

BROOKLYN COMMUNITY BOARD 6
ENVIRONMENTAL PROTECTION/PERMITS & LICENSES
JUNE 3, 2013

PRESENT:

E. ANDERSON
N. DUTTA
S. LONIAL
L. PINN
M. SHAMES

P. BLAKE
G. KELLY
T. MISKEL
T. REEVES

D. BRAVO
H. LINK
R. MYERS
G. REILLY

EXCUSED:

J. PORCELLI

M. SILVERMAN

ABSENT:

H. FEDER
B. STOLTZ

S. MILLER
D. YESKEL

L. SONES

GUESTS:

P. BRAY
V. VAN RHYN
A. DUBISON
A. KO

M. KELLY
J. ESPOSITO
A. PROPHETE

A. COLVIN
C. SANTANA
O. SHISHKO

*****MINUTES*****

There being a quorum present, the meeting was called to order.

Update from representatives for National Grid on the company's response to the Environmental Protection Agency's Proposed Remedial Action Plan for the Gowanus Canal.

Q. Your delay on pilot test – what will result from that?

A. Best practices will be discovered to deal with the input that the remediation will have on the community. The pilot test will assist to come up with flex.

Q. Hildegaard Link: Most of the test sites are extremely polluted – why only test hot spots if you have precision tools. There are various materials for sheeting – why metal not wood?

A. If metal - sheets have an “interlock” to prevent seepage of tar into protected area. Wood sheeting is not strong enough to install without excavation.

* Concentration of “Reach 3” is where hot spots would be targeted. Reaches 1 & 2 – these are greater contaminants so there would not be a reason to spot test.

Q. Glenn Kelly: Why not fix all the bulkheads?

A. Property owners are each responsible for their own bulkheads. Coordinating them is unlikely to occur within the next few years.

Q. Mark Shames: if you put in the sheeting and the bulkheads get destroyed, will the PRAP become responsible for replacing them?

A. Good question! The parties responsible would assess the bulkheads to see if remediation is possible without destroying the bulkheads.

Presentation and review of a renewal revocable consent unenclosed sidewalk café permit application submitted to the Department of Consumer Affairs on behalf of Capodimonte, LLC dba Aperitivo at 279 5th Avenue (between 1st/2nd Streets) to permit 13 tables and 29 seats.

Michael Kelly, the lawyer for Apertivo made a presentation to renew the permit “as is” – has agreed to basic stipulation.

Motion was made by Tom Miskel and seconded by Glenn Kelly

MOTION APPROVED: UNANIMOUSLY

Presentation and review of a new unenclosed sidewalk cafe permit application submitted to the Department of Consumer Affairs on behalf of Broccolino Corp. at 446A Dean Street (between Flatbush/5th Avenues) to permit 4 tables and 8 seats.

Q. Any other sidewalk cafes?

A. No

Q. Will there be sufficient clearance at all times for strollers and such?

A. Yes at all times.

Q. Do you accept hour restrictions?

Glenn Kelly called the motion seconded by Tom Miskel.

VOTE:

Presentation and review of a renewal revocable consent unenclosed sidewalk café permit application submitted to te Department of Consumer Affairs on behalf of Bidochons Corp. at 263 Smith Street (between Degraw/Douglass Streets) to permit 12 tables and 24 seats.

Q. Pauline Blake: Hours?

A. Yes. Closing before hours of restriction.

Regina Myers called the motion, seconded by Hildegard Link.

VOTE:

Presentation and review of a new unenclosed sidewalk cafe permit application submitted to the Department of Consumer Affairs on behalf of PQ Park Slope dba Le Pain Quotidien at 239 5th Avenue (between President/Carroll Streets) to permit 14 tables and 28 seats.

Q. Le Pain Quotidien (formerly Moutarde) - Gary Reilly: How wide is the sidewalk? (Is there a change?)

A. Michael: We will use the

Q. Gary Reilly: Do you do full liquor?

A. No, Be

Q. Sayar Lonial – Hours?

A. Michael – 7:30pm closing

Q. Franchise?

A. No. Corporation – Jared Sousa

Q. Pauline Blake – Is this the only location in Brooklyn?

A. Yes – in Brooklyn Heights opened last year.

Motion was made by Neena Dutta, seconded by Tom Miskel.

VOTE:

Presentation and review of a Petition of Modify Consent and re-apply unenclosed sidewalk café permit application submitted to the Department of Consumer Affairs on behalf of Taurasi., Inc. dba Sotto Voce at 225 7th Avenue (between 3rd/4th Streets) to permit 8 tables and 18 seats.

New petition to modify:

- All tables will be on 7th Avenue – 1 less table, same footprint size
- Agreed to hour stipulations.

Motion was made by Sayar Lonial and seconded by Neena Dutta.

VOTE:

Presentation and review of a new unenclosed sidewalk cafe permit application submitted to the Department of Consumer Affairs on behalf of Berry LIW I PS, LLC dba Pinkberry at 161 7th Avenue (between 1st Street/Garfield Place) to permit 3 tables and 9 seats.

Owner back presentation

- Get permission to store seating in basement
- Restricted hours to 7pm for Garfield Place side
- Asking if table on 7th Avenue can be open past 9pm

Peter Gray, neighbor. Concern: Trash generated by customers of the business. Will action be taken to contain the trash to prevent overflow of city containers?

Owner: Seating will help. Will have a trash can outside on Garfield Place with 20 minute checks

Q. Do you approve our hour restrictions?

Q. Sayar Lonial: Why not all tables on 7th Avenue?

A. Not enough space.

Glenn Kelly made a motion, seconded by Eric Anderson

Andres Papantoniou

Carol Santana

VOTE:

Presentation and review of a new unenclosed sidewalk cafe permit application submitted to the Department of Consumer Affairs on behalf of Three Kings of Kings County, LLC dba Talde at 369 7th Avenue (between 11th/12th Streets) to permit 13 tables and 26 seats.

David Massoni represented.

Hildegard Link: Shocked!

Q. Too large, too rowdy, too much.

A. No other outside cafes.

Q. Hildegard Link – not enough space

A. Meets requirements

Q. Sayar Lonial: Why seating on 11th Street?

A. Not taking up as much space as neighbor. Owner said all due diligence done.

Q. Sayar Lonial: Do you own other restaurants in the neighborhood?

A. Yes. Lots of experience at multiple

Q. Glenn Kelly: Tree, tree pit on 7th Avenue?

A. Gone

Q. Hildegard Link – there's a garden.

A. We have the correct amount of clearance.

Q. Glenn Kelly: 8 feet of clearance?

A. 8-foot arc is requirement.

Q. Glenn Kelly: Bike rack?

A. To be moved

Q. Tom Miskel: other outdoor seating?

A. Café Steinhoff on 14th/7th Streets has seating. Scalino on 10th Street has some seating as well.

Q. Regina Myers: Would you provide a protective barricade to surround the café seating arc?

A. Owner: We would consider. We've priced them though including them would complicate things

Q. Neena Dutta: Any complaints? Any neighbors complain? How long open?

A. Tom Miskel: 1.5 years

Type of restaurant – Asian/American: Too big – the spirit of the sidewalk café is to complement the existing restaurant space: Here you're ____

Q. Eric Anderson: How big are the tables?

A. 22 x 22

Q. Eric Anderson: They would be abutting, so you would have to serve from the sidewalk?

A. We have a 3 foot clearance.

Q. Regina Myers: the 2 tables closest to the tree and 7th Avenue are too close to the tree.

A. Will strike those 2 tables.

Dominique Bravo: Talde is a very nice place.

Owner: We are all TIPS certified. Our new bartender teaches TIPS certification.

Eric Anderson concerned about the tightness of the tables.

Hildegard Link – the size of the café is overwhelming.

Owner: Our cut back of the 2 tables near the tree should suffice.

Trudy Reeves: Where is the barrier going? It's 1-inch thick. The barrier would be outside the path of the server.

Sayar Lonial: Summary of all points made.

Hildegard Link: Compare to Applewood – only 4 tables.

Owner: Yes, but they actually extend further than we.

Q. Trudy Reeves: Will you be within the area of the ____ tree box?

A. No

MOTION: remove 2 tables near 12th Street. Convert seating on 11th to single 2-top. Don't use the barriers.

Hildegard Link: Discrepancy is about the garden section. At Applewood is within designed garden space; not impacting the sidewalk.

Regina Myers: Let's remember the barrier. In Manhattan, it's making the space use easier. I would even push the space to 2.5 feet.

AMENDMENT: Include the barrier, seconded by Sayar Lonial.

Gary Reilly: Against amendment because use is shared more easily without.

Glenn Kelly: Agreed

Pauline Blake: Barriers have historically infringed further on the sidewalk.

AMENDMENT FAILED.

Sayar Lonial: Compromise with 2 instead of 1 or 3 on 11th Street.

Glenn Kelly: It's going to stick out.

Hildegard Lin: 2 will be very congested.

Gary Reilly: Cannot accept a motion that would invite the Department of Consumer Affairs.

MOTION FAILED.

Sayar Lonial: New motion – remove 2 tables on 7th Avenue – 4 seats No Barrier, seconded by Eric Anderson.

Neena Dutta: only Hildegard is complaining. The owners seem amenable.

VOTE: 10.....YEAS 3.....NAYS

MOTION PASSED

Presentation and review of a renewal revocable consent unenclosed sidewalk café permit application submitted to the Department of Consumer Affairs on behalf of Giannino's Pizza Corp. at 305 Court Street (between Degraw/Sackett Streets) to permit 18 tables and 36 seats.

Motion made by Tom Miskel, seconded by Mark Shames.

VOTE:

Continued review of a new on-premises liquor license application submitted to the State Liquor Authority on behalf of Littleneck Group LLC at 288 3rd Avenue Street (between Carroll/President Streets).

Gary Reilly: Future, we demand candor. Please be as forthcoming as possible in the future to move forward.

Owner: modifying menu to add liquor.

Glen Kelly: outdoor space?

A:No

Eric Anderson: Is the school qualified as an SLA designated school?

Gary Reilly: No, unofficially still SLA's right to ___.

Sayar Lonial made a motion, seconded by Eric Anderson

VOTE:

Review of a new on-premises liquor license application submitted to the State Liquor Authority on behalf of Karloff at 254 Court Street (between Degraw/Douglass Streets) in our district

Olga Shishko from Karloff was present. In existence 1.5 years. No complaints. No apartments above.

Motion was made to approve by Glenn Kelly, seconded by Sayar Lonial.

VOTE:

Review of a new on-premises liquor license application submitted to the State Liquor Authority on behalf of Threefold Holdings LLC at 333 Douglass Street (between 3rd/4th Avenues) in our district.

Regina Myers: Can you have a manufacturer's license and have on-premises liquor license?

A: Correct, however, we will apply for special Federal license.

They cannot own any other bars.

Pauline Blake: Any neighbors concerned?

A: Held Q & A with large apartment building.

Gary Reilly: Any from community here to speak? Residents on Butler Street?
Yes – toward 3rd Avenue, but illegal.

Glenn Kelly: What do you need to do?

A: M1-2 with C2-4 overlay

What is in surrounding neighboring building?

Glenn Kelly: Occupancy?

A: 130 + 90

Q: Waiters service

A: Ticket and service

Q: Hours?

A: Will adhere to whatever committee sees fit.

Q: Will there be sound and visual barriers?

A: We envision a visual barrier. The apartment owner will not have a problem.

Sayar Lonial made a motion, seconded by Tom Miskel.

Mark Shames hate it, voting –yes.

Hildegard Link: Long live Park Slope Ale House, Please become a distillery.

Gary Reilly: Strong suggestion to _____. Sound attenuation and suggest hours.

VOTE:

Review of a new on-premises liquor license application submitted to the State Liquor Authority on behalf of Thirukumaran Rajamani at 316 Court Street (between Degraw/Sackett Streets) in our district.

Owner addressed floor and gave qualifications.

Gary Reilly: Anyone from the community?

No hands raised.

Pauline Blake: Do you have lease – is it built out?

A: Yes to lease. No, small build out needed. 25 seats in back yard. Closest building is 28 feet away.

Regina Myers: Full kitchen is built out inside.

Gary Reilly: Can you agree to hours?

A: Yes

Vegan? Yes

Full Liquor? Yes

Why? Liquor goes with spicy food.

Regina Myers: Just vegan?

No, will have other options.

Motion was made by Eric Anderson and seconded by Glenn Kelly.

VOTE:

Review of a new on-premises liquor license application submitted to the State Liquor Authority on behalf of Jim and Andy Inc. at 208 Court Street (between Warren/Wyckoff Streets) in our district.

Small bar – has two other locations. Vincent Van Rhyn owner. Owns townhouse next door.

Will you soundproof?

Yes. Will use a heavy duty foam.

Will keep double paned window closed at all times. No venting. AC will not be in backyard.

Community Member: St. Paul's is less than 200-feet away.

Gary Reilly: 245-feet from main door to main door. How many will occupy the space?
25

Will you serve food? Yes – cheese and meat.

Two schools – 1½ blocks away. Why allow a bar without food service? 1 object.

Eric Anderson made a motion, seconded by Regina Myers

VOTE:

Minutes should be amended to excuse Trudy Reeves and Sayar Lonial from absent from 4/22/13 meeting.

Neena Dutta is leaving the committee as she is moving from Community Board Six to Brooklyn Heights. We appreciate your service.

There being no further business to come before the committee, the meeting was adjourned.

Minutes submitted by Lance Pinn.