



THE CITY OF NEW YORK MANHATTAN COMMUNITY BOARD 3

59 East 4th Street - New York, NY 10003
Phone (212) 533-5300 - Fax (212) 533-3659
www.cb3manhattan.org - info@cb3manhattan.org

Gigi Li, Board Chair

Susan Stetzer, District Manager

January 2013 Full Board Minutes

Meeting of Community Board #3 held on Tuesday, January 22, 2013 at 6:30pm at PS 124, 40 Division Street.

Public Session:

Aisha Lloyd (Assistant Head of School at George Jackson Academy): Inviting CB3 to GJA to 2/12 at 12:00 to open house to learn about the school (all male private school in the LES for African American, Latino and Asian students).

Michael Goldstein (founder of Afro Brazil Arts): Asked CB3 to deny application for beer and wine of The Suffolk. He often leaves work late and finds bar patrons in and around his studio and finds vandalism and cigarette butts in the morning.

Mark Power: Artist in building where The Suffolk is located. Also asking to deny The Suffolk's application. The bar is in a community arts center and bar owner has no regard for the other tenants.

Jan Hanvik: Executive Director of Clemente Soto Velez center. Also asking to deny The Suffolk's application. The Clemente is prohibited by the city from renting to commercial tenants and rent more than month to month (the SLA requires more than a month-to-month lease). The Suffolk is renting the space for more than the maximum occupancy. The bar owner owes the center \$9000 in back rent, \$5000 in parking fees and other back rent.

Corinne Erni and Annie Wachnicki: Idea City Festival – explained/described festival (that arts are the driving force behind the city vibrancy). Working with Hester St. Fair to increase food, going to translate to Spanish and Chinese, and going to do more flyering around the community.

Cindie Massillon (Henry St. Settlement Americorps member): Informing CB3 about free tax prep, free computer lab and printing and job training.

Drew Figuerla (former Clemente center employee and former member of the board): Responsible for building "revenue stream" space in the center (concessions). The café has now grown and he has secured signatures from community members.

Tom Escovar: Reading a letter by Jessica Alfreds in support of The Suffolk bar – Letter writer stated that The Suffolk staff helped with a Hurricane Sandy Thanksgiving fundraiser and large meal for Hurricane victims.

Kevin Begazo: Works with Drew Figuerla to put on shows at The Suffolk bar. He tried to put on a show at the bar and was told by management that he was trespassing. This almost caused the band to leave.

Stephanie Chiu: Read a letter from a coop resident who lives across the street from The Suffolk. The letter writer stated that Drew has paid attention to reducing noise and disturbance and that the executive director of the center accused patrons of trespassing.

Matthew Choate: Read letter from an artist in the center. The letter writer stated that the property manager has made patrons and musicians feel unwelcome.

Brendan Rohan (resident across the street from The Suffolk): Spoke in support of The Suffolk and Drew as a spokesperson for the center.

Public Officials:

Mayor Michael Bloomberg, Pauline Yu: Not in attendance

Public Advocate Bill de Blasio, Phil Jones: Not in attendance

Comptroller John Liu, Alice Cancel: Not in attendance

Borough President Scott Stringer, David Czyzyk: Stop the Violence March (LES Unity Rally) – in reaction to increased violence in our community. State of the Borough is coming up at the Met.

Congressmember Carolyn Maloney, Victor Montesinos: Read "Dear Neighbor" letter (see reports).

Congressmember Nydia Velazquez, Iris Quinones: Not in attendance

Assembly Speaker Sheldon Silver, Karen Yee: Co-sponsored NY Dream Act, allowing undocumented immigrant children access to tuition aid. Introduced bill that would give homeowners and business owner more protection against insurance company rejecting their claims post-Sandy.

Assemblymember Deborah J. Glick, Sarah Malloy-Good: 40th anniversary of passage of Roe v. Wade. Glick will reintroduce legislation to guarantee reproductive rights.

Assemblymember Brian Kavanagh, Marcela Medina: There are some residents in the district that still don't have landline service from Hurricane Sandy and can't call to fix it.

State Senator Daniel L. Squadron, Mauricio Pazmino: State Senate passed stronger gun legislation. Restorations of bus service (ex: B39 (W'Burg to LES), M29 (LES to Battery Park City). Introduced legislation for people to make profit off resale of nonprofit concert tickets (ex: 12/12/12 concert).

State Senator Brad M. Hoylman, Enrique Lopez: Thank everyone who attended his swearing-in ceremony. Contact number and address and emails are the same as the campaign. Joined pro-choice caucus. One of his first votes was to support new New York assault weapons ban.

Councilmember Margaret Chin, Patricia Olan: Capital allocations for nonprofits are on their website. City Council hearings on Hurricane Sandy are coming up – it's very important for citizens to come speak about Sandy. Submitted a letter to SLA regarding 106 Rivington calling on SLA to compromise (start with beer and wine permit).

Councilmember Rosie Mendez: Spoke about the late Marie Christopher, who fought for affordable housing in NYCHA buildings as well as disability rights. GOLES is raising money for burial expenses. Pat De Angelis, a public member, also passed away recently. Sunday is the re-opening of St. Bridget's Church. East Village / LES historic district is going to City Council Committee. Advocating for putting entire communities of interest in particular districts (example: Vladick Houses in Dist. 2 and Gouveneur Gardens in Dist. 1. Announced a memorial walk for teenager who was murdered on Delancey and Columbia Sts (1/31). Campaign Finance legislation passed in committee and will be brought to City Council tomorrow that codifies which organizations should be required to file campaign finance contribution and communication statistics. Denial of 106 Rivington St. has caused a lot of criticism of CB3 online (including calling the board racist) – stated that she will write a letter supporting CB3's decision.

Members Present at First Vote:

David Adams	[P]	Vaylateena Jones	[P]	Thomas Parker	[P]
Dominic P. Berg	[P]	Meghan Joye	[P]	Carolyn Ratcliffe	[P]
Karen Blatt	[P]	Lisa Kaplan	[P]	Joyce Ravitz	[P]
Jimmy Cheng	[P]	Carol Kostik	[P]	Carlina Rivera	[P]
MyPhuong Chung	[P]	Ben Landy	[P]	Jamie Rogers	[P]
David Conn	[A]	John Leo	[P]	Richard F. Ropiak	[P]
David Crane	[P]	Ricky Leung	[P]	Susan Scheer	[A]
Natasha Dillon	[P]	Sam Leung	[A]	Nancy Sparrow-Bartow	[P]
Harvey Epstein	[A]	Gigi Li	[P]	Gary Tai	[A]
Morris Fajtelewicz	[P]	William LoSasso	[P]	Wilson Tang	[P]
Flora Ferng	[P]	Chad Marlow	[P]	Elinor Tatum	[A]
Rabbi Y. S. Ginzberg	[A]	Bernard Marti	[P]	Rodney Washington	[P]
Gloria Goldenberg	[P]	David McWater	[A]	Jack Waters	[A]
Jan Hanvik	[P]	Charlotte Miles	[A]	Justin Yu	[P]
Herman F. Hewitt	[A]	Alexandra Militano	[A]	Thomas Yu	[P]
Anne K. Johnson	[P]	Chiun Ng	[P]		
Linda Jones	[P]	Ariel Palitz	[A]		

Minutes:

Minutes of November 2012 were approved, as is.

36 YES 0 NO 0 ABS 0 PNV MOTION PASSED

Board Chairperson's Report:

Chairperson Gigi Li: New board member – Chad Marlow (former member of CB2). Last week Li testified on City Council committee hearing on NYCHA issues. Lunar New Year party will begin immediately after meeting.

District Manager's Report:

District Manager Susan Stetzer:

Verizon is attending the District Service Cabinet meeting to review after Sandy problems. If you are still having issues, please let me know and I can ask Verizon to report on these problems.

Astor Place reconstruction that will create new traffic pattern and create new open space will start late spring or early summer instead of in March. In the meantime, she is trying to get temporary traffic light at Cooper Sq.

We are trying to get trash compactors outside Columbus Park for the courts. This will help greatly to reduce garbage that is attracting rats. Design Commission has denied the request because they are concerned the compactors will attract graffiti.

SMASH (tv series) just donated \$500 to CB3.

We've been sending out survey updates to block associations and ask them if they have open meetings and democratic votes. The Board will refer block associations to SLA applicants only if they have open, posted meetings for each SLA applicant. Block associations will be referred to film companies if they have minimum of one open, posted meeting per year.

Committee Reports:

Executive Committee

no vote necessary

Personnel Task Force (met on December 17, 2012)

Reports (Berg, D.): There are a lot of community boards that don't have personnel handbooks. Berg found some typos (pg. 5; pg. 11, #18 remove bracketed section; pg. 64, last sentence – should read "12-month evaluation").

1. Continued work on Employee Handbook

VOTE: Whereas, Community Board 3 is a City agency and has not had an employee handbook; and

Whereas, it is appropriate for the Community Board 3 staff to have City and office policies in the form of a guide for easy reference; and

Whereas, the Personnel Task Force has developed an Employee Handbook in accordance with applicable legal and human resource regulations of the City of New York and codifies Community Board 3 District Office common practices; now

Therefore be it resolved, Community Board 3 adopts the "*Employee Handbook: Manhattan Community Board 3.*" (see copy of handbook at end)

36 YES 0 NO 0 ABS 0 PNV MOTION PASSED

Transportation & Public Safety and Environment Committee

1. DOT Update: Chinatown Curbside Management Study pilot implementation

no vote necessary

2. Continued discussion of guidelines for bus application for new permit process for designated locations for curbside loading/unloading

no vote necessary

3. Request for bike corral at 88 Rivington (Mizrahi Realty)—amend 90 Rivington bike rack to become double rack for 88-90 Rivington. (Bike corrals are on-street parking spaces for bikes installed in front of the businesses)

no vote necessary

4. Planning for next public safety emergency/CB 3 feedback from Sandy and Irene

VOTE: Resolution Re: Public Safety Emergency Plans for Communication With Community Boards

WHEREAS, CB 3 has areas of the district in flood zones A, B, C; and

WHEREAS, CB 3 had many homes and businesses devastated by hurricane Sandy; and

WHEREAS, CB 3 was not included in planning information by the City to be able to help residents, businesses, and organizations. Lack of information impeded CB 3 efforts to organize volunteers and to perform other constituent services; and

WHEREAS, the link between the City Administration and the Community Board is the liaison from the Community Affairs Unit (CAU); and

WHEREAS, the CAU liaison for CB 3 appears to have received only summary information; and

WHEREAS, the CAU liaison for CB 3 was removed from Lower Manhattan to another devastated area and CB 3 was left without any links for planning, information, or an official connection for help or information; and

WHEREAS, CB 3 is now invited to participate in planning for sustainability; now

THEREFORE, BE IT RESOLVED that CB 3 states its appreciation that it will be included in planning to prevent problems such as those that occurred during hurricane Sandy and requests that plans for the future should ensure that CB 3 have an official communication link with the City Administration to receive planning and other information; and

BE IT FURTHER RESOLVED that CB 3 believes it is necessary that CAU liaisons be kept in neighborhoods of their assignment during emergencies to use their expertise and connections to best help their assigned communities.

36 YES 0 NO 0 ABS 0 PNV MOTION PASSED

SLA & DCA Licensing Committee

Renewal with Complaint History

1. Temple of Ankh, 58 Clinton St, btwn E Houston and Stanton Sts (wb)

VOTE: WHEREAS, El Karnak Inc. doing business as Temple of Ankh, is seeking the renewal of its beer wine license for the premise located at 58 Clinton Street, between East Houston Street and Stanton Street, New York, New York; and

WHEREAS, this location is operated as a hookah lounge; and

WHEREAS, there have been seven (7) complaints from residents of this street from May of 2012 through January of 2013, that 1) loud music and bass emanate from this business until 4:00 A.M. most nights, 2) unruly and loud patrons crowd its sidewalk late at night, yelling, fighting and vomiting, and 3) patrons have been observed entering this location with alcohol for which the applicant has no license; and

WHEREAS, the community board office has received complaints from both residents and businesses on Clinton Street regarding the disruptive nature of this business; and

WHEREAS, there have been fourteen (14) substantiated 311 commercial noise complaints about this business from March 20, 2011 through September 1, 2012, between the hours of 12:00 A.M. and 3:30 A.M.; and

WHEREAS, there is a nuisance abatement against this applicant for underage sales and noise now pending in state supreme court for which the applicant has agreed that it will enter into stipulations regarding its method of operation; and

WHEREAS, patrons have posted on YELP that they have been served mixed drinks, to wit rum and coke and whiskey, at this business, although the applicant has stated to this community board that it is only serving "fake alcohol" that it represents to be actual alcohol to its patrons; now

THEREFORE, BE IT RESOLVED that Community Board #3 moves to deny the application to renew the beer wine license for El Karnak Inc., doing business as Temple of Ankh, for the premise located at 58 Clinton Street between East Houston Street and Stanton Street.

Applications within Resolution Areas

2. San Marzano Pizzeria (San Marzano LLC), 71 Clinton St btwn Stanton & Rivington Sts (op/upgrade)

VOTE: To deny the application to upgrade to a full on-premise liquor license for San Marzano LLC, doing business as San Marzano Pizzeria, for the premise located at 71 Clinton Street, unless the applicant agrees before the SLA to make as conditions of its license the following signed notarized stipulation that

- 1) it will operate as a full-service Italian restaurant, with a kitchen open and serving food during all hours of operation,

- 2) its hours of operation will be 11:00 A.M. to 12:00 A.M. Sundays through Thursdays and 11:00 A.M. to 2:00 A.M. Fridays and Saturdays,
- 3) it will play ambient background music only, consisting of recorded music, and not have live music, DJs, promoted events, scheduled performances or any event at which a cover fee will be charged,
- 4) it will close any façade doors and windows at 10:00 P.M. every night, and
- 5) it will not commercially use any outdoor areas

Community Board #3 is approving this application to upgrade to a full on-premise liquor license although this is a location in an area with at least thirteen (13) full on-premise liquor licenses within five hundred (500) feet of this location because 1) this applicant has operated this business for four (4) years and has served beer and wine for three and a half (3½) years and has had no adverse history during its operation, and 2) the applicant provided fifty (50) signatures in support of its application from nearby residents and no one appeared in opposition to this application.

3. Ivan Ramen, 25 Clinton St btwn E Houston & Stanton Sts (op)
withdrawn

4. Pig & Khao (68 Clinton Restaurant Associates LLC), 68 Clinton St btwn Rivington & Stanton Sts (op/upgrade)

VOTE: To deny the application to upgrade to a full on-premise liquor license for 68 Clinton Restaurant Associates LLC, doing business as Pig & Khao, for the premise located at 68 Clinton Street, unless the applicant agrees before the SLA to make as conditions of its license the following signed notarized stipulation that

- 1) it will operate as a full-service Southeast Asian restaurant, with a kitchen open and serving food during all hours of operation,
- 2) its hours of operation will be 5:00 P.M. to 10:00 P.M. Sundays through Wednesdays, 5:00 P.M. to 12:00 A.M. Thursdays and Fridays, 12:00 P.M. to 12:00 A.M. Saturdays and 12:00 P.M. to 10:00 P.M. Sundays,
- 3) it will play ambient background music only, consisting of recorded music, and not have live music, DJs, promoted events, scheduled performances or any event at which a cover fee will be charged,
- 4) it will have a closed fixed façade with no open doors or windows, and
- 5) it will use its backyard for sit-down dining only and will close its backyard at 10:00 P.M. every night

Community Board #3 is approving this application to upgrade to a full on-premise liquor license although this is a location in an area with at least eighteen (18) full on-premise liquor licenses within five hundred (500) feet of this location because 1) this applicant has operated a quality restaurant accessible to the community for three (3) months without any adverse history, 2) this business has no standup bar and has tables for dining only, 3) the applicant provided one hundred ninety-seven (197) signatures in support of its application from nearby residents, no one appeared in opposition to this application and one (1) business owner on Clinton Street appeared in support of its application, and 4) this applicant is a seasoned operator who has operated four (4) restaurants in New York City and has obtained a letter regarding the operation of its restaurants within Community Board #2 which states that while it has 311 complaints for one of its restaurants, it has no complaints for its other two businesses within that district.

5. 154 Ludlow Bar LLC, 154 Ludlow St (op)
no vote necessary

New Liquor License Applications

6. Rivington 155 Parlor Inc, 155 Rivington St (op)
no vote necessary

7. To be Determined, 138 Orchard St (op)
no vote necessary

8. To be Determined, 49 Canal St (op)
withdrawn

9. Elephant House Inc, 301 E 12th St at 2nd Ave (op)

VOTE: Understanding that this is a sale of assets of a preexisting bar, Community Board #3 moves to deny the application for a full on-premise liquor license for Elephant House Inc., for the premise located at 301 East 12th Street, unless the applicant agrees before the SLA to make as conditions of its license the following signed notarized stipulation that

- 1) it will employ at least one (1) security guard Friday and Saturday nights and as needed on other nights,
- 2) its hours of operation will be 12:00 P.M. to 4:00 A.M. all days,
- 3) it will have recorded music and DJs, but will not have live music, promoted events, scheduled performances or any event at which a cover fee will be charged,
- 4) it will not participate in pub crawls or have party buses come to its business,

- 5) it will use its door located on East 12th Street as an emergency egress only and use its Second Avenue door as its primary entrance and exit, and
- 6) it will have a closed fixed façade with no open doors or windows.

10. Pulperia on Essex Inc, 131 Essex St (wb)

no vote necessary

11. Mediterranean Grill and Tapas (Izagara Gourmet Inc), 128 1st Ave btwn E 7th St & St Marks Pl (op/upgrade)

no vote necessary

12. Good Luck House Inc, 21 Division St btwn Bowery & Eldridge St (wb)

VOTE: To deny the application for a beer wine license for Good Luck House Inc., doing business as Good Luck House Restaurant, for the premise located at 21 Division Street, unless the applicant agrees before the SLA to make as conditions of its license the following signed notarized stipulation that

- 1) it will operate as a full-service Southeast Asian restaurant, with a kitchen open and serving food during all hours of operation,
- 2) its hours of operation will be 11:00 A.M. to 11:00 P.M. all days,
- 3) it will not play music of any kind,
- 4) it will have a closed fixed façade with no open doors or windows, and
- 5) it will not commercially use any outdoor areas.

13. Hill and Dale Restaurant Group LLC, 115 Allen St btwn Delancey & Rivington Sts (op)

VOTE: WHEREAS, Hill and Dale Restaurant Group LLC is seeking a full on-premise liquor license for the premise located at 115 Allen Street, between Delancey Street and Rivington Street, New York, New York; and

WHEREAS, this applicant is intending to operate a tavern café restaurant serving upscale gastro pub fare; and

WHEREAS, 1) this applicant has operated a licensed establishment in Brooklyn for two (2) years, 2) the condominium board president of 115 Allen Street appeared in support of this application, 3) the applicant provided a letter from Community Board 2 Brooklyn that its existing business of two (2) years has no adverse history, and 4) the applicant provided multiple letters of support from tenants residing near its existing business; now

THEREFORE, BE IT RESOLVED that Community Board 3 moves to deny the application for a full on-premise liquor license for Hill and Dale Restaurant Group LLC, for the premise located at 115 Allen Street, unless the applicant agrees before the SLA to make as conditions of its license the following signed notarized stipulation that

- 1) it will operate as a full-service restaurant, specifically a gastro pub, with a kitchen open and serving food during all hours of operation,
- 2) its hours of operation will be 5:00 P.M. to 2:00 A.M. Mondays through Wednesdays, 5:00 P.M. to 4:00 A.M. Thursdays and Fridays, 11:00 A.M. to 4:00 A.M. Saturdays and 11:00 A.M. to 2:00 A.M. Sundays,
- 3) it will play ambient background music only, consisting of recorded music, and not have live music, DJs, promoted events, scheduled performances or any event at which a cover fee will be charged,
- 4) it will close any façade doors and windows at 10:00 P.M. every night, and
- 5) it will not commercially use any outdoor areas.

14. Matilda (Settebello LLC), 647 E 11th St btwn Aves B & C (op/upgrade)

VOTE: To deny the application to upgrade to a full on-premise liquor license for Settebello LLC, doing business as Matilda, for the premise located at 647 East 11th Street, unless the applicant agrees before the SLA to make as conditions of its license the following signed notarized stipulation that

- 1) it will operate as a full-service Italian Mexican restaurant, with a kitchen open and serving food during all hours of operation,
- 2) its hours of operation will be 11:30 A.M. to 11:00 P.M. Sundays, 5:30 P.M. to 11:00 P.M. Mondays through Thursdays, 5:30 P.M. to 11:30 P.M. Fridays and 11:30 A.M. to 11:30 P.M. Saturdays,
- 3) it will play ambient background music only, consisting of recorded music, and not have live music, DJs, promoted events, scheduled performances or any event at which a cover fee will be charged,
- 4) it will close any façade doors and windows at 10:00 P.M. every night, and
- 5) it will close its sidewalk cafe at 10:30 P.M. every night

Community Board #3 is approving this application to upgrade to a full on-premise liquor license although this is a location in an area with at least eight (8) full on-premise liquor licenses within five hundred (500) feet of this location because 1) this applicant has operated its restaurant with early hours since 2007 and without any adverse history and she and her family live within a block of its

location, 2) four (4) people appeared in support of this application, the applicant provided one eighty-nine (89) signatures in support of its application from nearby residents and no one appeared in opposition to this application, and 3) the applicant has a history of supporting community events.

15. Famous Sichuan One Inc, 10 Pell St (wb)
withdrawn

16. On The Bowery LLC, 87 Bowery btwn Hester & Canal Sts (op)

VOTE: To deny the application for a full on-premise liquor license for On The Bowery LLC, for the premise located at 87 Bowery, unless the applicant agrees before the SLA to make as conditions of its license the following signed notarized stipulation that

- 1) it will operate as a full-service American comfort food restaurant, with a kitchen open and serving food during all hours of operation,
- 2) its hours of operation will be 6:30 A.M. to 12:00 A.M. Sundays and 6:30 A.M. to 2:00 A.M. Mondays through Saturdays,
- 3) it will play ambient background music, consisting of recorded music, and may have live unamplified music but will not have DJs, promoted events, scheduled performances or any event at which a cover fee will be charged, and
- 4) it will close any façade doors and windows at 10:00 P.M. every night.

17. 90 Third Avenue TC Restaurant LLC, 90 3rd Ave (op)
no vote necessary

18. Wo Hop City Inc, 15 Mott St at Worth St (wb)

VOTE: To deny the application for a beer wine license for Wo Hop City Inc., doing business as Wo Hop Restaurant, for the premise located at 15 Mott Street, unless the applicant agrees before the SLA to make as conditions of its license the following signed notarized stipulation that

- 1) it will operate as a full-service Chinese restaurant, with a kitchen open and serving food during all hours of operation,
- 2) its hours of operation will be 11:00 A.M. to 12:00 A.M. all days,
- 3) it will not have DJs, live music, promoted events, scheduled performances or any event at which a cover fee will be charged and will not play music of any kind,
- 4) it will have a closed fixed façade with no open doors or windows, and
- 5) it will not have a stand up bar.

Old Business-Renewal With Complaint History

19. The Suffolk Bar, 107 Suffolk St btwn Rivington & Delancey Sts(wb)

VOTE: WHEREAS, Reinaldo A. Figueroa, currently doing business as The Suffolk Bar, is seeking the renewal of its beer wine license for the premise located at 107 Suffolk Street, between Rivington Street and Delancey Street, New York, New York; and

WHEREAS, this location is operated as a bar and is located within The Clemente Soto Velez Cultural and Educational Center, a not-for-profit cultural arts institution consisting of theatres and artists' workshops; and

WHEREAS, this applicant was originally approved for a beer wine license by Community Board #3 in March of 2003, with the understanding that it would function as a café, doing business as Moxie Works Café, and serving wine and beer as an amenity to the performances and productions occurring within the cultural center; and

WHEREAS, Community Board #3 has received six (6) complaints from residents of 118 and 120 Suffolk Street from June of 2012 through January of 2013, and from the Suffolk Street Block Association through a representative who appeared on its behalf, as well as from another resident of Suffolk Street who appeared to complain that, over the course of years 1) loud music has emanated from this business until late at night, and 2) unruly and loud patrons have crowded its sidewalk late at night; and

WHEREAS, The Clemente Soto Velez Cultural and Educational Center has complained that the applicant operates his business inconsistent with the business of the cultural center, in that 1) the noise from music and patrons at The Suffolk Bar disrupts performances being conducted in cultural center theatres, 2) the applicant leaves the door of the cultural center open after the building closes at 11:30 P.M. to conduct his business and admit his patrons which breaches building security and the security of the artists in its workshops, 3) the applicant has extended his business to the outside parking lot without authorization and conducts its own performances and special events, to wit karaoke nights, hosting live bands and constructing a beach in the adjacent outdoor lot, without authorization of the cultural center and contrary to its edict as a cultural and educational center; and

WHEREAS, there have been thirteen substantiated (13) 311 commercial noise complaints about this business from February 27, 2011 through July 27, 2012, between the hours of 9:00 P.M. and 2:30 A.M.; and

WHEREAS, this applicant has a pending SLA violation for selling alcohol to a minor from April of 2012; now

THEREFORE, BE IT RESOLVED that Community Board #3 moves to deny the application to renew the beer wine license for Reinaldo A. Figueroa, currently doing business as The Suffolk Bar, for the premise located at 107 Suffolk Street between Rivington Street and Delancey Street.

36 YES 0 NO 0 ABS 0 PNV MOTION PASSED (all items excluding 2, 13, 19)

35 YES 1 NO 0 ABS 0 PNV MOTION PASSED (2 & 13)

34 YES 0 NO 1 ABS 1 PNV MOTION PASSED (19)

SLA Policy Task Force

- Review of "saturation area" research
no vote necessary

Parks, Recreation, Cultural Affairs, Landmarks, & Waterfront Committee

1. Parks Update: East River Park embayments, "rusty" rails and drainage/resurfacing by LESEC

VOTE: Whereas, the LES Ecology Center currently operates a compost program, recycling food scrap from hundreds of households in the community board district into usable soil;

Whereas, the LES Ecology Center has entered into a license agreement with the Department of Parks & Recreation to utilize the oval space just south of the amphitheater in East River Park for composting activities;

Whereas, while the composting activity is a desirable activity, the broken asphalt and incorrect pitch of draining at the site has created odor problems to nearby residents when compost is mixing with stagnant water;

Whereas, the NYC Parks Department has indicated the asphalt pavement repair and a new drain would ameliorate some of the odor issues from stagnant water, a project to be initiated in the Spring of 2013;

Whereas, LES Ecology Center has engaged a research program via the City College of NY to propose a more permanent wetland that would have water purification benefits on site, as well as educational programs for local youth;

Therefore be it resolved, that CB#3 supports the LES Ecology Center in its endeavor to design and build a wetland park on part of their space leased to them by the NYC Parks Department to deal with long term water purification, odor reduction, diversifying and restoring native plant and animal species in East River Waterfront, and creating educational and recreational opportunities for the general public.

2. RFP for a seasonal indoor Trapeze Center at Hamilton Fish Park

no vote necessary

3. Report from Landmarks Subcommittee

VOTE: CB#3 supports the Landmarks Subcommittee's recommendation for approving a Certificate of Appropriateness for 103 Second Avenue, along with stipulations:

Certificate of Appropriateness: Docket 13-7089 – Block 462, lot 30-103 2nd Avenue – East Village/Lower East Side Historic District. An altered neo-Grec style apartment building designed by Julius Boeckell and constructed in 1868 and altered in 1922 by F.W. Klemt. Application is to install a flue.

WHEREAS, the building at 103 2nd Avenue was constructed in 1868 and is contained within the East Village/Lower East Side Historic District; and

WHEREAS, the tenants of the building, Mighty Quinn, operate a wood-smoked barbecue, and whose method of operation requires more ventilation than can be provided by the building's internal chimney; so

THEREFORE BE IT RESOLVED, Community Board 3 approves the application for a Certificate of Appropriateness, with the following conditions:

- The ductwork is to be painted to match the building façade
- The condition of the ductwork and its paint is to be checked annually and repainted as necessary
- The rooftop fan should be placed so that it is not visible from the street
- Penetrations necessary for the brackets and the flue opening should be placed within the joints, avoiding damage to the bricks
- Penetrations should be waterproofed, sealed, and insulated

36 YES 0 NO 0 ABS 0 PNV MOTION PASSED

Arts & Cultural Affairs Task Force

1. Presentation by Hester Street Collaborative on Paths to Pier 42, interim uses
no vote necessary
2. Presentation from Cutlog International Art Fair proposed for LES May 2013
no vote necessary
3. Report regarding research on the impact on artists and arts organizations of Sandy
no vote necessary

Con Edison Task Force

does not meet until January 24th

Land Use, Zoning, Public & Private Housing Committee

Reports: SPURA RFP has been published by EDC.

1. EDC/Task Force: Update re: SPURA RFP status
no vote necessary
2. 515 E 5th St—Request from tenants to support request that BSA not allow construction to be vested under zoning previous to 2008 and that BSA allow exceptions to Multiple Dwelling Law. (BSA 245-12 A and 246-12 A)
no vote necessary

Human Services, Health, Disability, & Seniors / Youth & Education

committee did not meet

Economic Development

Report: LES BID expansion was delayed by Sandy

- EVCC report on potential plans for organizing EV business and possible CB3 collaboration
no vote necessary

Members Present at Last Vote:

David Adams	[P]	Vaylateena Jones	[P]	Thomas Parker	[P]
Dominic P. Berg	[P]	Meghan Joye	[P]	Carolyn Ratcliffe	[P]
Karen Blatt	[P]	Lisa Kaplan	[P]	Joyce Ravitz	[P]
Jimmy Cheng	[P]	Carol Kostik	[P]	Carlina Rivera	[P]
MyPhuong Chung	[P]	Ben Landy	[P]	Jamie Rogers	[P]
David Conn	[A]	John Leo	[P]	Richard F. Ropiak	[P]
David Crane	[P]	Ricky Leung	[P]	Susan Scheer	[A]
Natasha Dillon	[P]	Sam Leung	[A]	Nancy Sparrow-Bartow	[P]
Harvey Epstein	[A]	Gigi Li	[P]	Gary Tai	[A]
Morris Fajtelewicz	[P]	William LoSasso	[P]	Wilson Tang	[P]
Flora Ferng	[P]	Chad Marlow	[P]	Elinor Tatum	[A]
Rabbi Y. S. Ginzberg	[A]	Bernard Marti	[P]	Rodney Washington	[P]
Gloria Goldenberg	[P]	David McWater	[A]	Jack Waters	[A]
Jan Hanvik	[P]	Charlotte Miles	[A]	Justin Yu	[P]
Herman F. Hewitt	[A]	Alexandra Militano	[A]	Thomas Yu	[P]
Anne K. Johnson	[P]	Chiun Ng	[P]		
Linda Jones	[P]	Ariel Palitz	[A]		

Meeting Adjourned