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Bob Gormley, *District Manager*



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## COMMUNITY BOARD No. 2, MANHATTAN

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### FULL BOARD MINUTES

**DATE:** October 23, 2008  
**TIME:** 6:00 P.M.  
**PLACE:** St. Vincent's Hospital, 170 W. 12<sup>th</sup> Street, Cronin Auditorium

**BOARD MEMBERS PRESENT:** Steve Ashkinazy, Keen Berger, Tobi Bergman, Carter Booth, Sigrid Burton, Lisa Cannistracci, Maria Passannante Derr, Doris Diether, Ian Dutton, Sheelah Feinberg, Amanda Kahn Fried, Elizabeth Gilmore, Edward Gold, David Gruber, Anne Hearn, Brad Hoylman, Chair, Community Board #2, Manhattan (CB#2, Man.), Mary Johnson, Zella Jones, Susan Kent, Arthur Kriemelman, Evan Lederman, Raymond Lee, Edward Ma, Ke-Wei Ma, Jason Mansfield, Jane McCarthy, Lois Rakoff, David Reck, Robert Riccobono, Erin Roeder, Rocio Sanz, Wendy Schlazer, Shirley Secunda, Shirley H. Smith, James Solomon, Richard Stewart, Sean Sweeney, Carol Yankay, Jin Ren Zhang

**BOARD MEMBERS EXCUSED:** Jo Hamilton, Rosemary McGrath, Judy Paul, James Solomon, Elaine Young

**BOARD MEMBERS ABSENT:** Makrand Bhoot, Harriet Fields, Renee Kaufman, Arthur Z. Schwartz, Annie Washburn

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

**GUESTS:** Erin Drinkwater, Congressman Jerrold Nadler's office; Crystal Gold-Pond, Senator Tom Duane's office; Matt Borden, Karen He, Assembly Speaker Sheldon Silver's office; Assembly Member Deborah Glick's office; Angelica Crane, Man. Borough President Scott Stringer's office; Grey Elam, Council Speaker Christine Quinn's office; Paul Nagle, Council Member Alan Gerson's office; Council Member Rosie Mendez, Kate Mikuliak, Council Member Rosie Mendez's office; John Ricker, NYC Comptroller's office; Gary Parker, Vaughn Millette, Matt Frassoca. Julie Sobel, Danya Suerman, Wendy Agon, Alison Greenberg, Gordon McClure, Hongmei Liu, May Wong, Elizabeth Adam, Barry Mallin, Roberta Spalter, Matt Crosby, Nancy Pasley, Hana Lee, Therese Myrhol, Kate Neely, Ron Spalter, Jeff Lautin, Donald Blair, Lidia Talai

### MEETING SUMMARY

Meeting Date - October 23, 2008  
Board Members Present – 39  
Board Members Excused–5  
Board Members Absent - 5

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## **II. PUBLIC SESSION**

### **Non-Agenda Items**

#### Halloween

Gary Parker, from NYU, announced that the Children's Halloween Parade will be held on October 31<sup>st</sup> and invited everyone to attend.

Doris Diether announced that she will be one of the grand marshals for the Children's Halloween Parade.

#### NY Public Library

Therese Myrhol introduced herself as the new librarian for the East Broadway public library.

#### Edgar Allan Poe

Lois Rakoff made an announcement regarding a Poe event at NYU on November 13<sup>th</sup>, and invited everyone to attend.

#### Obama Bus

Lisa Cannistraci announced that she putting together a birthday bus ride to Pennsylvania to campaign for Barack Obama and invited everyone to join in.

#### Jefferson Market Area

Elizabeth Adam announced the closure of the Jefferson Market Supermarket.

#### Falun Dafa

Lidia Talai spoke regarding Falun Dafa

### **SLA Licensing Items**

#### 296 Sandwich, LLC, 296 Bleecker St., NYC 10014

Ron Spalter, Jeff Lautin, Roberta Spalter, Matt Crosby, and Nancy Pasley, spoke against the proposed liquor license application.

Sengupta Food Services, LLC, d/b/a SoHo Park, 62 Prince St., NYC

Donald Blair spoke against the proposed liquor license application for an alteration.

### **III. ADOPTION OF AGENDA**

### **IV. ELECTED OFFICIALS PRESENT AND REPORTING**

Erin Drinkwater, Congressman Jerrold Nadler's office

Crystal Gold-Pond, Senator Tom Duane's office

Karen He, Assembly Speaker Sheldon Silver's office;

Matt Borden, Assembly Member Deborah Glick's office

Angelica Crane, Man. Borough President Scott Stringer's office

Grey Elam, of Council Speaker Christine Quinn's office

Paul Nagle, Council Member Alan Gerson's office.

Council Member Rosie Mendez

Kate Mikuliak, Council Member Rosie Mendez's office,

John Ricker, NYC Comptroller's office;

### **V. ADOPTION OF MINUTES**

Adoption of June minutes and distribution of July minutes and August Executive Committee minutes.

### **VI. EXECUTIVE SESSION**

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

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

### **STANDING COMMITTEE REPORTS**

### **ENVIRONMENT, PUBLIC SAFETY & PUBLIC HEALTH**

#### **Support of New Organ Donation Initiative**

**Whereas**, as of 9/25/07, 97,320 people were on the national register for a donated organ, with approximately 70% candidates for kidney transplantation and the current demand for organs exceeds supply, with the current pool of 10,500-16,800 eligible donors derived from mostly in-hospital deaths; and

**Whereas**, it is estimated that in the USA, approximately 22,000 decedents from cardiac arrest could be candidates for kidney donation each year but there is no current system in place to support this, and in NYC approximately 8,000 New Yorkers are awaiting transplants, and every day 1-2 New Yorkers die because no organ is available; and

**Whereas**, Bellevue Hospital Center, along with partner organizations (New York City Health and Hospitals Corporation, New York Organ Donor Network, New York City Fire Department, and Montefiore Medical Center Department of Bioethics) is seeking to address the gap between those who want to donate and those who are on the wait list through a 3 year federal grant that would pilot an expansion of opportunities to donate in the case of unanticipated out-of-hospital deaths; and

**Whereas**, the CB#2, Man. liaison to the Bellevue Hospital Community Advisory Board, Lois Rakoff arranged for a presentation on this pilot project before the CB2 Environment, Public Safety and Public Health Committee by the principal investigator, Dr. Lewis R. Goldfrank, MD, Chair of Emergency Medicine at Bellevue and Harvey Lerner, Project Manager, NY Organ Donor Network, and the members of the Committee present expressed their unanimous support for the pilot following a lively and active discussion,

**Therefore let it be resolved**, that CB#2, Man. expresses its full support for this initiative and looks forward to receiving future progress reports on its success in meeting its stated goals.

VOTE: Unanimous, with 38 Board members in favor.

## **LANDMARKS AND PUBLIC AESTHETICS**

### **1<sup>ST</sup> LANDMARKS MEETING**

**Item 1 - 627 Broadway, a/k/a 196 Mercer Street - NoHo Historic District.** A Renaissance Revival style warehouse building designed by Louis Korn and built in 1894-1895. Application is to legalize the installation of a painted wall sign without Landmark Preservation Commission permits.

**Whereas**, there was confusion on what we were voting on: legalization of an existing illegal sign or approval of a new sign; and

**Whereas**, before coming back, the applicant should get the proper permits from the Department of Buildings; now

**Therefore, be it resolved** that CB#2, Man. recommends the application be held over till these matters are cleared up.

Vote: Unanimous, with 38 Board members in favor.

**Item 2 - 433 Broome Street (Broadway/Crosby) - SoHo Cast-Iron Historic District.** A building originally built in 1827, and converted to a French Renaissance style store and loft building in the 1870s. Application is to construct a rooftop addition. Zoned M1-5B

**Whereas**, the extensive restoration work, both recently and planned, is admirable: including the restoration of the capitals; the removal of the fire-escape doors and improvement of the fenestration; the masonry, sills, roof and shutter repairs; the re-installation of the vault lights and blue stone; and

**Whereas**, the rooftop addition is barely visible, and then only at a location where a new building is planned to be built, which would resultingly block any view of the rooftop addition; now

**Therefore, be it resolved** that CB#2, Man. recommends approval of this application.

Vote: Unanimous, with 38 Board members in favor.

**Item 5 - 433 Broome Street (Broadway/Crosby) - SoHo Cast-Iron Historic District**

A building originally built in 1827, and converted to a French Renaissance style store and loft building in the 1870s. Application is to request that the Landmarks Preservation Commission issue a report to the City Planning Commission relating to an application for a Modification of Use Pursuant to Section 15-20(b) of the Zoning Resolution. Zoned M1-5B

**Whereas**, the work performed is extensive, valued, costly, worthy, serious and supplies a needed preservation purpose; now

**Therefore, be it resolved** that CB#2, Man. recommends approval of this application; but

**Further, be it resolved** that CB#2, Man. reminds the applicant, as we always do, that recommendation of the Landmarks portions of the 74-711 application in no way indicates approval or denial of the Zoning portion of the application.

Vote: Unanimous, with 38 Board members in favor.

**Item 4 - 92 Perry Street (Bleecker) - Greenwich Village Historic District.** An apartment house designed by Charles J. Rheinschmidt and built in 1914. Application is to create new storefront and door openings and install signage.

**Whereas**, this is a corner building, with the storefront extending around the side of an otherwise residential building; and

**Whereas**, the existing original design of the Perry Street facade, shows a deliberate, sensitive transition from the commercial space on the corner of Bleecker to the residential entrance and ground-floor apartment on Perry, and therefore acknowledges Bleecker Street as a commercial street and Perry Street as a residential street; and

**Whereas**, the proposal to further extend the commercial storefront infill, transforming the Perry Street ground-floor residential façade into a commercial facade, removing historic materials as well in the process, sets a terrible precedent, whereby residential streets are intruded upon by conversion of residential buildings or sections of buildings to retail appearance; now

**Therefore, be it resolved** that CB#2, Man. recommends denial of this application.

Vote: Unanimous, with 38 Board members in favor.

## 2<sup>ND</sup> LANDMARKS MEETING

**Item 1 - 307 Canal Street, a/k/a 49 Howard Street - SoHo-Cast Iron Historic District**  
**An Italianate style store building built in 1856 and 1862. Application is to replace ground-floor infill.**

**Whereas**, the applicant has promised to replace the illegal oversized wall sign with the one approved by the Commission; and

**Whereas**, the front façade restoration contributes to the building and the district; but

**Whereas**, the proposed alteration on Howard Street detracts from the style and symmetry and original configuration of the rear façade, and we would respectfully request a modification; now

**Therefore, be it resolved** that CB#2, Man. recommends approval of this application regarding the storefront infill on Canal Street and the new sidewall signage with dimensions that had been approved by the LPC; but

**Further, be it resolved** that recommends that the proposal for the rear façade be denied unless the applicant considers referencing the historic four-sectioned, folding, metal door seen in the historic photo instead of requesting the proposed infill, which would not reproduce the historic style and configuration of the rear-façade portal. These metal, folding, four-panel doors were common on the service sides of the buildings, notably on side streets like Howard.

This could be accomplished by either

- 1) designing a single door crafted to appear to be four, separate, paneled doors, or
- 2) designing a door composed of what appear to be three, separate, paneled doors with a fourth separate panel acting as a fixed wall adjacent to the door. To meet the DOB requirement for lights, the upper panels of the middle two panel doors could be replaced with glass.

Vote: Unanimous, with 38 Board members in favor.

**Item 2 - 133 and 135 West 13th Street (5<sup>th</sup>/6<sup>th</sup>) - Greenwich Village Historic District**  
**Two Greek-Revival style rowhouses built in 1845. Application is to alter the facades and areaways.**

**Whereas**, we commend the applicant for the extensive and voluntary restoration of this building; but

**Whereas**, due to prior re-modeling, it is difficult to determine the style to which the building should be restored. The applicant proposed an Italianate style. However, based on 45 & 47 MacDougal Street, which share the same door and window configuration as 133-35 West 13<sup>th</sup> Street, we believe that the building should be restored to a Greek Revival appearance; and

**Whereas**, the upper floor windows are out of scale with the lower-floor windows; and

**Whereas**, we believe that historically there were no planters in the areaways of these houses; now

**Therefore, be it resolved** that CB#2, Man. recommends denial of this application, unless it be restored in a Greek Revival-style, specifically:

- 1) inset the porch door about a foot;
- 2) on the third floor, shorten the 3-over-3, windows, otherwise 3-over-3 wouldn't work;

- 3) on the second floor, the windows should be 6-over-6;
- 4) on the parlor floor, the 6-over-9 windows should be lowered to the floor, as the applicant is requesting;
- 5) there should be no permanent planters in the areaway;
- 6) at 135, retain the 1845 cast-iron railing; and
- 7) because this railing pattern is currently produced by the Architectural Iron Company in Pennsylvania, we recommend its replacement with iron matching the pattern of the original iron railing; and
- 8) the LPC staff should monitor the reconstruction of the brickwork, making sure that the applicant uses thin-set mortar.

Vote: Unanimous, with 38 Board members in favor.

**Item 3 - 131 7th Avenue South - Greenwich Village Historic District.** A commercial building designed by George M. McCabe and built in 1929. Application is to construct a rooftop addition, and replace windows and storefront infill. Zoned C2-6

**Whereas**, there was some question of the appropriateness of French-style, folding doors; and

**Whereas**, the proposed penthouse references a 1920s artist's atelier and its use of glass and its grey color is an improvement over the earlier proposal in bronze; additionally, its general appearance is in keeping with the eclectic nature of Seventh Avenue; and

**Whereas**, generally we deny such a visible penthouse, but this is no higher than the adjacent building, and so we make an exception here; now

**Therefore, be it resolved** that CB#2, Man. recommends approval of the penthouse portion of the application, but

**Therefore, be it resolved** that CB#2, Man. recommends denial of this application pertaining to the ground floor, unless the applicant rethinks the ground-floor door configuration; namely, we request that the vertical divisions of the storefront door should match the vertical divisions of the windows on the second floor - with no accordion-like, folding, paneled, French doors.

Vote: Unanimous, with 38 Board members in favor.

**Item 4 - 644 Broadway - NoHo Historic District.** A Queen Anne /Romanesque Revival style bank and loft building designed by Stephen D. Hatch and built in 1889-91. Application is to install windows

**Whereas**, the portion of the building under consideration is practically unobservable and there exists a similar window configuration two floors below; now

**Therefore, be it resolved** that CB#2, Man. recommends approval of this application.

Vote: Unanimous, with 38 Board members in favor.

**Item 5 - 53 Great Jones Street - NoHo Historic District Extension.** A garage building built in circa 1882 and converted to a storage building by Harry Kirshbaum in 1928. Application is to install storefront infill and an exhaust duct.

**Whereas**, little of the original building remains; but

**Whereas**, the folding French doors are uncharacteristic of the NoHo Historic District and are out of place on a 1920s-style garage building; now

**Therefore, be it resolved** that CB#2, Man. recommends denial of this application; but

**Further, be it resolved** that CB#2, Man. recommends that the French doors be replaced with roll-down garage doors with glass panels for light; and also that the header of the window on the right be brought down about six inches for consistency; and also a mullion be added.

Vote: Unanimous, with 38 Board members in favor.

**144 WEST 14TH STREET BUILDING, 144 West 14th Street (a/k/a 138-146 West 14th Street),  
Manhattan**

**Whereas**, not only an impressive architectural landmark – an early example of a steel-frame building – with its terra-cotta ornamentation and monumental arches; but

**Whereas**, it can be considered a cultural landmark, having housed, among other notable businesses, Macy’s, the Epiphone guitar company, manufacturers of acoustic guitars used by many in the folk era of the 60s, as well as the location where Les Paul assembled the first solid-body electric company – the rest is history; now

**Therefore, be it resolved** that CB#2, Man. recommends approval of this application.

Vote: Unanimous, with 37 Board members in favor, and 1 recusal (D. Reck).

**SIDEWALKS, PUBLIC FACILITIES AND ACCESS**

**1. Recessed sidewalk light at 66 Fifth Ave. and 2 W. 13<sup>th</sup> St.**

Block: 576, Lot: 42, Police Precinct: 6, Address, ZIP Code: 64 5 AVENUE, 10011

Lot Frontage: 51.5 feet, Lot Depth: 115 feet, Number of buildings: **1**; Year built: **1920**, Residential Units: **0**; Landuse: Public Facilities and Institutions, Zoning: C6-4: Commercial, Zoning Map #: 12C and,

Block: 576, Lot: 36, Police Precinct: 6, Address, ZIP Code: 2 WEST 13 STREET, 10011

Lot Frontage: 195 feet, Lot Depth: 103 feet, Number of buildings: **1**, Year built: 1913, Number of floors: 12, Residential Units: 0; Landuse: Public Facilities and Institutions, Zoning: C6-2: Commercial; Zoning Map #: 12C. Owner: NEW SCHOOL/SOCIAL RES

**Whereas**, the area was posted, community groups notified by e-mail and there were no community members present and the architect, Lyn Rice was present, and,

**Whereas**, these locations are described above and are wholly occupied by the New School, and,

**Whereas**, the proposed lighting is to be recessed into the sidewalk, in nine units along approximately 52’ on the Fifth Avenue location and around the corner at the 13<sup>th</sup> St address, directed up to a semi-opaque canopy consisting of horizontal letters, and,

**Whereas**, the illumination will be low-level and diffused by the sidewalk-level lens in the recessed fixture promising a soft, short light path toward the canopy, and,

**Whereas** neither building has residential tenants in it or in close proximity who might be affected by this additional lighting,



THEREFORE BE IT RESOLVED that CB#2, Man. recommends APPROVAL of the Recessed sidewalk light at 66 Fifth Ave. and 2 W. 13<sup>th</sup> St. for Parsons the New School for Design.

Vote: Unanimous, with 38 Board members in favor.

2. **Provide access to and egress from Ara Restaurant vault at 24 Ninth Ave. bet. W. 13<sup>th</sup> and W. 14<sup>th</sup>**, Block: 629, Lot: 1, Police Precinct: 6, Address, ZIP Code: 669 HUDSON STREET, 10014.

**Whereas**, the area was posted, community groups notified by e-mail and there were no community members present and an owner, Ari Ellis was present, and,

**Whereas**, this lot area is 5860 sq. feet with frontage of 167.83 feet and depth of 70 feet, with 1 building with 5 residential units and 5 commercial units in an Industrial and Manufacturing zone (Map #: 08B), and

**Whereas**, the applications for restoration of the underground vault from which these entrances and exits emanate and for the liquor licenses and method of operation to be used in by the restaurant, Ara, have been fully approved, and,

**Whereas**, there is sufficient public access on the sidewalks at both access locations (Ninth Avenue and 13<sup>th</sup> Sts.),

**THEREFORE BE IT RESOLVED** that CB#2, Man. recommends APPROVAL of the application to Dept of Transportation for access to and egress from Ara Restaurant vault at 24 Ninth Ave. bet. W. 13<sup>th</sup> and W. 14<sup>th</sup>.

Vote: Unanimous, with 38 Board members in favor.

**Renewal App. for revocable consent to operate Unenclosed sidewalk cafes for:**

3. **La Ripaille Corp. d/b/a La Ripaille Restaurant, 605 Hudson St., Betw. Bethune & W 12<sup>th</sup> Sts., Block: 624, Lot: 17, Police Precinct: 6, Address, ZIP Code: 603 HUDSON STREET, 10014, with 4 tables & 11 seats, DCA#1010686.**

**Whereas**, the area was posted, community groups notified by e-mail and there were no community members present and the owner, Alain Lorent was present, and,

**Whereas**, this is a building of 5 stories built prior to 1900 with 8 residential units in a total of 10 units in a C1-6 Commercial zone (Map # 12A) with Lot Frontage of 34.58 feet, and,

**Whereas**, this restaurant and sidewalk café have operated in this neighborhood for many years without infraction or complaint,

**THEREFORE BE IT RESOLVED** that CB#2, Man. recommends APPROVAL of the renewal application for revocable consent to operate Unenclosed sidewalk cafes for **La Ripaille Corp. d/b/a La Ripaille Restaurant, 605 Hudson St., Betw. Bethune & W 12<sup>th</sup> Sts.**, with 4 tables & 11 seats, DCA#1010686.

Vote: Unanimous, with 38 Board members in favor.

**4. Wogie's, 39 Greenwich Ave, 10014, betw. Charles & Perry Sts., Block: 612, Lot: 65, Police Precinct: 6, with 16 tables & 32 seats, DCA#1160623.**

**Whereas**, the area was posted, community groups notified by e-mail and there were no community members present and the owners representative, Mike Kelly, was present, and,

**Whereas**, this is a building of 5 stories built prior to 1900 with 12 residential units in a total of 14 units in a C1-6 Commercial zone (Map # 12A) with Lot Frontage of 26.83 feet and Lot Depth: 82.17 feet, and,

**Whereas**, plans submitted in 2004 do not reflect the current sidewalk café,

*This Committee agreed with the Applicant's Representative to **Hold-Over this application to the November agenda.***

*This Committee additionally requests a **Hold on the application at DCA until this matter is resolved.***

Vote: Unanimous, with 38 Board members in favor.

**5. MacDougal Bleecker, Corp., d/b/a/ Café del Mare, 89 MacDougal St., @ Bleecker, Block: 526, Lot: 25, Police Precinct: 6, Address, ZIP Code: 188 BLEECKER STREET, 10012, with 17 tables & 34 seats, DCA#1163023**

**Whereas**, the area was posted, community groups notified by e-mail and there were community members present and the owners representative, Mike Kelly, was present, and,

**Whereas**, this is a building of 6 stories built prior to 1900 with 15 residential units in a total of 17 units in an R7-2 Residential zone (Map # 12A) with Lot Frontage of 25 feet and Lot Depth: 98 feet, and,

**Whereas**, the sidewalk plan of 2004 is still in force, and there were no complaints or infractions,

**THEREFORE BE IT RESOLVED** that CB#2, Man. recommends APPROVAL of the renewal application for revocable consent to operate Unenclosed sidewalk cafes for **MacDougal Bleecker, Corp., d/b/a/ Café del Mare, 89 MacDougal St., @ Bleecker, City address 188 BLEECKER STREET, 10012, with 17 tables & 34 seats, DCA#1163023.**

Vote: Unanimous, with 38 Board members in favor.

**6. LADL, LLC d/b/a Jack's, 80 University Pl., @ East 11<sup>th</sup> St., Block: 569, Lot: 28, Police Precinct: 6, with 14 tables & 28 seats, DCA# 1226076**

**Whereas**, the area was posted, community groups notified by e-mail and there were community members present and the owners representative, Mike Kelly, was present, and,

**Whereas**, this is a building of 5 stories built in 1930 with no residential units in a total of 5 units in a C1-7 Commercial zone (Map # 12C), and,

**Whereas**, the sidewalk plan of 2006 is still in force, and there are no infractions recorded, and,

**Whereas**, members of the community asked that music emanating from open windows from inside the restaurant to the sidewalk café be more carefully abated,

**THEREFORE BE IT RESOLVED** that CB#2, Man. recommends APPROVAL of the renewal application for revocable consent to operate Unenclosed sidewalk cafes for **LADL, LLC d/b/a Jack's, 80 University Pl., @ East 11<sup>th</sup> St., with 14 tables & 28 seats, DCA# 1226076, CONDITIONAL UPON**

**The closing of windows opened upon the sidewalk café by 11:00 p.m., nightly.**

Vote: Unanimous, with 38 Board members in favor.

**7. Pasta Presto Village, Inc., 93 MacDougal St., @ Bleecker St., Block: 542, Lot: 7502, Police Precinct: 6, City Address: 189 BLEECKER STREET, 10012, with 5 tables & 10 seats, DCA# 0830176**

**Whereas**, the area was posted, community groups notified by e-mail and there were community members present and the owners representative, Mike Kelly, was present, and,

**Whereas**, this is a building of 6 stories built in 1900 with 40 residential units in a total of 41 units in an R7-2 Residential zone, (Map # 12A), and,

**Whereas**, the application is for 5 tables and 10 seats and there are currently 5 tables and 14 seats which neither comply with the application or the sidewalk plan, dated 2004, in this application,

**THEREFORE BE IT RESOLVED** that CB#2, Man. recommends APPROVAL of the renewal application for revocable consent to operate Unenclosed sidewalk cafes for **Pasta Presto Village, Inc., 93 MacDougal St., @ Bleecker St., 189 BLEECKER STREET, 10012, with 5 tables & 10 seats, DCA# 0830176, CONDITIONAL UPON**

**The removal of the currently additional 5 seats to comply with this application for the duration of the renewal period.**

Vote: Unanimous, with 38 Board members in favor.

**8. Restaurant Ventures of NY, Inc., b/d/a Savore, 200 Spring St., 10012, Block: 489, Lot: 17, Police Precinct: 1, betw. Thompson & Sullivan, with 6 tables & 24 seats, DCA# 0920983**

**Whereas**, the area was posted, community groups notified by e-mail and there were no members present and the owner, Ahmad Alavian, was present, and,

**Whereas**, this is a building of 5 stories built in 1920 with 12 residential units in a total of 13 units in an R7-2 Residential zone, (Map # 12A), and,

**Whereas**, there are presently 8 tables/21 Seats on Sullivan St. Side and 2 Tables/6 Seats on Spring St. side, and a serving cart on Sullivan Street side, which are not included in the sidewalk plan submitted with this application and,

**Whereas**, the owner agrees to remove the extra tables and seats and the serving cart,

**THEREFORE BE IT RESOLVED** that CB#2, Man. recommends APPROVAL of the renewal application for revocable consent to operate Unenclosed sidewalk cafes for **Restaurant Ventures of NY, Inc., b/d/a Savore, 200 Spring St., 10012, betw. Thompson & Sullivan, with 6 tables & 24 seats, DCA# 0920983, CONDITIONAL UPON restoring the sidewalk café to its legal status by:**

- **Removal of 4 tables**
- **Removal of 3 seats**
- **Removal of the serving cart**

Vote: Unanimous, with 38 Board members in favor.

**9. 191 Grand Restaurant Corp., d/b/a Novella. 191 Grand St., Block: 237, Lot: 12, Police Precinct: 5, betw. Mott & Mulberry, with 20 tables & 40 seats, DCA# 1213603**

**Whereas**, the area was posted, community groups notified by e-mail and there were no community members present and the owners representative, Mike Kelly, was present, and,

**Whereas**, this is a building of 6 stories built in 1900 with 20 residential units in a total of 23 units in a C6-2G Commercial zone (Map # 12C), and,

**Whereas**, the owner agrees to move menu podiums from the Pedestrian Walkway,

**THEREFORE BE IT RESOLVED** that CB#2, Man. recommends APPROVAL of the renewal application for revocable consent to operate Unenclosed sidewalk cafes for **191 Grand Restaurant Corp., d/b/a Novella. 191 Grand St., betw. Mott & Mulberry, with 20 tables & 40 seats, DCA# 1213603.**

Vote: Unanimous, with 38 Board members in favor.

**10. L'ATRE Enterprises, Inc. d/b/a A.O.C., 314 Bleecker St., Block: 588, Lot: 7501, Police Precinct: 6, City Address 312 BLEECKER STREET, 10014, betw. Barrow & Grove Sts. with 2 tables & 4 seats, DCA# 1159486.**

**Whereas**, the area was posted, community groups notified by e-mail and there were no community members present and the owner, Angelo Bruno, was present, and,

**Whereas**, this is a building of 4 stories built in 1920 with 6 residential units in a total of 8 units in a C1-6 Commercial zone (Map # 12A), and,

**Whereas**, there were no community objections and no violations observed,

**THEREFORE BE IT RESOLVED** that CB#2, Man. recommends APPROVAL of the renewal application for revocable consent to operate Unenclosed sidewalk cafes for **L'ATRE Enterprises, Inc. d/b/a A.O.C., 314 Bleecker St., City Address, 312 BLEECKER STREET, 10014, betw. Barrow & Grove Sts. with 2 tables & 4 seats, DCA# 1159486.**

Vote: Unanimous, with 38 Board member in favor.

**11. NSCF NY, Inc. d/b/a Sofia's Cucina, 143 Mulberry St., 10012, Block: 236, Lot: 24, Police Precinct: 5, betw. Grand & Hester, with 4 tables & 8 seats, DCA# 1222186.**

**Whereas**, the area was posted, community groups notified by e-mail and there were no community members present and the owners representative, Mike Kelly, was present, and,

**Whereas**, this is a building of 7 stories built in 2003 with 9 residential units in a total of 10 units in a C6-2G Commercial zone (Map # 12C), and,

**Whereas**, there are 6 tables and 12 seats not in accordance to the sidewalk plan but the owner agrees to restore the legal configuration until such time as an amended Sidewalk Application is submitted,

**THEREFORE BE IT RESOLVED** that CB#2, Man. recommends APPROVAL of the renewal application for revocable consent to operate Unenclosed sidewalk cafes for **NSCF NY, Inc. d/b/a Sofia's Cucina, 143 Mulberry St., 10012, Block: 236, Lot: 24, Police Precinct: 5, betw. Grand & Hester, with 4 tables & 8 seats, DCA# 1222186, CONDITIONAL UPON:**

**Restoration of the 4 tables an 8 seats provided in this application  
Submission of a revised application for approval if 6 tables and 12 seats are the desired configuration.**

Vote: Unanimous, with 38 Board members in favor.

**12. Zestful Management Corp. d/b/a Bar 6, 502 Sixth Ave., 10011, Block: 576, Lot: 9, Police Precinct: 6 Betw. 12<sup>th</sup> & 13<sup>th</sup> Sts., with 4 tables & 16 seats, DCA# 0919619**

**Whereas**, the area was posted, community groups notified by e-mail and there were no community members present and the owner, Steve Tzolis, was present, and,

**Whereas**, this is a building of 1 story built in 1920 with no residential units in a total of 2 units in a C1-2 Commercial zone (Map # 12C), and,

**Whereas**, there were no community objections and no violations recorded,

**THEREFORE BE IT RESOLVED** that CB#2, Man. recommends APPROVAL of the renewal application for revocable consent to operate Unenclosed sidewalk cafes for **Zestful Management Corp. d/b/a Bar 6, 502 Sixth Ave., 10011, Betw. 12<sup>th</sup> & 13<sup>th</sup> Sts., with 4 tables & 16 seats, DCA# 0919619**

Vote Unanimous, with 38 Board members in favor.

**13. The Otheroom, Inc., 143 Perry St., Block: 633, Lot: 34, Police Precinct: 6, Betw. Washington and Greenwich Sts. with 2 tables & 6 seats, DCA# 1110366.**

**Whereas**, the area was posted, community groups notified by e-mail and there were no community members present and an owner's representative was present, and,

**Whereas**, this is a building of 4 stories with lot frontage of 21.5 feet, built in 1900 with 3 residential units in a total of 4 units in a C6-1 Commercial zone (Map # 12A), and,

**Whereas**, there were no community objections and no violations recorded,

**THEREFORE BE IT RESOLVED** that CB#2, Man. recommends APPROVAL of the renewal application for revocable consent to operate Unenclosed sidewalk cafes for **The Otheroom, Inc., 143 Perry St., Betw. Washington and Greenwich Sts. with 2 tables & 6 seats, DCA# 1110366.**

Vote: Unanimous, with 38 Board members in favor.

**14. 151 Mulberry Street Corp. d/b/a IL Palazzo, 151 Mulberry St., with 12 tables & 24 seats, DCA# 113376.**

Hold over requested by applicant.

**15. Mestizo, Inc., d/b/a Good, 89 Greenwich Ave., betw Bank & 11<sup>th</sup> (west of 7<sup>th</sup> Ave.) with 7 tables & 16 seats, DCA# 1160579.**

**Whereas**, the area was posted and there were no community members present and an owner's representative was present, and,

**Whereas**, this location is a six-story mixed residential and commercial building, owned by 1 Bank St. Corp., zoned for C1-6 use in a Landmarked District, as shown on Zoning Map 12A, with a Certificate of Occupancy issued in July 1929 allowing commercial use on the ground floor, and,

**Whereas**, the plans submitted with this application were drawn in 2004 and show a 3' clearance from the sidewalk grate to the boundary of the sidewalk café, and

**Whereas**, this committee has confirmed that, although obstructive to pedestrian right of way, the 3' clearance from grate to café boundary is legal,

**THEREFORE BE IT RESOLVED** that CB#2, Man. recommends APPROVAL of the renewal application for revocable consent to operate Unenclosed sidewalk cafes for Mestizo, Inc., d/b/a Good, 89 Greenwich Ave., betw Bank & 11<sup>th</sup> (west of 7<sup>th</sup> Ave.) with 7 tables & 16 seats, DCA#.

Vote: Unanimous, with 38 Board members in favor.

**16. JEC II, LLC d/b/a One Little West 12, 1-3 Little West 12, Address, ZIP Code: 2 9 AVENUE, 10014, Block: 628, Lot: 1, Police Precinct: 6, betw Gansevoort and W 13<sup>th</sup> St. @ 9<sup>th</sup> Ave., with 31 tables & 62 seats, DCA# 1161856.**

**Hold-Over to November Calendar**

Vote: Unanimous, with 38 Board members in favor.

**17. BABU Food, Inc., d/b/a Hudson Diner, 468 Hudson St. Block: 585, Lot: 1, Police Precinct: 6, Address, ZIP Code: 464 HUDSON STREET, 10014, between Barrow and Grove Sts, with 17 tables & 33 seats, DCA# 1157473.**

**Whereas**, the area was posted, community groups notified by e-mail and there were no community members present and an owner's representative was present, and,

**Whereas**, this location is a two building lot with a 6-story mixed residential and commercial building, with 133 residential units of a total 137 units built in 1900., zoned for C1-6 use (Map # 12A), and,

**Whereas**, there were no community objections or violations noted,

**THEREFORE BE IT RESOLVED** that CB#2, Man. recommends APPROVAL of the renewal application for revocable consent to operate Unenclosed sidewalk cafes for **BABU Food, Inc., d/b/a Hudson Diner, 468 Hudson St. Block: 585, Lot: 1, Police Precinct: 6, Address, ZIP Code: 464 HUDSON STREET, 10014, between Barrow and Grove Sts, with 17 tables & 33 seats, DCA# 1157473.**

Vote: Unanimous, with 38 Board members in favor.

**Renewal App. for revocable consent to operate an Enclosed sidewalk cafe for:**

**18. Starbucks Corp., d/b/a Starbucks Coffee Company, 454 Lafayette St. Block: 545, Lot: 7503, Police Precinct: 9, Address, ZIP Code: 21 ASTOR PLACE, 10003, with 25 tables & 77 seats DCA# 0924582**

**Whereas**, the area was posted, community groups notified by e-mail and there were no community members present and an owner's representative, Adler Ludvigsen, was present, and,

**Whereas**, this location is an 11-story mixed residential and commercial building, with 52 residential units of a total 53 units built in 1930., zoned for C6-2 use (Map # 12C), in a Landmarked District, and,

**Whereas**, there were no community objections or violations noted,

**THEREFORE BE IT RESOLVED** that CB#2, Man. recommends APPROVAL of the renewal application for revocable consent to operate an Enclosed sidewalk cafe for **Starbucks Corp., d/b/a Starbucks Coffee Company, 454 Lafayette St., City Address, 21 ASTOR PLACE, 10003, with 25 tables & 77 seats DCA# 0924582**

Vote: Passed, with 37 Board members in favor and 1 recusal (Rocio Sanz)

**SLA LICENSING**

**1. God Save the King, LLC 18 9<sup>th</sup> Avenue, NYC (Gansevoort and West 13<sup>th</sup>)**

**Whereas**, the applicant appeared before the committee; and,

**Whereas**, this application is for an On Premise license in a commercial building/hotel on 9<sup>th</sup> Avenue between Gansevoort and West 13<sup>th</sup> streets for a 4,500 s.f. upscale lounge with 140 table seats, 1 bar with 24 seats, and a maximum legal capacity of 300 persons, pending the issuance of a new Certificate of Occupancy and a Public Assembly Permit, which will not exceed said capacity; and,

**Whereas**, the applicant stated the hours of operation are 8:00 p.m. – 4:00 a.m. Monday – Saturday and will be closed on Sundays; there will not be a sidewalk café application; music will be D.J. and background only; and,

**Whereas**, the applicant has reached out to local residents prior to submitting the application to the SLA Licensing Committee; and,

**Whereas**, the applicant stated there are no plans to change the existing method of operation; and,

**Whereas**, the applicant has agreed to fully enclose and properly sound proof the entire licensed establishment prior to the use of the On Premise license; the current operation will cease during this period; and,

**Whereas**, the applicant has agreed to keep the ceiling closed at all times unless authorization is given by CB#2, Man.; and,

**Whereas**, the applicant has agreed to abide by the regulations associated with all New York City Departments and safety organizations and will obtain all required certificates, permits and related documents, including but not limited to a new Certificate of Occupancy and Public Assembly Permit; all certificates, permits and related documents will be provided to Community Board 2, Manhattan prior to the use of the On Premise license; and,

**Whereas**, the applicant has agreed to install a double door entrance to reduce volume and noise levels; and,

**Whereas**, the applicant has agreed to not install or place a dedicated dance floor and will waive their right to seek a Cabaret License until Community Board 2, Manhattan re-evaluates their good standing with the community; and,

**Whereas**, the applicant has agreed to implement proper crowd control and security measures that are distinctly separate from the current licensed establishment's entry station; and,

**Whereas**, the applicant has agreed to community outreach, including but not limited to six monthly meetings with neighboring residents following its opening; and,

**Whereas**, a member of the community appeared raising questions/concerns with the Department of Buildings permitting procedures and approvals; and,

**Whereas**, a few neighboring residents appeared in support of the applicant; and,

**THEREFORE, BE IT RESOLVED** that CB#2, Man. recommends denial to the proposed On Premise license for **God Save the King, LLC 18 9<sup>th</sup> Avenue**, unless those conditions agreed to by applicant relating to the fifth through twelfth "whereas" clauses are incorporated into the "Method of Operation" on the SLA On Premise license.

Vote: Unanimous, with 38 Board members in favor.

## **2. B&P Laboratory, LLC, 160-170 Varick St. a/k/a 10 Hudson Square, NYC (at Vandam)**

**Whereas**, the applicant appeared before the committee; and,

**Whereas**, this application is for an On Premise license for an upscale restaurant with a retail presence located in a 2,400 s.f. premise (1,600 s.f. for the restaurant and 800 s.f. for the retail space) in a commercial building located on Varick at the corner of Vandam Street with 45 table seats, 1 bar with 9 seats and a maximum legal capacity of 100 persons; and,

**Whereas**, the applicant stated the hours of operation are 7:30 a.m. – 11:00 p.m. seven days a week; there will be a sidewalk café application but no 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. recommends approval of an On Premise license for **B&P Laboratory, LLC, 160-170 Varick St. a/k/a 10 Hudson Square.**

Vote: Unanimous, with 38 Board members in favor.

**3. Sodexho Operations, LLC, 70 Mercer Streets a/k/a 499 Broadway, NYC (at Broome)**

**Whereas,** the applicant appeared before the committee; and

**Whereas,** this application is for an On Premise license in a commercial use building at the corner of Mercer and Broome streets for a 5,500 s.f. Swarovski branded cafe with 50 table seats, 1 bar with 8 seats, and a maximum legal capacity of 160 persons, pending the issuance of a new Certificate of Occupancy, which will not exceed said capacity; and,

**Whereas,** the applicant stated the hours of operation for the restaurant are 9:00 a.m. – 9:00 p.m. Sunday – Thursday and 9:00 a.m. – 10:00 a.m. Friday – Saturday; there will not be a sidewalk café application nor a backyard garden; music will be background only; and,

**Whereas,** the applicant has agreed to prohibit private parties at the establishment; and,

**Whereas,** the applicant has agreed to abide by the regulations associated with all New York City Departments and safety organizations and will obtain all required certificates, permits and related documents; and,

**Whereas,** no one appeared in opposition from the community; and,

**THEREFORE, BE IT RESOLVED** that CB#2, Man. recommends denial to the proposed On Premise license for **Sodexho Operations, LLC, 499 Broadway/70 Mercer Street,** unless those conditions agreed to by applicant relating to the fourth and fifth “whereas” clauses are incorporated into the “Method of Operation” on the SLA On Premise license.

Vote: Unanimous, with 38 Board members in favor.

**4. Sengupta Food Services, LLC d/b/a SoHo Park, 62 Prince St., NYC (at Lafayette Street)**

**Whereas,** the applicant appeared before the committee; and,

**Whereas,** this application is for an alteration to an existing On Premise license for a casual restaurant located in a 2800 s.f. premise in a commercial building located at the corner of Prince and Lafayette streets with 54 table seats, 1 bar with 7 seats and a maximum legal capacity of 74 persons; **to license a previously approved unenclosed sidewalk café with 7 tables and 14 seats; and,**

**Whereas,** the applicant stated there are no plans to change the previously approved operation; the applicant stated the restaurant hours are 10:00 a.m. – 12:00 a.m. Monday – Wednesday, 10:00 a.m. – 2:00 a.m. Thursday – Saturday and 10:00 a.m. – 10:00 p.m. Sunday; music will remain D.J. and background only; and,

**Whereas,** the applicant has agreed to cease D.J. activity and music by 11:00 p.m. daily; and,

**Whereas,** the applicant has agreed to completely close all French doors at 10:00 p.m. excluding the swinging entrance door on Lafayette street and the swinging door from the restaurant to the garden; and,

**Whereas**, the applicant has agreed to ensure that all garden heat lamps are compliant with New York City code and proper safety training has been taken by employees; and,

**Whereas**, several members of the community have submitted letters in strong opposition of this application; and

**Whereas**, a few members of the community appeared in opposition; citing the high congestion and noise issues on the corner of Prince and Lafayette Streets, and,

**THEREFORE, BE IT RESOLVED** that CB#2, Man. recommends denial of the proposed alteration to an On Premise license for **Sengupta Food Services, LLC d/b/a SoHo Park, 62 Prince St.** unless those conditions agreed to by applicant relating to the fourth, fifth and sixth “whereas” clauses are incorporated into the “Method of Operation” on the SLA On Premise license.

Vote: Passed, with 35 Board members in favor, and 3 in opposition.

**5. 296 Sandwich, LLC, 296 Bleecker St. (Barrow and 7<sup>th</sup> Avenue), NYC.**

**Whereas**, the applicant re-appeared before the committee; and,

**Whereas**, this application is for transfer of an On Premise license for a bar (upstairs) and restaurant (downstairs d/b/a Five Guys) located in a 3,000 s.f. premise in a commercial building located on Bleecker between Barrow and 7<sup>th</sup> Avenue with 87 table seats, 1 bar with 12 seats and a maximum legal capacity of 110 persons; and,

**Whereas**, the applicant stated the hours of operation are 11:00 a.m. – 2:00 a.m. Sunday – Wednesday and 11:00 a.m. – 4:00 a.m. Thursday - Saturday; there will not be a sidewalk café application nor a backyard garden; music will be Juke Box and background only; and,

**Whereas**, the applicant has filed an On Premise license application for the entire building, including the Five Guys Burger establishment on the ground floor as entered into a concessionaires agreement; and,

**Whereas**, the applicant has agreed to abide by the regulations associated with the New York City Department of Buildings and will obtain all required certificates, permits and related documents, including but not limited to an amended Certificate of Occupancy and Public Assembly Permit; and,

**Whereas**, the applicant stated that they will have 2 separate means of ingress on Barrow Street leading to the upstairs bar and Bleecker Street leading to Five Guys; and,

**Whereas**, the members of the committee expressed concerns with 2 separate means of ingress with 2 distinct operations; and,

**Whereas**, a neighboring resident of the community appeared in opposition; and,

**THEREFORE, BE IT RESOLVED** that CB#2, Man. recommends denial of an On Premise license for **296 Sandwich, LLC, 296 Bleecker St.**

Vote: Unanimous, with 38 Board members in favor.

**6. Red Bamboo on Seventh Avenue Inc., 47-49 7<sup>th</sup> Avenue South, NYC (Bleecker and Morton)**

**Whereas**, the applicant appeared before the committee; and,

**Whereas**, the application is for transfer of an On Premise license, pursuant to a corporate name change, in a Asian restaurant with no changes to the method of operation located in a mixed use building on 7<sup>th</sup> Avenue South between Bleecker and Morton streets including 56 table seats and 1 bar with no seats; and,

**Whereas**, the applicant stated that the hours of operation will continue to be 11:00 a.m. – 11:00 p.m. seven days a week; the music is background only; there is a sidewalk café but no backyard garden; and,

**Whereas**, no one appeared in opposition from the community; and,

**THEREFORE, BE IT RESOLVED** that CB#2, Man. recommends approval of an On Premise license for **Red Bamboo on Seventh Avenue Inc., 47-49 7<sup>th</sup> Avenue South.**

Vote: Unanimous, with 38 Board members in favor.

**7. Erana, Inc., 447 Hudson St., NYC (at Morton)**

**Whereas**, the applicant appeared before the committee; and,

**Whereas**, this application is for an On Premise license for a pizzeria restaurant located in a 850 s.f. premise in a mixed use building located at the corner of Hudson and Morton streets with 54 table seats (34 interior and 20 backyard garden), 1 bar with 5 seats and a maximum legal capacity of 70 persons; and

**Whereas**, the applicant stated the hours of operation are 8:00 a.m. – 12:00 a.m. Sunday – Wednesday and 11:00 a.m. – 1:00 a.m. Thursday - Saturday; there will not be a sidewalk café application but will include a backyard garden; music will be background only; and,

**Whereas**, the applicant has agreed to close the backyard garden at 9:00 p.m. Sunday – Thursday and 10:00 p.m. Friday and Saturday; and,

**Whereas**, the applicant has agreed to enclose the backyard garden with a canopy during its first year of operation then fully enclose the backyard garden thereafter; and,

**Whereas**, the applicant has agreed to abide by the regulations associated with the New York City Department of Buildings and will obtain all required certificates, permits and related documents; and,

**Whereas**, a few members of the community appeared to express mild concerns with the backyard garden but were satisfied with the reduced hours of operation; and,

**THEREFORE, BE IT RESOLVED** that CB#2, Man. recommends denial of an On Premise license for **Erana, Inc., 447 Hudson St.**, unless those conditions agreed to by applicant relating to the fourth, fifth and sixth “whereas” clauses above is incorporated into the “Method of Operation” on the SLA On Premise license.

Vote: Unanimous, with 38 Board members in favor.

**8. AB Green Gansevoort, LLC & ABG Standard Operator, LLC & Hotels AB, LLC, as Manager d/b/a Standard, 844-848 Washington St., NYC 10014**

**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 **AB Green Gansevoort, LLC & ABG Standard Operator, LLC & Hotels AB, LLC, as Manager d/b/a Standard, 844-848 Washington St., NYC 10014** 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 38 Board members in favor.

**9. David Bank or entity to be formed, 193 Spring St., NYC 10012**

**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 **David Bank or entity to be formed, 193 Spring St., NYC 10012** 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 38 Board members in favor.

**TRAFFIC AND TRANSPORTATION**

**1. Resolution requesting change from “No Standing” to “No Parking” sign in front of One Fifth Ave.**

**Whereas**, a “No Parking” sign, originally in front of One Fifth Ave. for more than 30 years, was replaced at some point with a “No Standing” sign; and

**Whereas**, many senior citizens reside at One Fifth Ave. who need to be dropped off and picked up in front of the building, as well as families with small children, and there is no accommodation for deliveries; and

**Whereas**, with the “No Standing” sign in place, people dropping off and picking up in front of One Fifth Ave. are regularly ticketed, while the 8<sup>th</sup> St. bus stop prevents pick ups/drop offs on the building’s other side;

**Therefore Be It Resolved** that CB#2, Man. requests that the “No Standing” sign in front of One Fifth Ave. be changed to a “No Parking” sign.

Vote: Unanimous, with 37 Board members in favor, and 1 recusal (Richard Stewart).

**2. Resolution requesting strict enforcement of “Don’t Block the Box” regulations, installation of “Don’t Block the Box” signs and use of pavement markings at the intersections on Varick St. from Houston to Canal Sts. and on Broome St. from Varick St. to the Bowery.**

**Whereas**, traffic becomes increasingly backed up as it approaches the Holland Tunnel on Varick St. from Houston to Canal Sts. and on Broome St. from the Bowery to Varick St., because drivers illegally enter crowded intersections along the way, “blocking the box” and causing gridlock; and

**Whereas**, these conditions endanger pedestrians and bar their access, result in horn honking that disturbs the community, and trigger emissions from stalling that pollute the air, in addition to preventing the free flow of traffic; and

**Whereas**, enforcement is of paramount importance to have traffic directed and kept moving at these intersections; and

**Whereas**, in July 2008, New York City’s traffic law was amended, allowing the City’s 2,500 traffic agents to enforce the law banning “blocking the box” and hand out moving violations, which supplements enforcement previously done only by the City’s police department;

**Therefore Be It Resolved** that CB#2, Man. urges the NYC Department of Transportation and the NYC Police Department to deploy traffic agents and police officers at the intersections on Varick St. from Houston to Canal Sts. and on Broome St. from the Bowery to Varick St. to strictly enforce the “Don’t Block the Box” law, ticketing drivers when necessary, direct traffic and keep it moving; and

**Be it further resolved** that CB#2, Man. asks that “Don’t Block the Box” signs and pavement markings be installed at these intersections.

Vote: Unanimous, with 38 Board members in favor.

**3. Resolution requesting a bus shelter at the M21 bus stop on Spring and Greenwich Sts.**

**Whereas** the neighborhood around the M21 bus stop on Spring and Greenwich Sts. has become increasingly residential, with an ever growing population of young families, many elderly residents among others, has a community center serving a broad constituency, and this bus stop is used by all these people; and

**Whereas** the M21 bus stop on Spring and Greenwich Sts. is at the end of the line and, being in an area of busy daytime and nighttime activity, is frequented ‘round the clock; and

**Whereas** a bus shelter would provide valuable protection in inclement weather and needed seating for this bus stop’s users;

**Therefore Be It Resolved** that CB#2, Man. requests that a bus shelter be installed at the M21 bus stop on Spring and Greenwich Sts.

**Vote:** Unanimous, with 38 Board members in favor.

#### **4. Resolution requesting CityRacks bike racks at selected locations in Nolita.**

**Whereas** the Nolita Residents and Merchants Associations worked together surveying potential locations for bike racks in their neighborhood, identifying areas that could comfortably accommodate CityRacks bike racks without impeding pedestrian or vehicular activity, and would like such bike racks in these locations; and

**Whereas** small trees in the Nolita neighborhood are being harmed by bikes being locked to them for lack of bicycle parking facilities, and bicycle use is increasing in the area;

**Therefore Be It Resolved** that CB#2, Man. requests that CityRacks bike racks be installed at the following locations identified and requested by the Nolita Residents and Merchants Associations:

- Elizabeth St. (west side, north of Spring St., between each tree)
- Mulberry St. (east side south of Spring St., at Desalvio Playground, against the playground fence to limit obstruction to pedestrians and street events)
- Mulberry St. (west side at Jersey St., in front of Mulberry St. Branch Library)
- Mott St. (west side, north of Prince St., between each tree).

Vote: Unanimous, with 38 Board members in favor.

#### **5. Resolution requesting that the community board be able to review safety provisions for pedestrians in permits for construction sites at the outset of construction projects where temporary sidewalks are not provided.**

**Whereas**, the NYC Department of Transportation (DOT) issues permits for street and sidewalk closings, parking restrictions and other street and sidewalk changes to meet needs at building construction sites; and

**Whereas**, most of the hundreds of construction site permits that DOT issues each week entail provision of temporary sidewalks/walkways for pedestrian access; and

**Whereas**, there are a some cases when construction site permits are issued that do not provide for such accommodation, often forcing pedestrians to walk in the street and putting them in jeopardy; and

**Whereas**, the disposition of a construction site can be in total compliance with such a permit, meeting all stipulations, yet still be creating an unsafe environment; and

**Whereas**, the community board has in-depth knowledge of vehicular and pedestrian patterns, how the streets are used and how traffic flows in our neighborhoods, and is therefore well equipped to address such construction site situations and advise on their conduct; and

**Whereas**, DOT has indicated its willingness to have on-site meetings and walkthroughs with community board representatives at the two or three construction sites where a permit has been issued without requiring a pedestrian walkway;

**Therefore Be It Resolved** that CB#2, Man. urges DOT to consult the community board in advance of issuing a construction site permit in those cases when a permit application entails closing the entire sidewalk without providing an alternative pedestrian walkway, especially for a long-term project, by either meeting and doing a walkthrough with community board representatives on site to get input or by presenting requests for such permits before the board; and

**Be It Further Resolved** that CB#2, Man. urges DOT to make all decisions on issuing permits to accommodate construction site activities with pedestrian safety as the highest priority; and

**Be It Further Resolved** that CB#2, Man. urges DOT to establish a policy to limit sidewalk closings to cases where there is no viable alternative, and in such cases to require specific alternative ways to protect pedestrian safety.

Vote: Unanimous, with 38 Board members in favor.

**NEW BUSINESS**

Respectfully submitted,

Susan Kent, Secretary  
Community Board #2, Manhattan