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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: January 21, 2010
TIME: 6:00 P.M.
PLACE: St. Vincent's Hospital, 170 W. 12th St. Cronin Auditorium, 10th Floor

BOARD MEMBERS PRESENT: Steve Ashkinazy, Keen Berger, Tobi Bergman, Carter Booth, Lisa Cannistracci, Doris Diether, Ian Dutton, Sheelah Feinberg, Harriet Fields, Sasha Greene, David Gruber, Jo Hamilton, Chair, Community Board #2, Manhattan (CB#2, Man.), Anne Hearn, Brad Hoylman, 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, Rocio Sanz, Maury Schott, Arthur Z. Schwartz, Shirley Secunda, James Solomon, Richard Stewart, Sean Sweeney, Jin Ren Zhang

BOARD MEMBERS EXCUSED: Sigrid Burton, Elizabeth Gilmore, Edward Gold, Alison Greenberg, Renee Kaufman, Judy Paul, Erin Roeder, Wendy Schlazer, Shirley H. Smith, Carol Yankay, Elaine Young

BOARD MEMBERS ABSENT: Makrand Bhoot, Maria Passannante Derr, Annie Washburn

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

GUESTS: Katy Smith, Congressman Jerrold Nadler's office; Crystal Gold-Pond, Senator Tom Duane's office; Sen. Daniel Squadron, Mary Cooley, Sen. Daniel Squadron's office; Sandy Myers, Man. Borough President Scott Stringer's office; Matt Borden, Assembly Member Deborah Glick's office; John Ricker, NYC Comptroller's office; Noah Isaacs, Council Speaker Christine Quinn's office; Council Member Margaret Chin, Lorna Nobile-Chin, Jake Itzkowitz, Council Member Margaret Chin's office; Kate Mikuliak, Council Member Rosie Mendez's office; Jason Douglas Barnes, Williamson Henderson, Katie Smith, Carlos Suarez, Denise Collins, Priscilla Wu, Linda Myers, Elizabeth Adams, Peggy Ng, Carmen Ben, Joyce Chan, Andrew Schwalm, Terri Cude, Sook Ling Lai, J. Kult, Dana Foote, Donna Ullman, Janet Freeman, Steve Gradman, Robin Rothstein, Chenault Spence, Sam Jacob, Amy Sacks, Judith Monaco Callet, Dennis J. Mahony, Irene Kaufman, George Davison, Mayline Martinez, Daniel Ferris, Thomas Kowal

MEETING SUMMARY

Meeting Date –January 21, 2010
Board Members Present – 36
Board Members Excused–10
Board Members Absent - 3

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II. PUBLIC SESSION

Non-Agenda Items

Student Metro Cards

Irene Kaufman spoke regarding student metro cards.

New High School

George Davison, from Grace Church School, informed everyone that a BSA application will be filed in the future for a new high school in the area.

Benefit for Haiti

Lisa Cannistraci announced that Henrietta Hudson is hosting a Benefit Haiti event.

Street Fairs

Linda Myers spoke against street fairs.

Census 2010

Mayline Martinez, from the Census Bureau, informed everyone that they are actively recruiting for part-time census workers.

NYU Community Fund

Daniel Ferris announced that NYU has open applications for grant funding to non-profits in the district.

Chinatown Working Group

Jim Solomon spoke regarding the Chinatown Working Group.

Landmarks & Public Aesthetics Items

535 Hudson St. Application to construct a rooftop addition, install new storefront infill & replace windows.
Thomas Kowal spoke against the proposed rooftop addition for this application that was laid over by the applicant.

SLA Licensing Items

SLP Management, d/b/a Slaughtered Lamb Pub, 182 W. 4th St.
Dennis J. Mahony spoke against the renewal of the applicant's liquor license.

Pear Tree Café, Inc., 92 W. Houston St., NYC 10012
Judith Callet did not speak but was in favor of the proposed liquor license application.

Travertine, LLC, 19 Kenmare Street, Store B aka 164 Elizabeth St.
Janet Freeman spoke against the proposed alteration application to allow the applicants to remain open later. Sook Ling Lai, spoke in favor of the resolution recommending denial.

Street Activity & Film Permit

STONEWALL Veterans' Association Street Permit
Williamson Henderson and Steve Gradman spoke in favor of the applicant's annual street fair, and against CB2's resolution denying the application.

III. ADOPTION OF AGENDA

IV. ELECTED OFFICIALS PRESENT AND REPORTING

Katy Smith, Congressman Jerrold Nadler's office

Crystal Gold-Pond, Senator Tom Duane's office

Senator Daniel Squadron

Mary Cooley, Senator Daniel Squadron's office;

John Ricker, NYC Comptroller's office;

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

Matt Borden, Assembly Member Deborah Glick's office

Noah Isaacs, of Council Speaker Christine Quinn's office

Council Member Margaret Chin

Lorna Nobile-Chin and Jake Itzkowitz, Council Member Margaret Chin's office;

Kate Mikuliak, Council Member Rosie Mendez's office,

V. ADOPTION OF MINUTES

Adoption of November minutes.

EXECUTIVE SESSION

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

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

STANDING COMMITTEE REPORTS

LANDMARKS AND PUBLIC AESTHETICS

1ST LANDMARKS MEETING

Item 1 - 34 8th Avenue (Jane/W.12) – Greenwich Village Historic District

An apartment building originally constructed as a pair of rowhouses in 1841 and altered in the first half of the 20th century. Application is to install storefront infill.

Whereas, the placement of the store doorway between the two front windows adds a balance and symmetry to the storefront not there currently; and

Whereas, the materials proposed are compatible with the building and the district; and

Whereas, although the application calls for three wall-mounted down-lights, the applicant requested that we approve cove lighting which is actually less intrusive and more subtle; but

Whereas, the base below the window is only 12” high, not in scale with other storefront bases in the historic district, aggravated further since it consists of 4” of wood on top of 8” of stone; typically, storefront bases in a building of this period would be closer to 24”; now

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

Further, be it resolved that CB#2, Man. recommends that cove lighting be permitted and that the window base be brought up somewhat higher.

Vote: Unanimous, with 37 Board members in favor.

Item 2 - 385 6th Avenue (Waverly) - Greenwich Village Historic District A Queen Anne style flats building designed by D. & J. Jardine Architects and built in 1877. Application is to modify the ground floor.

Whereas, we have no objection with filling in the existing storefront and fenestration on the side of the building with rusticated stucco, which continues what exists on the front; and

Whereas, the painted louvres over the side windows and door do not detract from the building, nor do the addition of details like lintels over the new side door and windows; but

Whereas, the committee was equally divided on whether to insist that the applicant paint the proposed ground-floor modification the same color as the brownstone masonry piers and brickwork on the upper floors in order to unite the building in a harmonious manner; on the other hand, some felt it was unneeded and an unnecessary expense for the owner; now

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

Further, be it resolved that CB#2, Man. recommends the Commission discuss and decide whether the stucco be painted to match the upper floors or whether it should be white as proposed.

Vote: Unanimous, with 37 Board members in favor.

**Item 3 - WESTBETH (AKA WESTERN ELECTRIC COMPANY BUILDINGS, AKA BELL TELEPHONE LABORATORIES) 463 WEST STREET (AKA 445-465 WEST STREET, 137-169 BANK STREET, 51-77 BETHUNE STREET, 734-754 WASHINGTON STREET)
Application is to designate the complex as an Individual Landmark**

Whereas, this request was community driven; and

Whereas, the role that this building played as a lab for ATT's manufacturing branch, Western Electric and Bell Labs, is stellar in the history of technology in the 20th century, including the invention of the transistor, radar, television, and the motion picture sound stage; and

Whereas, its second life as an artists' live/work space was historically significant. This was the first subsidized low-cost housing for artists in the United States, and the largest artist housing complex in the world; and

Whereas, acclaimed architect Richard Meier, designed the studios and the entrance courtyard; now

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

Vote: Unanimous, with 37 Board members in favor.

2ND LANDMARKS MEETING

**Item 1- 25 Great Jones Street (extending through to Bond Street) – NoHo Historic District
A construction site with a partially constructed building.
Application is to revise the design of the skin of the building, not yet completed. Zoned M1-5B**

Whereas, we understand the difficulty that the architect has in trying to make a silk purse from a sow's ear. The building received its building permits before the district was landmarked and a tall, narrow, set-back, non-contextual building was constructed. Now the architect must find an appropriate skin to cover this facade; and

Whereas, the building itself started off on the wrong foot with its tall, narrow design. By not mitigating this verticality, this application is overemphasizing this "wrong foot"; and

Whereas, the architect provided several examples from which he drew reference, particularly a tall, narrow neo-Classical masonry building on the corner of Broome Street and Broadway in SoHo, as well as Louis Sullivan's Bayard-Condict building on Bleecker and Crosby Streets; but

Whereas, these buildings differ in quite a few respects from what is proposed.

First, the neo-Classical building in SoHo has the typical three Classical divisions: base, shaft and crown. The north (Great Jones Street) and south (Bond Street) elevations of the proposed building are proposed to have a monolithic, metal mesh screen/scrims etched with a floral pattern that covers the fenestration up the entire length of these primary facades, intended to disguise the true volume of the building. However, this results in no tripartite division, just a continuous monolithic screen and thus emphasizes the verticality.

Secondly, the Sullivan building ‘skyscraper’ does indeed have a pronounced verticality, but it is surrounded by other tall buildings and is wider than the 25 Great Jones building; thus its verticality does not draw attention to itself, unlike the Great Jones building that stands out like a dagger in this neighborhood; and

Whereas, as a result, we do not think that the screens covering the north and south facades work. It is an attractive design and might work in a different neighborhood, but not in this historic district; and

Whereas, instead, we recommend that the north and south façades be divided into thirds to add some horizontality instead of emphasizing the pronounced verticality, which is one of the biggest issues we have with this project. That is, it should maintain the proposed base of a bamboo screen on one façade and the wooden gate on the other, have an intermediate portion of windows, and have a pronounced element at the crown; and

Whereas, we would like to see the windows recessed to reflect the fenestration of the neighborhood and to add some depth to the flat façades; and

Whereas, we think the punched windows of the east and west sidewalls should be more rectangular vertically and not the square windows proposed, in order to harmonize with the verticality of the building and thus better unifying the building; and

Whereas, in order to give more life to the sidewalls, we would like to see them painted two colors, one color a shadow of the other. The wall is bleak currently and this would vary the color and texture, and break up the monotony of a tall, monochromatic wall; and

Whereas, we have no problem with the proposed hidden, suffused, down-lighting; and

Whereas, we commend the applicant for preserving the “ghost” building line of the old building that had formerly been on the Bond Street lot; and

Whereas, we generally think that the 30-foot high decorative painted wooden gate and fence on Bond Street, composed of undulating wooden slats, references other elements on that block and is a creative solution for screening and masking the recessed courtyard planting area, but we do recommend that the slats of the fence be wider than proposed; and

Whereas, we think the bamboo screen on the Great Jones façade works and adds some green to an otherwise treeless district, and we strongly recommend the Commission approve this as well as the request for the addition of other greenery. The Commission’s old position that there were no trees in this neighborhood in the 19th century is simply not correct. There were and vegetation fits in today more than ever; now

Therefore, be it resolved that CB#2, Man. recommends approval of the painted wooden fence and the bamboo screen on either primary façade; but

Further, be it resolved that CB#2, Man. recommends a rethinking of the scrim screen and instead design a façade with a tripartite division to mitigate the excessive verticality of the current construction, and

Further, be it resolved that CB#2, Man. recommends the sidewall windows be vertical and not square, and that the walls be painted in subtle colors to liven it up a bit.

Vote: Passed, with 35 Board members in favor, and 2 in opposition (D. Diether, Z. Jones).

SIDEWALKS, PUBLIC FACILITIES AND ACCESS

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

1. Andikiana Corp. d/b/a Silver Spurs, 490-494 LaGuardia Pl. betw Bleecker & Houston Sts. Block: 525, Lot: 56, Police Precinct: 6, City Address 88 West Houston St, with 20 tables & 40 seats, DCA# 1326707. Laid Over to February

Whereas, the area was posted, community groups notified and there was community correspondence regarding this new application, and the applicant, Andrew Persousis, was present, and,

Whereas, this lot has frontage of 18.75 feet on the Houston St. side and depth of 98 feet along LaGuardia Place, with one buildings of four stories, built in 1900 (est), with 0 residential units of a total 7 units in a Commercial and Office Buildings area; Zoning: R7-2 Zoning Map #12C, and

Whereas, this is the first unenclosed sidewalk café on this heavily traveled corner and there is considerable community opposition, and

Whereas, the area was posted, contiguous neighborhood associations alerted by posting and e-mail and ___ residents appeared before the committee and the Applicant’s representative, _____, was present at this hearing; and,

Whereas, the applicant has agreed to discuss this plan further with the Bleecker Area Merchants and Resident Association and with the Tenants Association of Washington Squarer Village, and to return for a February hearing,

THEREFORE, BE IT RESOLVED, that CB#2, Man. Sidewalks Committee recommends a LAYOVER for the NEW application for an ENCLOSED sidewalk café for revocable consent to Andikiana Corp. d/b/a Silver Spurs, 490-494 LaGuardia Pl. betw Bleecker & Houston Sts. Block: 525, Lot: 56, Police Precinct: 6, City Address 88 West Houston St, with 20 tables & 40 seats, DCA# 1326707.

LAID OVER TO FEBRUARY

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

2. Sange Restaurant Inc. d/b/a Tio Pepe, 168 W. 4th St. betw. Cornelia and Jones Sts., Manhattan Block 590, Lot 29, Police Precinct 6, with 8 tables & 16 Seats, DCA# 0693313.

Whereas, the area was posted, community groups notified and there was no community opposition regarding this new application, and the applicant, Rocio Sanz, was present, and,

Whereas, this lot has frontage of 44.75 feet, with one buildings of six stories, built in 1920 (est), with 15 residential units of a total 17 units in a Mixed Residential and Commercial Zone, Zoning: R6, Commercial Overlay C1-5, Zoning Map #12A, and

Whereas, this enclosed café has been at this location since 1975 and shows no change in its plan, and was last approved for renewal by CB#2 in April 2007,

THEREFORE BE IT RESOLVED THAT CB#2, Man. recommends APPROVAL of this renewal application for revocable consent to operate an Enclosed sidewalk café for Sange Restaurant Inc. d/b/a Tio Pepe, 168 W. 4th St. betw. Cornelia and Jones Sts., Manhattan Block 590, Lot 29, Police Precinct 6, with 8 tables & 16 Seats, DCA# 0693313

VOTE: Passed, with 35 in favor and 1 recusal, (Rocio Sanz)

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

3. **MRG Restaurant Corp. d/b/a Positano**, 122 Mulberry St. betw Hester & Canal Sts., Manhattan Block:205, Lot:12, Police Precinct:5, with 3 tables & 6 seats, **DCA# 1135770**

Whereas, the area was posted, contiguous neighborhood associations alerted by e-mail and there were no community members present and no others submitting of written testimony; and the owners representative, Mike Kelly was present, and,

Whereas, this lot has frontage of 17 feet, with one building of three stories, built in 1910 (est), with two residential units of a total three units in a Mixed Residential and Commercial Zone, Zoning:C6-2G, in the Little Italy Special District, Zoning Map #12C, and

Whereas, upon inspection this sidewalk café had altered the placement of tables from the submitted plan, with one table in front of an entrance/exit to the building, and,

Whereas, the applicant's representative, Mike Kelly, agreed that the tables and seats would be restored to their original locations, according to the plan submitted in March 2003,and,

Whereas, this application was last renewed in March 2008,

THEREFORE BE IT RESOLVED THAT CB#2, Man. recommends APPROVAL of this renewal application for revocable consent to operate an Unenclosed sidewalk café for **MRG Restaurant Corp. d/b/a Positano**, 122 Mulberry St. betw Hester & Canal Sts., Manhattan Block:205, Lot:12, Police Precinct:5, with 3 tables & 6 seats, **DCA# 1135770**.

VOTE: Unanimous, with 36 Board members in favor

4. **The Original Vincent's, Established 1904, Inc.**, 119 Mott St. @ Hester Manhattan Block: 205, Lot:19, Police Precinct:5, with 9 tables & 18 seats, **DCA# 1139678**

Whereas, the area was posted, contiguous neighborhood associations alerted by e-mail and there were no community members present and no others submitting of written testimony; and the owner's representative, Mike Kelly was present, and,

Whereas, this lot has frontage of 25.33 feet on Mott St and depth of 100 feet on Hester St, where the sidewalk café is placed, with three building of five stories, built in 1910 (est), with 14 residential units of a total 16units in a Mixed Residential and Commercial Zone, Zoning:C6-2G, in the Little Italy Special District, Zoning Map #12C, and

Whereas, upon inspection this Committee noted that there was a temporary winter covered entrance installed on the sidewalk of allowable proportions, but a display table and a menu stand were placed on the sidewalk toward the curb which left less than the allowable 8 foot pedestrian right of way, and

Whereas, the applicant's representative indicated that the table and the menu board would be removed from the sidewalk,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends APPROVAL of this renewal application for revocable consent to operate an Unenclosed sidewalk café for **The Original Vincent's, Established 1904, Inc.**, 119 Mott St. @ Hester Manhattan Block:205, Lot:19, Police Precinct:5, with 9 tables & 18 seats, **DCA# 1139678**

VOTE: Unanimous, with 36 Board members in favor

5. Eli-Lilla, Inc. d/b/a Café Roma, 385 Broome St., at Mulberry St., Manhattan Block:471, Lot: 36, Police Precinct: **5**, with 8 tables & 16 seats, **DCA# 0959350**

Whereas, the area was posted, contiguous neighborhood associations alerted by e-mail and there were no community members present and no others submitting of written testimony; and the owners representative, Mike Kelly was present, and,

Whereas, this lot has frontage of 25.58 feet on Broome St and depth of 99.17 feet on Mulberry St., where the sidewalk café is placed, with one building of five stories, built in 1900 (est), with 4 residential units of a total 6 units in an Industrial and Manufacturing area , Zoning:C6-2G, in the Little Italy Special District, Zoning Map #12C, and

Whereas, there were no complaints or violations noted and this application was last renewed in June 2008 when corrections were made and agreed to in a Change Order and have been kept to this date, regarding table sizes and pedestrian clearance,

THEREFORE BE IT RESOLVED THAT CB#2 MANHATTAN recommends APPROVAL of this renewal application for revocable consent to operate an Unenclosed sidewalk café for **Eli-Lilla, Inc. d/b/a Café Roma, 385 Broome St., at Mulberry St.**, Manhattan Block:471, Lot: 36, Police Precinct: **5**, with 8 tables & 16 seats, **DCA# 0959350**

VOTE: Unanimous, with 36 Board members in favor.

6. Claudisal Rest. Corp. d/b/a Da'Massimo & Caffè Rellini, 206 Thompson St., Manhattan Block:537, Lot:37; Police Precinct:6, betw Bleecker & West 3rd Sts., with 9 tables & 18 seats, **DCA# 1187924**

Whereas, the area was posted, contiguous neighborhood associations alerted by e-mail and there were no community members present and no others submitting of written testimony; and the owners representative, Mike Kelly was present, and,

Whereas, this lot has frontage of **57.17** feet on Bleecker St at #151 and depth of 100 feet on Thompson St., where the sidewalk café is placed, with two buildings of six stories, built in 1900 (est), with 40 residential units of a total 44 units in a Mixed Residential and Commercial Buildings area, Zoning:R7-2, Commercial Overlay:C1-5, Zoning Map #12C, and

Whereas, there were no complaints or violations noted and this application was last renewed in March, 2008

THEREFORE BE IT RESOLVED THAT CB#2 MANHATTAN recommends APPROVAL of this renewal application for revocable consent to operate an Unenclosed sidewalk café for **Claudisal Rest. Corp. d/b/a Da'Massimo & Caffè Rellini**, 206 Thompson St., Manhattan Block:537, Lot:37; Police Precinct:6, betw Bleecker & West 3rd Sts., with 9 tables & 18 seats, **DCA# 1187924**

VOTE: Unanimous, with 36 Board members in favor.

7. IL Commandatore Rest., d/b/a Casa Bella Rest. 127 Mulberry St. @ Hester St., Manhattan Block:206, Lot:16, Police Precinct:5, with 11 tables & 21 seats **DCA# 1189682**

Whereas, the area was posted, contiguous neighborhood associations alerted by e-mail and there were no community members present and no others submitting of written testimony; and the owners representative, Mike Kelly was present, and,

Whereas, this lot has frontage of **50.8** feet on Mulberry St where the sidewalk café is placed, and depth of 57.25 feet on Hester St., with one building of six stories, built in 1910 (est), with 20 residential units of a total 22 units in an Mixed Residential and Commercial Area, in the Little Italy Special District, Zoning:C6-2G, Zoning Map #12C, and

Whereas, there were no complaints or violations noted and this application was last renewed in February 2008 when corrections were made and agreed to in a Change Order, regarding sidewalk encumbrances of a fence, signs and planters, which have been cured, and

Whereas, this Committee has found no evidence for or against the existing platform upon which the sidewalk café resides and will henceforth consider this a grandfathered platform location, which would otherwise be illegal,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends APPROVAL of this renewal application for revocable consent to operate an Unenclosed sidewalk café for **IL Commandatore Rest., d/b/a Casa Bella Rest.** 127 Mulberry St. @ Hester St., Manhattan Block:206, Lot:16, Police Precinct:5, with 11 tables & 21 seats **DCA# 1189682**

VOTE: Unanimous, with 36 Board members in favor.

8. BLL Restaurant Corp., d/b/a Porto Bello Rest., 208 Thompson St. Manhattan Block:537, Lot:1, Police Precinct:6, betw Bleecker and West 3rd Sts., with 2 tables & 5 seats, **DCA# 0924708 -**

Whereas, the area was posted, contiguous neighborhood associations alerted by e-mail and there were no community members present and no others submitting of written testimony; and the owners representative, Mike Kelly was present, and,

Whereas, this lot has frontage of 100 feet on Thompson St. where the sidewalk café is placed, with three buildings of seven stories, built in 1909, with 82 residential units of a total 86 units in an area of Multi-Family Walk-Up Buildings, Zoning:R7-2 with Commercial Overlay of C1-5, Zoning Map #12C, and

Whereas, this café has been at this location since 1975, there are no complaints and the last application was reviewed in May 2007,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends APPROVAL of this renewal application for revocable consent to operate an Unenclosed sidewalk café for **BLL Restaurant Corp., d/b/a Porto Bello Rest.,** 208 Thompson St. Manhattan Block:537, Lot:1, Police Precinct:6, betw Bleecker and West 3rd Sts., with 2 tables & 5 seats, **DCA# 0924708**

VOTE: Unanimous, with 36 Board members

9. Cornelia Street Café, Inc. d/b/a Cornelia Street Café, 29 Cornelia St. betw West 4th and Bleecker, Borough:Manhattan, Block:590, Lot:45, Police Precinct:6, with 6 tables & 14 seats, DCA# 0786740

Whereas, the area was posted, contiguous neighborhood associations alerted by e-mail and there were no community members present and no others submitting of written testimony; and the applicant was NOT present, and,

Whereas, this lot has frontage of 42.17 feet on Cornelia St. where the sidewalk café is placed, with one building of six stories, built in 1910 (est) with 28 residential units of a total 30 units in an area of Multi-Family Walk-Up Buildings, Zoning:R6, Zoning Map #12A, and

Whereas, this café has operated for more than 12 years, was last renewed in April 2007, but the applicant did not attend this hearing, **and**

Whereas, the applicant contacted this Committee and agreed to attend the February hearing,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends this renewal application for revocable consent to operate an Unenclosed sidewalk café for Cornelia Street Café, Inc. d/b/a Cornelia Street Café, 29 Cornelia St. betw West 4th and Bleecker, **Borough:Manhattan, Block:590, Lot:45, Police Precinct:6, with 6 tables & 14 seats, DCA# 0786740 be**

LAI D O V E R T O F E B R U A R Y

10. Il Buco Corp., 47 Bond St. betw Lafayette & Bowery, Manhattan Block:529, Lot:7506, Police Precinct:9, with 2 tables & 12 seats, DCA# 1109238

Whereas, the area was posted, contiguous neighborhood associations alerted by e-mail and there were no community members present and no others submitting of written testimony; and the applicant's representative was present, and,

Whereas, this lot has frontage of **25** feet on Bond St. where the sidewalk café is placed, with one building of five stories, built in 1900 with 4 residential units of a total 5 units in an area of Mixed Residential and Commercial Buildings, Zoning:M1-5B, Landmarked, Zoning Map #12C, and

Whereas, there are no complaints, sidewalk plans have been updated to show the 2005 configuration, from the prior renewal application plans of 2003, and the last renewal application was heard in February 2008,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends APPROVAL of this renewal application for revocable consent to operate an Unenclosed sidewalk café for **Il Buco Corp., 47 Bond St.** betw Lafayette & Bowery, Manhattan Block:529, Lot:7506, Police Precinct:9, with 2 tables & 12 seats, **DCA# 1109238**

VOTE: Unanimous, with 36 Board members in favors

11. Pomodoro Restaurant & Pizzeria, Inc., 51 Spring St. At Mulberry, Manhattan Block: 495, Lot: 42, Police Precinct:5, with 6 tables & 18 seats, DCA# 0884882

Whereas, the area was posted, contiguous neighborhood associations alerted by e-mail and there were no community members present and no others submitting of written testimony; and the applicant's representative Fausto Pesantez, was present, and,

Whereas, this lot has frontage of 28 feet on Spring St. and 76.25 feet on Mulberry St. and the café utilizes both sides, with one building of six stories, built in 1910 (est) with 15 residential units of a total 17 units in an area of Mixed Residential and Commercial Buildings, Zoning: C6-2, Little Italy Special District, Zoning Map #12C, and

Whereas, there are no complaints and the last renewal application was reviewed in March 2008,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends APPROVAL of this renewal application for revocable consent to operate an Unenclosed sidewalk café for **Pomodoro Restaurant & Pizzeria, Inc.**, 51 Spring St. At Mulberry, Manhattan **Block: 495, Lot: 42, Police Precinct:5**, with 6 tables & 18 seats, **DCA# 0884882**

VOTE: Unanimous, with 36 Board members in favor.

12. Smithfield Associates, LLC, d/b/a Pastis, 9-19 9th Ave. at Little West 12th St., Manhattan Block:645, Lot:49, Police Precinct: 6, with 42 tables & 104 seats, **DCA# 1186742**

Whereas, the area was posted, contiguous neighborhood associations alerted by e-mail and there were no community members present and no others submitting of written testimony; and the owners representative, Mike Kelly was present, and,

Whereas, this lot has frontage of **129** feet, on 9th Ave and 125 feet on Little West 12th St. with one building of two stories, built in 1920 , with no residential units of a total one units in an area of Transportation and Utility Use, Zoning:M1-5, , Zoning Map #8B, and

Whereas, this committee has noted hat there are planters used to define the ara of the sidewalk café, that are stationary and not moved or removed at the end of sidewalk hours, and

Whereas, there are also benches that are placed beyond the allowed 3' area at the building lot line, and

Whereas, the applicant's representative has agreed to correct the permanency of the planters on the pedestrian right of way, and

Whereas, the applicant's representative as agreed that benches will be placed within their allowable confines, within 3' of the building lot line, during non sidewalk café hours,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends APPROVAL of this renewal application for revocable consent to operate an Unenclosed sidewalk café for **Smithfield Associates, LLC, d/b/a Pastis**, 9-19 9th Ave. at Little West 12th St., Manhattan Block:645, Lot:49, Police Precinct: 6, with 42 tables & 104 seats, **DCA# 1186742**

VOTE: Unanimous, with 36 Board members in favor

13. 247 Deli, LLC, 265 Lafayette St., d/b/a Delicatessen ,at Prince St., Manhattan Block:495, Lot:11, Police Precinct:5with 20 tables & 42 seats, **DCA# 1248648.**

Whereas, the area was posted, contiguous neighborhood associations alerted by e-mail and there were community members present in favor and no others submitting of written testimony; and the owner, Mark Thomas Amadae, was present, and,

Whereas, this lot has frontage of **163.33** feet, on Prince St. Side and 81.83 feet on Lafayette St. with one building of six stories, built in 1926 , with 93 residential units of a total 102 units in an area of Mixed Residential and Commercial Buildings, Zoning: C6-2, , Zoning Map #12C, and

Whereas, there had been numerous complaints at the initial opening of this sidewalk café which have since been remediated, and

Whereas, there has been only one 311 complaint from 2008 to the present and the initial application was granted in May 2007, and

Whereas, more than 8 people testified in approval of this application renewal,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends APPROVAL of this renewal application for revocable consent to operate an Unenclosed sidewalk café for **247 Deli, LLC, 265 Lafayette St., d/b/a Delicatessen**, at Prince St., Manhattan Block:495, Lot:11, Police Precinct:5 with 20 tables & 42 seats, **DCA# 1248648**

VOTE: Unanimous, with 36 Board members in favor.

SLA LICENSING

1. Il Buco Alimentari/Vineria LLC, 53 Great Jones St. (Lafayette and Bowery), NYC

Whereas, the applicant appeared before the committee; and,

Whereas, this application is for an On Premise license in a mixed use building on Great Jones Street between Lafayette and Bowery for a 3,400 s.f. Italian restaurant and market with 74 table seats, 1 bar with 11 seats, and a maximum legal capacity of 80 persons; and,

Whereas, the applicant stated the hours of operation are Sunday - Thursday from 10:00 a.m. – 12:00 a.m. and Friday and Saturday from 10:00 a.m. – 1:00 a.m.; there will be a sidewalk café application but no backyard garden; music is background only; 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 a new Certificate of Occupancy or Letter of No Objection from the New York City Department of Buildings to support such use; and,

Whereas, the applicant has agreed to the following set of stipulations in negotiation with the community and presented to this committee at our hearing:

1. The applicant has agreed to prohibit patron use of the roof and rear garden.
2. The applicant has agreed install a HVAC system that meets the specifications of buildings at 48 Bond, 51 Bond and 55 Bond Streets.
3. The applicant has agreed to confine background music to the rear/restaurant side of the establishment.
4. The applicant has agreed to close all front and rear windows by 9:00 p.m. daily.
5. The applicant has agreed to designate a staff member to monitor and control vehicular traffic in front of the establishment.
6. Suspension of an annual Pig Roast street event; and

Whereas, a member of community appeared to express her concerns with the Il Buco Pig Roast street festival on Bond Street; and,

Whereas, the committee strongly urges the applicant to discontinue the annual street festival; however, the committee acknowledges that this license application is unrelated to the existing SLA On Premise license of the establishment (Il Buco Restaurant) responsible for the Pig Roast street festival;

THEREFORE, BE IT RESOLVED that CB#2, Man. recommends denial of an On Premise license for **Il Buco Alimentari/Vineria LLC, 53 Great Jones St.** unless the 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 37 Board members in favor.

2. 228 Bleecker, LLC, d/b/a Aria, 117 Perry St. (Hudson and Greenwich), NYC

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

Whereas, this application is for an On Premise license in a mixed use building on Perry Street between Hudson and Greenwich Streets for a 1400 s.f. for an Italian restaurant with 28 table seats, 1 bar with 7 seats, and a maximum legal capacity of 74 persons; and,

Whereas, the applicant stated the hours of operation are Sunday – Thursday from 11:00 a.m. – 11:00 p.m., Friday and Saturday from 11:00 a.m. – 12:00 a.m.; there will not be a sidewalk café application and no backyard garden; music is background only; and,

Whereas, the applicant provided a petition with over 150 signature in support; 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 **228 Bleecker, LLC, d/b/a Aria, 117 Perry St.**

Vote: Unanimous, with 37 Board members in favor.

3. Pear Tree Café, Inc., 92 W. Houston St., (West Broadway and Thompson), NYC

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

Whereas, this application is for an On Premise license in a mixed use building on W. Houston between W. Broadway and Thompson for a 1,620 s.f. restaurant/bar with 58 table seats, 1 bar with 10 seats, and a maximum legal capacity of 74 persons; and,

Whereas, the applicant stated the hours of operation are Sunday - Thursday from 11:00 a.m. – 1:00 a.m. and Friday and Saturday from 11:00 a.m. – 2:00 a.m.; there will not be a sidewalk café application and no backyard garden; music is background only; and,

Whereas, the applicant has agreed to operate as a full service restaurant only and provide menu and food items available up to 1 hr prior to closing (available until 12:00 a.m. Sunday – Thursday and 1:00 a.m. Friday and Saturday); and,

Whereas, the applicant has violated the method of operation at her other licensed establishments by operating with a DJ and unauthorized use of a service bar; and,

Whereas, the applicant has agreed to operate with background music only and prohibit DJ music at all times; and,

Whereas, the applicant has reached out to BAMRA prior to this hearing; and,

Whereas, no one appeared in opposition from the community but a few members of BAMRA requested via email that the reduced operating hours are strictly enforced; and,

THEREFORE, BE IT RESOLVED that CB#2, Man. recommends denial of an On Premise license for **Pear Tree Café, Inc., 92 W. Houston St.** unless the conditions agreed to by applicant relating to the fourth and sixth “whereas” clauses are incorporated into the “Method of Operation” on the SLA On Premise license.

Vote: Unanimous, with 37 Board members in favor.

4. 98 Kenmare Rest., Group, LLC d/b/a Civetta Ristorante, 98 Kenmare St. a/k/a 180 Mulberry St. (at Cleveland), NYC.

Whereas, the applicant appeared before the committee; and,

Whereas, this application is for an alteration to an existing On Premise license for a 3,300 s.f. restaurant located in a mixed use building on Kenmare at Cleveland Place, with 167 table seats and 2 bars with 16/8 seats; and a maximum legal capacity of 249 persons; **to modify the current operating hours of 8:00 a.m. – 1:00 a.m. from Sunday – Wednesday and 8:00 a.m. - 2:00 a.m. from Thursday – Saturday to the PROPOSED HOURS of 8:00 a.m. – 4:00 a.m. Seven Days a Week ;** and,

Whereas, CB#2, Man. had previously approved the original application in February 2007 as a white table cloth restaurant with a celebrity chef and no bar/lounge in the basement; and,

Whereas, this operator purchased the LLC from its original applicant then operated a full service lounge in the basement without seeking any consideration from members of the community or CB#2, Man.; and,

Whereas, the committee and the Full Board has previously denied several applications on this residential block with a proposed late night operation; and,

Whereas, the committee has strong concerns with a large establishment operating a restaurant and basement lounge in a tenement building; and,

Whereas, several members of the community appeared to express concerns with the proposed alteration; citing concerns with the late night hours in a large establishment with a basement lounge; and strong concerns that the LLC will change again without any notification or consideration from the community; and,

Whereas, in light of the issues as stated above, the applicant had agreed to the following set of stipulations:

1. The applicant has agreed to close French doors and window facing the street at all times.
2. The applicant has agreed to provide menu and food items available up to 1 hr prior to closing.
3. The applicant has agreed to prohibit the use of third party promoters.
4. The applicant has agreed to revert to its original operating hours in the event the existing LLC is transferred, sold, modified or dissolved; and,

THEREFORE, BE IT RESOLVED that CB#2, Man. recommends denial of the proposed alteration to On Premise license for **98 Kenmare Rest., Group, LLC d/b/a Civetta Ristorante, 98 Kenmare St. a/k/a 180 Mulberry St.**

Vote: Unanimous, with 37 Board members in favor.

5. Company to be formed by Emil Stefkov d/b/a Olio, 3 Greenwich Ave. (Christopher and 6th Avenue), NYC

Whereas, the applicant appeared before the committee; and,

Whereas, this application is for an On Premise license in a commercial building on Greenwich Avenue between Christopher and 6th Avenue for a 2,000 s.f. Italian restaurant with 64 table seats, 1 bar with 9 seats, and a maximum legal capacity of 74 persons; and,

Whereas, the applicant stated the hours of operation are 8:00 a.m. – 4:00 a.m. seven days a week; there will be a sidewalk café application but no backyard garden; music is background and live only;

Whereas, the applicant has agreed to limit “live music” to only acoustical instruments, such as the piano, guitar or harp; and,

Whereas, the applicant has agreed to operate as a full service restaurant only and provide menu and food items available at all times; and,

Whereas, the applicant has agreed to prohibit any use of the rear garden; and,

Whereas, the applicant has presented a petition with over 40 signatures in support; and,

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

THEREFORE, BE IT RESOLVED that CB#2, Man. recommends denial of an On Premise license for **Company to be formed by Emil Stefkov d/b/a Olio, 3 Greenwich Ave**, unless the conditions agreed to by applicant relating to the fourth THROUGH the sixth “whereas” clauses are incorporated into the “Method of Operation” on the SLA On Premise license.

Vote: Unanimous, with 37 Board members in favor.

6. PSSPNY, Inc. d/b/a Sofia’s, 143 Mulberry St. (Hester and Grand), NYC

Whereas, the applicant appeared before the committee; and,

Whereas, this application is for a transfer of an existing On Premise license in a mixed use building on Mulberry Street between Hester and Grand Street for a 1,800 s.f. Italian restaurant with 67 table seats, 1 bar with 7 seats, and a maximum legal capacity of 74 persons; and,

Whereas, the applicant stated there are no plans to change the previously approved method of operation; the applicant stated the hours of operation are 10:00 a.m. – 2:00 a.m. Seven Days a Week; there will be a sidewalk café but no backyard garden; music is background only; and,

Whereas, the applicant will also be relocating the stand up bar for aesthetic reasons; and,

Whereas, the applicant has been an employee for his father at this establishment for several years; the license will be transferred within the immediate family; 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 **PSSPNY, Inc. d/b/a Sofia's, 143 Mulberry St.**

Vote: Unanimous, with 37 Board members in favor.

7. BCRE Grand Hotel, BCRE Grand Restaurant and BCRE Grand Bar, 23-31 Grand Street (Thompson and 6th Avenue), NYC

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

Whereas, this application is for On Premise licenses for an upscale Hotel Lobby Bar, Cellar Floor Restaurant and Rooftop Bar collectively 5,600 s.f. (Hotel Bar is 1,000 s.f., Ground Floor Restaurant is 2,400 s.f. and Rooftop Bar is 2,200 s.f) on Grand Street between Thompson and 6h Avenue; and,

Whereas, this application is for 20 table seats with a maximum legal capacity of 50 persons for the Hotel Lobby Bar; and 85 table seats, 1 bar with 12 bar seats and a maximum legal capacity of 92 persons for the Cellar Floor Restaurant; and 50 table seats, 1 bar with 15 bar seats and a maximum legal capacity of 150 persons for the Rooftop Bar; and,

Whereas, the applicant stated the hours of operation are 7:00 a.m. – 12:00 a.m. Sunday – Wednesday and 7:00 a.m. – 1:00 a.m. Thursday – Saturday for the Hotel Lobby Bar and Cellar Restaurant; and 7:00 a.m. – 1:00 a.m. Sunday – Wednesday and 7:00 a.m. – 2:00 a.m. Thursday – Saturday for the Rooftop Bar; there will not be a sidewalk café application and no backyard garden; music will be background and live only for the Cellar Floor Restaurant; and music will be background only in the Rooftop Bar and played exclusively in the enclosed area; and music will be background and DJ only for the Hotel Lobby Bar, and,

Whereas, the applicant has reached out to members of the community prior to presenting this application; and,

Whereas, the applicant has agreed to the following set of stipulations:

1. The applicant has agreed to no amplified music of any kind in any of the outdoor areas.
2. The applicant has agreed that during evening hours the restaurant exit will be on 6th Avenue; and the applicant will direct its customers to this exit.
3. The applicant has agreed to have a taxi line on 6th Avenue to reduce traffic on Grand Street.
4. The applicant has agreed to conduct sound tests on the Rooftop Bar.
5. The applicant has agreed to community outreach measures including but not limited to hosting a monthly meeting with nearby residents.
6. The applicant has agreed to not have any advertisement signs on the Hotel.
7. The applicant has agreed to have food service available during all hours of operation.
8. The applicant has agreed to not seek or apply for a Cabaret License.
9. The applicant has agreed to arrange a discussion with acoustical consultants to address soundproofing for the neighboring building.

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, several members of the community appeared to express their willingness to work with the applicant under the proposed operating guidelines; and,

Whereas, the applicant has executed an agreement with the community, and that agreement is attached;

THEREFORE, BE IT RESOLVED that CB#2, Man. recommends denial to the proposed On Premise license for **BCRE Grand Hotel, BCRE Grand Restaurant and BCRE Grand Bar, 23-31 Grand Street** unless the conditions agreed to by applicant relating to the sixth and seventh “whereas” clauses are incorporated into the “Method of Operation” on the SLA On Premise license.

Vote: Passed, with 35 Board members in favor and 2 in opposition (D. Diether, I. Dutton).

8. Travertine, LLC, 19 Kenmare Street, Store B aka 164 Elizabeth St., NYC 10012

Whereas, the applicant appeared before the committee; and,

Whereas, this application is for an alteration to an existing On Premise license for a 2,800 s.f. restaurant located in a mixed use building on Kenmare between Elizabeth and Bowery, with 113 table seats and 1 bar with 8 seats; and a maximum legal capacity of 124 persons; **to modify the current operating hours of 11:00 a.m. – 1:00 a.m. from Sunday – Wednesday and 11:00 a.m. - 2:00 a.m. from Thursday – Saturday to the PROPOSED HOURS of 11:00 a.m. – 3:00 a.m. from Sunday – Wednesday and 11:00 a.m. - 4:00 a.m. from Thursday – Saturday;** and,

Whereas, CB#2, Man. had previously approved the original application in August 2009 as an upscale restaurant with background music only; and,

Whereas, the committee and the Full Board has previously denied several applications on this residential block with proposed late night operations; and,

Whereas, several members of the community appeared to express concerns with the proposed alteration; citing issues with the late night hours in a residential area; and highlighted that the applicant has been operating with DJ music; and,

Whereas, the applicant has also acknowledged that the restaurant has been operating in violation of the licensed method of operation by playing DJ-run music; and,

Whereas, the committee has expressed concerns with the increased hours of operation with an newly licensed establishment (operating for only 4-5 months) in a saturated, residential area; and,

THEREFORE, BE IT RESOLVED that CB#2, Man. recommends denial of the proposed alteration to On Premise license for **Travertine, LLC, 19 Kenmare Street, Store B aka 164 Elizabeth St.**

Vote: Unanimous, with 37 Board members in favor.

9. Frog Restaurant, Inc., d/b/a Frog, 71 Spring St. (Crosby and Lafayette), NYC.

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

Whereas, this application is for an alteration to an existing On Premise license for a 3,900 s.f. restaurant located in a commercial building on Spring Street between Crosby and Lafayette Streets, with 158 table seats and 1 bar with 12 seats; and a maximum legal capacity of 175 persons; **to modify the current operating hours of 11:00 a.m. – 12:00 a.m. Seven Days a Week to the PROPOSED HOURS of 10:00 a.m. – 2:00 a.m. Seven Days a Week; and to add 35 new table seats while relocating the stand up bar;** and,

Whereas, CB#2, Man. has recently denied the original application in December 2009; and,

Whereas, the previous operator had violated its duly licensed method of operation, including but not limited to operating until 4:00 a.m., use of DJs and velvet rope; and,

Whereas, the principal owner expressed his lack of knowledge of the previous operation; and,

Whereas, in light of the issues as stated above, the applicant had agreed to the following set of stipulations:

1. The applicant has agreed to no velvet ropes.
2. The applicant has agreed to no third party promoters

Whereas, the committee has expressed concerns with the increased hours of operation in a residential area; and, take issue with the principal's lack of management of the previous operation – operating in violation without rectifying the problems; and,

THEREFORE, BE IT RESOLVED that CB#2, Man. recommends denial of the proposed alteration to On Premise license for **Frog Restaurant, Inc., d/b/a Frog, 71 Spring St.**

Vote: Unanimous, with 37 Board members in favor.

10. SLP Management, d/b/a Slaughtered Lamb Pub, 182 W. 4th St. (Jones and Barrow), NYC

Whereas, this application is for a renewal to an On Premise liquor license; and,

Whereas, a member of the community appeared to express his concerns with the noise emanating from the establishment; and,

Whereas, the operator has agreed to reach out to members to the community to resolve the noise issues; and,

Whereas, the committee strongly request that the applicant closes the bar area doors at all times; and,

THEREFORE, BE IT RESOLVED that CB#2, Man. recommends denial to the proposed On Premise license for . **SLP Management, d/b/a Slaughtered Lamb Pub, 182 W. 4th St.** unless the condition agreed to by applicant relating to the third “whereas” clause is incorporated into the “Method of Operation” on the SLA On Premise license.

Vote: Unanimous, with 37 Board members in favor.

11. Schermand Partners LLC, d/b/a Vapiano, 113 University Pl., NYC 10003

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 Schermand Partners LLC, d/b/a Vapiano, 113 University Pl., NYC 10003 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 37 Board members in favor.

12. GMG Industries, Inc. d/b/a Tresanti, 40-42 Thompson St. a/k/a 5-15 Watts St., NYC

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 GMG Industries, Inc. d/b/a Tresanti, 40-42 Thompson St. a/k/a 5-15 Watts St., NYC and requests that the SLA send this applicant back to CB2 should this application proceed in order that this important step not be avoided and that the concerns of the Community be fully heard.

Vote: Unanimous, with 37 Board members in favor.

SOCIAL SERVICES AND EDUCATION

1. Sex Education in New York City Schools

Whereas New York City's teen pregnancy rates are higher than the national average. U.S. teens have higher rates of pregnancy and sexually transmitted infections than teens in most developed nations; and

Whereas 15 to 24 year olds represent only one quarter of the sexually active population, yet they account for nearly half of all new sexually transmitted infections each year; and

Whereas half of all new HIV infections in the United States occur among people under the age of 25; and

Whereas according to the New York City Department of Health, about half of high school students say they have had sex, and one in three high school students are currently sexually active; and

Whereas only two-thirds of New York City's sexually active youth report using condoms, and one in five girls did not use any birth control the last time they had sex; and

Whereas research shows that comprehensive sex education programs delay the initiation of sex and increase the use of contraception. These programs have also been shown to reduce the number of sexual partners, and increase safe sex practices; and

Whereas an overwhelming majority of parents support the teaching of Sex Education, and in fact believe that it is already being taught in their children's schools. A full 77% of registered voters in New York State mistakenly believe that Sex Education is currently part of the required school curriculum, while an even larger 85% want comprehensive Sex Education to be taught in school, according to a poll recently conducted by Hart Research Associates; and

Whereas neither New York City nor New York State currently require or provide funding for comprehensive Sex Education to be taught in schools. In New York City it is up to the Principal of each school to decide whether to provide sex education in the curricula, and what and how it should be taught; and

Whereas the New York City Department of Education has already developed comprehensive guidelines for the teaching of a Sex and Health Education curriculum, with emphasis on age appropriate language and materials, and offers training in the use of this curricula to school faculty, free of charge; and

Whereas Planned Parenthood of New York City (PPNYC) has been working in New York City for more than 90 years providing confidential health care services to the women, men and teens of New York regardless of their ability to pay, and has also provided innovative educational workshops on sex education, peer education, technical assistance, and professional training to communities throughout the city; and

Whereas in the fall of 2009, PPNYC launched the campaign, “We’re Going to the Principal’s Office”, which sets out to empower local parents with the tools they need to effectively advocate for medically accurate, age-appropriate sex education to be taught within their own children’s school

Therefore be it Resolved that CB#2, Man. supports Planned Parenthood of New York City’s “We’re Going to the Principal’s Office” campaign as an excellent method to empower parents to advocate for sex education in their children’s schools; and

Therefore be it Further Resolved that CB#2, Man. recognizes the importance of making Health and Sex Education a part of the regular curriculum in all New York City Public Schools, and urges the Department of Education to make this happen.

Vote: Unanimous, with 36 Board members in favor.

2. 75 Morton Street

Whereas, CB#2, Man. has already gone on record in support of the creation of a Public Middle School in the building at 75 Morton Street, which is currently being used by the NYS Office of Mental Retardation and Developmental Disabilities (OMRDD), and

Whereas, our local NYC and NYS elected officials and the NYC Department of Education have shown enthusiastic support for this idea, and

Whereas, the Department of Education recently announced that both Greenwich Village Middle School and Clinton School for Artists and Writers will move next year, and both of these could fit into one empty floor of 75 Morton Street, and

Whereas, the primary resistance to this plan has come from an un-identified source at the State Level, which has so far successfully prevented negotiations from reaching a serious level, and

Whereas, the need for a new middle school in Greenwich Village has only grown in the past year, as enrollment and enrollment expectations have risen above previous predictions, and

Whereas, the two future school facilities which had been promised to our community: one in the Foundling Hospital Building and one to be created by New York University, have had their projected opening dates pushed back to at least six more years, making them unavailable to an entire generation of elementary school students, and

Whereas the community’s plan for Morton Street would only require one floor of this under-utilized, and school ready building, and

Whereas our local elected officials have recently re-energized their efforts to promote this project, by collaborating together to identify the specific source of resistance, and by reaching out to the Governor for support and assistance,

Therefore Be It Resolved that CB#2, Man. reaffirms our strong support for the creation of a Public Middle School in the building at 75 Morton Street, and

Be It Further Resolved that CB#2, Man. supports the efforts of our local elected officials in pursuing this project, and urges them to continue to do everything in their power to make it happen, and

Be It Further Resolved that CB#2, Man. urges the Department of Education and the School Construction Authority to do whatever is necessary to create a new Middle School at 75 Morton Street.

Vote: Unanimous, with 36 Board members in favor

STREET ACTIVITY & FILM PERMITS

1. Support of Various Street Fair Permit Applications (Renewals)

WHEREAS, each of the street fair permit applications listed below were approved by CB # 2 Manhattan last year and are up for renewal this year; and

WHEREAS, each of the 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 time no earlier than 7:00 a.m. and a breakdown time no later than 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; 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. 3/5-12/24/10-St. Patrick Old Cathedral, Prince St. bet. Mott St. bet. Mulberry St., 9:00 a.m.-8:00 p.m.

Vote: Unanimous, with 37 Board members in favor.

2. 3/20/10-St. Joseph's School, Washington Pl. bet. Grove St. & 6th Ave., 8:00 a.m.-7:00 p.m.

Vote: Unanimous, with 37 Board members in favor.

3. 3/21/10 - Waverly Block Association (multi-block), Waverly Pl. bet. Christopher & MacDougal Sts., 8:00 a.m.-7:00 p.m.

Vote Passed, with 36 Board members in favor, and 1 in opposition (D. Diether).

4. 3/28/10-Bailey House, (multi-block), Christopher St. bet. Greenwich Ave. & 7th Ave., 8:00 a.m.-7:00 p.m.

Vote: Unanimous, with 37 Board members in favor.

5. 4/17/10-9th Precinct Community Council, Astor Pl. bet. Broadway & Lafayette St., 8:00 a.m.-7:00 p.m.

Vote: Unanimous, with 37 Board members in favor.

6. 5/1/10-Cooke Center, Macdougal St. bet. W. Houston & King St., 10:000 a.m.-5:00 p.m.

Vote: Unanimous, with 37 Board members in favor.

7. 5/1/10-The Children's Aid Society, Sullivan St. bet. West 3rd & Bleecker St., 9:00 a.m.-3:00 p.m.

Vote: Unanimous, with 37 Board members in favor.

8. 5/15-5/16/10-Design New York in the Meatpacking District, (multi-day), Gansevoort St. bet. 9th Ave. & Washington St. **(LAID OVER)**

9. 5/26-6/6/10-Society of St. Anthony of Giovinazzo, (multi-day), Mulberry St. bet. Broome St. & Spring St., 11:00 a.m.-7:30 p.m.

Vote: Unanimous, with 37 Board members in favor.

10. 6/20/10-Christopher East Block Association, (multi-block), Christopher St. Bet. 7th & Greenwich Aves., 8:00 a.m.-7:00 p.m.

Vote: Unanimous, with 37 Board members in favor.

11. 7/17/10-Saint Bernard Church, 14th Street bet. 7th & 8th Aves., 8:00 a.m.-7:00 p.m.

Vote: Unanimous, with 37 Board members in favor.

12. 7/24/10-Federation to Preserve Greenwich Village Waterfront (multi-block), Greenwich Ave. bet. 6th & 7th Aves., 8:00 a.m.-7:00 p.m.

Vote: Unanimous, with 37 Board members in favor.

13. 8/28/10-Washington Square Block Association, (multi-block), West 4th St. bet. 6th Ave. & University Pl. (**LAID OVER**)

14. 10/2/10-Saint Joseph Church, Washington Pl. bet. Grove St. and 6th Ave., 8:00 a.m.-7:00 p.m.

Vote: Unanimous, with 37 Board members in favor.

15. 10/10/10-Women's Democratic Club, Astor Pl. bet. Broadway & Lafayette St., 8:00 a.m.-7:00 p.m.

Vote: Unanimous, with 37 Board members in favor.

16. 10/23/10-Washington Square Village Tenants Assoc. (multi-block), Bleecker St. bet. Lafayette St. & Mercer St., 8:00 a.m.-7:00 p.m.

Vote: Unanimous, with 37 Board members in favor.

17. 10/16/10-Village Independent Democrats, (multi-block), Greenwich Ave. bet. 6th & 7th Ave., 8:00 a.m.-7:00 p.m.

Vote: Passed, with 33 Board members in favor, and 4 recusals (K. Berger, B. Hoylman, J. Hamilton, D. Reck).

18. 10/30/10-Gay & Lesbian Democratic Club, (multi-block), West 4th St. bet Lafayette St. & Washington Sq. South, 8:00 a.m.-7 p.m.

Vote: Passed, with 35 Board members in favor, and 2 recusals (K. Berger, B. Hoylman).

2. Denial of Blue Knights Law Enforcement Motorcycle Club "Garlic Run", (multi-block), Mulberry St. bet. Canal St. & Broome St.

Date: 6/16/10

Set up: N/A

Breakdown: N/A

WHEREAS, The Blue Knights Law Enforcement Motorcycle Club (the "Blue Knights") is an organization based in New Jersey who sponsors a yearly "Garlic Run" from New Jersey to Little Italy in Manhattan; and

WHEREAS, The Blue Knights raise money from the Garlic Run to benefit sick children who cannot afford to fully pay for their medical care; and

WHEREAS, The Blue Knights seek a renewal of their street fair application permit, which was approved last year by CB#2, Man. subject to the Blue Knights donating half of the proceeds raised from their "Garlic Run" to two sick children who live in CB#2, Man.; and

WHEREAS, The Blue Knights and CB#2, Man. were unable to work together to identify any sick children to support largely because the members of CB#2, Man. determined it was inappropriate for

CB#2, Man. to select individual children who would benefit from the proceeds raised by the “Garlic Run”; and

WHEREAS, The Blue Knights were unwilling to donate the proceeds to a children’s hospital or similar institution in CB#2, Man.; and

WHEREAS, Chapter 11, Section 1-03(b), of the Rules of the Street Activity Permit Office Relating to Applications, Fees and Charges, states that a street fair sponsor should be 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, the Committee reevaluated the application this year based upon the above SAPO guidelines and determined that the Blue Knights, as a New Jersey based organization, have absolutely no “indigenous” relationship to any specific street or the community for which their event is proposed, nor are they able or willing to take responsibility for the conduct of all of the motorcycle owners who participate in the “Garlic Run”; and

WHEREAS, the “Garlic Run”, while for a good and worthy cause, results in thousands of motorcycles converging in downtown Manhattan, thereby causing excessive noise, pollution and traffic in those areas effected by the event; and

WHEREAS, numerous community members showed up to the Committee meeting in opposition of the “Garlic Run”; and

WHEREAS, there are already a overwhelmingly large number of street closures that take place annually within CB#2, Man. and the Committee strongly believes that street closures in CB#2, Man. should only be approved when the above SAPO guidelines are satisfied; now

THEREFORE BE IT RESOLVED, that CB#2, Man. denies the street fair permit application of the Blue Knights.

Vote: Unanimous, with 37 Board members in favor.

ZONING AND HOUSING

1. 246 Spring Street (Block 491, Lots 34, 36, 1101-1131) Board of Standards and Appeals Special Permit application pursuant to Section 73-36 of the Zoning Resolution, on behalf of WTS International, to allow a Physical Culture Establishment on the fifth and sixth floors in a building in an M1-6 zoning district for a term not to exceed 10 years.

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

WHEREAS, There are small open air terraces / lounge areas on the 5th floor that are part of the spa space that were of concern and the applicant has stated to the Board that they will only be used for passive activities of the spa and that they will be closed at 8:00 pm daily, And,

WHEREAS, The usage is consistent and compatible with the other 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 Board of Standards and Appeals Special Permit Application, pursuant to ZR §73-36, on behalf of WTS International, to allow a Physical Culture Establishment on the fifth and sixth floors in a building in an M1-6 zoning district for a term not to exceed 10 years.

Vote: Unanimous, with 36 Board members in favor.

2. Department of City Planning Residential Streetscape Preservation Text Amendment

WHEREAS, This zoning text amendment would add reasonable curb cut rules for residential parking spaces in our district where none currently exist And,

WHEREAS, The proposed rules would eliminate inappropriate curb cuts, And,

WHEREAS, The text amendment proposes many rules that do not apply in our Board but are none-the-less worth while.

THEREFORE BE IT FURTHER RESOLVED, that CB#2, Man. supports this application for a citywide zoning text amendment to preserve and enhance the streetscape character of residential neighborhoods.

Vote: Unanimous, with 36 Board members in favor.

NEW BUSINESS

Treasurer's Nomination

Earlier in the evening Amanda Kahn Fried announced her resignation from the board, effective immediately. Chair Jo Hamilton announced that the position of Treasurer was now vacant, and informed the board that CB2's bylaws are silent as to the procedure for electing a mid-term replacement for the office of Treasurer. She suggested that the board adopt one of the procedures embodied in Robert's Rules, i.e. to accept nominations from the floor. A vote was taken and the board unanimously consented to accept nominations for Treasurer from the floor. The board further unanimously consented that nominations for Treasurer would be accepted at the December full board meeting, and that the election would be held at the January full board meeting.

Vote for Treasurer:

Erin Roeder: 34
1 ballot void (unchecked)
Jim Solomon not present for vote.

Respectfully submitted,

Susan Kent
Secretary
Community Board #2, Manhattan