

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: JULY 27, 2010

COMMITTEE OF ORIGIN: BATTERY PARK CITY

COMMITTEE VOTE:	7 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC VOTE:	2 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	37 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Proposed street closure on Sunday, September 19, 2010, Battery Place between Little West Street and First Place by Harmony on the Hudson

WHEREAS: The Battery Park City Parks Conservancy is hosting their annual Harmony on the Hudson event on Sunday, September 19, 2010; now

THEREFORE  
BE IT  
RESOLVED

THAT: Community Board #1 does not oppose the proposed Block Party Application Permit for Sunday, September 19, 2010 between the hours of 8:00AM and 9:00PM limited to Battery Place between Little West Street and First Place.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: JULY 27, 2010

COMMITTEE OF ORIGIN: BATTERY PARK CITY

COMMITTEE VOTE:	7 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC VOTE:	2 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	36 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 21 South End Avenue, application for alternation of liquor license for MJK Restaurant Inc. d/b/a Kaijou Japanese Cuisine

WHEREAS: MJK Restaurant Inc. is applying for an alteration of its liquor license to allow for the serving of liquor, wine, and beer in the outside area of the restaurant; and

WHEREAS: The establishment is a restaurant that has already been serving liquor, wine, and beer on the inside area of the restaurant; and

WHEREAS: The outside area of the restaurant is not on public sidewalk; and

WHEREAS: The outside area of the restaurant is composed of approximately 20 tables and 50 seats; and

WHEREAS There is no change in method of operation; now

THEREFORE  
BE IT  
RESOLVED

THAT: Community Board #1 does not oppose the granting of an alteration of the liquor license at 21 South End Avenue for MJK Restaurant subject to compliance by the applicant with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: JULY 27, 2010

COMMITTEE OF ORIGIN: BATTERY PARK CITY

COMMITTEE VOTE:	8 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC VOTE:	2 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	36 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Potential Removal of the Winter Garden Staircase

WHEREAS: Prior to September 11<sup>th</sup>, access between the Winter Garden and the World Trade Center was via the North Bridge over West Street; and

WHEREAS: A grand marble staircase has been part of this wonderful public space allowing workers, visitors and residents connection to the World Financial Center; and

WHEREAS: This grand staircase was damaged during September 11<sup>th</sup> and Brookfield Properties restored it to its original state just one year later; and

WHEREAS: This restored grand staircase became a symbol of recovery and renewal and a much beloved community amenity where performances can be viewed, friends and families can meet, lunches can be enjoyed with views out to the Hudson; and

WHEREAS: The new connection to the World Trade Center will be an underground passage which will come up behind the grand staircase. This will present a challenge to improve the flow of workers and others in and out of the Winter Garden; and

WHEREAS: Brookfield has let it be known that they are exploring options to address this situation, which may include removal of the grand staircase; now

THEREFORE  
BE IT  
RESOLVED

THAT: CB#1 urges both City Planning and Brookfield Properties to carefully explore, in addition to removal, all options that will permit retention of the grand staircase and to engage the community board before any decision is made; and

BE IT  
FURTHER  
RESOLVED

THAT: This process should include but not be limited to open meetings, presentations by Brookfield of all these options, and meetings with City Planning so that the community can have input into this critical decision.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: JULY 27, 2010

COMMITTEE OF ORIGIN: BATTERY PARK CITY

COMMITTEE VOTE:	7 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC VOTE:	2 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	36 In Favor	0 Opposed	0 Abstained	0 Recused

RE: MTA Bus Stop on South End Avenue in Battery Park City

WHEREAS: MTA budget cuts have recently resulted in a reduction of bus service in Battery Park City; and

WHEREAS: The extra long bus stop on the east side of South End Avenue is no longer used by the same volume of MTA buses and is instead often occupied by tour buses; and

WHEREAS: Residential parking in Battery Park City has long been scarce; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 strongly urges DOT to consider converting this extra long bus parking space to a standard bus stop length, in order to allow residential parking in the rest of the underutilized space.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: JULY 27, 2010

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

COMMITTEE VOTE: 10 In Favor 0 Opposed 0 Abstained 0 Recused

BOARD VOTE: 36 In Favor 0 Opposed 0 Abstained 0 Recused

RE: 115 Broadway, application for restaurant beer and wine license for 115 Broadway Corp. d/b/a Panini & Co. Breads

WHEREAS: The proposed hours of operation for food are 8 a.m. to 6 p.m. Sunday through Thursdays and 8 a.m. to 8 p.m. Fridays and Saturdays; and

WHEREAS: The establishment will not have music; and

WHEREAS: The restaurant will have a total square footage of approximately 3,000; and

WHEREAS: The applicant has stated that the establishment will not seek a sidewalk café license; and

WHEREAS: The applicant has stated that the establishment will not apply for a cabaret license; and

WHEREAS: The applicant has stated that there are buildings used primarily as schools, churches or synagogues or other places of worship within 200 feet of this establishment; and

WHEREAS: The applicant has stated that there are other establishments with some type of liquor license within 500 feet of this location; now

THEREFORE

BE IT

RESOLVED

THAT: Manhattan CB #1 does not oppose this restaurant beer and wine license for 115 Broadway Corp. d/b/a Panini & Co. Breads.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: JULY 27, 2010

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

COMMITTEE VOTE:       9 In Favor     0 Opposed     0 Abstained   0 Recused  
BOARD VOTE:           36 In Favor    0 Opposed     0 Abstained   0 Recused

RE:                One Wall Street, application for catering liquor license for Aramark Corp. d/b/a BNY Mellon

WHEREAS: The proposed hours of operation are 7 a.m. to 10 p.m. for food service and 5 p.m. to 9 p.m. for bar service on weekdays; and

WHEREAS: The establishment will not have music; and

WHEREAS: The restaurant will have a total square footage of approximately 16,500; and

WHEREAS: The applicant has stated that the establishment will not seek a sidewalk café license; and

WHEREAS: The applicant has stated that the establishment will not apply for a cabaret license; and

WHEREAS: The applicant has stated that there are buildings used primarily as schools, churches or synagogues or other places of worship within 200 feet of this establishment; and

WHEREAS: The applicant has stated that there are other establishments with some type of liquor license within 500 feet of this location; now

THEREFORE  
BE IT  
RESOLVED

THAT: Manhattan CB #1 does not oppose this restaurant beer and wine license for Aramark Corp. d/b/a BNY Mellon at One Wall Street.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: JULY 27, 2010

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

COMMITTEE VOTE:        10 In Favor     0 Opposed     0 Abstained   0 Recused  
BOARD VOTE:            36 In Favor     0 Opposed     0 Abstained   0 Recused

RE:                      Proposal for newsstand at northeast corner of Church and Cortlandt Streets

WHEREAS: Mr. Manoj Rajan (“the Applicant”) has applied to the Department of Consumer Affairs for a newsstand at the northeast corner of Church and Cortlandt Streets, and

WHEREAS: The Applicant appeared at the CB1 Financial District Committee meeting on July 7, 2010 to discuss this application, and

WHEREAS: The proposed location is on a block with two heavily used subway entrances as well as a bus stop, and along with others on adjacent blocks, these draw large numbers of pedestrians and cause congestion, and

WHEREAS: The already very high volume of pedestrian traffic on the block will greatly increase in coming years because it is across the street from the World Trade Center which will be closed to traffic for long periods of time while reconstruction of the site is underway, and

WHEREAS: The proposed location is on the block occupied by Century 21, which wrote to CB1 and sent a representative to the meeting to strongly oppose the application, now

THEREFORE  
BE IT  
RESOLVED

THAT: CB #1 opposes a newsstand at the proposed location but would welcome an opportunity to work with the applicant to find a more appropriate location.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: JULY 27, 2010

COMMITTEE OF ORIGIN: LANDMARKS

COMMITTEE VOTE:	6 In Favor	0 Opposed	0 Abstained	1 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	24 In Favor	11 Opposed	2 Abstained	1 Recused

RE: 45-47 Park Place, Landmarks Preservation Commission Designation  
Consideration

WHEREAS: The building at 45-47 Park Place is being considered for individual landmark designation by the New York City Landmarks Preservation Commission; and

WHEREAS: It is a beautiful, largely intact five-story Italianate Renaissance-style warehouse of stone and cast-iron, dating from 1858; and

WHEREAS: The structure still retains its original ground-floor Corinthian colonnade cast by the pioneering Daniel D. Badger & Company, and its stone upper floors appear much as they did originally, with molded window surrounds and projecting lintels, second-floor balconets and a continuous cornice flanked by two scrolled brackets surmounted by an antefix; and

WHEREAS: It's occupancy also has an interesting history, having been constructed for Paul Spofford and Thomas Tileston, who owned a major shipping company that inaugurated successful steam navigation in this country; and

WHEREAS: It continued to be a prestigious commercial address in the late 19th century, including occupancy by James P. Smith, a fancy foods importer; and

WHEREAS: From 1911 to 1925, it was the headquarters of Merck & Company, the pharmaceuticals and chemical giant, followed by continuous usage into the late 1960s as the home of Drakenfeld and Company, a developer of innovative manufacturing methods for the ceramics industry; and

WHEREAS: It was purchased subsequently by a retailer, and used until 2001 as a clothing outlet, first by Sy Syms and then by the Burlington Coat Factory; and

WHEREAS: On September 11, 2001, an airplane landing gear from the World Trade Center attack crashed through the building's roof, after which 45-47 Park Place remained vacant for eight years; and



WHEREAS: Since 2009, it has served as a prayer space for people of the Muslim faith, primarily those who live or work Downtown; and

WHEREAS: While 45-47 Park Place would be of merit as contributing to a related Landmarks District, unfortunately it stands virtually by itself, an anachronism surrounded principally by tall office buildings of much later eras; and

WHEREAS: The property under consideration is rich with inflections of fine mid-19<sup>th</sup> Century commercial architecture, but -- not being able to align itself within a Landmarks District -- does not rise to the level of an individual New York City landmark, in the manner of the Hopkins Store at 75 Murray Street, with elements attributed to James Bogardus or other buildings attributed to Bogardus including 75 Murray and 63 Nassau Streets; and

WHEREAS: Community Board No.1 Manhattan urges that in light of the redevelopment budget for this site that the historic façade be carefully deconstructed, stored and incorporated into any future design for the site; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 Manhattan recommends that the Landmarks Preservation Commission not designate 45-47 Park Place as an individual landmark; and

BE IT

FURTHER

RESOLVED

THAT Community Board #1 Manhattan advises that the historic façade be saved and used at its present location.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: JULY 27, 2010

COMMITTEE OF ORIGIN: LANDMARKS

COMMITTEE VOTE:	6 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	38 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 406 Broadway, application for approval of storefront renovation and rear addition

WHEREAS: 406 Broadway located in the Tribeca East Historic District has been extensively altered; and

WHEREAS: This application is for approval of both storefront renovation and a rear yard addition, and while the applicant asserts that the proposed rear yard addition is not visible from the street, the applicant's presentation did not include required information necessary to evaluate either the extent or scope of the proposed rear yard addition or the materiality and detailing of the proposed storefront renovation; and

WHEREAS: The applicant claims that immediate structural work is required at the building's rear wall in order to stabilize the building, and while it is difficult to assess the merit of the claim based upon the materials submitted to this committee for review, any claim of this nature must be taken seriously and dealt with immediately; and

WHEREAS: The applicant claims that requests made to Landmarks Preservation Commission to separate the application for the rear-yard addition from the application for façade renovation and to proceed with the rear yard addition application without a public hearing have been denied; and

WHEREAS: Time is of the essence to determine the stability of the building's rear wall and take correctional action as required; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 Manhattan recommends that Landmarks Preservation Commission deny this application pending a complete presentation to the Community Board; and

BE IT  
FURTHER  
RESOLVED  
THAT:

Community Board #1 Manhattan recommends that Landmarks Preservation Commission allow the applicant to submit a separate application for work needed to stabilize the rear wall, which may or may not include work that will at a later date be incorporated into the proposed rear yard addition, and that this application be coordinated and expedited in conjunction with the Department of Buildings in such a manner as to immediately address any concerns related to the structural stability of the building.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: JULY 27, 2010

COMMITTEE OF ORIGIN: LANDMARKS

COMMITTEE VOTE:	6 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	38 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 40 Dover Street

WHEREAS: The applicant wishes to change the usage of this property, in the South Street Historic District, from commercial to residential; and

WHEREAS: The applicant wishes to erect a rooftop staircase bulkhead; and

WHEREAS: The proposed bulkhead will be substantially visible only from under the Brooklyn Bridge ramp; and

WHEREAS: The bulkhead finish will be stucco of unobtrusive color; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 recommends that the Landmarks Preservation Commission approve this application, pending review of material samples.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: JULY 27, 2010

COMMITTEE OF ORIGIN: NEW BUSINESS

BOARD VOTE:                   36 In Favor   0 Opposed   0 Abstained   0 Recused

RE:                   Drumgoole Park

WHEREAS: Community Board #1 has recently been notified by the New York City Department of Transportation that permits have been issued to allow for Drumgoole Park to be closed for the duration of the Brooklyn Bridge Reconstruction Project; and

WHEREAS: The Brooklyn Bridge Reconstruction Project is scheduled to be finished in 2014; and

WHEREAS: The Park must be closed due to safety concerns arising from work being conducted overhead on Ramp A, but this phase of the work is not supposed to last for the entire duration of the Brooklyn Bridge Reconstruction Project; and

WHEREAS: Drumgoole Park is an important community amenity in an area that has experienced tremendous residential growth in the last few years and is still growing; and

WHEREAS: Drumgoole Park is adjacent to Pace University, which has written to urge DOT to reduce as much as possible the amount of time for which the Park will be closed and to stress the importance of the Park to the Pace community; now

THEREFORE  
BE IT  
RESOLVED

THAT: Community Board 1 urges the Department of Transportation to limit the closure of Drumgoole Park to the duration of the overhead work on Ramp A.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: JULY 27, 2010

COMMITTEE OF ORIGIN: NEW BUSINESS

BOARD VOTE:                    37 In Favor    0 Opposed    0 Abstained    0 Recused

RE:                    Proposed street closure on Friday, September 17, 2010 for Warren Street between Broadway and Church Street by the 1<sup>st</sup> Precinct Community Council

WHEREAS:    The 1<sup>st</sup> Precinct Explorers, a club which offers high school students the opportunity to do community service, are hosting a Block Party for the Explorers to celebrate and introduce the First Precinct Explorers to the Lower Manhattan community; now

THEREFORE  
BE IT  
RESOLVED

THAT:                    Community Board #1 does not oppose the proposed street activity permit submitted by the 1<sup>st</sup> Precinct Explorers for Friday, September 17, 2010 between the hours of 8:00 am and 7:00 pm, including setup and breakdown, limited to Warren Street between Broadway and Church Street.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: JULY 27, 2010

COMMITTEE OF ORIGIN: PLANNING AND INFRASTRUCTURE

COMMITTEE VOTE:       7 In Favor    0 Opposed    0 Abstained   0 Recused  
BOARD VOTE:         37 In Favor    0 Opposed    0 Abstained   0 Recused

RE:            Community Board 1 Manhattan’s Five Governance Principles for the Charter Revision Commission

WHEREAS: Since March 2010, the Charter Revision Commission has held two phases of citywide public hearings which included an initial round in April 2010, and a series of issue forums in June 2010 that focused on five key areas the Commission wanted to further explore: term limits, voter participation, government structure, public integrity, and land use, and

WHEREAS: Recently the Public Advocate’s Office released a series of recommendations on Charter reforms that focused on a series of changes to City government, and

WHEREAS: Among these changes, a section was devoted to a recommendation to “Ensure a More Comprehensive and Community-Based Approach to City Planning”, and

WHEREAS: Community Boards provide the critical element of community input into the land use process in New York City, but at the same time Community Boards generally have insufficient resources to fulfill the land use role contemplated for them in the current City Charter, now

THEREFORE  
BE IT  
RESOLVED

THAT: Community Board #1 supports certain aspects of the Public Advocate’s Proposals on Charter Revisions, specifically:

1. Creation of a Community Board Resource Center to assist with urban planning and real estate development issues as need be, to assist our Director of Land Use when necessary, and
2. Creation of a Community Needs Assessment which would help to augment annual District Needs Statements prepared by Community Boards throughout the City, and

BE IT  
FURTHER  
RESOLVED

THAT: Community Board #1 suggest at community engagement in the land use process can be made more efficient and meaningful by changing elements of the ULURP process to enhance Community Board involvement, by, for example, requiring that Community Board recommendations be specifically addressed by the ULURP applicant before presenting the application to the Borough President and Borough Board, and, if rejected, that a reason for rejection be given; and

BE IT  
FURTHER  
RESOLVED

THAT: Recognizing that the Community Boards' role in the land use process is one that is independent of that of mayoral agencies, the Community Board budgets should likewise be independent of direct mayoral control, similar to how the independent budget office has an independent budget; and

BE IT  
FURTHER  
RESOLVED

THAT: CB #1 believes that careful considerations should be given to the concept of Community Benefits Agreements ("CBAs"), which have the potential for a positive as well as a negative impact on the land use process; to the extent that CBAs are to be sanctioned in a revised City Charter, care should be taken that they do not undermine the role of the Community Boards in the land use process and that the CBA device be used in a manner that assures that the "community parties" to such agreements appropriately represent and are appropriately accountable to the community involved.



COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: JULY 27, 2010

COMMITTEE OF ORIGIN: PLANNING AND INFRASTRUCTURE

COMMITTEE VOTE:           7 In Favor     0 Opposed     0 Abstained   0 Recused

BOARD VOTE:             36 In Favor     0 Opposed     0 Abstained   1 Recused

RE:                    Water Street: A New Approach by Downtown Alliance

WHEREAS: The Downtown Alliance has commissioned a study and generated a report contemplating major changes in the Water Street commercial corridor, and

WHEREAS: As it exists today, the Water Street commercial corridor is a relic of 1960s urban planning principles, which have proven less than optimal for the creation of the type of vibrant commercial district that workers and residents desire today, and

WHEREAS: Although Water Street corridor is one of Lower Manhattan's most important commercial subdistricts, it exemplifies the what is wrong with many downtowns across the country – predominantly commercial in use, deserted in the evenings and on weekends and lacking in retail options and restaurants; Water Street fails in this regard largely because it fails to engage the public at the pedestrian level, and

WHEREAS: The "New Approach" suggested by Downtown Alliance contemplates the transformation of Water Street by implementing four principles:

1. Anchor to anchor: rescaling the street to create an iconic boulevard, by, among other things, creating a pedestrian-oriented environment and facilitating north-south movement;
2. Water to water: strengthening the connections to the historic core and the waterfront;
3. Space to place: realigning public and ground-floor spaces to enhance street life; and
4. Day to night: extending the hours of activity along Water Street; and

WHEREAS: Community Board #1 finds much that is attractive in Downtown Alliance's vision for Water Street, but notes that the specific details of that vision merit careful consideration by the Planning and Community Infrastructure Committee; now

THEREFORE  
BE IT  
RESOLVED

THAT: CB #1 commends the Downtown Alliance for its comprehensive study and analysis of the Water Street commercial corridor, and concurs that this corridor merits re-thinking, and almost certainly merits a transformation along the lines advocated by Downtown Alliance, and that the four principles put forth by Downtown Alliance are consistent with a vision for vastly improving the Water Street commercial corridor; and

BE IT  
FURTHER  
RESOLVED

THAT: CB #1 requests that the Downtown Alliance keep the Planning and Community Infrastructure Committee apprised of any further specifics of its “new approach” for Water Street.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: JULY 27, 2010

COMMITTEE OF ORIGIN: QUALITY OF LIFE

COMMITTEE VOTE:	5 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	3 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	35 In Favor	0 Opposed	5 Abstained	0 Recused

RE: New York State Marriage Equality Bill S 440

WHEREAS: The “freedom to marry” is, in the words of the United States Supreme Court, “one of the vital personal rights essential to the orderly pursuit of happiness by free people”; and

WHEREAS: Civil marriage grants special rights and privileges in such areas as property ownership, inheritance, health care, hospital visitation, taxation, insurance coverage, child custody, pension benefits and testimonial privileges, married couples receive important safeguards against the loss or injury of a spouse, and crucial assurances against legal intrusion into their marital privacy; and

WHEREAS: Civil marriage is the means by which the State defines a couple's place in society; and

WHEREAS: Same gender couples are denied access to the institution of civil marriage; and

WHEREAS: Those who are excluded from its rubric are told by the institutions of the State, in essence, that their solemn commitment to one another has no legal weight; now

THEREFORE

BE IT

RESOLVED

THAT: At the urging of the Borough Board, Community Board #1 urges the Governor and the New York State Legislature to immediately amend the domestic relations law, in relation to the ability to marry, to read as follows:

“A MARRIAGE THAT IS OTHERWISE VALID SHALL BE VALID REGARDLESS OF WHETHER THE PARTIES TO THE MARRIAGE ARE OF THE SAME OR DIFFERENT SEX (S4440).”

This amendment, Bill S440, provides same-sex couples the same opportunity to enter into civil marriages as opposite-sex couples. The bill also provides that no member of the clergy may be compelled to perform any marriage ceremony.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: JULY 27, 2010

COMMITTEE OF ORIGIN: QUALITY OF LIFE

COMMITTEE VOTE:	5 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	3 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	26 In Favor	1 Opposed	10 Abstained	0 Recused

RE: Manhattan Borough Board Denunciation of Arizona’s New Immigration Law

WHEREAS: America is a nation of immigrants and New York City is sustained by our immigrant past, present and future; and

WHEREAS: New York City is home to the largest population of immigrants of any city in the U.S.; well over 3 million foreign-born residents comprise nearly 40 percent of New York City’s total population; and immigrants compose over 40 percent of the city’s workforce and are essential to our economic output and stability; and

WHEREAS: Over 30 percent of Manhattan’s residents are foreign-born and a number of the borough’s community districts are majority foreign-born; and

WHEREAS: The City of New York and the nation as a whole could benefit from comprehensive immigration reform that does not divide families or create a climate of fear in immigrant neighborhoods; and

WHEREAS: Immigration reform is an issue that transcends party affiliation and requires input from all elected officials; and

WHEREAS: An enforcement-only approach to immigration is ineffective, cruel and wasteful of Federal and State resources; and

WHEREAS: The Governor of Arizona, on April 23, 2010, signed into law Senate Bill 1070 which requires Arizona law enforcement to question and arrest individuals if there is a “reasonable suspicion” that they are in the country undocumented; and

WHEREAS: Arizona’s new law promotes a policy of profiling and infringes on individual civil rights; and

WHEREAS: Any such law in the State of New York would violate our basic notions of fairness, decency and justice; and

WHEREAS: Such laws create a significant chilling effect on many communities’ willingness to report crimes and cooperate with police and government overall, and criminals

will be more free to prey on immigrant communities, diminishing public safety for citizens as well as non-citizens; and

WHEREAS: The New York State Senate adopted a resolution denouncing any policy of profiling in New York State and urging the federal government to denounce any similar state sanctioned immigration policy; and

WHEREAS: The New York State Assembly adopted a resolution denouncing Arizona's new immigration law; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 denounces the passage and signing into law of Arizona's Senate Bill 1070 and urges Arizona not to implement the law; and

BE IT

FURTHER

RESOLVED

THAT: At the urging of the Borough Board, Community Board #1 applauds the passage of Senate Bill J5081 and Assembly Bill K01282 by the New York State Legislatures and encourages the adoption of federal comprehensive immigration reform that strengthens the family immigration system, protects human and civil rights and provides a meaningful path to citizenship.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: JULY 27, 2010

COMMITTEE OF ORIGIN: QUALITY OF LIFE

BOARD VOTE: 37 In Favor 0 Opposed 0 Abstained 0 Recused

RE: Support for the continuation of health care services on the former St. Vincent's campus

WHEREAS: The closure of St. Vincent's Hospital has resulted in the community's loss of an emergency room, in-patient hospital, Lower Manhattan's only in-patient pediatric emergency room, and Level 1 trauma center; and

WHEREAS: Downtown Hospital does not have cardiac emergency services, so the loss of St. Vincent's Hospital means the potentially fatal lengthening of travel time for a heart attack patient; and

WHEREAS: The loss of St. Vincent's Hospital has crippled Lower Manhattan's capacity to address a widespread public health emergency such as a natural disaster or act of terrorism in an area that is still a top global terrorist target; and

WHEREAS: There is widespread public support for the re-establishment of a full-service, acute care hospital on the former St. Vincent's campus, and the community board reiterates its strong support for such a hospital at such location, as well; and

WHEREAS: All or part of the current St. Vincent's campus is the most logical, cost-effective, and central location for the re-establishment of such a hospital or other health care facility that will adequately address the community's myriad health care needs, and, in fact, maybe the only location suitable for such a facility, which compounds the urgency of this resolution; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 (CB#1) opposes any changes in statutes and legislation that would eliminate hospital uses at the site of the former St. Vincent's; and

BE IT

FURTHER

RESOLVED

THAT: CB#1 shall seek to petition the Bankruptcy Court and in connection therewith create a committee to explore in a publicly transparent manner, all options for the St. Vincent's campus; and

BE IT  
FURTHER  
RESOLVED

THAT: CB#1 urges our elected officials to join Community Board #1 and Community Board #2 in this petition.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: JULY 27, 2010

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

COMMITTEE VOTE:           7 In Favor    0 Opposed    0 Abstained   0 Recused  
BOARD VOTE:             36 In Favor   0 Opposed    0 Abstained   0 Recused

RE:                    229 Front Street, application for liquor license for establishment of name to be determined

WHEREAS: Sandra Tedesco-Cali Lerner or Entity to be Formed is applying for a liquor license; and

WHEREAS: The establishment will be a tavern-restaurant; and

WHEREAS: The total square footage of the tavern is 2,200 sq. ft., and the number of tables is 12 tables with 48 seats; and

WHEREAS: The establishment proposes to be open from 11am to 2am from Sunday to Wednesday and from 11am to 4am on Thursday, Friday, and Saturday; and

WHEREAS: There will be background music only limited to a stereo with low amperage; and

WHEREAS: Adequate soundproofing will be installed in the form of insulation throughout; and

WHEREAS: The applicant will not apply for a sidewalk café license; now

THEREFORE  
BE IT  
RESOLVED

THAT: Community Board 1 does not oppose the granting of a liquor license at 229 Front Street, for Sandra Tedesco-Cali Lerner or Entity to be Formed, subject to compliance by the applicant with the limitations and conditions set forth above.



COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: JULY 27, 2010

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

COMMITTEE VOTE:           6 In Favor    1 Opposed    0 Abstained   0 Recused  
BOARD VOTE:             36 In Favor   0 Opposed    0 Abstained   0 Recused

RE:                    33 Peck Slip, application for an unenclosed sidewalk café for VOX USA, Corp.  
                          d/b/a VOX NY

WHEREAS:   The applicant has applied for an unenclosed sidewalk café license for 11 tables  
                          and 22 seats with 5 tables on the Peck Slip side of the restaurant and 6 tables on  
                          the Front Street side of the restaurant; and

WHEREAS:   The applicant has agreed to operate the sidewalk café no later than midnight on  
                          weekdays and on weekends; and

WHEREAS:   The applicant agrees to maintain 8 feet of sidewalk clearance; now

THEREFORE  
BE IT  
RESOLVED

THAT:                Community Board 1 does not oppose the application for an unenclosed sidewalk  
                          café license for VOX USA, Corp. d/b/a VOX NY at 33 Peck Slip for a period of  
                          two years subject to compliance by the applicant with the limitations and  
                          conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: JULY 27, 2010

COMMITTEE OF ORIGIN: STREET FAIRS TASK FORCE

COMMITTEE VOTE:           6 In Favor   0 Opposed   0 Abstained   0 Recused  
BOARD VOTE:               36 In Favor   0 Opposed   0 Abstained   0 Recused

RE:                    Sponsorship of Street Fairs for Fundraising by CB #1 in 2011

WHEREAS:   CB #1 adopted a resolution on January 17, 2006 establishing procedures to be following in connection with its future use of street fairs for fundraising; and

WHEREAS:   The Chair of CB #1 appointed a task force of the Board (the “Street Fairs Task Force”) in 2006 to implement the new procedures; and

WHEREAS:   In order for the Street Fairs Task Force to begin implementing the procedures for the following year, CB #1 must first vote affirmatively to raise funds by sponsoring street fairs in that following year; and

WHEREAS:   The total amount to be raised by street fairs in 2011 and used by CB #1 to support its work is expected to be approximately \$30,000, which amount would have to be replaced by some other source of funds in the event that the street fairs are discontinued in order to avoid an adverse impact on the work of the organization; and

WHEREAS:   The Board deems it desirable to grant the Street Fairs Task Force some additional flexibility in determining whether it is necessary to again solicit bids from street fair promoters for the 2011 street fairs sponsored by CB #1, as was done for the 2007 street fairs sponsored by CB #1; and

WHEREAS:   Under the by-laws of CB #1, the Street Fairs Task Force will automatically dissolve one year from its creation unless continued by a resolution of the Board or the Executive Committee for a specified period of time; now

THEREFORE  
BE IT  
RESOLVED

THAT:            CB #1 hereby (1) authorizes the sponsorship of street fairs by CB #1 in 2011 to raise funds to support the work of the organization, (2) extends the existence of the Street Fairs Task Force for an additional year, subject to the appointment of members by the Chair of CB #1 as provided by the by-

laws, and (3) grants the Street Fairs Task Force the authority to determine whether it is appropriate to solicit bids from street fair promoters for the 2011 street fairs sponsored by CB #1, following an evaluation by the Street Fairs Task Force of (a) the manner in which the current promoter has performed its obligations with respect to the 2010 street fairs and (b) any proposal that promoter may choose to make to conduct the 2011 street fairs.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: JULY 27, 2010

COMMITTEE OF ORIGIN: TRIBECA AND TRANSPORTATION  
AND PARKING REGULATIONS SUB-COMMITTEE

SUBCOMMITTEE VOTE:	2 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	3 In Favor	0 Opposed	0 Abstained	0 Recused
COMMITTEE VOTE:	6 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	1 Opposed	0 Abstained	0 Recused
BOARD VOTE:	36 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Leonard Street and Hudson Street intersection, request to install ‘Do Not Block the Box’ sign

WHEREAS: The intersection of Leonard Street and Hudson Street is chronically congested; and

WHEREAS: Cars often get caught in the middle of the intersection during a light change and are an impediment to the flow of traffic; and

WHEREAS: Blocking the intersection is a fineable offense for which traffic enforcement has recently increased enforcement; and

WHEREAS: Community Board #1 believes that the installation of a ‘Do Not Block the Box’ sign will decrease such offenses; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 urges the Department of Transportation to install a ‘Do Not Block the Box’ sign at the intersection of Leonard Street and Hudson Street.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: JULY 27, 2010

COMMITTEE OF ORIGIN: TRIBECA AND TRANSPORTATION  
AND PARKING REGULATIONS SUB-COMMITTEE

SUBCOMMITTEE VOTE:	2 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	3 In Favor	0 Opposed	0 Abstained	0 Recused
COMMITTEE VOTE:	6 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	1 Opposed	0 Abstained	0 Recused
BOARD VOTE:	35 In Favor	0 Opposed	1 Abstained	0 Recused

RE: Beach Street between Greenwich and Hudson Streets, request to install ‘Local Traffic Only’ sign to mitigate truck traffic from the Holland Tunnel

WHEREAS: Truck traffic exiting from the Holland Tunnel often uses Beach Street en route downtown; and

WHEREAS: Beach Street is a cobblestone street already in a state of disrepair; and

WHEREAS: Trucks generate excessive dust and noise driving over the broken cobblestones of Beach Street and are an extreme nuisance for residents; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 urges the Port Authority, Department of Transportation, and the Lower Manhattan Construction Command Center to work together to reduce commercial use of Beach Street from the Holland Tunnel; and

BE IT

FURTHER

RESOLVED

THAT: Community Board #1 requests that the Department of Transportation install a ‘Local Traffic Only’ sign to discourage truck traffic from using Beach Street after exiting the Holland Tunnel.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: JULY 27, 2010

COMMITTEE OF ORIGIN: TRIBECA AND TRANSPORTATION  
AND PARKING REGULATIONS SUB-COMMITTEE

SUBCOMMITTEE VOTE:	2 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	3 In Favor	0 Opposed	0 Abstained	0 Recused
COMMITTEE VOTE:	5 In Favor	1 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	1 Opposed	0 Abstained	0 Recused
BOARD VOTE:	36 In Favor	0 Opposed	0 Abstained	0 Recused

RE: North side of Watts Street between Greenwich and Washington Street, request to change to alternate-side parking street cleaning regulations

WHEREAS: The scarcity of parking in Tribeca has been exacerbated by ongoing construction; and

WHEREAS: Watts Street has recently undergone street reconstruction; now

THEREFORE  
BE IT  
RESOLVED

THAT: Community Board #1 urges the Department of Transportation to change Watts Street to alternate side parking in order to allow this block to be utilized for residential parking.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: JULY 27, 2010

COMMITTEE OF ORIGIN: TRIBECA AND TRANSPORTATION  
AND PARKING REGULATIONS SUB-COMMITTEE

SUBCOMMITTEE VOTE:	3	In Favor	0	Opposed	0	Abstained	0	Recused
PUBLIC MEMBERS:	3	In Favor	0	Opposed	0	Abstained	0	Recused
COMMITTEE VOTE:	6	In Favor	0	Opposed	0	Abstained	0	Recused
PUBLIC MEMBERS:	1	In Favor	1	Opposed	0	Abstained	0	Recused
BOARD VOTE:	36	In Favor	0	Opposed	0	Abstained	0	Recused

RE: Requests for installation of ‘do not block the box’ striping

WHEREAS: The intersections of West Street & Canal Street and Greenwich Street & Canal Street are chronically congested; and

WHEREAS: Cars often get caught in the middle of these intersections during a light change and are an impediment to the flow of traffic; and

WHEREAS: Blocking the intersection is a fineable offense for which traffic enforcement has recently increased enforcement; and

WHEREAS: Community Board #1 believes that the painting of ‘Do Not Block the Box’ striping on these intersections will decrease such offenses; now

THEREFORE  
BE IT  
RESOLVED

THAT: Community Board #1 urges the Department of Transportation to install ‘Do Not Block the Box’ striping at the following intersections:

1. West Street and Canal Street
2. Greenwich Street and Canal Street.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: JULY 27, 2010

COMMITTEE OF ORIGIN: TRIBECA AND TRANSPORTATION  
AND PARKING REGULATIONS SUB-COMMITTEE

SUBCOMMITTEE VOTE:	2 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	3 In Favor	0 Opposed	0 Abstained	0 Recused
COMMITTEE VOTE:	5 In Favor	1 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	1 Opposed	0 Abstained	0 Recused
BOARD VOTE:	34 In Favor	2 Opposed	0 Abstained	0 Recused

RE: Select new designated areas for New York press vehicles

WHEREAS: The New York City Department of Transportation (NYCDOT) maintains designated parking areas for press vehicles with NYP license plates to facilitate coverage of news events by accredited media, who often need to transport equipment; and

WHEREAS: There are many breaking news stories, cultural events such as the Tribeca Film Festival, and other community events that occur in Tribeca; and

WHEREAS: Tribeca originally had designated NYP parking areas in locations such as Vestry and Hudson streets and, most recently, Broadway and Reade Streets; and

WHEREAS: Tribeca no longer has any designated NYP parking areas, and the closest NYP designated parking areas to Tribeca are at City Hall by the Brooklyn Bridge, Hudson Square, SoHo, and Battery Park City; and

WHEREAS: The New York Police Department no longer issues official placards to press for parking; and

WHEREAS: The DOT could convert a “No Standing Any Time Except Trucks Unloading or Loading” or “No Parking Anytime” zone in central Tribeca into NYP designated parking areas without diminishing available residential, commercial, or visitor parking; and

WHEREAS: Many of these locations marked by “No Standing Any Time Except Trucks Unloading or Loading” or “No Parking Anytime” are already used by vehicles with official city placards; and

WHEREAS: The New York Press Photographers Association has written to Community Board #1 supporting the creation of a NYP parking zone in central Tribeca; now



THEREFORE  
BE IT  
RESOLVED

THAT: Community Board #1 urges the Department of Transportation to create a "No Standing Anytime Except Authorized Vehicles - NYP Plates Only" area with a minimum capacity for four vehicles at one of the following locations:

1. North or south side of Duane Street between Greenwich Street and Hudson Street, where there are currently "No Parking Anytime" signs;
2. North or south side of Jay Street, between Greenwich Street and Staple Street, where there are currently superfluous "No Standing Except Trucks Loading and Unloading" zones; and
3. North or south side of Reade Street, between Hudson and Greenwich Street, where there is currently a superfluous "No Standing Except Trucks Loading and Unloading" zone.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: JULY 27, 2010

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	9 In Favor	1 Opposed	1 Abstained	0 Recused
PUBLIC MEMBERS:	2 In Favor	0 Opposed	2 Abstained	0 Recused
BOARD VOTE:	37 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Creation of a temporary pedestrian plaza extension of Bogardus Garden on Hudson Street between Reade Street and Chambers Street

WHEREAS: The Hudson Street and Chambers Street reconstruction projects are projected to last a several years and will result in the closure of various portions of both Hudson Street and Chambers Street during this time; and

WHEREAS: The Department of Transportation (DOT) has reported that Hudson Street between Chambers Street and Reade Street ordinarily only experiences a peak volume of 125 cars per hour; and

WHEREAS: Four parking spaces will be lost as a result of this closure; and

WHEREAS: In conjunction with the Chambers Street reconstruction project, Hudson Street between Chambers Street and Reade Street will be closed; and

WHEREAS: DOT has agreed to work with the Friends of Bogardus Garden to make the closed street space into useable public space for the duration of the project by installing plantings and putting out portable chairs and tables; and

WHEREAS: Friends of Bogardus garden have agreed to provide additional cleaning of street litter and maintenance of the planters that DOT and Department of Sanitation would not be able to provide; now

THEREFORE  
BE IT  
RESOLVED

THAT: Community Board #1 supports the creation of a temporary pedestrian plaza on Hudson Street between Reade Street and Chambers Street in conjunction with the Chambers Street Project.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: JULY 27, 2010

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	9 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	3 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	37 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 139 Duane Street, application for alteration of liquor license to serve liquor in the outside area for Strongfive LLC d/b/a Blaue Gans

WHEREAS: The applicant is applying for alteration of an existing liquor license to serve alcohol in the sidewalk café; and

WHEREAS: The establishment is a restaurant; and

WHEREAS: The total square footage of the restaurant is 3547.34 square feet with a public assembly of 146 and 22 tables and 77 seats and a bar with 17 seats and an outside dining area of 12 tables and 6 seats; and

WHEREAS: The service hours of the outside dining area will be from noon to midnight on weekdays and from 11:00 am to midnight on weekends; and

WHEREAS: There will be background recorded music only in the restaurant; now

THEREFORE  
BE IT  
RESOLVED

THAT: Community Board #1 does not oppose the granting of an alteration of the liquor license at 139 Duane Street for Strongfive LLC d/b/a Blaue Gans subject to compliance by the applicant with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: JULY 27, 2010

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	9 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	3 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	37 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 40 Harrison Street, application for wine and beer license for Josephine deBeauhernais LLC d/b/a Josephine

WHEREAS: The applicant, Josephine deBeauhernais LLC d/b/a Josephine, is applying for a wine and beer license; and

WHEREAS: The establishment is a restaurant; and

WHEREAS: The total square footage of the restaurant is 2000 square feet with a public assembly of 74 persons; and

WHEREAS: The total square footage of the dining area is only 400 square feet, with an additional 100 square feet for the bar area and 350 square feet for the kitchen area; and

WHEREAS: The number of tables is 17 with 34 seats and a bar area with 13 stools; and

WHEREAS: The service hours of the establishment will be from 7:00 am to 11:00 pm on both weekdays and weekends; and

WHEREAS: There will be background recorded music only; and

WHEREAS: The applicant stated that they will not seek outside promoters or DJs; now

THEREFORE  
BE IT  
RESOLVED

THAT: Community Board #1 does not oppose the granting of a wine and beer license at 40 Harrison Street for Josephine deBeauhernais LLC d/b/a Josephine subject to compliance by the applicant with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: JULY 27, 2010

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	6 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	2 In Favor	1 Opposed	0 Abstained	0 Recused
BOARD VOTE:	37 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 370-371 Canal Street, application for liquor license for establishment of name to be determined

WHEREAS: FC-Canal Operating LLC d/b/a Sheraton Tribeca New York Hotel is applying for a liquor license; and

WHEREAS: The applicant is applying for a liquor license for three areas in the hotel: the ground-floor restaurant and a club lounge and its terrace on the 21<sup>st</sup> floor; and

WHEREAS: The 21<sup>st</sup> floor lounge and terrace will be limited to Sheraton Club members staying on the 21<sup>st</sup> and 22<sup>nd</sup> floors; and

WHEREAS: The ground-floor restaurant will only be accessible from Canal Street and will not be accessible from Lispenard Street; and

WHEREAS: The total square footage of the dining area of the restaurant is 2,800 sq. ft. with an additional 1,115 sq. ft. for the bar area; and

WHEREAS: The restaurant will have 28 tables and 110 seats and the bar area for the restaurant will have 9 tables and 41 seats; and

WHEREAS: The 21<sup>st</sup> floor lounge will have 985 sq. feet with 8 tables and sixteen seats and the lounge's terrace will be a total of 13,000 sq. feet with 9 tables and 18 seats; and

WHEREAS: The restaurant will be open from 6:30 am to 2:00 am on both weekdays and weekends; and

WHEREAS: There will be background music only; and

WHEREAS: Security personnel will be employed; and

WHEREAS: The applicant will not apply for a sidewalk café license; now

THEREFORE  
BE IT  
RESOLVED

THAT: Community Board #1 does not oppose the granting of a liquor license at 370-371 Canal Street for FC-Canal Operating LLC d/b/a Sheraton Tribeca New York Hotel subject to compliance by the applicant with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: JULY 27, 2010

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	9 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	3 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	37 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Proposed street closure on Sunday, September 26, 2010 for Duane Street between West Broadway and Church Street by the Jewish Community Project Downtown

WHEREAS: The Jewish Community Project downtown is hosting a Sukkot Block Party and Family Festival in honor of the Jewish holiday of Sukkot on Sunday, September 26, 2010; now

THEREFORE  
BE IT  
RESOLVED

THAT: Community Board #1 does not oppose the proposed street activity permit submitted by the Jewish Community Project Downtown for Sunday, September 26, 2010 between the hours of 8:00 am and 4:00 pm, including setup and breakdown, limited to Duane Street between West Broadway and Church Street.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: JULY 27, 2010

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	6 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	2 Opposed	0 Abstained	0 Recused
BOARD VOTE:	37 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Proposal for a newsstand at the northwest corner of Broadway and Reade Street

WHEREAS: Mr. Dilip Patel, who has applied to the Department of Consumer Affairs for a newsstand appeared before the Tribeca Committee of CB1 on July 14, 2010; and

WHEREAS: The letter to CB1 from the Department of Consumer Affairs regarding this application, #1359173, states that this application is for the northeast corner of Broadway and Reade Street, but Mr. Patel stated that he is seeking a location at the northwest corner; and

WHEREAS: The photographs and map enclosed with the letter clearly show that the intended location is at the northwest corner; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 does not object to a newsstand at the northwest corner of Broadway and Reade Street.



COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: JULY 27, 2010

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	6 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	3 In Favor	2 Opposed	0 Abstained	0 Recused
BOARD VOTE:	37 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 353 Greenwich Street, application for an unenclosed sidewalk café license for Maryann’s 353 Mex. Inc d/b/a Maryann’s

WHEREAS: The applicant has applied for an unenclosed sidewalk cafe license for 15 tables and 32 seats; and

WHEREAS: The applicant agrees to operate the sidewalk café no later than midnight on weekdays and on 1:00 am on weekends; and

WHEREAS: The applicant agrees to maintain 8 feet of sidewalk clearance at all times; and

WHEREAS: The applicant has resubmitted plans to the Community Board, which state there will be 6 tables and 12 chairs on Greenwich Street and 9 tables and 20 chairs on Harrison Street; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 recommends approval of the application for an unenclosed sidewalk café license for Maryann’s 353 Mex. Inc d/b/a Maryann’s for a period of two years subject to compliance by the applicant with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: JULY 27, 2010

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	9 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	4 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	37 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 460 Greenwich Street, application for an unenclosed sidewalk café license for Tecton Café Inc. d/b/a Estancia 460

WHEREAS: The applicant has applied for an unenclosed sidewalk cafe license for 4 tables and 10 seats; and

WHEREAS: The applicant agrees to operate the sidewalk café no later than midnight on weekdays and on 1:00 am on weekends; and

WHEREAS: The applicant agrees to maintain 8 feet of sidewalk clearance at all times; now

THEREFORE  
BE IT  
RESOLVED

THAT: Community Board #1 recommends approval of the application for an unenclosed sidewalk café license at 460 Greenwich Street for Tecton Café Inc. d/b/a Estancia 460 for a period of two years subject to compliance by the applicant with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: JULY 27, 2010

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	9 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	4 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	37 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Resident complaints about Warren 77

WHEREAS: A resolution passed by Community Board #1 on September 23, 2008, stated that Community Board #1 would not oppose a liquor license contingent on the owner's agreement to soundproof the premises and to have background music only; and

WHEREAS: It is apparent that some of the walls of the establishment, which are exposed brick, are not soundproofed, and there is some question whether the tin ceiling and remaining walls have been adequately soundproofed; and

WHEREAS: Residents of buildings in the adjacent buildings have been greatly disturbed by the loud noise of music and televisions until as late a 2:00 am and by the noise of patrons loitering on the street past 2:00 am; and

WHEREAS: The noise problems seem to be exacerbated by the fact that the establishment keeps its windows and doors open late, though many neighbors across the street say they have been kept awake by noise from within the bar even when the bar's door and windows were closed; and

WHEREAS: The owner of Warren 77 appeared before the Tribeca Committee on July 14, 2010 to discuss issues that residents in adjacent buildings had been having with his establishment at 77 Warren Street; and

WHEREAS: The owner agreed to meet with residents with complaints with a sound engineer if necessary and return to the Tribeca Committee in September; now

THEREFORE  
BE IT  
RESOLVED

THAT: Community Board #1 requests that the owner of the establishment at 77 Warren Street adhere to agreements made during the July 14, 2010 Tribeca Committee meeting to rectify the above-mentioned issues by:

1. Closing the windows and doors by 9:00 pm;
2. Posting security personnel outside the establishment from 8 pm until closing who will:
  - Keep the streets clear of people who have left the establishment or who have come outside to smoke, and
  - Prevent other disorderly behavior;
3. Take appropriate sound mitigation measures to address resident complaints about excessive noise from within the bar even when the windows and doors are closed; and

BE IT  
FURTHER  
RESOLVED  
THAT:

Notwithstanding the measures enumerated above to be taken by the owner, Community Board #1 continues to consider all terms of the September 23, 2008 Community Board #1 resolution, which were recorded with the State Liquor Authority, essential conditions of the liquor license granted.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: JULY 27, 2010

COMMITTEE OF ORIGIN: WATERFRONT

COMMITTEE VOTE:	7 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC VOTE:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	35 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Referral from the New York City Economic Development Corporation of the East River Waterfront Esplanade Package 2 Site Plan

WHEREAS: In May 2005, after more than 70 public meetings, The City of New York released “Transforming the East River Waterfront,” a concept plan for the revitalization of the East River between the Battery Maritime Building and Pier 42; and

WHEREAS: The concept plan seeks to improve access to the waterfront, enhance pedestrian connectivity, and create waterfront amenities for public and community use and enjoyment, namely by creating:

- Open space amenities for Lower Manhattan communities currently underserved by the City’s parks
- Basic infrastructure improvements to support new waterfront and community activities
- New public uses on Piers 15 and 35
- Space under the FDR Drive for community, cultural and limited commercial development
- A continuous bikeway/walkway along the waterfront connecting to the Manhattan Greenway; and

WHEREAS: Implementation of the East River Waterfront Esplanade plan necessitated a change to Waterfront Zoning that was approved by the Community Board on May 27, 2008; and

WHEREAS: The revised Waterfront Zoning stipulated that NYCEDC refer a Site Plan of each project phase to the affected Community Board and Council Member prior to Waterfront Certification; and

WHEREAS: NYCEDC presented the Package 2 design to Waterfront Committee and members of the Council Member’s staff which was supported by a resolution on January 26, 2010; and

WHEREAS: The Board at that time requested that the proposed buffer screen along the bike lanes along the southern portion of the project heading to the Battery Maritime Building be reduced to 3 feet; and

WHEREAS: NYCEDC returned to the committee with plans for Package 2 of Phase 1 of construction of the East River Waterfront Esplanade where the Board's request for a lower buffer fence was accommodated recognizing the Board's concern about visibility and safety related to the buffer screen, the design team reduced its height; now

THEREFORE

BE IT

RESOLVED

THAT: CB #1 supports the design for Package 2 of the East River Waterfront Esplanade.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: JULY 27, 2010

COMMITTEE OF ORIGIN: WTC REDEVELOPMENT

COMMITTEE VOTE: 5 In Favor 1 Opposed 0 Abstained 0 Recused  
BOARD VOTE: 36 In Favor 1 Opposed 0 Abstained 0 Recused

RE: PANYNJ and SPI: From Framework to Definitive Agreement on Eastern Portion of WTC Site

WHEREAS: The ninth anniversary of September 11, 2001 is rapidly approaching, and

WHEREAS: On March 23, 2010, CB#1 unanimously passed a resolution calling for “Ending the Impasse at the World Trade Center Site” on the eastern portion of the WTC site, and

WHEREAS: On March 25, 2010, the Port Authority of New York and New Jersey (PANYNJ) and developer Silverstein Properties, Inc. (SPI) reached a “framework” agreement for the construction of the eastern portion of the World Trade Center (WTC) site and work began immediately to move forward in “good faith” on all agreed aspects of the WTC redevelopment plan, and

WHEREAS: Prompt realization of the WTC redevelopment plan will have significant community and commercial benefits while making the WTC site the largest green building complex in New York City and using Environmental Performance Credits in the process of doing so, now

THEREFORE  
BE IT  
RESOLVED

THAT: CB#1 strongly encourages PANYNJ and SPI to work together in good faith to resolve any open issues relating to the “framework” agreement so that a definitive agreement between PANYNJ and SPI can be approved and executed at the next PANYNJ Board of Directors Meeting (tentatively scheduled for early August 2010), thereby ensuring that the collective vision for redeveloping the WTC site is realized as soon as possible.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION  
DATE: JULY 27, 2010

COMMITTEE OF ORIGIN: WTC REDEVELOPMENT

BOARD VOTE:                   36 In Favor   1 Opposed   0 Abstained   0 Recused

RE:                   130 Liberty Street Progress (aka Deutsche Bank)

WHEREAS: The LMDC has stated that it is a top priority is to safely and efficiently demolish 130 Liberty Street; and

WHEREAS: Much of the development of the World Trade Center (WTC) site hinges on timely completion of the 130 Liberty demolition: a sizeable portion of the 130 Liberty Street building footprint and the surrounding land is needed for the WTC Vehicular Security Center (VSC), which is a critical infrastructure component of the WTC site required for the transport of materials to and from the 9/11 National Memorial and Museum, Towers 1, 2, 3 and 4, the Calatrava Transit Center, and the Performing Arts Center, and any cause for significant delay is a matter of public concern; and

WHEREAS: Three years after the tragic deaths of the heroic fire fighters Joseph Graffagnino, Jr. and Robert Beddia, the 130 Liberty Street demolition continues to accrue Department of Buildings (DOB) violations; and

WHEREAS: The LMDC has missed at least three deadlines for bringing the building down, forcing the Port Authority of New York and New Jersey (PANYNJ) to work around the building and to spend \$27 million in public funds to build a temporary slurry wall so that excavation for the VSC could commence; and

WHEREAS: Although the LMDC, which is funded by taxpayers' dollars, has repeatedly assured the community that it would proceed in a transparent manner and provide ongoing detailed demolition updates, the LMDC has failed to inform the community about problems stalling, and at times affecting the safety of the demolition; and

WHEREAS: Last month, at a June 29, 2010 hearing of the New York City Council Committee on Lower Manhattan Redevelopment chaired by Council Member Chin, Community Board #1 (CB#1) requested in testimony that the board be informed of any work stoppages or other impediments to the latest demolition deadline of December 31, 2010; and

WHEREAS: At the July 17, 2010 Lower Manhattan Construction Command Center (LMCCC) community meeting, LMDC's representative provided a brief, general update and made no mention of problems at the demolition; and



WHEREAS: Two days later, on July 19, 2010, a press account appeared in the New York Post reporting that “The Deutsche Bank building demolition at 130 Liberty St. was stalled for another two weeks when a cracked crane was removed, delaying the completion to February. An inspection last month revealed tiny gaps in the metal collar supporting the crane”; and

WHEREAS: No representative from the LMDC attended the July monthly CB#1 WTC Redevelopment Committee meeting and repeated requests by CB#1’s WTC Redevelopment Committee Chair for an explanation of the problems with the crane described in the July 19th article finally elicited a response that there had been problems with the crane in the form of an email from an LMDC representative stating that, “A part on the crane had to be replaced but non-crane related work has continued ... The fifth floor collar tie had a welding issue which had to be repaired. The City Dept. of Buildings is doing a review today before clearing it ... the year-end completion schedule remains”; and

WHEREAS: Updates made by LMDC representatives to CB#1’s WTC Redevelopment Committee are typically lacking in critical details and often fail to mention DOB violations and other problems with the demolition. In addition, representatives are often under-informed and unable to answer questions; and

WHEREAS: The 130 Liberty Street Demolition Community Advisory Committee (CAC) has not met since March 2010, and it is also often the case that LMDC reports at these meetings are likewise lacking in substance; and

WHEREAS: Given the rate of progress, the community has reason to be skeptical that LMDC will meet its latest declared deadline, particularly since the 130 Liberty Street demolition resumed in November 2009, floors 11 through 26, plus half of the 27th have been removed which roughly translates into a rate of 1.8 floors per month over the nine months of work; and

WHEREAS: Although LMDC has worked with DOB to modify their means and methods to make their demolition process more efficient, questions have been asked how 10-plus floors can be removed (and preparation of the basement and ground) in the remaining five months of 2010 which would be at rate of at least two floors per month, especially considering that as 130 Liberty building becomes shorter, the steel becomes denser; and

WHEREAS: According to a recent article (New York Times by Charles V. Bagli, July 5, 2010), Bovis Lend Lease, the 130 Liberty Street General Contractor, “...claimed in a complaint filed last month in State Supreme Court in Manhattan that it had been shortchanged at least \$80 million for work it was ordered to perform at the site. But in a court filing on June 23, the Lower Manhattan Development Corporation excoriated the construction company for having the ‘gall’ to seek extra compensation and profit, despite the project’s ‘being more than three and a

half years behind schedule and despite tens of millions of dollars of costs and damages' incurred by the agency from long delays and an August 2007 blaze in which two firefighters died"; and

WHEREAS: It is unacceptable for the community to be hostage to legal disputes that should be worked out later, after the building is down; nor should Bovis be allowed to use a work slow-down as a tactic in its legal battle with the LMDC; now

THEREFORE

BE IT

RESOLVED

THAT: CB#1 reiterates its long-standing request that LMDC send a representative regularly to both the monthly CB#1 WTC Redevelopment Committee meeting and the monthly Lower Manhattan Construction Command Center community meeting, and asks that this representative be informed and prepared to intelligently update the community and answer questions about the progress of the demolition of 130 Liberty Street; and

BE IT

FURTHER

RESOLVED

THAT: CB#1 repeats its long-standing concern with LMDC's lack of transparency during its eight-plus years of existence, and CB#1 seeks prompt updates from LMDC on this project—especially on issues requiring stop work orders or other serious causes of delay, since LMDC's e-updates and monthly reports have not provided this information—in order to restore confidence in LMDC and its ability to complete the 130 Liberty Street project in a timely fashion; and

BE IT

FURTHER

RESOLVED

THAT: CB#1 believes that the pace of the demolition of 130 Liberty should be unaffected by any disputes of compensation between LMDC and Bovis as previously agreed and notes that LMDC funds spent on related to delays and legal fees is money not invested in the rebuilding of Lower Manhattan which those funds were intended for.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: JULY 27, 2010

COMMITTEE OF ORIGIN: YOUTH & EDUCATION

COMMITTEE VOTE:	8 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC VOTE:	2 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	35 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Overcrowding at P.S. 89

WHEREAS: The Broadsheet reported on July 13, 2010 that “The planned class configuration for the term that begins in September calls for each grade, from kindergarten through fifth, to have three classes, except for the third grade, which will have four classes of 28 or more students per class. The fourth grade will have three classes of 32 students each”; and

WHEREAS: Figures provided on the Department of Education (DOE) website estimate that the previous year’s average class size of a fourth-grade class for all of District 2, which encompasses Community Board #1, was just 24 students; and

WHEREAS: Principal Nejjar of P.S. 89 has reported to Community Board #1 that there are currently 29-30 students enrolled in three 4<sup>th</sup> grade classes; and

WHEREAS: Community Board #1 strongly feels that class size is inherently related to the quality of education a child receives; now

THEREFORE  
BE IT  
RESOLVED

THAT: Community Board #1 strongly urges the Department of Education to take measures necessary to address overcrowding of the 4<sup>th</sup> grade at P.S. 89, including:

1. Offering students the option to transfer to schools in the district with less crowded 4<sup>th</sup> grades,
2. Providing additional space and resources in Community Board #1 for an additional 4<sup>th</sup> grade class in P.S. 89, and
3. Constructing additional schools in Community Board #1 to alleviate overcrowding.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: JULY 27, 2010

COMMITTEE OF ORIGIN: YOUTH & EDUCATION

COMMITTEE VOTE:	8 In Favor	0 Opposed	0 Abstained	1 Recused
PUBLIC VOTE:	2 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	34 In Favor	0 Opposed	0 Abstained	1 Recused

RE: Loss of funding for CUNY LEADS program

WHEREAS: Community Board #1 has previously expressed its support for the CUNY LEADS program on June 22, 2010; and

WHEREAS: It has been reported to Community Board #1 that funding for the CUNY LEADS program may not be restored in the New York State budget; and

WHEREAS: CUNY LEADS offers New York State a significant return on investment, in that a modest investment of roughly \$10,000 to develop and place a CUNY LEADS student in competitive employment saves New York State \$14,312 per year in disability benefits alone, a total savings of \$418,222 in NYS disability benefits for each LEADS job placement over a projected 30 years work history; and

WHEREAS: Community Board #1 strongly feels that the CUNY LEADS program is an essential bridge to opportunity for New Yorkers with disabilities; now

THEREFORE  
BE IT  
RESOLVED

THAT: Community Board #1 urges that Governor Paterson, Speaker Silver, State Assembly Member Glick and State Senate ensure that funding be restored for the CUNY LEADS program.