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Sheelah Feinberg, Second Vice Chair
Bob Gormley, District Manager



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COMMUNITY BOARD No. 2, MANHATTAN

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Greenwich Village • Little Italy • SoHo • NoHo • Hudson Square • Chinatown • Gansevoort Market

FULL BOARD MINUTES

DATE: December 16, 2010
TIME: 6:00 P.M.
PLACE: P.S. 41, 116 W. 11th Street, Auditorium

BOARD MEMBERS PRESENT: Steve Ashkinazy, Keen Berger, Tobi Bergman, Carter Booth, Anita Brandt, Sigrid Burton, Heather Campbell, Lisa Cannistracci, Denise Collins, Terri Cude, Maria Passanante Derr, Doris Diether, Sheelah Feinberg, Elizabeth Gilmore, Alison Greenberg, Sasha Greene, David Gruber, Jo Hamilton, Chair, Community Board #2, Manhattan (CB#2, Man.), Anne Hearn, Brad Hoylman, Mary Johnson, Susan Kent, Arthur Kriemelman, Raymond Lee, Edward Ma, Jason Mansfield, Jane McCarthy, Alexander Meadows, Florent Morellet, Lois Rakoff, David Reck, Robert Riccobono, Erin Roeder, Robin Rothstein, Maury Schott, Arthur Z. Schwartz, Richard Stewart, Sean Sweeney, Antony Wong, Elaine Young

BOARD MEMBERS EXCUSED: Ian Dutton, Evan Lederman, Judy Paul, Rocio Sanz, Shirley Secunda, Chenault Spence, Carol Yankay

BOARD MEMBERS ABSENT: Wendy Schlazer, James Solomon

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

GUESTS: Katie Smith, Congressman Jerrold Nadler's office; Crystal Gold-Pond, Senator Tom Duane's office; Mary Cooley, Sen. Daniel Squadron's office; Lolita Jackson, Mayor Mike Bloomberg's Community Affairs Unit, Sandy Myers, Man. Borough President Scott Stringer's office; Lisa Parson, Assembly Member Deborah Glick's office; John Ricker, NYC Comptroller's office; Noah Isaacs, Council Speaker Christine Quinn's office; Matt Viggiano, Jasmin Torres, Council Member Rosie Mendez's office, Destry Sulkes, Lauren Danziger, Patrick Yan, Joanne Pawlowski, Michael Salzhauer, Gary Parker, Luke McGrath, James Martin, Georgia Bush, Richard Schmidt, Jeffrey Bernstein, Jay Hyams, Peggy Nicholson, Braden Rhetts, Shannon Agin, Marc Hirshfeld, Sonal Khot, Lora Tenenbaum, Naina Fratas, Mark Birnbaum, Judge Allan Patricof, Peter Toumbekis, Joseph Meli, Jared Epstein, Paul Scialla, Peter Scialla, Ronen Kaminitz, Nicholas Hirsch, Faye Rex, Niq Ellis, Michael Hirtenstein, Antonia Vance, Eric Weiss, Ken Hart, Joey May, Michelle Davidson, Brad Zeifman, Rachael Workman, John Howard, Jay Birnbaum, Sylvia Birnbaum, Michael May, Michael Birnbaum, Douglas Gowland, Rebecca Villanti, Julian Kline, Sara Little, Logan Rich, Jenna Friedman, Franklin Becker, Ron P. Swagman, Geoff Belsher, Maryann Amici, Zack Winestine, Alice Green, Michele Campo, Mette Madsen, Kim Martin, Charles Fu, John K. Leo, Zella Jones, Judith Callet, Mark Fiedler, Adam Elzer, Alex Stupak, Brad Newman, Socorro Porvnoy, Amar Lalvani, Lauren Resler, David Rodolitz, Mike Teglis, Cory Bergen, Elizabeth Adam, Julian Kline, Lucy Zuckerman, Nima Garousi, Mike Teplin, Shauna Aminzadeh, Matthew Wilkins Danny Bolk, Darlene Reddish, Hassan Gholizadeh, Richard Tschudy, Barbara Ruether, Joseph Manoleas, P.O. Baranski, George Sakellis, Renee Cruz, Tian Tian, Kate Case, Will Malnati, Mehfuja Shalkh, D. Spoor

MEETING SUMMARY

Meeting Date –December 16, 2010

Board Members Present – 41

Board Members Excused–7

Board Members Absent 9

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II. PUBLIC SESSION

Non-Agenda Items

New York University

Gary Parker updated everyone on NYU activities, events and projects.

Children's Aid Society/Coltoff Center

Luke McGrath spoke against the proposed closure of the center.

Land Use and Business Development Items

Proposed CHINATOWN BUSINESS IMPROVEMENT DISTRICT and the DISTRICT PLAN

Patrick Yan, Michael Salzhauer, Charles Fu, John Leo, spoke in favor of the proposed Chinatown B.I.D. and the plan.

Marc Hirschfeld, Sonal Khot, Lora Tenenbaum, spoke against the proposed Chinatown B.I.D. and the plan.

SLA Licensing Items

Jay Hyams spoke against a proposed new bar.

Lucky 13 Associates, LLC, 21-27 9th Ave.

Lauren Danziger, from GVCCC, spoke in favor of the proposed liquor license.

Destry Sulkes spoke against the proposed liquor license, citing noise issues.

Georgia Bush, Richard Schmidt, Zack Winestine, Maryann Amici, spoke in favor of the committee resolution recommending denial of the proposed liquor license

Matthew Oliver Maddy, d/b/a Hot Talk, LLC, 168 Elizabeth St.

Michele Campo, Mette Madsen, and Kim Martin, spoke against the proposed beer and wine license.

The Smile, 26 Bond St.

Zella Jones spoke in favor of the resolution recommending denial of the renewal of the applicant's beer and wine license.

Andrew K. Breslin, 159 Bleecker St. LLC, 159 Bleecker St.,

Judith Callet, and Mark Fiedler spoke against the proposed on-premise liquor license.

Sada LLC, d/b/a Empellon, 230 W. 4th St.,

Alex Stupak, the applicant, spoke in favor of the proposed on-premise liquor license.

Adam Elzer, Brad Newmann, and Socorro Porvnoy spoke in favor of the proposed on-premise liquor license.

Amar Lalvani, Lauren Resler, David Rodolitz, Alice Green, Ronen Kaminitz and Seth Cohen did not speak but were in favor of the proposed on-premise liquor license.

Ron Swegman did not speak but was in favor of the committee resolution recommending denial of the proposed liquor license.

Paul Scialla, Georgia Bush, Richard Schmidt, Jeffrey Bernstein, James Martin, Joanne Pawlowski, Mark Birnbaum, Judge Allan Patricof, Peter Toumbekis, Joseph Meli, and Jared Epstein spoke regarding the proposed on-premise liquor license application.

Cory Berber, Mike Teplis, Faye Rex, Nicholas Hirsch, Michael Hirtenstein, Niq Ellis, Antonia Vance, Eric Weiss, Ken Hart, Joey May, Michelle Davidson, Brad Zeifman, Rachael Workman, John Howard, Jay Birnbaum, Michael May, Sylvia Birnbaum, Douglas Gowland, Rebecca Villanti, Julian Kline, Sara Little, Jenna Friedman, Logan Rich, Franklin Becker, Geoff Belsher, and Jim Martin, signed up but did not speak regarding the proposed application.

Social Services and Education

Save Children's Aid Society

Shannon Agin, Braden Rhetts, and Peggy Nicholson spoke against the closure of the Children's Aid Society.

Naina Fratas spoke regarding the closure of the Children's Aid Society.

III. ADOPTION OF AGENDA

IV. ELECTED OFFICIALS PRESENT AND REPORTING

Katie Smith, Congressman Jerrold Nadler's office

Crystal Gold-Pond, Senator Tom Duane's office

Mary Cooley, Sen. Elect Daniel Squadron's office

Lolita Jackson, Mayor Mike Bloomberg's Community Affairs Unit

John Ricker, NYC Comptroller's office;

Sandy Myers, Man. Borough President Scott Stringer's office

Lisa Parson, Assembly Member Deborah Glick's office

Noah Isaacs, of Council Speaker Christine Quinn's office

Matt Viggiano, Council Member Margaret Chin's office;

Jasmin Torres, Council Member Rosie Mendez's office,

V. ADOPTION OF MINUTES

Adoption of October minutes and distribution of November minutes.

VI. EXECUTIVE SESSION

1. **Chair's Report** Jo Hamilton reported

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

STANDING COMMITTEE REPORTS

ENVIRONMENT, PUBLIC SAFETY & PUBLIC HEALTH

Resolution on the proposed NY/NJ natural gas pipeline expansion project

Whereas, on October 5, 2010, Community Board 2 held a public hearing to discuss the proposed installation of a new 30 inch natural gas pipeline by Spectra Energy Inc.; and,

Whereas, at our public hearing, the Community Board heard presentations from Spectra Energy, the Federal Energy Regulatory Commission (FERC), Con Ed, the Hudson River Park Trust, and the Mayor's Office of Long Term Sustainability; and,

Whereas, the proposed route of the pipeline in Manhattan will emerge from the riverbed at the southwest corner of Gansevoort Peninsula, then at a depth of either 4 feet or 12 inches below any other existing utilities, whichever is deeper, it will continue along the southernmost edge of the Peninsula, crossing under State Route 9A, where it will terminate in an underground converter vault located at the southwest corner of Gansevoort Street and 10th Avenue where it will terminate located at 10th Ave and Gansevoort Street; and

Whereas, Spectra intends to drill horizontally under the Hudson River, stating this should cause minimal or no disruption to the riverbed, except for a small area of river in the southwest corner of the Gansevoort Peninsula where a temporary drilling rig and its supporting apparatuses and structures will be erected; and,

Whereas, Con Ed intends to connect with the pipeline at the converter vault, which will lower the pressure for the gas to enter the existing Con Ed infrastructure; Con Ed would be responsible to extend and install pipeline underground from the corner of Gansevoort Street and 10th Avenue for 1,500 ft along 10th Avenue up to their distribution facility on West 15th Street; and

Whereas, the current infrastructure bringing natural gas to the city is insufficient to future needs, the pipeline is an integral part of PlaNYC for sustainability by 2030, and this board has been strongly in favor of the conversion of all boilers from the highly polluting #4 and #6 fuel oil to natural gas. The proposed pipeline would provide infrastructure to support these needs and conversions, create redundancy in the event of a failure in the other two pipelines and link the city to a vast infrastructure of pipelines allowing for delivery of natural gas from a large variety of sources heretofore unavailable; this may lower the price of natural gas for the consumer; and,

Whereas, Spectra is pursuing approvals from and will be under the oversight of several federal, state, and local agencies during all aspects of the project and process, from construction to implementation, and operation. These include: FERC, US Department of Transportation, the National Marine Fisheries Service, US Army Corps of Engineers, US Coast Guard, New York State Department of Environmental Conservation, New York City Department of Environmental Protection, the Hudson River Park Trust, and many others; and,

Whereas, Spectra has stated that safety is their top priority and it is their stated intention to pursue pipeline construction in the least intrusive fashion; and,

Whereas, the Gansevoort Peninsula was created from landfill in 1837 and is in a Federal Flood Plain Zone; the immediate area is a fragile estuarine sanctuary and the Hudson River and its waterfront in its entirety are fragile and critical ecosystems; and

Whereas, some of the existing pipeline infrastructure in our area is over 100 years old; and,

Whereas, this Community Board is in strong opposition to hydro fracking technology, in general, and, specifically, vehemently opposes any extraction of natural gas by hydro fracking in the Marcellus Shale, we are concerned about the potential transportation of hydro fracked gas in this pipeline; and

Whereas, the 1,500 feet of pipeline that Con Ed is laying under 10th Ave from Gansevoort Street to W 15th St is not included in this application; and,

Whereas, currently this project is in the “Scoping” period and FERC requests comments from all individuals, stakeholders, and any other interested parties that relate to issues/topics they feel should be addressed in the EIS. It is anticipated that on December 20, 2010 Spectra will file a “Notice of Application” with FERC, at which time FERC will analyze the data received during the Scoping period and issue the Draft Environmental Impact Statement. After this dEIS has been issued, FERC will return to Community Board 2 for an official meeting to solicit comments on the dEIS.

Therefore Be It Resolved, while we are pleased that our natural gas supply infrastructure will be upgraded, provide for future need, and provide redundancy, we believe many issues need to be studied during the Environmental Impact Statement process; and,

Therefore Be It Further Resolved, that our first and primary concerns are issues of safety in construction, installation, operation, and maintenance; as such, we request these concerns and questions be addressed in the EIS:

- The options for physical composition, fabrication and installation of the pipeline and its joints, including the thickness, composition, protective coatings, and strength of the joints and junctions to prevent erosion and, further, the maintenance of these over time. The optimum level for depth and route of the pipeline in consideration of the constant vibrations from truck traffic along Route 9A, the proximity to playgrounds, the park, and populated areas.

- The efficacy of and redundancy in remote shut-off valves and their reliability versus automatic valves. What methods and technology are available for shutting off the pipeline in the event of a failure, their workflows, and the amount of time that would elapse once 911 is notified (under best and worst case scenarios)? How can the efficacy and redundancy of the remote or automatic shut off valves be enhanced? What are the most sophisticated and recommended technologies?

- The options for the available safety precautions to protect the pipeline from damage by repair or construction crews addressing other systems, or from vandalism, and terrorism. What safety precautions and inspections are available for maximum oversight and inspection in fabrication, installation, operation, and maintenance in this fragile ecosystem and populated area?

- How can safety be maximized in all aspects of this project from installation to operation to long-term maintenance? What are the best technologies for patrolling, inspecting, and maintaining the pipeline over time? How will these be affected?

Therefore Be It Further Resolved, that the installation, operation, and maintenance of the pipeline will be in a fragile estuary and has the potential to adversely impact the entire ecosystem of the Hudson River and its waterfront. What precautions will be taken to protect the river and river frontage? What technologies are available for the testing of toxins in the spoil; how and where will this be done; how will removal of the spoil be effected? How will the spoil be disposed and is there a site chosen? Who are the supervisory agencies and how can we best protect the estuary and river?

Therefore Be It Further Resolved, that we are very concerned about the impacts of the construction process on our neighborhood in terms of noise, traffic disturbances, pollution and particulates in the air, potential business interruptions, and other quality of life problems. We request that all parties work with the Community Board to keep disruptions and disturbances to a minimum.

Therefore Be It Further Resolved, that we would like the EIS to also consider potential lingering environmental issues once installation is complete.

Therefore be it finally resolved, we also have concerns about the construction and installation of the section of pipeline from West 15th Street to Gansevoort Street that Con Ed is responsible for, and we find it important that its impacts be included in this EIS report. Further, the EIS will have to include the potential environmental safety issues inherent in Con Ed's role. For example, Spectra's installation incorporating latest protective Best Available Technology could not guarantee park users' and local residents' protection unless Con Ed's connecting installation likewise incorporates the same BAT.

Vote: Unanimous, with 41 Board members in favor.

LANDMARKS AND PUBLIC AESTHETICS

1ST LANDMARKS MEETING

1 - LPC Item:11 - 70 Greene Street (Spring/Broome) - SoHo-Cast Iron Historic District A store and tenement building built in 1860 and altered in 1872. Application is to modify rooftop additions and replace storefront infill. Zoned M1-5A

Whereas, the conservation of the brick and limestone on the front facade, the reinstating of the historic front window-guards, the effort to match the color to the historic palette, as well as the restoration of the shutters and windows in the rear, all enhance the building; and

Whereas, the storefront in general is characteristic of storefronts in the district, except that the store display window should include a transom that would line up with the transoms of the two side-doors; and

Whereas, the applicant presented historic justification for removal of the ladder on the balcony by presenting photos of an identical balcony without the ladder, its original condition; and

Whereas, the enlarged rooftop addition is not visible from the street; but

Whereas, the applicant proposes a granite sidewalk to copy the other sidewalks on the block, instead of installing the more historic bluestone; now

Therefore, be it resolved that CB#2, Man. recommends approval for most of the conservation work; but

Further, be it resolved that CB#2, Man. recommends that a transom be inserted in the storefront fenestration, that the sidewalk be bluestone, and that the applicant be permitted to remove the ladder on the balcony.

Vote: Unanimous, with 41 Board members in favor.

2 - LPC Item:12 - 70 Greene Street (Spring/Broome) - SoHo-Cast Iron Historic District A store and tenement building built in 1860 and altered in 1872. 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 74-711 of the zoning resolution. Zoned M1-5A

Whereas, the applicant has undertaken considerable restoration of the building, and also the applicant is willing to accommodate further historic details that the community board suggested; and

Whereas, the applicant has entered into a maintenance agreement with the LPC; 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 that our approval of the landmarks portion of ZR 74-711 does not imply in any way our approval of the zoning portion; nor should the applicant suggest it at any time during the process.

Vote: Unanimous, with 41 Board members in favor.

3- LPC Item:13 - 105 Mercer Street (Spring/Prince) - SoHo-Cast Iron Historic District A dwelling built in 1820. Application is to legalize a stoop gate and security grilles installed without Landmarks Preservation Commission permits

Whereas, the applicant argued that this building is one of many different types on the block. However, we do not feel that that justifies installation of a modern gate on an 1820 dwelling; and

Whereas, we always deny these requests in the Greenwich Village Historic District, unless there is compelling factor, such as to protect from recurring crime or congregation of large number of people who disturb the residents day in and day out; and

Whereas, although sometimes visitors to the Cast-Iron District will innocently congregate on the district's stoops or steps, perhaps even leave some trash, this occurrence occurs throughout the neighborhood and only one other example of a modern gate on a Federal house was provided for justification; and

Whereas, permitting this gate to remain would set a bad precedent for this and other historic districts; now

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

Vote: Unanimous, with 41 Board members in favor.

4 - LPC Item:15 - 56 West 9th Street (Sixth/Fifth)- Greenwich Village Historic District
An Anglo-Italianate style rowhouse with an English basement built by Reuben R. Wood in 1853.
Application is to replace leaded glass windows on the rear facade.

Whereas, we praise the retaining of the iron grille on the bottom of the windows, as well as the effort in reproducing the wooden window frames; and

Whereas, we believe that the existing leaded-glass windows on the rear of the building are not original. Why would there be a Gothic Revival feature on an Anglo-Italianate building?; and, further

Whereas, the windows in the front do not share this design or material, nor do any of the windows of the two identical adjacent houses; but,

Whereas, the applicant proposed painting the window frame white. However, a member of the public noted that the adjacent buildings have window frames that are black or dark in color. A white frame would cause this building to stand out unnecessarily; now

Therefore, be it resolved that CB#2, Man. recommends approval of this application with the exception that the window frames be painted in a dark tone, and not the proposed white.

Vote: Unanimous, with 41 Board members in favor.

5 - LPC Item:16 - 116 Waverly Place (MacDougal/Sixth)- Greenwich Village Historic District A transitional Romanesque Revival/Queen Anne style apartment house, designed by Louis F. Heinecke in 1891. Application is to redesign and rebuild the rear facade, construct a rooftop bulkhead, and install railings.

Whereas, the railing on the roof is mandated by Code, so there is little that can be done to make it less visible; but

Whereas, the proposed bulkhead is clearly visible from Sixth Avenue: and, further,

Whereas, the existing back wall is pristine and should not be disturbed; and

Whereas, if we start approving wildly non-contextual facades, we can easily start a competition for individuation among architects; and

Whereas, the building is a conceptual whole: the back should reflect the front; and

Whereas, the proposed rear has absolutely no relation to the front of the building; and,

Whereas, there is no symmetry or rhythm in the proposal, characteristics that mark the rear façade of these style building; and

Whereas, the rear wall is in good condition; and

Whereas, the gray color of the proposed façade is disharmonious with the richer earth tones of the adjacent buildings; and

Whereas, the applicant did not produce any examples in the district of similar wholesale destruction of a rear wall, nor was a reasonable justification offered for this blitz; and

Whereas, this is a deep building; any change would detrimentally impact the neighbors to the rear; and

Whereas, we question why anyone would buy a building in an historic district and seek to drastically alter it out of context, when there are so many other buildings not in landmarked areas where such a proposal would be allowed as-of-right; now

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

Vote: Unanimous, with 41 Board members in favor.

6 - LPC Item:17 - 544 Hudson Street (Perry/Charles)- Greenwich Village Historic District A garage building altered in 1934-35. Application is to alter the front facade, and add windows and a door on the secondary facade.

Whereas, the work proposed for the secondary facade will not detract from the building: it is a utilitarian alteration to a utilitarian building; and

Whereas, the existing façade is unbalanced and this proposal will give the storefront some symmetry as well as being a nice improvement to the streetscape; but

Whereas, the proposed store window's fenestration should reflect the other windows in the building, that is, with divided lights; and

Whereas, we do not approve of the roll-down gates; and

Whereas, if the applicant wants a roll-down gate, it should be installed *behind* the store window; and

Whereas, even if installed behind a front window, it should be an open mesh, not solid and should resemble a real garage door, for example, with little windows on the top part; now

Therefore, be it resolved that CB#2, Man. recommends approval for the alteration of the secondary facade; and

Further, be it resolved that CB#2, Man. recommends approval for the work on the front, but

Further, be it resolved that CB#2, Man. recommends that the gate be put behind the front window, not in front of it; nor should it be solid

Vote: Unanimous, with 41 Board members in favor.

7 - LPC Item? - 84 Perry Street (W.4/Bleecker) – Greenwich Village Historic District An Italianate style dwelling designed by R.G. Hatfield and built in 1866-68. Application is to replace the front door.

Whereas, we commend the extensive and excellent restoration work performed on this building; but

Whereas, the proposed door with its circular panels is not of a style consistent with a building of this period; and

Whereas, although the architect stated that the existing door may not be original, the fact is that it matches the inner front door; so, it is most likely *is* the original door; and

Whereas, we see no reason for not replicating or restoring the existing door, which is elegant in design; now

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

Vote: Unanimous, with 41 Board members in favor.

8 - LPC Item:? - 393 West Broadway (Spring/Broome) – SoHo-Cast Iron Historic District A warehouse designed by J.B. Snook & Sons, and built in 1889-90. Application is to alter window openings and install windows

Whereas, the existing windows are contextual and sympathetic to the building in shape and size; and

Whereas, the proposed windows are two, single, large-pane sliders that in no way relate to the other windows on the building nor to the previously approved changes in other windows on this facade; and

Whereas, the existing windows are vertical, but the proposed windows are horizontal; and

Whereas, this horizontal look could be reduced by putting in, say, three vertical windows; and

Whereas, the applicant indicated a willingness to adhere to a more sympathetic treatment; now

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

Further, be it resolved that CB#2, Man. recommends the applicant modify the windows' form as well as the number of panes, in order to bring them into greater coherence with the rest of the fenestration.

Vote: Unanimous, with 41 Board members in favor.

2ND LANDMARKS MEETING

1 - LPC Item: 295 Lafayette Street - The Puck Building - Individual Landmark Application is to remove a fence, and to install a storefront infill and illuminated signage

Whereas, we commend the sensitive treatment that this application affords the building; and

Whereas, removing the fence will improve the building; and

Whereas, the reconfiguration of some of the bays to their original design or to an appropriate configuration with other bays improves the building; and

Whereas, the illumination for the signage does not detract from the building or bring unwarranted attention to it; but

Whereas, the font for the lettering of the signage around the sides of the building should be consistent with the font of the lettering on the main Houston Street signage, which has serifs; and

Whereas, we bring to the attention of the Commission that there seems to be an abundance of signage, and ask the Commission to determine if it is not excessive; now

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

Further, be it resolved that CB2, Man. recommends the Commission determine whether the signage is not excessive in its scope, and whether the fonts should be uniform.

Vote: Unanimous, with 41 Board members in favor.

2 - LPC Item: 53 Great Jones Street (Bowery/Lafayette) NoHo Historic District Application is to alter the front parapet and install storefront infill an awning and signage.

Whereas, addition of the retractable awning is acceptable, and the removal of the fire escape is an improvement; and

Whereas, the return of the flat parapet is welcomed; and

Whereas, in general, the storefront configuration is appealing, but

Whereas, we object to the two openings at the sides of the central entry door that open up from top to bottom, like French doors. French doors have no precedent in this historic district. Additionally, when they serve their purpose of exposing the inside of the restaurant to the street, which is not an architectural purpose, they effectively remove a large portion of the façade. This detracts from the building and the district; and

Whereas, we question the need for the tall, 30” accessory signage on the panel, if the store will have identifying commercial signage on the awning. Perhaps 18” lettering would be more in scale with the building; now

Therefore, be it resolved that CB#2, Man. recommends approval of this application regarding the awning and fire escape and parapet; but

Further, be it resolved that CB#2, Man. questions the need for the 30”-high accessory signage, suggesting 18”, and recommends denial for the French doors in a district where they are out of place.

Vote: Unanimous, with 41 Board members in favor.

3 - LPC Item: 291 W. 4th St.-Application is to construct a rear yard and rooftop additions, alter the rear façade and excavate the basement level.

Whereas, the proposed penthouse will not be visible; but

Whereas, the rear façade retains its original configuration, with the staircase windows extant; and

Whereas, this proposal seeks to destroy all the historic material on this facade; and

Whereas, we question why anyone would want to move into an historic district with the intention of removing all the historic fabric from the rear. Surely there are similar houses in other neighborhoods that are not landmarked upon which such a drastic alteration can be performed; now

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

Further, be it resolved that CB#2, Man. recommends denial of the destruction of the rear façade.

Vote: Unanimous, with 41 Board members in favor.

LAND USE AND BUSINESS DEVELOPMENT

1. 433 Broadway, (Block: 231, Lot:14) Department of City Planning Special Permit pursuant to Section 74-781 of the New York City Zoning Resolution for modification of Section 42-14D(2)(b) to allow for retail / commercial use, Use Group 6, on the cellar and ground floors, of a proposed seven story building in an M1-5B district.

WHEREAS, the surrounding area was posted and there was no community opposition to this application,
And

WHEREAS, The proposed usage will be consistent and compatible with the other proposed uses in this building and in the surrounding buildings and will have no adverse impacts on the neighborhood.

THEREFORE BE IT RESOLVED, that CB#2, Man. is satisfied that the applicant has met the requirements for this special permit,

THEREFORE BE IT FURTHER RESOLVED, that CB#2, Man. supports this application for a City Planning special permit pursuant to Section 74-781 to permit Use Group 6 commercial / Retail uses in the ground floor and cellar of an existing seven-story building located in an M1-5B district.

Vote: Unanimous, with 41 Board members in favor.

2. Proposed CHINATOWN BUSINESS IMPROVEMENT DISTRICT and the DISTRICT PLAN

Whereas, There was significant support for the BID at the public hearing though there were also a few in opposition, And,

Whereas, In addition to required mailings, the steering committee has shown documentation of the strong outreach and the extensive support from the bid area with over a 90% response rate in favor of the BID, And,

Whereas, The Board recognizes the hard work that the steering committee has done in preparation for this proposal, And,

Whereas, The local City Council Member expressed strong support and great need for the formation of this BID, And,

Whereas, The Chinatown Partnership has been providing sanitation services in this area, however, the partnership no longer has a source of funding needed to service this area, And,

Whereas, The bid assessment is very low and the monies will be mostly used for sanitation services, And,

Whereas, The proposed BID will provide a range of services beyond the sanitation services and there is a survey shows a clear need for these services, And,

Whereas, CB#2, Man. has the will have a permanent non voting membership on the Board of Directors, And,

Whereas, The Steering Committee stated they would provide a mechanism to offer assistance to residents for whom such assessments are financially burdensome; And,

Whereas, The Steering Committee also promised to reach out to advise all coop tenants of the availability of such assistance; And,

Whereas, The Steering Committee expressed an understanding of the importance of establishing a board that is truly reflective of the district, And,

Whereas, The Steering Committee agreed to work closely with CB#2, Man. to continue to reach out to all businesses and residents as the process moves forward; And,

Whereas, The Board requests the removal of the west side of Lafayette St from Grand St. to Broome St because, while the boundaries of neighborhoods are often not strict lines, the block in question is not just official SoHo: it has a SoHo look and feel, a SoHo-ness, and

Whereas, the block on the west side of Lafayette Street between Grand Street and Broome Street is included in the proposal district but some retail stores on the block have a character more typical of SoHo; and

Whereas, CB#2, Man. recognizes that neighborhoods are not divided by defined borders, but instead are knit together in a way that adds interest and vitality to the urban quality of a broader area; and

Whereas, including this block in the district may conflict with the marketing strategy included in the district to create “a strong image” and “brand identity” for the district and to “highlight its unique character”: and

Whereas, including this block creates an irregular and confusing northern delineation for the district; and

Whereas, opposition to including this block in the district was persuasively expressed at the hearing and in subsequent letters received by CB#2, Man.;

THEREFORE BE IT RESOLVED, that CB#2, Man. supports this application for a proposed CHINATOWN BUSINESS IMPROVEMENT DISTRICT, And

THEREFORE BE IT FURTHER RESOLVED, that CB#2, Man. requests that the block on Lafayette Street between Grand Street and Broome Street be removed from the proposed district; and

THEREFORE BE IT FURTHER RESOLVED, that CB#2, Man. urges the applicants to work with businesses and residents in neighboring communities to assure that their interests are well-served by the BID with regard to preserving and enhancing established neighborhood identities.

Vote: Passed, with 40 Board members in favor and 1 abstention (S. Sweeney).

SIDEWALKS, PUBLIC FACILITIES AND ACCESS

App. To NYCDOT for revocable consent for:

1. A stoop in front of the premises known as 39 Barrow St.

Whereas, the area was posted, community groups notified and there were no community members present regarding this application, and the applicant was present, and

Whereas, the proposed stoop is a restoration of the original façade and essentially matches those on the other buildings on Barrow St, and

Whereas, the proposal has received the needed CB2 Landmarks Committee and Landmark Preservation Commission approvals,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends APPROVAL of this application to NYCDOT for revocable consent to install a **stoop in front of the premises known as 39 Barrow St.**

VOTE: Unanimous, with 41 Board members in favor.

App. to Department of Consumer Affairs for Newsstands at:

2. A newsstand at the SE corner of University Place and 14th Street, DCA# 1376236

Whereas, the area was posted, community groups notified and there were community members present regarding this application, and the applicant was present, and

Whereas, the proposed newsstand would in general be welcomed by the neighborhood, and

Whereas, the applicant has a substantial history of operating a long-standing and much-loved newsstand at 3rd Street and Thompson Street which was closed by the city a few years ago due to conditions beyond the applicant's control, and

Whereas, residents of the area expressed concern about the addition of a newsstand to this high-traffic block, and

Whereas, the residents' primary concerns were not about the newsstand itself, which they would welcome, particularly from this operator, but rather related to two food vendors, one of them unlicensed, operating between the proposed site and the corner of 14th Street, and

Whereas, the residents are particularly concerned about the sanitary conditions at the licensed vendor cart and the unlicensed 'fruit lady' only a few feet away, and

Whereas, they are further concerned about the substantial trash from another vendor operating on the west side of University Place which is left for pickup on the east side of the street, just south of the proposed newsstand site,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends **APPROVAL** of this application for revocable consent to install a **newsstand at the SE corner of University Place and 14th Street, DCA# 1376236** **CONDITIONAL UPON** every effort being made by the City to address the illegal vending operation and trash situation as noted in Whereas clauses 5, 6 & 7 prior to construction of the newsstand, and DCA making every effort to move the licensed food vendor to another location before adding the newsstand to the block.

VOTE: Unanimous, with 41 Board members in favor.

New App. for revocable consent to operate an Unenclosed sidewalk café for:

3. Mottsu Cuisine Inc. 285 Mott St. (E. Houston & Prince St), with 6 tables & 12 seats, DCA# 1376493

Block:509 Lot:27	Lot Frontage:80.08' Lot Depth:90.83	Year Built:1900(estimated)
Number of Floors:6	Residential Units:54 Total # of Units:58	Zoning:C6-2, C6-3

Whereas, the area was posted, community groups notified and there were no community members present regarding this new application, and the applicant and representative, Mike Kelly, were present, and

Whereas, this unenclosed sidewalk café has been operated by a departing applicant for several years with no known complaints, and

Whereas, the applicant has committed to correcting some minor variations from the previous approved layout as part of their management,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends **APPROVAL** of this application for a NEW App. for revocable consent to operate an Unenclosed sidewalk café for **Mottsu Cuisine Inc. 285 Mott St. (E. Houston & Prince St), with 6 tables & 12 seats, DCA# 1376493.**

VOTE: Unanimous, with 41 Board members in favor.

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

4. Caffe Vetro, Inc. d/b/a Epistrophy Café, 200 Mott Street (Spring St & Kenmare St), with 6 tables & 12 seats, DCA# 1245908

Block:479 Lot:11 Lot Frontage:25.17' Lot Depth:93.67 Year Built:1900(estimated)
Number of Floors:7 Residential Units:26 Total # of Units:27 Zoning:C6-1, C6-2

Whereas, the area was posted, community groups notified and there were no community members present regarding this renewal application, and the applicant's representative, Mike Kelly, was present, and

Whereas, the applicant has operated this unenclosed sidewalk café for several years with no known complaints, and

Whereas, minor variations in seating from the approved plan were noted by the committee and the representative ensured they would be corrected,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends **APPROVAL** of this application for a RENEWAL App. for revocable consent to operate an Unenclosed sidewalk café for **Caffe Vetro, Inc. d/b/a Epistrophy Café, 200 Mott Street (Spring St & Kenmare St), with 6 tables & 12 seats, DCA# 1245908.**

VOTE: Unanimous, with 41 Board members in favor.

5. Barbuto LLC, 775 Washington Street (at W 12 St), with 12 tables & 24 seats, DCA# 1219498

Block:641 Lot:75 Lot Frontage:119.83' Lot Depth:89.83 Year Built:1910
Number of Floors:2 Residential Units:0 Total # of Units:2 Zoning:C4-4, AR6
Landmark Building:Yes Historic District: Greenwich Village

Whereas, the area was posted, community groups notified and there were no community members present regarding this renewal application, and the applicant's representative, Mike Kelly, was present, and

Whereas, the applicant has operated this unenclosed sidewalk café for several years with no known complaints, and

Whereas, umbrellas have been set on the public side of the café railings and the representative committed to having this corrected, and

THEREFORE BE IT RESOLVED that the current position of the café railing reduced the clearance from a streetlight at the corner to 7 feet and 6 feet to the signal control box, and the committee was assured this would be corrected, and

THEREFORE BE IT FURTHER RESOLVED that CB#2, Man. recommends **APPROVAL** of this application for a RENEWAL App. for revocable consent to operate an Unenclosed sidewalk café for **Barbuto LLC, 775 Washington Street (at W 12 St.), with 12 tables & 24 seats, DCA# 1219498.**

VOTE: Unanimous, with 41 Board members in favor.

6. Benny's Burritos, 111-113 Greenwich Ave. with 8 tables & 24 seats, DCA# 1067914

Block:615 Lot:76 Lot Frontage:39.33' Lot Depth:63.33 Year Built:1910 (estimated)
Number of Floors:6 Residential Units:15 Total # of Units:16 Zoning:C1-6
Landmark Building:Yes Historic District:Greenwich Village

Whereas, the area was posted, community groups notified and there were no community members present regarding this renewal application, and the applicant, was present, and

Whereas, the applicant has operated this unenclosed sidewalk café for many years with no known complaints,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends **APPROVAL** of this application for a RENEWAL App. for revocable consent to operate an Unenclosed sidewalk café for **Benny's Burritos, 111-113 Greenwich Ave. with 8 tables & 24 seats, DCA# 1067914.**

VOTE: Unanimous, with 41 Board members in favor.

7. Service Corp. d/b/a Jacques Restaurant, 20 Prince St. (Mott St & Elizabeth St), with 6 tables & 11 seats, DCA# 1173208

Block:493 Lot:17 Lot Frontage:47.5' Lot Depth:129 Year Built:1900(estimated)
Number of Floors:6 Residential Units:48 Total # of Units:50 Zoning:C6-2

Whereas, the area was posted, community groups notified and there were no community members present regarding this renewal application, and the applicant, was not present, and

Whereas, the applicant has operated this unenclosed sidewalk café for some time with no known complaints, and

Whereas, the applicant should be required to appear before this committee as a condition for renewal of this renewal application,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends **DENIAL** of this application for a RENEWAL App. for revocable consent to operate an Unenclosed sidewalk café for **Service Corp. d/b/a Jacques Restaurant, 20 Prince St. (Mott St & Elizabeth St), with 6 tables & 11 seats, DCA# 1173208.**

VOTE: Unanimous, with 41 Board members in favor.

8. Fiddlesticks, LLC 54-56 Greenwich Ave. (at Jane St), with 16 tables & 29 tables, DCA# 1133898

Block:606 Lot:22 Lot Frontage:72.25' Lot Depth:80.5 Year Built:1920(estimated)
Number of Buildings:3 Number of Floors:4 Residential Units:8 Total # of Units:10
Zoning:C1-6 Landmark Building:Yes Historic District:Greenwich Village

Whereas, the area was posted, community groups notified and there were no community members present regarding this renewal application, and the applicant's representative, Mike Kelly, was present, and

Whereas, the applicant has operated this unenclosed sidewalk café for many years with no known complaints, and

Whereas, some variation from the approved seating plan was noted, but from all appearances this has not impacted the overall size of the café or impinged on the public portion of the sidewalk,

THEREFORE BE IT RESOLVED that CB#2, Man. an Unenclosed sidewalk café for **Fiddlesticks, LLC 54-56 Greenwich Ave. (at Jane St), with 16 tables & 29 tables, DCA# 113389.**

VOTE: Unanimous, with 41 Board members in favor.

9. 643 Hudson LLC, 643 Hudson St. (Gansevoort St & Horatio St), with 6 tables & 12 seats, DCA# 1230448

Block:627 Lot:12 Lot Frontage:23.08' Lot Depth:64 Year Built:1950(estimated)
Number of Floors:4 Residential Units:3 Total # of Units:4 Zoning:M1-5
Landmark Building:Yes Historic District:Gansevoort Market

Whereas, the area was posted, community groups notified and there were no community members present regarding this renewal application, and the applicant's representative, Mike Kelly, was present, and

Whereas, the applicant has operated this unenclosed sidewalk café for many years with few complaints, and

Whereas, a member of the committee noted that unseated drinking patrons have often been noticed to mingle freely with seated patrons in the sidewalk café which has increased noise levels, and

Whereas, the committee was assured the applicant would be directed to restrict café use to only those seated in the approved number of seats,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends APPROVAL of this application for a RENEWAL App. for revocable consent to operate an Unenclosed sidewalk café for **643 Hudson LLC, 643 Hudson St. (Gansevoort St & Horatio St), with 6 tables & 12 seats, DCA# 1230448**

VOTE: Unanimous, with 41 Board members in favor.

10. New Mekong Rest. Corp. 16-18 King St. (at 6th Ave), with 11 tables & 25 seats, DCA#1234468

Block:519 Lot:30 Lot Frontage:76.25' Lot Depth:39.67 Year Built:1920
Number of Floors:6 Residential Units:21 Total # of Units:23 Zoning:R7-2, Commercial
Overlay:C1-5 Landmark Building:Yes Historic District:Charlton-King-Vandam

Whereas, the area was posted, community groups notified and there were no community members present regarding this renewal application, and the applicant was present, and

Whereas, the applicant has operated this unenclosed sidewalk café for many years with no known complaints, and

Whereas, the committee noted that the café on the King St side has often used two rows of tables when only one row is on the approved plans which the applicant promised to correct, and

Whereas, the planters used to border the café are oversized, adding at least a foot to the depth of the café, and the tall vegetation in the planters makes them substantially taller than the 30 inches allowed which the applicant committed to correcting before the café was again in regular use in spring 2011,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends APPROVAL of this application for a RENEWAL App. for revocable consent to operate an Unenclosed sidewalk café for **New Mekong Rest. Corp. 16-18 King St. (at 6th Ave), with 11 tables & 25 seats, DCA#1234468, CONDITIONAL UPON** the applicant complying with the conditions set forth in Whereas clauses 3 and 4.

VOTE: Unanimous, with 41 Board members in favor.

11. Carmine Restaurant, Inc., 125 Mulberry St with 9 tables & 18 seats, DCA#1161434

Block:206 Lot:17 Lot Frontage:42.75' Lot Depth:50.5 Year Built:1910 (estimated)
Number of Floors:4 Residential Units:6 Total # of Units:7 Zoning:C6-2G

Whereas, the area was posted, community groups notified and there were no community members present regarding this renewal application, and the applicant was present, and

Whereas, the applicant has operated this unenclosed sidewalk café for many years with no known complaints, and

Whereas, the committee noted that the café has been extended along with the restaurant to encompass 121 Mulberry St. although this is not indicated on the application, and

Whereas, the extension in front of 121 Mulberry St. was done by spreading the approved tables and seats rather than adding seats that are not approved, and

Whereas, the committee was concerned that brass handrails on either side of the restaurant entrances impeded waiter access to service aisles but the applicant assured the committee the railings did not require waiters to serve from the public sidewalk,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends APPROVAL of this application for a RENEWAL App. for revocable consent to operate an Unenclosed sidewalk café for **Carmine Restaurant, Inc., 125 Mulberry St with 9 tables & 18 seats, DCA#1161434.**

VOTE: Unanimous, with 41 Board members in favor.

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

12. Karavas Food Ltd. d/b/a Karavas Place Tavern, 162 W. 4th St. (at Cornelia St) with 10 tables & 21 seats, DCA# 1001562

Block:590 Lot:32 Lot Frontage:76' Lot Depth:40.92 Year Built:1910
Number of Floors:5 Residential Units:16 Total # of Units:19 Zoning:R7-2R6, Commercial
Overlay:C1-5 Landmark Building:No Historic District: Greenwich Village Extension

Whereas, the area was posted, community groups notified and there were no community members present regarding this renewal application, and the applicant was present, and

Whereas, the applicant is a long-time member of the community and has operated this enclosed sidewalk café for many years with no known complaints,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends **APPROVAL** of this application for a RENEWAL App. for revocable consent to operate an Enclosed sidewalk café for **Karavas Food Ltd. d/b/a Karavas Place Tavern, 162 W. 4th St. (at Cornelia St) with 10 tables & 21 seats, DCA# 1001562.**

VOTE: Unanimous, with 41 Board members in favor.

Modification App. for revocable consent to operate an Unenclosed sidewalk cafe for:

13. Mouquinho Enterprises, Inc. d/b/a PJ Charlton, 549 Greenwich St. (at Charlton St), DCA# 1225847

Block:597 Lot:45 Lot Frontage:50' Lot Depth:75 Year Built:1920 (estimated)
Number of Floors:6 Residential Units:9 Total # of Units:11 Zoning:M1-6

Whereas, the area was posted, community groups notified and there were no community members present regarding this modification application, and the applicant's representative, Maria Derr, was present, and

Whereas, the applicant is a long-time member of the community and has operated this unenclosed sidewalk café for many years with no known complaints, and

Whereas, this application is to reduce the size of an existing café,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends **APPROVAL** of this application for a RENEWAL App. for revocable consent to operate an Enclosed sidewalk café for **Mouquinho Enterprises, Inc. d/b/a PJ Charlton, 549 Greenwich St. (at Charlton St), DCA# 1225847.**

VOTE: Unanimous, with 41 Board members in favor.

SLA LICENSING

1. Andrew K. Breslin, 159 Bleecker St. LLC, 159 Bleecker St., NYC

Whereas, the applicant appeared before the committee for a second time; and,

Whereas, this application is for a new On Premise license in a mixed use building on Bleecker Street between Thompson and Sullivan Streets for a 8,500 s.f. restaurant and bar with 48 tables and 174 seats, 2 bars with 18 seats, and a maximum legal capacity of 295 persons; music will be background, live and applicant emphatically stated no D.J.; and,

Whereas, the applicant stated the hours of operation are Sunday to Wednesday 5:00 p.m. – 2:00 a.m. and Thursday and Friday from 5:00 p.m. – 4:00 a.m. and Saturday from 11:00 a.m. – 4:00 a.m.; there is no sidewalk café and no backyard garden; and,

Whereas, the applicant has agreed to end all live performances by 11:00 pm on weekdays and by 12:00 am on weekends; and,

Whereas, the applicant will continue to serve from the kitchen up to one hour before closing; and,

Whereas, the applicant agreed to maintaining adequate security staff both inside and outside of the establishment and will provide interior soundproofing and also agrees that all windows and doors to remain closed at all time; and,

Whereas, this application is for a new OP in a location that was never previously licensed; and,

Whereas, there are already 52 locations within 500 ft. with either Full On Premise Liquor Licenses or Beer and Wine Licenses; and,

Whereas, the Bleecker Area Merchants' & Residents' Association (BAMRA) originally wrote a letter in support of the applicant, but has subsequently withdrawn their support; and,

Whereas, a nightclub that has a legal capacity of about 700 already exists directly across the street from this application which has caused many problems for this very residential neighborhood; and,

Whereas, a petition in support of the applicant was presented with 140 signatures but it should be noted that only 58 of those signatures were from people who lived within a 10 block radius of this applicant's location and only 24 were within the actual neighborhood (within a 5 block radius); and,

Whereas, 3 community members came to the hearing in support and 7 spoke against this applicant; and,

Whereas, the community members who spoke against this applicant wanted it to be pointed out that THEY also pay taxes and feel in this “highly residential neighborhood” that this area is beyond saturated, that traffic on this portion of Bleecker Street is already overwhelming in nature during the proposed hours of operation and that a “quality of life” issue must become a priority; and,

Whereas, members of this committee expressed their strong concerns with a large, late night, live music venue in a oversaturated residential block; and,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends denial of a NEW On Premise license for **Andrew K. Breslin, 159 Bleecker St. LLC, 159 Bleecker St., NYC;**

THEREFORE BE IT FURTHER RESOLVED that CB#2, Man. recommends that the SLA evoke the 500 ft. ruling.

Vote: Passed, with 40 Board members in favor, and 1 recusal (L. Rakoff).

2. The Smile, 26 Bond Street, NYC

Whereas, the applicant appeared before the committee upon the request of CB2; and,

Whereas, this request to appear is in regards to the renewal of a Beer and Wine License serial number 1222062, which has already been approved by the SLA; and,

Whereas, this Beer and Wine license was originally granted in 2008 with a method of operations that described this business as a “Retail Dry Goods Store” wishing to serve wine to their customers in 10 seats with 1 bar with no seats”

Whereas, the applicant agreed to the hours of operation being Sunday to Wednesday 8:00 a.m. –11:00 p.m. and Thursday to Saturday 8:00 a.m. – 12:00 a.m.; they would not apply for a sidewalk café in the future and there will be no backyard garden, music would be background only; and,

Whereas, the applicant had agreed to operate primarily as a retail establishment at all times; and

Whereas, this applicant still claims that they are a retail store that now serves breakfast, lunch and dinner to 44 seats and a bar with 6 seats and a current license that states their hours of operation are from 8:00 a.m. to 2:00 a.m.; and,

Whereas, CB2 and the community feel the method of operation has greatly changed and are concerned that a very important step in the renewal process has been overlooked; and,

Whereas, renewal of a Beer and Wine license with such great changes to the method of operation, unchallenged without the review or approval from this community board could set a disturbing precedent that will have considerable negative ramifications in other license applications that will come before the SLA; and,

THEREFORE BE IT RESOLVED that CB#2, Man. strongly recommends denial of the all ready approved renewal of a Beer and Wine license to **The Smile, 26 Bond Street, NYC** and request that the SLA require a new application be submitted which better reflects the CURRENT method of operation; and,

BE IT FURTHER RESOLVED that the SLA request the applicant to follow necessary procedure and present the changes to their method of operation to the CB#2, Man. SLA Committee and CB2’s full board.

Vote: Unanimous, with 41 Board members in favor.

3. 9GJ d/b/a Acme, 9 Great Jones Street, NY

Whereas, the applicant appeared before the committee upon the request of CB2; and,

Whereas, this application is for the renewal of a full On Premise license in a mixed use building on Great Jones Street between Broadway and Lafayette for a 2000 s.f. restaurant with 21 tables and 68 seats, 1 bar with 17 seats and a total capacity of 127 persons and a 1500 s.f. performance space in basement with 1 bar and 4 seats and a total capacity of 74 persons, there is no sidewalk café and no backyard garden; and,

Whereas, this applicant was called before the CB#2, Man. SLA committee due to complaints by the community of excessive noise; and

Whereas, the premise of the noise issues were discovered to apparently originate from another unlicensed establishment, operating on the floors above the applicant and NOT from this applicant; and

Whereas, there was a request by the community that the applicant control the lines of people on the sidewalk that are waiting to go into the basement for the live events held legally by this applicant; and,

Whereas, the applicant agreed to position an employee outside prior to these live events;

THEREFORE BE IT RESOLVED that CB#2, Man. approves of the renewal of a full On Premise license to **9GJ d/b/a Acme, 9 Great Jones Street, NY**.

Vote: Unanimous, with 41 Board members in favor.

4. Oscar's Café, 50 MacDougal Street, NY

Whereas, the applicant appeared before the committee upon the request of CB#2, Man. in regards to numerous complaints from neighborhood residents; and,

Whereas, this request to appear is in regards to the renewal of a Beer and Wine license; and,

Whereas, CB#2, Man. questions the validity of the sidewalk café and whether this applicant has a license to serve alcohol to the sidewalk café because the applicant was unable to produce a valid Sidewalk Café license from the NYC Department of Consumer Affairs and was unable to demonstrate that the sidewalk café was located on property that is rightfully under their control, and furthermore was unable to show that the area was included on plans provided to the SLA when they applied for their original license; and

Whereas, the applicant has been operating a sidewalk café in front of this establishment and allowing patrons to remove open containers from the premise and consume alcohol in the sidewalk, including beyond the area they have set up as a sidewalk café; and

Whereas, the applicant claims the sidewalk café is within the property line and does not require approval from DCA; and

Whereas, the Borough President's property maps show this sidewalk café to be outside of property lines; and

Whereas, there are many concerns from the community regarding this operator ignoring legal operating hours for serving alcohol within the sidewalk café; and,

Whereas, the community has submitted pictures of people all over the front of this location with "drinks in hand" extending beyond the sidewalk café and even into the street; and,

Whereas, the community has also submitted a petition with 33 signatures from residents of one building on King Street alone, protesting the noise and late hours; and,

Whereas, the community claims to observe seating and serving to customers in the unenclosed sidewalk café as late as 2:00 a.m. and 3:00 a.m.; and

Whereas, the community registered numerous complaints to 311 from noise generated from the sidewalk café well after legal closing time; and,

Whereas, the applicant was asked directly, at the CB#2, Man. SLA Licensing committee meeting, if he had a survey that proved his sidewalk café was legal and the applicants response was “I don’t know”; and,

Whereas, the applicant was asked directly at this meeting if he knew what the legal hours for serving alcohol within the sidewalk café and the applicant’s response was “ I don’t know the hours”;

THEREFORE BE IT RESOLVED that CB#2, Man. request the denial of the Beer and Wine license to **Oscar’s Café, 50 MacDougal Street, NY;** and,

BE IT FURTHER RESOLVED that CB#2, Man. calls upon the SLA and the NYC Department of Consumer Affairs to verify that the applicant has a right to operate the sidewalk café in front of this location and that the area is included as part of the licensed premise.

Vote: Unanimous, with 41 Board members in favor.

5. L’Orange Bleu Restaurant, 430 Broome Street, NY

Whereas, the applicant appeared before the committee upon the request of CB2; and,

Whereas, this application is for the renewal of an On Premise license in a mixed use building on the corner of Broome Street and Crosby Street for a 1,900 s.f. restaurant and bar with 22 tables and 59 seats, 1 bars with 9 seats, and a maximum legal capacity of 72 persons; , music will be background, live and D.J.; and,

Whereas, the applicant stated the hours of operation are Monday – Thursday from 11:00 a.m. to 12:00 a.m., Friday - Saturday from 11:00 a.m. – 2:00 a.m. and Sunday from 11:00 a.m. – 12:00 a.m.; they currently have a sidewalk café and no backyard garden; and,

Whereas, CB#2, Man. questions whether the applicant has the right to operate the sidewalk café as there is currently no Sidewalk Café license issued by the NYC Department of Consumer Affairs and the applicant was unable to demonstrate that they have the right to this area through some other means, and the area is not zoned for a sidewalk café; and,

Whereas, CB#2, Man. questions whether the applicant has the right to serve alcohol in the area the applicant operates as a sidewalk café because no evidence exists that this area was ever included in a description of the licensed premise and furthermore the applicant did not include this area in the premise floor plans for the licensed area provided to CB#2, Man. at this meeting; and,

Whereas, the community has complained about excessive noise from this location as a result of live music performances in conjunction with the applicant leaving windows and doors open during live performances; and

Whereas, the applicant has stated that he has not received direct complaints regarding the noise issues, but is willing to keep all windows and doors closed during all live performances; and,

Whereas, the applicant agrees to close all windows and doors no later than 10:00 p.m.; and,

Whereas, this applicant agrees to stop the sidewalk café, meaning no chairs or tables or service; and,

Whereas, the community complained about excessive noise from this location, no one appeared in opposition and 3 appeared in support; and,

Whereas, the applicant agrees that all live events, which is only on Mondays, will stop by 12:00 a.m.

THEREFORE BE IT RESOLVED that CB#2, Man. recommends denial of the renewal of the On Premise license for **L'Orange Bleue Restaurant, 430 Broome Street, NY** unless all conditions within the 5th, 7th and 8th "Whereas" clauses are agreed to by applicant and are incorporated into the "Method of Operation" on the SLA's On Premise license.

BE IT FURTHER RESOLVED that CB#2, Man. calls upon the SLA and the New York City Department of Consumer affairs to further verify the situation regarding the applicants right to operate the sidewalk café in front of this location and whether the area is included as part of the licensed premise.

Vote: Unanimous, with 41 Board members in favor.

6. Sada LLC, d/b/a Empellon, 230 W. 4th St., NYC 10014

Whereas, the applicant appeared before the committee for the third time ; and,

Whereas, this application is for the transfer of a Full On Premise license in a mixed use building on the corner of West 4th Street and West 10th Street for a 2,500 s.f. restaurant with 23 tables and 90 seats, 1 bar and 15 seats and a maximum legal capacity of 150 persons; and,

Whereas, the applicant stated the hours of operation are 10:00 a.m. to 2:00 a.m. 7 days a week; there will be no sidewalk café and no backyard garden; and,

Whereas, the community realizes that this location was previously licensed to be open until 4:00 a.m., but points out that the previous operator only operated Monday to Thursday until 11pm, Friday and Saturday until 2 am and Sunday until 10pm; and,

Whereas, the community presented a petition with 43 signatures stating their opposition to this application in regards to experience of the operators, over-saturation of late-night venues in this highly residential area, and hours of operation, particularly during weekdays; and

Whereas, the community is concerned that the neighborhood is over saturated with 37 licenses within 500 ft and several new licenses have been added since this original license was issue; and,

Whereas, the fact that there are so many licenses within 500 ft should not automatically allow for a transfer to occur and that a liquor license is a privilege and that the city of New York is not obligated to approve a transferred license; and

Whereas, the communities greatest concern is the hours of operation, specifically regarding the weekdays; and,

Whereas, the applicants have reached out to the community and agreed to the following stipulations:

1. Applicant will complete all necessary soundproofing.
2. All doors and windows will be closed at all times.
3. Hours of operation will be 10:00 a.m. to 2:00 a.m., 7 days a week.
4. Host will monitor sidewalks and traffic problems resulting from their establishment.

5. Applicant will post signs reminding patrons to respect the residents and to be quiet.
6. The kitchen will remain open up to one hour before closing.
7. Garbage pick-up will be coordinated with other restaurants.
8. They will not apply for a sidewalk café for at least one year from time of opening.
9. Applicant agrees that they will not permit DJs, live music or third party promoters and music will be background only.
10. Applicant agreed to operate as a full service restaurant only and at all times.

Whereas, there were 7 community members at the hearing in support of this applicant and 8 who opposed; and,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends denial of the transfer of a Full On Premise license for **Sada LLC, d/b/a Empellon, 230 W. 4th St., NYC 10014**, unless all conditions in the 9th “Whereas” clause are agreed to by the applicant and are incorporated into the “Method of Operation” on the SLA’s On Premise license.

Vote: Passed, with 38 Board members in favor, and 3 in opposition (C. Booth, R. Ely, A. Meadows).

7. Lucky 13 Associates, LLC, 21 – 27 9th Ave., NYC 10014

Whereas, this applicant came before CB#2, Man. for a second time; and,

Whereas, this application is for a new On Premise license in a newly developed commercial building on the corner of 9th Avenue and 13th Street for a 11,100 s.f. restaurant with 99 tables and 261 seats, 3 bars with 39 seats, and a maximum legal capacity of 442 persons; , music will be background on the 2nd and 3rd floors and and D.J. on the 4th floor; and,

Whereas, the applicant stated the hours of operation for this three story location are the 2nd and 3rd floors from 5:00 p.m. – 2:00 a.m., 7 days a week and the 4th floor from 5:00 p.m. – 4:00 a.m., 7 days a week; there is no sidewalk café and no backyard garden; and,

Whereas, the operators for this application currently run three other businesses with liquor licenses and have proven to be responsible and respectful operators with no violations in the 5 years of existence; and,

Whereas, the applicant clearly states that this is to be a restaurant on the 2nd and 3rd floor and a lounge on the 4th floor; and,

Whereas, the applicant agreed to the following stipulations:

1. They would never apply for a Cabaret License.
2. They reduced the hours of operation on the 2nd and 3rd floor from a 4 a.m. closing to a 2 a.m. closing.
3. They will station a doorman to help control street and pedestrian traffic.
4. All windows and doors will be closed at all time, including all doors and windows from the 4th floor terrace.
5. There will be no service whatsoever to the outdoor space/ terrace on the 4th floor. The applicant has agreed to eliminate the proposed 4th floor terrace from the proposed establishment which also decreases the number of seats from 293 to 261.
6. They will not apply for any use of the 4th floor rooftop.
7. There will never be any “live” music events and there will never be any cover charges.
8. There will be no music in the outdoor terrace.

Whereas, this location is newly rebuilt and was never previously licensed by the SLA; and,

Whereas, the applicant has made extensive efforts to reach out to the community; and,

Whereas, there are already over 38 liquor licenses within 500 feet of this establishment in a heavily saturated nightlife area; and,

Whereas, community members are concerned about the size of the proposed establishment and the outdoor space of this application and the negative impact it could have in an area already overwhelmed with crowding, traffic and noise issues, where these impacts spill out into the surrounding residential neighborhoods; and,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends denial of the proposed On Premise liquor license to Lucky 13 Associates, LLC, 21 – 27 9th Ave., NYC 10014; unless all conditions within the clauses within the stipulation agreement are agreed to by the applicant and are incorporated into the “Method of Operation” on the SLA’s On-Premise license.

Vote: Passed, with 21 Board members in favor, and 18 in opposition (T. Bergman, C. Booth, S. Burton, T. Cude, D. Diether, R. Ely, S. Feinberg, E. Gilmore, A. Greene, J. Hamilton, B. Hoylman, A. Krielmelman, R. Lee, R. Rakoff, R. Riccobono, R. Rothstein, M. Schott, S. Sweeney).

8. Sam Bahri’s Steakhouse, Inc., 10 Downing St., NYC 10014

Whereas, the applicant appeared before the committee; and,

Whereas, this application is for a new full On Premise Liquor license in a mixed use building on 6th Avenue between Downing and Bedford Street for a restaurant with 38 tables and 120 seats, 1 bar and 12 seats and a maximum legal capacity of 132 persons; and,

Whereas, the applicant stated the hours of operation are Sunday to Thursday from 11:00 a.m. to 12:00 a.m. and Friday and Saturday from 11:00 a.m. to 2:00 a.m. there will currently be a sidewalk café but no backyard garden and no use of the side courtyard; and,

Whereas, the 10 Downing Street Tenants Association has established the following stipulations in which the applicant has agreed to follow:

1. Closing times are no later than 12:00 a.m., Sunday through Thursday and 2:00 a.m. on Friday and Saturday nights.
2. They will retain the existing awning or install a new noise-mitigating awning, to be kept in place all year.
3. All French doors facing the sidewalk will be closed no later than 10 p.m., Sunday through Thursday and 11:00 p.m. on Friday and Saturday.
4. Operator will provide noise monitoring by a sound engineer in second story apartments during the first month of operation to establish an acceptable base line.
5. There will be no use of the courtyard or backyard garden.
6. No benches placed out on the sidewalk
7. Signs requesting no smoking and to keep noise levels low.
8. Courtyard on the south side of the building cannot be blocked or used at any time.
9. There is to be no access to bathrooms in the basement or residential areas of 10 Downing.
10. Garbage and trash should be carted away during daytime hours.
11. All garbage must be stored in vermin-proof containers until carted away.

12. Operator agrees to quarterly meetings if requested by the Association.

Whereas, there was no opposition from the community; and,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends denial of the proposed On Premise liquor license to **Sam Bahri's Steakhouse, Inc., 10 Downing St., NYC 10014** unless all conditions in the 4th "Whereas" clause are agreed to by the applicant and are incorporated into the "Method of Operation" on the SLA's On Premise license.

Vote: Unanimous, with 41 Board members in favor.

9. Entity to be formed by Romeo Palmisano, TBD, 24 Minetta Lane, NYC 10012

Whereas, the applicant appeared before the committee; and,

Whereas, this application is for a new full On Premise Liquor license in a mixed use building on the corner of 6th Avenue and Minetta Lane for a 2,100 s.f. restaurant with 15 tables and 62 seats, 1 bar and 9 seats and a maximum legal capacity of 71 persons; and

Whereas, the applicant stated the hours of operation are 7:00 a.m. – 1:00 a.m., 7 days a week; there will be no sidewalk café and no backyard garden; and

Whereas, this location has been a restaurant for over 30 years; and

Whereas, the applicant stated that the rear pizza bar will be used for food service only; and,

Whereas, there was no opposition in regards to the application;

THEREFORE BE IT RESOLVED that CB#2, Man. recommends approval of the proposed On Premise liquor license to **Entity to be formed by Romeo Palmisano, TBD, 24 Minetta Lane, NYC 10012.**

Vote: Unanimous, with 41 Board members in favor.

10. Grillade, LLC, d/b/a Mas (La Grillade), 28 7th Ave. S0., NYC 10014

Whereas, the applicant appeared before the committee; and,

Whereas, this application is for a new full On Premise Liquor license in a mixed use building on 7th Avenue South between St. Luke's Place and Morton Street for a 3,500 s.f. restaurant with 21 tables and 78 seats, 1 bar and 6 seats and a maximum legal capacity of 100 persons; and,

Whereas, the applicant stated the hours of operation are from 11:00 a.m. – 11:30 p.m., 7 days a week; there will be a sidewalk café but no backyard garden; and,

Whereas, the applicant stated that this will be a full service "white table cloth" restaurant; and,

Whereas, there was 1 letter from the St. Luke's Block Association with concerns regarding the history of this location and request that the applicant reach out to them so they may share their concerns; and,

Whereas, there were 2 letters in support from community members; and,

Whereas, the applicant will provide an updated Certificate of Occupancy to reflect the current use and all other necessary paperwork as required by the City of New York to operate the premise;

THEREFORE BE IT RESOLVED that CB#2, Man. recommends approval of the proposed On Premise liquor license to **Grillade, LLC, d/b/a Mas (La Grillade), 28 7th Ave. S0., NYC 10014.**

Vote: Unanimous, with 41 Board members in favor.

11. Matthew Oliver Maddy, d/b/a Hot Talk, LLC, 168 Elizabeth St., NYC 10012

Whereas, the applicant appeared before the committee for the third time; CB#2, Man. recommended denial of a full on premise license in June 2010; and,

Whereas, this application is for a new Beer and Wine license in a mixed use building on Elizabeth Street between Kenmare and Spring Street for a 1,200 s.f. restaurant with 11 tables and 25 seats, 1 bar and 4 seats and a maximum legal capacity of 50 persons; and,

Whereas, the applicant stated the hours of operation are Monday through Friday from 6:00 p.m. – 1:00 a.m. and Saturday and Sunday from 11:00 a.m. – 1:00 a.m.; there will be no sidewalk café and no backyard garden; and,

Whereas, the applicant has now agreed to not use the garden space at all though they have already created a disturbing “mess” for all the residents around the backyard (see images included); and,

Whereas, the community and CB#2, Man. has great concern about the noise in the courtyard/ backyard garden if this applicant is given a license to use this space; and,

Whereas, the current “ Certificate of Occupancy” dated Dec. 27, 1989, does not show permissible use of basement space nor does it offer a legal capacity; and,

Whereas, this location does not currently have a certificate of occupancy and the proposed premise is in what is currently accessory cellar space to a Laundromat located on the ground floor; and

Whereas, CB#2, Man. received testimony both written and verbally that there is great concern regarding the NYC Department of Buildings permits to “allow repair of damaged concrete slab and steps and a new block wall for boiler room enclosure but no enlargement proposed”; compared to the actual work that is taking place in basement; and,

Whereas, there is no record of applications to the NYC DOB to alter use of the proposed premise from accessory cellar use therefore requiring an updated “C of O”; and,

Whereas, the current entrance to this establishment is a hatch in the sidewalk in front of a Laundromat that would certainly not comply with the American Disability Act if changes are made since it would be considered a new location and not grandfathered in; and,

Whereas, this basement space has never had an SLA License before; and,

Whereas, this applicant has still not addressed the issue of soundproofing or garbage pick-up; and,

Whereas, this applicant is within 200 ft. of the Lashing Shuneikai Church; and,

Whereas, this applicant has chosen a location that has just received 6 new SLA licenses in the last 365 days within 500 ft. and more specifically is within 500 ft of 25 licensed premises, 11 Restaurants with OP license, 6 Bars with OP licenses and 8 Restaurants with Beer and Wine Licenses; and

Whereas, the applicant STILL has done insufficient community outreach and must reach out to local residents and organizations to thoroughly explain and address their concerns; and,

Whereas, the applicants assertion that the premises use of tile work, specialty finishes, turn of the century motif, and their intent to provide an elevated level of cuisine, family style fine dining in an innovative “New American” style is not sufficient to meet the public interest benefit; and,

Whereas, a representative for the newly formed “Northern Little Italy Neighborhood Association” opposes this application; and,

Whereas, the community submitted a petition against the applicant with 76 signatures: and,

THEREFORE, BE IT RESOVED that CB#2, Man. recommends denial of the new Beer and Wine license for **Matthew Oliver Maddy d/b/a Hot Talk, LLC, 168 Elizabeth St., NYC 10012**; and,

Vote: Unanimous, with 41 Board members in favor.

12. Carlos Elias or Corp to be Formed, d/b/a La Destileria, 64 Downing St., NYC 10014

Whereas, the applicant appeared before the committee; and,

Whereas, this application is for a new full On Premise Liquor license in a mixed use building on Downing Street between Bedford and Varick Street for a 1,196 s.f. restaurant with 17 tables and 42 seats, 1 bar and 10 seats and a maximum legal capacity of 52 persons; and,

Whereas, the applicant stated the hours of operation are 12:00 p.m. – 12:00 a.m., 7 days a week; there will be no sidewalk café and no backyard garden; and,

Whereas, there was no opposition from the community; and,

Whereas, there is no Certificate of Occupancy but the applicant is applying for a Letter of No Objection; and,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends approval of the proposed On Premise liquor license to **Carlos Elias or Corp to be Formed, d/b/a La Destileria, 64 Downing St., NYC 10014.**

Vote: Unanimous, with 41 Board members in favor.

13. Bakehouse NYC Inc. d/b/a BakeHouse, 113 Horatio St., NYC 10012

Whereas, the applicant appeared before the committee; and,

Whereas, this application is for a new full On Premise Liquor license in a mixed use building on Horatio Street between Washington Street and the West Side Highway for a 3,000 s.f. restaurant with 23 tables and 46 seats, 1 bar and 9 seats and a maximum legal capacity of 74 persons; and,

Whereas, the applicant stated the hours of operation are Sunday to Wednesday from 7:00 a.m. – 12:00 a.m. and Thursday to Saturday from 7:00 a.m. to 2:00 a.m.; there will be no sidewalk café at this time and no backyard garden; and,

Whereas, this applicant is combining a bakery that will be operating 24 hours a day with a restaurant/café area that will be open to the public that will abide by the hours of operation; and

Whereas, the “Loading Dock” will be open to drink coffee in the morning but is within the property line and does not require a sidewalk café permit but the applicant has stated that this area will not be within the licensed portion of the premise; and,

Whereas, the applicant has stated that in the evening and late night hours there will be no “over the counter sale” of baked goods etc. and will operate as a “sit down” establishment with table service; and,

Whereas, there will never be alcohol served within the “Loading Dock” area; and,

Whereas, the applicant agrees to keep all doors and windows closed at all time; and

Whereas, there was no opposition from the community, however one resident did state concerns regarding late night hours and this location’s history prior to the previous tenants when a nightclub was operated at this location; and,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends denial of the proposed On Premise liquor license **Bakehouse NYC Inc. d/b/a BakeHouse, 113 Horatio St., NYC 10013** unless all conditions in the 3rd, 4th, 5th, 6th, 7th and 8th “Whereas” clause are agreed to by the applicant and are incorporated into the “Method of Operation” on the SLA’s On Premise license.

Vote: Unanimous, with 41 Board members in favor.

SOCIAL SERVICES AND EDUCATION

1. Resolution to Restore Funds Cut From Services to LGBTQ Runaway and Homeless Youth

Whereas, In October of 2009 Mayor Bloomberg appointed a 25-member commission to study the needs of homeless LGBT youth and make recommendations as to how NYC could better prevent LGBT youth homelessness and more adequately care for those suffering homelessness; and

Whereas, this past June the City released the Commission's report, which called for 200 additional beds for LGBT youth and expanded drop-in center hours (with a particular focus on the need for overnight drop-in hours) and expanded street outreach; and

Whereas, a census commissioned by the New York City Council released in 2008 indicated that on any given night 3,800 youth experience homelessness in NYC. As there are only several hundred shelters and transitional beds available to this population, most youth rely on drop-in centers and street outreach to survive.; and

Whereas, LGBT youth have difficulty accessing mainstream shelters where they often experience homophobic abuse, and therefore rely on drop-in and outreach services; and

Whereas, recent studies have indicated that homeless LGBT youth, most of whom suffer homelessness because of being rejected by their families are at heightened risk for suicide, with 62% reporting having attempted suicide; and

Whereas, On Friday, November 26th, the day after Thanksgiving, the New York City Department of Youth and Community Development (DYCD) informed contractees that it will reduce runaway and homeless youth services by \$969,407 in the 2011 fiscal year, and by a further \$700,000 in fiscal year 2012; and

Whereas, Homeless LGBT youth, who make up 40% of the homeless youth population, will be disproportionately impacted by these cuts, since the Ali Forney Center and the Bronx Pride Center are both losing 50% of the City funds that support their drop-in programs for LGBT youth, comprising \$185K of the \$969K in cuts; and

Whereas, these cuts were already made to Out of School Time (OST) programs, which effectively ended such DYCD funding to LGBT youth serving organizations, and further cuts to street outreach programs would be 50% in Fiscal Year 2011, entirely eliminating them in FY 2012; and

Whereas, the City additionally plans to cut Council-funded drop-in-centers by 50% in FY 2011 and DYCD- funded borough-wide Drop-in-Centers by one-third in FY 2011 and again by 23% in FY 2012; and

Whereas, reducing these services will leave LGBTQ youth on our streets without support, forcing many to turn to drugs and prostitution and theft, risking HIV/AIDS and criminal prosecution, costing the city far more than the preventative services being cut; and

Whereas, our neighborhood will be significantly negatively affected by these cuts, because LGBTQ Youth have been especially drawn to CB2 because of the diversity and tolerance of our residents and businesses, which make them feel welcomed and accepted; and

Whereas, City Councilmember Lewis Fidler, who chairs the Youth Services Committee, said "I fully understand the need to cut our overall spending. We can't spend money that we do not have. However, cutting the budget on the backs of our very most vulnerable kids - kids who are homeless, without their families and sleeping on the street - is so wrong that words cannot express my disgust and outrage. It surely won't be a happy holiday for the 3,800 homeless children this season." And

Whereas, Council Speaker Christine Quinn said "We recognize the difficult times we face and the need to make cuts to help address next year's budget gap. As we have done before, the Council is prepared to act in a fiscally responsible manner. However, we must ensure these cuts do not fall disproportionately on the most vulnerable New Yorkers, including LGBTQ runaway and homeless youth."

THEREFORE BE IT RESOLVED that CB#2, Man. commends the Mayor for his decision to appoint a Commission to study LGBTQ runaway and homeless youth, and urges him to abide by the commission's findings and implement its recommendations; and

BE IT FURTHER RESOLVED that CB#2, Man. strongly objects to the budget proposal that would cut services to runaway and homeless youth, and that we urge our Mayor and the members of the City Council to restore this funding, finding ways to balance the budget that will not harm our most vulnerable residents.

Vote: Unanimous, with 41 Board members in favor.

2. Letter regarding Children's Aid Society Closure

December 15, 2010

Richard R. Buery, Jr., President and CEO
The Children's Aid Society
105 East 22nd Street
New York, NY 10010

Dear Mr. Buery,

Community Board 2, Manhattan (CB2, Man.) is extremely disappointed that The Children's Aid Society is seeking to close its facilities on Sullivan Street.

You have served our neighborhood well for over 100 years – providing much needed and affordable services for young children. The closing of your facilities will be a great loss to a community that has depended on you to address the needs of the families in this district and beyond, with early childhood education, after school activities, summer camp and arts programs.

CB#2, Man. appreciates your commitment to maintain your programs through the school year ending 2012. This will give the parents of the 1500 children you currently serve, sufficient time to make other arrangements.

We write today to request a meeting to talk with you regarding two crucial and extremely time-sensitive issues.

First, we would like to work together to identify other potential entities to take over the many programs you now offer. It is very important to our community that we maintain a continuity of the services that you have been providing for many years.

Second, we are very concerned about the future of your properties. You have facilities that are well-configured to serve the needs of a community that is woefully short of affordable early childhood services and public school seats. We would like to explore every opportunity to ensure that your buildings will continue to provide our children with appropriate and needed space.

Just as The Children's Aid Society has served our neighborhood, our community has supported you for many years, too. We hope you agree that it is appropriate for CB 2 to be given the opportunity to discuss our concerns, and we look forward to working with you to ensure that your wider mission to serve needy children continues in our Greenwich Village community.

Sincerely,



Jo Hamilton, Chair
Community Board #2, Manhattan



Keen Berger, Chair
Social Service and Education Committee
Community Board #2, Manhattan

STREET ACTIVITY & FILM PERMITS

Support of Various Street Fair Permit Applications

WHEREAS, each of the street fair permit applications listed below were approved by CB#2, Man. last year and are up for renewal this year, or are single-block events not affected by the current moratorium on new multi-block events; and

WHEREAS, each of the renewal street fair permit applications listed below appear to not have changed in any material manner from last year; and

WHEREAS, each of the street fair permit applications listed below include a setup and breakdown time between 8:00 a.m. and 8:00 p.m.; and

WHEREAS, the sponsors of the street fair permit applications listed below appeared before the Committee to answer questions, and the Committee has determined in the exercise of its sound judgment that the sponsors meet the requirements of Chapter 11, Section 1-03(b), of the Rules of the Street Activity Permit Office Relating to Applications, Fees and Charges, in that each such sponsor is a “community based, not-for-profit organization, association or the like, which has an indigenous relationship to the specific street or the community or both, for which the event is proposed and which demonstrates that it has the support of the community and is willing to take full responsibility for the conduct of the event”; and

WHEREAS, there is no community opposition to such applications from the public; and

WHEREAS, the applicant for the Taste Along the Highline has agreed to change the name of the event to not include the name Highline in the event title to avoid any confusion with the event being associated with, or located at, the Highline Park; now

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

1. 1/3-11/23/11-South Village Farmers Market, 6th Ave. bet. Carmine St. & W. 3rd St.

Vote: Passed, with 40 Board members in favor, and 1 recusal (D. Gruber).

2. 5/17/11- Grad Alley Street Festival, W. 4th St. bet. Mercer St. & Macdougall St.

Vote: Unanimous, with 41 Board members in favor.

3. 5/28-6/5/11-Washington Square Outdoor Art Exhibit, Inc.—Spring Show, University Pl. bet. 12 St. & Waverly Pl.

Vote: Unanimous, with 41 Board members in favor.

4. 6/4/11-Taste Along the High Line, Gansevoort St. bet. Hudson & 9th Ave.

Vote: Unanimous, with 41 Board members in favor.

5. 8/3/11-Summer at LREI End-of-Camp Celebration, Charlton St. bet. 6th Avenue & Varick Sts.

Vote: Unanimous, with 41 Board members in favor.

6. 9/3-9/11/11-Washington Square Outdoor Art Exhibit, Inc.—Fall Show, University Pl. bet. E. 12th St. & Waverly Pl.

Vote: Unanimous, with 41 Board members in favor.

TRAFFIC AND TRANSPORTATION

Resolution urging the installation of bus stops on 1st and 2nd Aves. to connect the M15 Select Bus Service with the M8 Crosstown Bus at 8th and 9th Sts.

Whereas the new M15 Select Bus Service (SBS) on 1st and 2nd Aves. stops to connect with every crosstown bus service except the M8 crosstown on 8th and 9th Sts., a glaring omission that has created an exceptionally long (in fact, the longest) distance between crosstown buses on the M15 SBS route; and,

Whereas this absence of an M8 connection to the M15 SBS forces M8 bus users to walk long distances to access these bus routes from each other, especially difficult for the many M8 users who are seniors, have disabilities, are parents with small children, are those with infirmities accessing the medical facilities along these routes, or are people carrying heavy and multiple packages from shopping in the adjoining areas; and

Whereas this lack of convenient access from the M8 to the M15 SBS defeats the very purpose of the Select Bus Service, which is to provide quick and efficient public transportation enabling people to reach their destinations in a timely manner, people such as those with physical challenges as enumerated above as well as the many users who depend on these services to transport them regularly to work and school, to professional and social appointments and to other necessary life activities; and

Whereas with no stop at the 8th and 9th St. locations, the M15 SBS skips much needed direct service to the East Village as well as a connection to the West Village;

Therefore be it resolved that CB#2, Man. strongly urges MTA/NYC Transit and the NYC Department of Transportation to install bus stops on 1st and 2nd Aves. to connect the M15 Select Bus Service with the M8 Crosstown Bus at 8th and 9th Sts.

Vote: Unanimous with 41 Board members in favor.

NEW BUSINESS

Respectfully submitted,

Susan Kent
Secretary
Community Board #2, Manhattan