Weinberg, Marc Scarpa, Man See Kong, Maury Englander, A.P.O. Stephanie Phelan, Morris Fajtelewicz, Trevor Stewart, David Marcus, Gary Tomei, Andrew Berman, Ann Kjelberg, Irene Kaufman, Mark Patterson, Sam Ailer, Sgt. Semello, P.O. Doughty, Diane Fong, David Handler, Kazusa, Joan Bender, Thomas Krajewski, Joseph Jaffini, Maureen Remacle, Tom Elliott, Brian McKenna, Robert Boyar, Howard Zipser, Neil Weisbard, Angelina Waltz, Alma Derkenheimer, Justin Barreto, Emily Kagan, Andrea Nocolay, Elizabeth Blatz, Gabriel Sohyoun, Joshua Lopeez, Rich Flood, Margery Boyar, Trevor Stewart, Margaret Stewart, Jennifer Kay, Nelida Flores, Vera Reale, Mayumi Bando, Jonathan Slaff, Naomi Usher, Louise Kaplan, K. Jibilci, C. Griffin, T. Elletto, Luke Henry, Mary Johnson, Timothy DiMarco

MEETING SUMMARY

Meeting Date - October 18, 2007
Board Members Present - 43
Board Members Excused - 4
Board Members Absent - 2

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II. PUBLIC SESSION

Non-Agenda Items

Whitney Museum

Adam Weinberg, spoke regarding the Whitney Museum's expansion.

Film Shoot

Marc Scarpa announced that there would be an upcoming film shoot at Petrosino Park.

Chinatown

ManSee Kong spoke regarding the Chinatown Tenants' Union.

St. Vincent's New Development

Trevor Stewart, David Marcus, Gary Tomei, Andrew Berman, Ann Kjellberg, spoke regarding the hospital's upcoming development.

West Village Streets

Robert Boyar spoke regarding the West Village Streets.

Wilbur Weder Farewell Soiree

Lois Rakoff spoke regarding Wil Weder's departure from CB2 and invited everyone to a farewell bash.

Business Items

Cantaloupe, LLC d/b/a Lovely Day, 196 Elizabeth St.

Mark Patterson, Joan Bender, spoke in opposition to the alteration of the liquor license to include the sidewalk café. Katusa, principal, spoke in favor of the application.

Thomas Krajewski spoke regarding the application.

245 W. 14th St. Tavern Corp., from 245 W. 14th St., NYC 10011, to 250 W. 14th St.

Joseph Jaffini spoke regarding the applicant's move from one location to another.

Tom Elliott and Brian McKenna, principal, spoke in favor of the relocation of the liquor license.

Traffic and Transportation Items

Co-name Sullivan St. Auxiliary P.O.'s Eugene Marshalik & Nicholas Pekearo Way

Maury Englander, A. P.O. Stephanie Phelan, Morris Fajtelewicz, and Maureen Remacle, spoke in favor of the street co-naming.

III. ADOPTION OF AGENDA

IV. ELECTED OFFICIALS PRESENT AND REPORTING

Erin Drinkwater, Congressman Jerrold Nadler's office

Adam Riff, Senator Tom Duane's office

Matt Borden, Assembly Member Deborah Glick's office

Hunter Johansson, Manhattan Borough President Scott Stringer's office;

Grey Elam, of Council Speaker Christine Quinn's office

Paul Nagle, Council Member Alan Gerson's office.

Kate Makuliak, Council Member Rosie Mendez's office,

John Ricker, NYC Comptroller's office;

Leah Donaldson, NYC Dept. of Buildings;

V. ADOPTION OF MINUTES

Adoption of July minutes, and distribution of September minutes.

VI. EXECUTIVE SESSION

1. **Chair's Report** Brad Hoylman reported

2. **District Manager's Report** Bob Gormley reported.

STANDING COMMITTEE REPORTS

BUSINESS

1. 245 W. 14th St. Tavern Corp., from 245 W.14th St., NYC 10011, to 250 W. 14th St., NYC 10011 (relocation of a On-Premise)

WHEREAS, the applicant appeared before the committee; and,

WHEREAS, this application is for the relocation of an On Premise license for a bar and restaurant located in a 2,250 s.f. premise in a mixed use building on 14th St. between 7th and 8th Avenues, with 8 tables and 32 seats and 1 bar with 18 seats and a maximum legal capacity of 50 persons; and,

WHEREAS, the applicants floor plans showing 4 tables and 16 chairs and 1 bar with 15 seats does not match the written application; and,

WHEREAS, the applicant stated the hours of operation are 11:00 a.m. – 4:00 a.m. daily including Sunday; there will not be a sidewalk café application nor a backyard garden; music will be background only; and,

WHEREAS, no one appeared in opposition from the community however one CB2 Board Member spoke on behalf of the 14th Street/Gansevoort Market Committee reporting the following:

- A) This applicant was turned down by CB4
- B) This applicant has not displayed “ Good Neighbor” behavior
- C) This applicant in last location did have a backyard garden and had a noise problem with the 15th St. Association;

WHEREAS, the change of address does not effect the number of On-Premise Licenses within 500 feet but does displace the applicant from CB4 to CB2

THEREFORE, BE IT RESOLVED that CB#2, Man. recommends denial to the relocation of an On Premise license to **245 W. 14th St. Tavern Corp., 250 W. 14th St., NYC 10011**

Vote: Passed, with 26 Board members in favor, 14 in opposition, and 4 abstentions.

2. 2002 Centre St. Rest., 202 Centre St., NYC 10013

WHEREAS, the applicant failed to appear before the committee or request a layover of consideration of the application to the next hearing; and,

WHEREAS, this application is for an On Premise liquor license; and,

THEREFORE, BE IT RESOLVED that CB#2, Man. strongly recommends denial of an On Premise liquor license to **2002 Centre St. Rest., 202 Centre St., NYC** **and requests that the SLA send this applicant back to CB2 should this application proceed in order that this important step not be avoided and that the concerns of the Community be fully heard**

Vote: Unanimous, with 44 Board members in favor.

3. Sullivan St. Bistro, Inc., 169 Sullivan St., NYC 10012,

WHEREAS, the applicant appeared before the committee; and,

WHEREAS, this application is for an On Premise license for a bar and restaurant located in a 750 s.f. premise in a mixed use building on Sullivan St. between W. Houston and Bleecker, with 18 tables and 37 seats and 1 bar with 6 seats and a **Outside café** that has 6 tables and 13 seats with a maximum legal capacity of less than 75 persons; and,

WHEREAS, the applicant stated the hours of operation are 8:00 a.m. – 11:00 p.m. daily with no alcohol service on Sunday from 8:00 a.m. – 12:00 noon; there will not be a backyard garden; music will be background only; and,

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

WHEREAS, the applicant agrees to meet with DCA to confirm that their Outside Café is on private property and is not in fact actually a sidewalk café on public property; and

WHEREAS, the applicant agrees to restrict his hours of operation for the Outside Café to 8:00a.m. – 10:00 p.m.; and,

WHEREAS, the applicant agreed to adding a retractable awning for noise control; and,

THEREFORE, BE IT RESOLVED that CB#2, Man. has no objection to the approval of an On Premise license to **Sullivan St. Bistro, Inc., 169 Sullivan St., NYC**

Vote: Unanimous, with 44 Board members in favor.

4. Mosso Corp. 300 Spring St., NYC 10013,

WHEREAS, the applicant appeared before the committee; and,

WHEREAS, this application is for an On Premise license for a bar and restaurant located in a 2,500 s.f. premise in a mixed use building on Spring St. between Hudson and Renwick, with 31 tables and 60 seats and 1 bar with 10 seats and a maximum legal capacity of 70 persons; and,

WHEREAS, the applicant stated the hours of operation are 11:30 a.m. – 12:00 midnight Sunday to Wednesday and 11:30 a.m. – 2 a.m. Thursday to Saturday; they will be applying for a Sidewalk Café License; there will not be a backyard garden; music will be background only; and,

WHEREAS, 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 **Mosso Corp. 300 Spring St., NYC**

Vote: Unanimous, with 44 Board members in favor.

5. Himi NY Corp., 61 Grove St., NYC 10014,

WHEREAS, the applicant appeared before the committee; and,

WHEREAS, this application is for a transfer of an On Premise license for a bar and restaurant located in a 600 s.f. premise in a mixed use building on Grove St. between 7th Avenue and Bleecker, with 8 tables and 32 seats and no bar, with a maximum legal capacity of 32 persons; and,

WHEREAS, the applicant stated the hours of operation are 6:00 p.m. – 12:00 midnight daily; there will be no sidewalk café, there will be no backyard garden; there will be no music; and,

THEREFORE, BE IT RESOLVED that CB#2, Man. has no objection to the transfer of an On Premise license to **Himi NY Corp., 61 Grove St., NYC**

Vote: Unanimous, with 44 Board members in favor.

6. 675 Hudson Vault, LLC, d/b/a Vento, 675 Hudson St. a/k/a 22-28 Ninth Ave., NYC 10014,

WHEREAS, the applicant appeared before the committee; and,

WHEREAS, this application is for an alteration to the On Premise license for a bar and restaurant located in a 4,000 s.f. premise in a commercial use building on Hudson St. between 13th -14th Streets, with 80 tables and 236 seats inside and 48 tables and 132 seats outside and 2 bars with 10 seats and with a maximum legal capacity of 345 persons; and,

WHEREAS, the applicant stated the hours of operation are Monday 12:00 p.m. – 11:00 p.m., Tuesday – Thursday from 12:00 p.m. – 1:00 a.m., Saturday from 11:00 a.m. – 1:00 a.m. and Sunday from 11:00 a.m – 11:00 p.m.; there will not be a backyard garden; music will be background only; and,

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

WHEREAS, the applicant is removing 2 tables and 8 chairs and replacing them with a Standing Bar with no seats to improve client service; and.

THEREFORE, BE IT RESOLVED that CB#2, Man. has no objection to the alteration of an On Premise license to **675 Hudson Vault, LLC, d/b/a Vento, 675 Hudson St. a/k/a 22-28 Ninth Av, NYC**

Vote: Passed, with 43 Board members in favor, and 1 recusal (W. Schlazer).

7. Cantaloupe, LLC d/b/a Lovely Day, 196 Elizabeth St. (Prince and Spring Streets), NYC.

WHEREAS, the applicant appeared before the committee; and,

WHEREAS, this application is for an alteration of an existing On Premise license for a Noodle House / Asian restaurant d/b/a Lovely Day for the addition of a sidewalk café with 3 tables and 6 chairs in a mixed use building located on Elizabeth between Prince and Spring Streets, with 6 tables and 40 seats and 1 bar with 6 seats and a maximum legal capacity of 46 persons; and,

WHEREAS, the applicant stated the hours of operation are 12:00 p.m. – 11:00 p.m. Sunday – Thursday and 12:00 p.m. – 12:00 midnight Friday - Saturday; there is a sidewalk café application pending DCA approval but not a backyard garden; music will be background only; and,

WHEREAS, this applicant has appeared before this committee regarding a prior request for alteration of On Premise license for increased square footage by adding serving space in the basement and was denied; and,

WHEREAS, 2 members from the community appeared in opposition; citing noise and overcrowding issues and presented a letter offering 12 reasons (see attachment for denial; and,

WHEREAS, a petition with 84 signatures in opposition were collected and 14 letters written by residents of 196 Elizabeth; and,

WHEREAS, there were 6 community members in attendance in support of the application, 3 were employees;

THEREFORE, BE IT RESOLVED that CB#2, Man. recommends denial to the proposed alteration of an On Premise license for **Cantaloupe, LLC d/b/a Lovely Day, 196 Elizabeth St.**

Vote: Passed, with 29 Board members in favor, 14 in opposition and 1 abstention.

CHINATOWN

Equal Access to Housing Services Act

WHEREAS:

1. Hundreds of thousands of Limited English Proficient (LEP) individuals are living with critical housing code violations;
2. A recent survey of LEP individuals indicated that a majority did not even know there is a government agency, the Department of Housing Preservation & Development (HPD), dedicated to meeting the housing needs of New Yorkers;
3. Even when LEP individuals know to call 311, they often encounter difficulties communicating the nature of their complaint;
4. Difficulties range from LEP individuals being unable to file a complaint in their primary language to inspectors neither speaking the tenant's language nor critical follow up letters being sent in the tenant's language;
5. Under Commissioner Shaun Donovan, HPD has taken steps to address these issues. But legislation is still needed to ensure that every tenant in the city can access the services they are entitled to receive;
6. The Equal Access to Housing Services Act would require that
 - a. HPD mandates owners of multiple dwellings registered with the agency to provide tenants with a multilingual flyer, in the tenant's primary language, detailing how tenants may access housing services;
 - b. HPD provides qualified language assistance in all telephone and in-person interactions with the agency, its neighborhood offices and code enforcement offices;
 - c. HPD hires additional bilingual housing inspectors;
 - d. HPD translates all application forms, correspondence, notices issued by the agency into the top nine languages spoken by people in New York City.

THEREFORE BE IT RESOLVED

That CB#2, Man. endorses the objectives stated in the Equal Access to Housing Services Act (see attached) and supports its passage into law.

Vote: Unanimous, with 43 Board members in favor.

LANDMARKS AND PUBLIC AESTHETICS

1ST OCTOBER MEETING

Item 7 – 473 West Broadway – SoHo Cast Iron Historic District. A simplified neo-Grec style loft building designed by James E. Ware & built in 1881. Application is to legalize the installation of a flagpole without LPC permit.

WHEREAS, the applicant re-did the storefront prior to designation, and

WHEREAS, there are currently on this single block 18 flagpoles on the 25 storefronts, and

WHEREAS, the flagpole is 6'6-1/2" long, 10'9" above the sidewalk, and holds a cloth banner 4' by 5' in size with a simple design indicating the business within,

THEREFORE, BE IT RESOLVED CB#2, Man. has no objection to the flagpole at 473 West Broadway, although we are concerned that it was installed without the necessary permits.

Vote: Passed, with 42 Board members in favor, and 1 abstention.

Item 8 – 675 Hudson St. – Gansevoort Market Historic District A vernacular/neo-Grec style factory building built in 1849, enlarged in 1854-60, and altered in 1884. Application is to legalize signage installed without LPC permits.

WHEREAS, the signage to be legalized is the back portion of a billboard on the roof of this building, and

WHEREAS, the sign already there, apparently grandfathered, is a billboard 26' by 24', facing to the north, and

WHEREAS, the proposal is to legalize another billboard, 24' by 20', mounted on the back of the original billboard and facing south, and

WHEREAS, this billboard is lit by three lights from below, and

WHEREAS, the applicant stated that he had discussed with the owner of the building a proposal to re-install the missing cornice on the building if he received approval for the billboard, but that is not part of this application, and

WHEREAS, part of the justification for the additional billboard stated by the applicant was that the rear of the present billboard is merely wooden braces and there is graffiti which is unsightly with the back of the billboard exposed,

THEREFORE, BE IT RESOLVED CB#2, Man. recommends denial of this application for an additional billboard on the roof of 675 Hudson St. and suggests that the applicant is responsible for removing any graffiti on the rear of the existing billboard which is visible from the street.

Vote: Passed, with 42 Board members in favor, and 1 abstention.

The next item is scheduled for a hearing at the Landmarks Commission on Oct. 23.

680 Broadway – NoHo Historic District. An Italianate style commercial building built in 1856-60. Application is to install a storefront.

WHEREAS, this storefront is actually at the rear of 680 Broadway, in what is known as Shinbone Alley, and

WHEREAS, this 2 to 3 story structure now has a roll-down gate covering half of the area and what appears to be stucco on the rest of the façade, which has half of a floor below grade and two stories above grade with an entrance on the rear into a vestibule having stairs to the below grade basement and to the first floor, and

WHEREAS, the proposal is to remove the roll-down gate currently there, raise the height of the opening, and install a small storefront at the level of the first floor with a metal stair running along the building and a metal balcony in front of the new storefront, stair and balcony to be painted grey, and

WHEREAS, the new storefront will have a divided window with stairless steel, dull finish, and

WHEREAS, the top floor windows will be replaced with new wood windows in metal frames, and

WHEREAS, the basement level will have new windows of patterned glass to give light to that floor and

WHEREAS, the proposal calls for retaining roll down gates above the balcony for the storefront, the gates to be outside the windows, and

WHEREAS, there was some concern that this new storefront would decrease the historic value of Shinbone Alley, which is a locked alley, but since the existing roll-down gates and current condition of the façade were extremely unattractive,

THEREFORE, BE IT RESOLVED CB#2, Man. recommends approval of this application for a new storefront at the rear of 680 Broadway, but objects to the exterior roll-down gates for this location.

Vote: Unanimous, with 43 Board members in favor.

2ND OCTOBER MEETING

1. **32-34 Greene Street** Application is to construct a rooftop addition, to install new storefront infill, replace the cast-iron steps, and remove fire escapes.

WHEREAS, the restoration of the glass vault lights, the removal of the fire escape, the new grille, the new cream-color paint treatment to match the historic palette, and the placing the handicap ramp in the exterior of the building are all compatible with the Historic District and the building; now

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

Vote: Unanimous, with 43 Board members in favor.

17 Commerce Street Application is to construct a rooftop addition and alter a masonry opening at the rear facade.

WHEREAS, this proposal will result in the destruction of all but one of the original windows in the rear of this Federal building as well as altering the original sloping roof; now

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

Vote: Unanimous, with 43 Board members in favor.

11 W. 10th Street Application is to construct a rooftop addition.

WHEREAS, the greenhouse proposed is barely visible from but a brief arc; now

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

Vote: Unanimous, with 43 Board members in favor.

703-711 Washington Street a/k/a 145 Perry Street Application is to demolish the building and construct an eight-story plus penthouse building.

WHEREAS, the original Designation Report of 1969 affirms that the building is a “simple stucco building” and makes no mention whatsoever – one way or the other - of whether the structure contributes or does not contribute to the Historic District, a posit for the latter that the developer constructs; and

WHEREAS, at the time of designation, the Greenwich Village Historic District was correctly characterized by a collection of multi-storied apartments buildings, six-storey tenements, three-storey Federal houses and one-storey industrial buildings - like the building in question; and

WHEREAS, the Landmarks Preservation Commission – and we emphasize “Preservation” - has been consistently taking the unexplained, and some would say, curious position that somehow the one-story buildings are non-contributing, parroting and defending the arguments of developers; and

WHEREAS, at the current rate, this Historic District will no longer be a mix of one-, three-, six-, and multi-storied building as it was at the time of historic designation, but instead a collection of three-, six-, and multi-storied historic buildings, with the addition of new buildings maxing out at the highest F.A.R. and the one-story buildings disappearing from the district, to the undoubted delight of the likes of Dan Doctoroff and Donald Trump; and

WHEREAS, the above facts not getting in the way of alleged progress, the proposed “simple” building will obscure the delightful courtyard shared by several “contributing” historic buildings, including a tiny rear house, a courtyard – like, say, Patchin Place – iconic and basically unique to the Greenwich Village Historic District; and

WHEREAS, somehow the architects should re-configure the proposed building to preserve the ambience of the courtyard and the envelope of other adjacent buildings, even if that suggests not utilizing the maximum F.A.R.; and

WHEREAS, although we like the materials employed, particularly the terra cotta, the massing of the proposed building is monolithic and could be improved by, say, introducing a break utilizing piers or columns to reduce the visual monotony; and

WHEREAS, about three dozen residents appeared in opposition; now

THEREFORE, BE IT RESOLVED that CB#2, Man. recommends denial for destroying the “contributing” one-storey building; and

BE IT FURTHER RESOLVED that, the proposed building needs further re-working in design and massing, if it were to be built.

Vote: Passed, 42 with Board members in favor, and 1 in opposition.

PARKS, RECREATION, OPEN SPACE

Event at Petrosino Park

WHEREAS, Simply New Inc. presented a request for an event to be held for 5 days at Petrosino Park beginning Nov. 5, from 10 AM to 8 PM each day; and

WHEREAS, the event will consist of a set up enabling the public to speak out and have the video posted onto a special page on My Space; and

WHEREAS, the event set up will consist of a 10 x 10 canopy, a single video camera and one small light inside the park and a small silent-type generator and a 7-passenger van parked outside the park; and

WHEREAS, the event will require a staff of no more than 10 people including technicians and “welcomers”; and

WHEREAS, there will be no amplified sound and the park will remain open to the public at all times; and

WHEREAS, the objectives of the event are 1) “to set up a low impact stationary shoot that ~tradition of Hyde Park London” and 2) “to create an opportunity for the general public to utilize humor and passion in a one minute fun spirited video;” and

WHEREAS, Council Member Alan Gerson wrote a letter vouching for the lead producer and stating “I believe this is an important free speech opportunity for New Yorkers to speak out and I hope the board will consider this and approve this project;” and

WHEREAS, two members of the community spoke against this application but their arguments were directed mostly to an experience with a prior very different event and to concerns about noise that did not seem relevant to the event as described in the proposal; and

WHEREAS, Simply New, in partnership with Pure Project, a local arts group, will provide free wi-fi internet connection for the park for one year; and

WHEREAS, the New York Film Academy will offer annual one-week scholarships in the name of CB-2 and CB-2 can select the recipients for these if it so wishes;

THEREFORE, BE IT RESOLVED that CB#2, Man. has no objection to approval by the Parks Department of this request; and

BE IT FURTHER RESOLVED that CB#2, Man. requests the Parks Department district manager visit the park daily during this event and take any required action to assure full compliance with the terms of the permit, and also asks the district manager to contact the 5th Precinct to request their support in responding promptly to any complaints and assuring there is no sound amplification or other noise disturbance.

Vote: Passed, with 32 Board members in favor, 11 against and 1 abstention.

SIDEWALKS, PUBLIC FACILITIES AND ACCESS

NYCDOT app. for revocable consents to: construct new electric conduit facilities crossing Bleecker St., 280 ft. West of Mercer St.; construct new electric conduit facilities crossing West third St. West of Mercer St.; and crossing Mercer St. South of West Third St.

WHEREAS, the area was posted, contiguous neighborhood associations alerted twice by e-mail and,

WHEREAS, the conduit facilities above described have been discussed and reviewed as part of the overall NYU Co-Gen construction plan and,

WHEREAS, New York University Construction Management was represented by Martin Kushner and staff appeared before this committee to confirm start date (January 2008) and length of construction period (approx. 2 weeks), as well as protocols, and

WHEREAS, this permit is one of several that will be heard by this committee on this project;

THEREFORE, BE IT RESOLVED, that CB#2, Man. recommends APPROVAL of NYCDOT app. for revocable consents to: construct new electric conduit facilities crossing Bleecker St., 280 ft. West of Mercer St.; construct new electric conduit facilities crossing West third St. West of Mercer St.; and crossing Mercer St. South of West Third St

Vote: Unanimous, with 43 Board members in favor.

1a.* Modification app. for revocable consent to operate an Unenclosed sidewalk cafe for: Yamasak Rest. Corp., d/b/a Cascata Café Italiano 174 Bleecker St. with 4 tables & 8 seats, DCA# 1141909;

WHEREAS, the area was posted, contiguous neighborhood associations alerted twice by e-mail and the applicant's representative appeared before the committee; and,

WHEREAS, the restaurant is located on Bleecker St between MacDougal and Sullivan Sts. In an R7-2 Zone with mixed residential and commercial buildings, and

WHEREAS, there was no community complaint or opposition, and

WHEREAS, the applicants representative presented a sidewalk layout (which is attached) and shows 4 tables for two, instead of the current 8 seat configuration and an improved service access,

THEREFORE, BE IT RESOLVED, that CB#2, Man. recommends APPROVAL .of the Modification app. for revocable consent to operate an Unenclosed sidewalk cafe for: **Yamasak Rest. Corp., d/b/a Cascata Café Italiano 174 Bleecker St. with 4 tables & 8 seats, DCA# 1141909;**

Vote: Unanimous, with 43 Board members in favor

1b.* Renewal app. for revocable consent to operate an Unenclosed sidewalk cafe for:

1) NECF, Inc., d/b/a Mr. Dennehy's, 63 Carmine St. - with 14 tables & 28 seats, DCA# 1188879;

WHEREAS, the area was posted, contiguous neighborhood associations alerted twice by e-mail and the applicant's representative appeared before the committee; and,

WHEREAS, there was no community complaint or opposition, and

WHEREAS, the restaurant is located between Bedford and 7th Ave. So. And the Sidewalk Café is located north of Carmine St. on 7th Ave. So., and

WHEREAS, on personal inspection the Committee Chair found tables, chairs and barriers to be in compliance, but a DCA Sign not visible,and

WHEREAS the owner's representative in attendance agreed the DCA license would be placed in a visible location,

THEREFORE, BE IT RESOLVED, that CB#2, Man. recommends APPROVAL of the renewal application for revocable consent to operate an Unenclosed sidewalk cafe for **NECF, Inc., d/b/a Mr. Dennehy's, 63 Carmine St. - with 14 tables & 28 seats, DCA# 1188879;**

Vote: Unanimous, with 43 Board members in favor

2) Caffe Dante, Inc. 81 Macdougall St. between Bleecker and Houston, with 7 tables & 14 seats, DCA# 7658933;

WHEREAS, the area was posted, contiguous neighborhood associations alerted twice by e-mail and the applicant's representative appeared before the committee; and,

WHEREAS, there was no community opposition, and

WHEREAS, this committee has observed that the sidewalk café has currently 8 tables and 18 seats (see attached photographs), and

WHEREAS, the applicant's representative has agreed that 1 table and 4 seats will be removed, and

WHEREAS, this committee observed that there was no DCA sign publicly present, and,

WHEREAS, the applicant's representative has agreed that, the DCA sign will be made publicly present,

THEREFORE, BE IT RESOLVED, that CB#2, Man. recommends APPROVAL, for the renewal application for revocable consent to operate an Unenclosed sidewalk cafe for **Caffe Dante, Inc. 81 Macdougall St. between Bleecker and Houston, with 7 tables & 14 seats, DCA# 7658933, CONDITIONAL** upon:

1. The removal of 1 table and 4 chairs from the current actual configuration, thereby complying with this renewal application
2. The prominent placement of the DCA Sign for public viewing.

Vote: Unanimous, with 43 Board members in favor.

3. RDK Restaurant Corp., d/b/a Bistro Les Amis, 180 Spring St. at Southeast corner of Spring & Thompson with 14 tables & 30 seats, DCA# 1101999;

WHEREAS, the area was posted, contiguous neighborhood associations alerted twice by e-mail and the applicant appeared before the committee; and,

WHEREAS, there was no community opposition, and

WHEREAS, this committee has observed that there was illegal sidewalk furniture present at the corner of Spring and Sullivan, and

WHEREAS, the applicant has agreed that the additional illegal sidewalk furniture will be removed,

THEREFORE, BE IT RESOLVED, that CB#2, Man. recommends APPROVAL, for the renewal application for revocable consent to operate an Unenclosed sidewalk cafe for **RDK Restaurant Corp., d/b/a Bistro Les Amis, 180 Spring St. at Southeast corner of Spring & Thompson with 14 tables & 30 seats, DCA# 1101999 provided that the illegal sidewalk furniture is removed;**

Vote: Unanimous, with 43 Board members in favor.

4. Corso Rest. Inc. d/b/a/ Sal Anthony's SPQR, 133-137 Mulberry St. between Grand and Hester Sts., with 14 tables & 20 seats, DCA# 1104216;

WHEREAS, the area was posted, contiguous neighborhood associations alerted twice by e-mail and the applicant's representative appeared before the committee; and,

WHEREAS, there was no community opposition, and

WHEREAS, this committee has noted that this sidewalk café as well as its DCA produced sign has 14 tables and 28 (twenty-eight) seats, and

WHEREAS, the owner's representative has agreed to follow-up on DCA's correction to show 28 seats,

THEREFORE, BE IT RESOLVED, that CB#2, Man. recommends APPROVAL, for the renewal application for revocable consent to operate an Unenclosed sidewalk cafe for **Corso Rest. Inc. d/b/a/ Sal Anthony's SPQR, 133-137 Mulberry St. between Grand and Hester Sts., with 14 tables & 28 (twenty-eight) seats, DCA# 1104216;**

Vote: Unanimous, with 43 Board members in favor.

5. Tortilla Flats, Inc. 767 Washington St. at Southeast corner of West 12th St. with 11 tables & 21 seats, DCA# 0805433;

WHEREAS, the area was posted, contiguous neighborhood associations alerted twice by e-mail and the applicant appeared before the committee; and,

WHEREAS, there was no community opposition,

THEREFORE, BE IT RESOLVED, that CB#2, Man. recommends APPROVAL, for the renewal application for revocable consent to operate an Unenclosed sidewalk cafe for **Tortilla Flats, Inc. 767 Washington St. at Southeast corner of West 12th St. with 11 tables & 21 seats, DCA# 0805433;**

Vote: Unanimous, with 43 Board members in favor.

6. Yamasak Rest. Corp., d/b/a Cascata Café Italiano, 174 Bleecker St. with 4 tables & 8 seats, DCA# 1141909;

WHEREAS, the area was posted, contiguous neighborhood associations alerted twice by e-mail and the applicant's representative appeared before the committee; and,

WHEREAS, there was no community opposition, and

WHEREAS, the committee agreed that the modification application (#2 on this months agenda) was an improvement,

THEREFORE, BE IT RESOLVED, that CB#2, Man. recommends APPROVAL, for the renewal application for revocable consent to operate an Unenclosed sidewalk cafe for **Yamasak Rest. Corp., d/b/a Cascata Café Italiano, 174 Bleecker St. with 4 tables & 8 seats, DCA# 1141909;**

Vote: Unanimous, with 43 Board members in favor.

7. Rajmar Holdings, Inc., d/b/a Hudson Bar and Books, 636 Hudson St. between Jane and Horatio Sts., with 4 tables & 8 seats, DCA# 1092103;

WHEREAS, the area was posted, contiguous neighborhood associations alerted twice by e-mail and the applicant's representative appeared before the committee; and,

WHEREAS, there was one member of the community who testified that on this and several other prior renewal hearings she and community members had asked for necessary noise abatement from customer conversation emanating from this sidewalk café at late hours in the evening, and to date no such attempt has been made to attenuate the noise, and

WHEREAS, one Committee member has heard similar complaints from several other neighbors to this location, and

WHEREAS, before this committee, the owners representative, after telephone consultation with the owner, agreed to be more aggressively neighborhood sensitive, and

WHEREAS, the committee observed that there exists a retractable awning over the tables at this location which does not extend over the full footprint of the tables, and

WHEREAS, previously requested cards stating that customers should be observant of the affect of loud conversation on neighbors, and

WHEREAS, the owners representative agreed that the current retractable awning could extend further and that cards could be placed on the tables,

THEREFORE, BE IT RESOLVED, that CB#2, Man. recommends APPROVAL, for the renewal application for revocable consent to operate an Unenclosed sidewalk cafe for, **Rajmar Holdings, Inc., d/b/a Hudson Bar and Books, 636 Hudson St. between Jane and Horatio Sts., with 4 tables & 8 seats, DCA# 1092103, CONDITIONAL** upon:

1. The full extension of the retractable awning over all tables and chairs from 6:00 p.m. to closing, seven days a week.
2. The prominent placement of cards on sidewalk café tables requesting cooperation of customers in modifying loud conversation so as not to disturb neighbors.

Vote: Unanimous, with 43 Board members in favor

8. Le Basket, Inc. 683 Broadway. Between East 3rd and Bleecker, With 10 tables & 31 seats, DCA# 1108196;

WHEREAS, the area was posted, contiguous neighborhood associations alerted twice by e-mail and the applicant did NOT appeared before the committee; and,

WHEREAS, there were no community members present, but Committee members have been apprised by the neighborhood that this sidewalk café is less regularly used for food consumption than it is for a hang-out, and

WHEREAS, the Committee questions the determination of the Department of Health that this establishment does indeed derive 50% of its income from prepared food and therefore is approvable for a DCA Sidewalk Café License,

THEREFORE, BE IT RESOLVED, that CB#2, Man. recommends DENIAL for the renewal application for revocable consent to operate an Unenclosed sidewalk cafe for **Le Basket, Inc. 683 Broadway. Between East 3rd and Bleecker, With 10 tables & 31 seats, DCA# 1108196;**

Vote: Unanimous, with 43 Board members in favor.

9. Tre Giovani, Inc., 548 LaGuardia Pl. between West 3rd and Bleecker, with 4 tables & 12 seats, DCA# 0997686;

WHEREAS, the area was posted, contiguous neighborhood associations alerted twice by e-mail and the applicant appeared before the committee; and,

WHEREAS, there was no community opposition,

THEREFORE, BE IT RESOLVED, that CB#2, Man. recommends APPROVAL, for the renewal application for revocable consent to operate an Unenclosed sidewalk cafe for **Tre Giovani, Inc., 548 LaGuardia Pl. between West 3rd and Bleecker, with 4 tables & 12 seats, DCA# 0997686;**

Vote: Unanimous, with 43 Board members in favor.

10. J.P.G. LLC, d/b/a Philip Marie, 569 Hudson St. at Northwest corner of 11th St. with 9 tables & 12 seats, DCA# 1003313;

WHEREAS, the area was posted, contiguous neighborhood associations alerted twice by e-mail and the applicant appeared before the committee; and,

WHEREAS, there was no community opposition, and,

WHEREAS, the applicant agrees to more accurately place the sidewalk café fence along the lot line, (see photography)

THEREFORE, BE IT RESOLVED, that CB#2, Man. recommends APPROVAL, for the renewal application for revocable consent to operate an Unenclosed sidewalk cafe for **J.P.G. LLC, d/b/a Philip Marie, 569 Hudson St. at Northwest corner of 11th St. with 9 tables & 12 seats, DCA# 1003313**

Vote: Unanimous, with 43 Board members in favor.

11. Two Bacalhaus, Inc. d/b/a/ PAO!, between Greenwich and Washington Sts., 322 Spring St. with 16 tables & 32 seats, DCA# 0957079;*

WHEREAS, the area was posted, contiguous neighborhood associations alerted twice by e-mail and the applicant appeared before the committee; and,

WHEREAS, there was no community opposition and one community member appearing in favor, and,

THEREFORE, BE IT RESOLVED, that CB#2, Man. recommends APPROVAL, for the renewal application for revocable consent to operate an Unenclosed sidewalk cafe for **Two Bacalhaus, Inc. d/b/a/ PAO!, between Greenwich and Washington Sts., 322 Spring St. with 16 tables & 32 seats, DCA# 0957079;***

Vote: Unanimous, with 43 Board members in favor.

12. French Roast Inc., 78 W. 11th St. at Sixth Ave., with 8 tables & 16 seats, DCA# 0907203;

WHEREAS, the area was posted, contiguous neighborhood associations alerted twice by e-mail and the applicant appeared before the committee; and,

WHEREAS, there was no community opposition,

THEREFORE, BE IT RESOLVED, that CB#2, Man. recommends APPROVAL, for the renewal application for revocable consent to operate an Unenclosed sidewalk cafe for **French Roast Inc., 78 W. 11th St. at Sixth Ave., with 8 tables & 16 seats, DCA# 0907203;**

Vote: Unanimous, with 43 Board members in favor.

13. Emilia, Inc., d/b/a L'ulivo Focacceria, 184 Spring St., with 4 tables & 8 seats, DCA# 0956419;

WHEREAS, the area was posted, contiguous neighborhood associations alerted twice by e-mail and the applicant's representative appeared before the committee; and,

WHEREAS, there was a response from the SoHo Alliance in community opposition, and

WHEREAS, this committee observed that the applicant has currently placed 8 tables and 18 seats in an area that extends beyond the lines of the restaurant (see Addendum Photography), and

WHEREAS, this committee observed there was no DCA sign placed in public view, and,

WHEREAS, the owners representative after telephone consultation with the owner agreed, before this committee to reduce the number of tables and seats to the **4 tables & 8 seats** as specified in this application,

WHEREAS, the owners representative agreed before this committee to place the DCA sign I public view,

THEREFORE, BE IT RESOLVED, that CB#2, Man. recommends APPROVAL, for the renewal application for revocable consent to operate an Unenclosed sidewalk cafe for **Emilia, Inc., d/b/a L'ulivo Focacceria, 184 Spring St., with 4 tables & 8 seats, DCA# 0956419, CONTINGENT UPON:**

1. The immediate removal of the illegally placed tables and seats.
2. The immediate placement of the DCA sign in public view

Vote: Unanimous, with 43 Board members in favor.

14. Xing Hao Inc., d/b/a/ Okinawa's Japanese Restaurant, 496 LaGuardia Place, with 5 tables and 10 seats, DCA # 1136299:

WHEREAS, there was no opportunity to reach out to the community on the part of the committee since this application was received fewer than 7 days before this hearing, and,

WHEREAS, the applicant did not appear to explain or answer questions regarding this application, and,

THEREFORE, BE IT RESOLVED, that CB#2, Man. recommends DENIAL for the renewal application for revocable consent to operate an Unenclosed sidewalk cafe for **Xing Hao Inc., d/b/a/ Okinawa's Japanese Restaurant, 496 LaGuardia Place, with 5 tables and 10 seats, DCA # 1136299, UNLESS,**

1. The applicant agrees to lay over this application to the November agenda
DCA agrees not to process or approve this application until it receives November notification of the opinion of this committee

Vote: Unanimous, with 43 Board members in favor.

SOCIAL SERVICES AND EDUCATION

1. Children in Homeless Shelters

WHEREAS, Councilman Gerson has issued a report on Children in homeless shelters, with particular attention to children in the Catherine Street Shelter, and

WHEREAS, among the concerns are that school attendance is made difficult or impossible for some children because of city regulations, and

WHEREAS, appropriate day care for young and sick children is not part of Shelter procedures, and

WHEREAS, no nurse or school guidance counselor is available to help center children

THEREFORE BE IT RESOLVED that CB#2, Man. commends Councilman Gerson for this excellent report and

BE IT FURTHER RESOLVED that Community Board Two urges the Human Resources Administration and the Department of Homeless Services to implement all the recommendations in that report.

Vote: Passed, with 39 Board members in favor and 5 abstentions.

2. Human Rights Commission

WHEREAS, Khadijah Farmer was forcefully and illegally rejected from the women’s bathroom and then from Caliente Cab restaurant on 7th Avenue in our district on June 24th because the security guard did not consider her appearance to be consistent with her gender; and

WHEREAS, we strongly oppose discrimination of any kind, including discrimination that involves sexual orientation, gender identity, and gender presentation, and

WHEREAS, this case is being vigorously pursued in the courts by the Commission on Human Rights of New York City;

THEREFORE, BE IT RESOLVED that CB#2, Man. commends the Human Rights Commission for its vigorous action in this case, and

BE IT ALSO RESOLVED any business operating in our district follow the laws and guidelines of the Human Rights Commission, including training employees to treat everyone of every race, religion, and sexual orientation or gender identity with dignity and respect.

Vote: Passed, with 43 Board members in favor and 1 abstention.

STREET ACTIVITIES & FILM PERMITS

Support of the Approval of A Street Activity Permit for The University Plaza Nursery School, 110 Bleecker Street, New York, N.Y. 10012, between Mercer and LaGuardia Place.

WHEREAS, this is application is very small and is a Tag Sale; and

WHEREAS, this event is made up of only 2 tables in front of #3 Washington Sq. Village selling used clothing; and

WHEREAS, they will only occupy a small section of the sidewalk with no need to close either the sidewalk or the roadway; and

WHEREAS, the Applicant was represented by Ms. Loyan Beausoleil who is the Director of the school; and

WHEREAS, the applicant has been conducting this “Tag Sale” since 2003; and

THEREFORE BE IT RESOLVED, that Community Board 2, Manhattan, supports the street fair permit application on 10/25/07 for The University Plaza Nursery School, 110 Bleecker Street, New York, N.Y. 10012, between Mercer and LaGuardia Place.

Vote: Unanimous, with 43 Board members in favor.

TRAFFIC AND TRANSPORTATION

1. Support of Request to Co-name Sullivan Street between Bleecker and West 3rd Streets “Auxiliary Police Officers Eugene Marshalik and Nicholas Pekearo Way.”

WHEREAS the Sixth Police Precinct Community Council has requested that Sullivan Street between Bleecker and West 3rd Streets be co-named “Auxiliary Police Officers Eugene Marshalik and Nicholas Pekearo Way;” and

WHEREAS this co-naming would honor Auxiliary Police Officers Eugene Marshalik and Nicholas Pekearo, who were killed on Sullivan Street in the line of duty, working to protect our community from a mad gunman; and

WHEREAS CB#2, Man. has received many letters and expressions of support plus a large in-person turnout in favor of this co-naming from several community organizations, including the Bleecker Area Merchants' & Residents' Association (BAMRA), the Greenwich Village Block Associations (with 34 member associations, many representing several blocks each), and the Friends of LaGuardia Place, as well as from the Sixth Precinct of the New York City Police Department, New York University, numerous members of the 6th Police Precinct Auxiliary Unit and a substantial number of local residents; and

WHEREAS the requested co-naming meets CB2's Street Co-Naming Guidelines (attached).

THEREFORE BE IT RESOLVED that CB#2, Man. fully supports the request to co-name Sullivan Street between Bleecker and West 3rd Streets "Auxiliary Police Officers Eugene Marshalik and Nicholas Pekearo Way."

VOTE: Unanimous, with 43 Board members in favor.

2. Support of Changing Parking Regulations on Renwick Street between Spring and Canal Streets; On the East Side of Washington Street between Spring and Canal Streets; and On Both the North and South Sides of Spring Street between Washington and Hudson Streets

WHEREAS there has been a significant change in the land uses in this area over the last several years, and the parking regulations have not been revised to reflect these changes;

THEREFORE BE IT RESOLVED that CB#2, Man. requests that parking regulations be changed as follows:

1. On Renwick Street between Spring Street and Canal Street (currently there is no signage) on the East Side to "No Parking 9:00 am to 10:30 am Monday & Thursday" (for Street Sweeping) and on the West Side to "No Parking 9:00 am to 10:30 am Tuesday & Friday" (for Street Sweeping)
2. On the East side of Washington Street between Spring Street and Canal Street, next to 330 Spring Street from "No Parking Any Time" to "No Parking 9:00 am to 10:30 am Tuesday & Friday" (for Street Sweeping)
3. On Both the North and South Sides of Spring Street between Washington Street and Hudson Street from "No Parking 8:00 am to 6:00 pm Monday - Friday" to "No Parking 10:00 am - 6:00 pm Monday - Friday."

VOTE: Unanimous, with 43 Board members in favor.

3. Support of a Traffic Light at the Intersection of West 14th and Washington Streets

WHEREAS both vehicular and pedestrian traffic have increased significantly along the far western corridor of 14th Street, a major cross-town street with two-way traffic and a bus route; and

WHEREAS around the West 14th and Washington Streets intersection, many retail businesses are opening, the new High Line park will have a major access point 50 feet away, and a new hotel is being launched a block away, all of which will add more vehicles and pedestrians there; and

WHEREAS vehicular traffic in this area is continuous, with insufficient gaps, forcing pedestrians to work their way across West 14th Street, which is exceptionally wide, by maneuvering through moving traffic, making this an extremely hazardous crossing; and

WHEREAS westbound vehicles on West 14th Street trying to turn left onto Washington Street (southbound) face a steady stream of on-coming traffic and often make the turn at high speeds, endangering pedestrians trying to cross Washington Street.

THEREFORE BE IT RESOLVED that CB#2, Man., strongly supports the installation of a traffic light by the NYC Department of Transportation at the intersection of West 14th and Washington Streets as soon as possible.

VOTE: Unanimous, with 43 Board members in favor.

4. Response to Proposed MTA NYC Transit Subway Fan Plant in the Vicinity of Mulry Square (Greenwich Avenue and Seventh Avenue South)

WHEREAS CB#2, Man. thanks MTA NYC Transit (NYCT) for attending our recent public meeting to make a presentation about their proposed subway emergency ventilation (fan) plant for the 8th Avenue Subway Line (between West 4th Street & 14th Street stations) and the 7th Avenue Subway Line (between Christopher Street & 14th Street stations) and to receive comments, as well as for expressing its interest in hearing what the community has to say; and

WHEREAS CB#2, Man. recognizes that emergency ventilation is needed for subway safety, and that the 8th Avenue subway line segment is considered 10th in order of fan plant construction priority; and

WHEREAS MTA NYCT is proposing to construct the proposed fan plant at one of the nine following sites:

Six In-Streetbed Alternatives (with structure below grade)

- Perry Street, south of 7th Avenue
- Perry Street, north of 7th Avenue
- West 11th Street, south of 7th Avenue
- West 11th Street, north of 7th Avenue,
- Greenwich Avenue, south of 7th Avenue
- Greenwich Avenue, north of 7th Avenue

Three Off-Streetbed Alternatives (with structure either above or below grade)

- 61 Greenwich Avenue (owned and used for parking by MTA NYCT)
- 192 Seventh Avenue (Fantasy World),
- 76 Greenwich Avenue (St. Vincent's Hospital Garden/Triangle), and

WHEREAS both Perry and West 11th Streets, south and north of 7th Avenue, are small streets filled with fragile, landmarked 19th century buildings, where in-streetbed construction would create severely damaging impacts (e.g., vibration, noise, dust), plus significant traffic disruption; and

WHEREAS Greenwich Avenue, south and north of 7th Avenue, is a highly used two-way street linking to essential destinations and already enduring an abundance of traffic tie-ups, where in-streetbed construction would impede traffic flow, threaten pedestrian safety, obstruct access to the many small businesses along this corridor and endanger its low-rise, historic buildings; and

WHEREAS 61 Greenwich Avenue) is a site the community has long anticipated becoming a park, based on commitments expressed by City representatives over 10 years ago, where strong and widespread public support also has been voiced for incorporating the 9/11 memorial tiles now covering the property's fence; and

WHEREAS any above-grade ventilation structure would be completely contradictory and detrimental to the scale and character of the Greenwich Village Historic District, and would drastically reduce the public park in MTA NYCT's 61 Greenwich Avenue scenario and the existing open space in its 76 Greenwich Avenue alternative; and

WHEREAS many community members have expressed strong opposition to locating the fan plant in the Mulry Square area, especially in view of the excessive disruption from the recent MTA NYCT fan plant project on West 13th Street, and they have called for greater clarification of why the Mulry Square location was selected as opposed to other locales, and

WHEREAS the timetable for the proposed, neighboring St. Vincent's Hospital reconstruction project overlaps significantly with that for the proposed fan plant project, increasing the chance of compounded harmful impacts on the community's infrastructure, livability and capacity to function; and

WHEREAS CB#2, Man. strongly believes that MTA NYCT cost considerations in choosing a site need to be balanced with concerns for the negative impact certain choices would have on our historic district, local economy, traffic, and daily life and balanced as well with the opportunity to create positive, long-lasting open space benefits to the community;

THEREFORE BE IT RESOLVED that CB#2, Man. urges MTA NYCT to provide the community with detailed information clarifying why the Mulry Square location was selected as opposed to other locales, what other sites were considered and why they were eliminated, and to furnish more information from its 1994 comprehensive ventilation study; and

BE IT FURTHER RESOLVED that CB#2, Man. is unequivocally opposed to the use of any in-streetbed alternative in the proposed fan plant project; and

BE IT FURTHER RESOLVED that CB#2, Man. is adamantly opposed to the use of any above grade ventilation structure in the proposed fan plant project; and

BE IT FURTHER RESOLVED that CB#2, Man. strongly urges MTA NYCT to create the desired public park incorporating the 9/11 memorial tiles on the full footprint of its property at 61 Greenwich Avenue, regardless of whether this site is used for construction of the fan plant facility; and

BE IT FURTHER RESOLVED that CB#2, Man. encourages MTA NYCT to work with St. Vincent’s Hospital to explore the feasibility of combining the construction activities of their two projects, in order to avoid the extended impact of consecutive projects, to find approaches to mitigate the effects of their concurrent activities, to examine joint alternatives, and to ensure that the St. Vincent’s Triangle Park is restored to be open to and usable by the public.

Vote: Unanimous, with 43 Board members in favor.

WATERFRONT

Hudson River Park-Pier 40-Pier 40 Partnership

WHEREAS CB#2, Man. has endorsed the Report and Recommendations of the Pier 40 Working Group, including its recommendation to reject the Pier-wide development proposals made by Related and the Urban Dove/ Camp Group; and

WHEREAS the Pier 40 Partnership, a group of Village and Soho residents, who are also business people with children in local schools who participate in local youth sports leagues, has galvanized an effort in support of the Working Group’s recommendations and CB#2, Man.’s resolution, and has offered to raise between \$10million and \$30 million in private contributions to meet Pier 40’s immediate infrastructure needs; and

WHEREAS the Pier 40 Partnership has offered to donate as much as \$200,000 to a study, recommended by the Working Group, to assess and present an alternative vision or visions for Pier 40, centered around the concept of an incremental development schedule; and

WHEREAS the Pier 40 Partnership has pledged to coordinate its study with CB2, CB1, CB4, and the local elected officials so as to assure that the views of the entire community are reflected in any proposals which might be made as part of the study; and

WHEREAS the Pier 40 Partnership is not looking to become the developer of Pier 40; and

WHEREAS CB#2, Man. reiterates its belief that the current proposals are not only contrary to the interests of the CB#2, Man. community and Hudson River Park, they do not maximize the economic potential of Pier 40 as a source of funds to support the operations and maintenance of all of Hudson River Park; and

WHEREAS the Hudson River Park Trust has encouraged the Partnership’s offer to do a study of “potential uses and scale”, and has asked the Partnership to identify the mechanism for raising funds, and come forward with a description of real commitments of contributions; and

WHEREAS a well-done study of alternatives at Pier 40 would greatly advance the effort to have the Trust choose an alternative other than the Related and Urban Dove/Camp Group proposals.

THEREFORE BE IT RESOLVED that CB#2, Man.

1. urges the Pier 40 Partnership to proceed with its sponsorship of a study of an alternative economically-viable, community-friendly, vision or visions of public and commercial uses, based on the notion of incremental development, and urges the Partnership to coordinate its study with CB2, CB1, CB4, the elected officials and the Pier 40 Working Group.

2. applauds the Trusts encouragement of the effort of the Partnership and their agreement to await the results of its study before taking any further action on the development of Pier 40.

Vote: Passed, with 38 Board members in favor, and 6 in abstentions.

ZONING AND HOUSING

1. 309 Canal Street: C070055 ZSM Special permit application pursuant to Section 74-711 of the Zoning Resolution to modify the use regulations of Section 42-14D(1)(b) to allow 17 residential dwelling units (Use Group 2) on the second through fourth and a portion of the fifth floors in a building located in an M1-5B zoning district

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

WHEREAS; Owner has stated the building will be strictly a rental property and there will not be any objectionable uses on the ground floor, And

WHEREAS; The residential entrance on Howard St. will help to improve conditions on that street, And

WHEREAS; The project will also involve the restoration of a distinguished building, And

WHEREAS; CB#2, Man. would have preferred that the minimum size of the units would be 1,200 sq.ft., however, the 950 sq. ft. apartments are acceptable in this particular case and would only result in three additional apartments, And

WHEREAS; There will be no foundation work involved in this project,

THEREFORE BE IT FURTHER RESOLVED, that CB#2, Man. supports this application for a Special permit pursuant to Section 74-711 of the Zoning Resolution to modify the use regulations of Section 42-14D(1)(b) to allow 17 residential dwelling units (Use Group 2) on the second through fourth and a portion of the fifth floors in a building located in an M1-5B zoning district.

Vote: Passed, with 42 Board members in favor, and 2 in opposition.

2. Department of City Planning proposed amendments relating to yard regulations for residential developments, a requirement for street tree planting in all zoning districts, and a requirement for a planting strip between the sidewalk and the curb in lower-density residential zoning districts (R1 - R5).

WHEREAS; Front yards are not currently required to be planted and generally do not deal with the amount of paving and planting in yards, And

WHEREAS; The proposed text would provide environmental, aesthetic, and safety benefits, And

WHEREAS; Street trees and planting strips enhance the overall appearance of neighborhoods, improve air quality and help storm water management, And

WHEREAS; Street trees and plantings help reduce the urban heat island effect by providing cool shade over paved roadways and sidewalks.

THEREFORE BE IT FURTHER RESOLVED, that CB#2, Man. supports the Department of City Planning proposed amendments relating to yard regulations for residential developments, a requirement for street tree planting in all zoning districts, and a requirement for a planting strip between the sidewalk and the curb in lower-density residential zoning districts (R1 - R5).

Vote: Unanimous, with 43 Board members in favor.

3. 115-121 Wooster Street C040054 ZSM Special permit pursuant to Section 74-711 of the Zoning Resolution to modify the requirements of Section 42-14D(2)(a) to allow a Use Group 6 use below the floor level of the second story of a building occupying more than 3,600 square feet of lot area in an M1-5A District and to modify the requirements of Section 42-14D(1)(b) to allow joint living work quarters for artists in a building with lot coverage greater than 5,000 square feet

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

WHEREAS; The finalizing of this application has taken many years, And

WHEREAS; The additional joint living-work quarters for artists on the third floor is certainly compatible with the other joint living-work quarters for artists in the building, And

WHEREAS; The ground floor retail use has been in existence for ten years and is compatible with other uses on this block,

THEREFORE BE IT FURTHER RESOLVED; that CB#2, Man. supports this application for a Special permit pursuant to Section 74-711 of the Zoning Resolution to modify the requirements of Section 42-14D(2)(a) to allow a Use Group 6 use below the floor level of the second story of a building occupying more than 3,600 square feet of lot area in an M1-5A District and to modify the requirements of Section 42-14D(1)(b) to allow joint living work quarters for artists in a building with lot coverage greater than 5,000 square feet.

Vote: Unanimous, with 43 Board members in favor.

NEW BUSINESS

Respectfully submitted, Susan Kent, Secretary, Community Board #2, Manhattan