

**Community Board Ten Board Meeting Attendance  
Norwegian Christian Home  
Monday, March 15, 2010 – 7:15 pm**

Board Members Present: 36

Greg Ahl  
Elizabeth Amato  
Ruth Berg  
Kevin Peter Carroll  
Robert Cassara  
Thomas Colasuonno  
Judith Collins  
Doris Cruz  
Ida D'Amelio  
Anna DeMetz  
Charles Elias  
Khader El-Yateem  
Siti Eschrich  
Michael Festa  
George Fontas  
Judith Grimaldi  
Ronald Gross  
Stephen Harrison  
Habib Joudeh  
Brian Kieran  
Rhea McCone  
Mary Nolan  
James O'Dea  
Eleanor Petty  
George Prezioso  
Susn Pulaski  
Mary Quinones  
Husam Rimawi  
Susan Romero  
Eleanor Schiano  
Joanne Seminara  
Joseph Sokoloski  
Lawrence Stelter  
Maureen Stramka  
Fran Vella-Marrone  
Mary Ann Walsh

Board Members Excused: 11

Allen Bortnick  
Ann Falutico  
Barbara Germack  
Scott Klein  
Stella Kokolis  
Dino Lamia  
Nikolaos Leonardos  
Jeannie May  
Dean Rasinya  
Jean Ryan  
Dilia Schack

Board Members Absent: 3

Michael Casale  
Salvatore Girgenti  
Michael Quinones

Ex-Officio:

Councilman Vincent Gentile

# COMMUNITY BOARD TEN GUESTS

**Date:** March 15, 2010, 7:15 pm

**Subject:** Board Meeting; Norwegian Christian Home

PLEASE PROVIDE AS MUCH INFORMATION AS POSSIBLE. THANK YOU.

<u>Name/Address</u>	<u>Phone #</u>	<u>Fax#</u>	<u>E-Mail Address</u>	<u>Organization/Affiliation</u>
PAUL FRIEDMAN 31 Terrace Place 11218	917-282-7354		PF1 Flyer@aol.com	Vietnam Veterans of America chapter 72
LINDA ORLANDO 260 65th Ave 23K 11220	718-238-9135	718-238-9135	LINORLANDO@aol.com	
HAROLD EGEW	718-422-9100		harold@brooklyncajle.net	BROOKLYN DAILY EAGLE BAY RIDGE EAGLE
Diana Lisner	646-335-3692		d.lisner@conrail.nyc.gov	Carl Gentile
SUSAN TIROTTA <sup>1006 5AVE</sup>	718-492-2462	718-492-2562	chutens@assembly.state.ny.us	AM HUEL-SPENCER
June Johnson				American Cancer Society
Mark Libermani	917-656-0127	/	Mark Libermani@yahoo.com	Carolina West Corp. 8305 3RD AVE SLA Applicant
PETER KILLEN	718-619-5110		BRGNFED@aol.com	BAY RIDGE CONSULTOR FOODSATION
RICHARD JACOBS	718-780-8272	(718) 596-2609	RJACOBS@PLANNING.NY.GOV	DEPARTMENT OF CITY PLANNING
Jonathan Yedlin	718-630-5277			MUMCHAN
Luke DePalma	718-802-4836		lukedePalma@brooklynbp.nyc.gov	BKLYN BORO PRES

# COMMUNITY BOARD TEN GUESTS

**Date:** March 15, 2010, 7:15 pm

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<u>Name/Address</u>	<u>Phone #</u>	<u>Fax#</u>	<u>E-Mail Address</u>	<u>Organization/Affiliation</u>
Rosa Casella	718-236-5206			N/A
Sia Fryfield	718 238-6600		AdSales15@netscape.net	Adv Dep't Home Reporter, Inc.
Joe Bova				Assembly member Pete Abbate, Jr.
Tobira SM				CEO 
Justin Brannan				

**COMMUNITY BOARD TEN BOARD MEETING**  
**March 15, 2010, Norwegian Christian Home**  
**MINUTES**

Chair Seminara called the meeting to order at 7:25 pm and introduced Joseph Keeler, First Chair of Community Planning Board 10, to lead The Honor of the Pledge.

Motion by BM Mary Quinones to adopt the Amended Agenda which will include a report by BM Cassara regarding refurbishing of the 86<sup>th</sup> Street subway station; second by BM Stelter. Agenda adopted as amended.

Motion to adopt the Minutes from the February 22, 2010 Board Meeting by BM Gross, second by BM Grimaldi. Minutes adopted as written.

**PUBLIC SESSION**

Luke DePalma representing Borough President Markowitz spoke about the reappointment process for Community Board Members, which is in full swing. He asked that any reappointment applications be forwarded to him. Mr. DePalma also stated that this is "Dine In Brooklyn Week," which starts today and goes through next week with over 200 restaurants participating. More information can be found on the Borough President's website, [Brooklyn-usa.org](http://Brooklyn-usa.org).

Jonathan Yedin representing Congressman McMahon presented a copy of a letter the Congressman sent with other members of Congress to Governor Paterson regarding the hydraulic fracturing in the upstate watershed basically urging the Governor and New York State not to pursue it. Jonathan spoke about the E-Newsletter that went out today, which shows all the new tax breaks and lists incentives that were passed during last year's stimulus package. Copies of the E-Newsletter were left at the rear or could be found on the Congressman's website, [mcmahon.house.gov](http://mcmahon.house.gov). He also brought a copy of a letter which was sent by Congressman McMahon, Councilman Gentile, and other elected officials in our area to Jay Walder, Chairman and CEO of the MTA. The letter urged the MTA to use 10% of the stimulus grants for operation expenses in addition to some of the capital costs. Finally, he thanked Community Board 10 for participating in the Census event two weeks ago and mentioned that the Census forms should be received in the next day or two. He encouraged everyone to complete their Census form as it would mean a loss of \$3,000 per person per year for each New Yorker not counted, totaling \$30,000 per person over the next ten years.

Susan Tirotta from Assemblywoman Janele Hyer-Spencer's office brought copies of two Community Newsletters, which were available at the rear of the room. On March 10<sup>th</sup>, the Assemblywoman met with NYC Department of Environmental Protection Commissioner Cas Holloway to discuss the city's report on "hydrofracking." The findings reveal that drilling would produce roughly one billion gallons of wastewater a year, pose the potential for spills, threaten to damage our infrastructure and cost taxpayers an estimated \$10 billion to build a filtration plant and \$100 million a year to operate it. The city's report is available on line. The Assemblywoman also joined Assembly Environmental Conservation Chair Robert Sweeney this month to introduce additional legislation: A.10091, which requires energy companies to disclose chemicals used in hydrofracking and bans the use of hydraulic fracturing fluids that pose a risk to human health; A.10088, which prohibits the use of on-site reserve pits for flowback water; and A.10092, which requires an environmental impact statement to be prepared for any natural gas or oil drilling involving the use of hydraulic fracturing fluid. She encouraged everyone to continue to spread the word and get the petitions signed. All petitions and letters already received have been sent to Governor Paterson. Petitions can still be dropped off at Assembly Member Hyer-Spencer's office and will be forwarded to Governor Paterson.

Dena Libner from Councilman Gentile's office apologized for the Councilman's absence and explained that he is attending the prayer service for Natalie Assee, The Dyker Heights hit-and-run victim who was killed more than a week ago on Fort Hamilton Parkway.

She reported that the Councilman is introducing three bills on March 25<sup>th</sup> all having to do with veterans' benefits and services. One will make veterans groups and other non-profits exempt from FDNY fees relating to testing, inspections and witnessing conducted by the FDNY. The second will give veterans groups the opportunity to correct Dept. of Health violations before a fine or penalty is imposed. The third will require the Mayor's Office of Veteran's Affairs to establish a veteran resource center in each borough to provide information about available services to veterans.

Dena shared that the Councilman sent a letter to Dept. of Education Chancellor Joel Klein regarding pulling NYC special needs students out of the Judge Rotenberg Center in Canton, Massachusetts. The Center has numerous problems. It has been sued by the State of Massachusetts for having an unlicensed psychologist on staff, and Washington DC recently pulled its students from enrollment at the Center after the Center's use of electric shock therapy as punishment for students became apparent. In 2007 two students were shocked up to 77 times each as punishment for making a prank call. The center calls this "aversive therapy." Councilman Gentile maintains it is abusive, inhumane and must stop. 94 of the 211 students enrolled at the Judge Rotenberg Center for this academic year are from New York City and it is the Councilman's position that those students must be pulled from the Center as soon as possible. He has called upon the Chancellor and Mayor to make enrollment of NYC students at the Judge Rotenberg Center a thing of the past.

Paul Friedman, Donations Coordinator for Vietnam Veterans of America Chapter 72, spoke about a clothing donation recycling program that will be ongoing. All proceeds from the program will go back into veterans programs. They will be collecting all types and sizes of clothing, baby items, kitchenware, books, toys, small appliances, etc., but not furniture. Items must be able to be carried into the truck by one man. They will provide tax deductible receipts for any donations. There will be a mailing by zip code and signs will be posted announcing the program. He requested assistance to obtain contact information for access into buildings such as co-op boards, supers, landlords, and building managers. He also announced an upcoming fundraiser event taking place on Sunday, April 11<sup>th</sup> at the Lief Erickson Pub at 5<sup>th</sup> Avenue and Senator Street from 1:00 to 5:00 pm. Food and music are planned, and a truck will be there accepting collections. BM Romero asked how the articles will be collected – are they to be picked up or if there is a drop off point. Mr. Friedman stated that there is an office at 1402 8<sup>th</sup> Avenue in Park Slope where donations can be dropped off on Thursdays, late morning or early afternoon. For further information, Mr. Friedman can be reached at 917-282-7354.

Rita Meade of the Brooklyn Public Library spoke about the proposed upcoming budget cuts and asked people to contact their local officials and to call 311 requesting that the library's funding not be cut. She attended Library Lobby Day in Albany, along with Councilman Gentile. The second issue she spoke about was the initiation of the library's "Support Our Shelves" Donation Campaign, the proceeds of which go directly to buy materials for the library. Envelopes can be found at local branch libraries and donations can be made online or by texting "books" to 50555, which would be an automatic \$10 donation to the library for materials. Finally, Rita thanked Councilman Gentile for participating in the Library's Read Across America Event where he read aloud to a group of children on Friday, March 5<sup>th</sup> celebrating the 25<sup>th</sup> anniversary of the book If You Give a Mouse a Cookie. Schools and libraries across the country read the same book at the same time.

Richard Jacobs, NYC Department of City Planning, announced a new undertaking by DCP to update the Comprehensive Waterfront Plan which will be completed by the end of 2010, and subsequently every 10 years. He encouraged members of the community to get involved. The original comprehensive waterfront plan was completed in 1992. The current effort will revisit the goals of that plan and reflect changes that have occurred in the past 18 years. The waterfront is a very important part of New York City and Brooklyn, especially here in

Community Board 10 where a large part of the district fronts the waterfront. The waterfront represents some of the most important maritime industrial areas, crucial natural habitats, and public parks. These are just a few examples of waterfront uses. The new Comprehensive Waterfront Plan will set our vision for the waterfront for the next 10 years. He announced that a number of public meetings and workshops will be scheduled over the coming months, with a citywide public meeting to be held on April 8<sup>th</sup> and noted that flyers were available at the rear of the room. More information can be found on City Planning's website, [www.nyc.gov/planning](http://www.nyc.gov/planning) where a section is devoted to the Comprehensive Waterfront Plan.

Alyce Abbe, a volunteer of the United War Veterans Council, announced a Vietnam Veterans Recognition Day to be held on Saturday, March 27<sup>th</sup> at 55 Water Street starting at 12:00 noon. There will be a reading of the names of fallen soldiers, as well as refreshments, reunions, and a ceremonial event. Flyers were placed on the rear table.

Peter Killen, Executive Director of the Bay Ridge Consumer Federation, spoke about the 86<sup>th</sup> Street Subway Station mural campaign. When the campaign began in 2005, posters were handed out at a Board meeting asking the public in the Community Board 10 area for their ideas on what should be at the subway station. At that time, he and BM Cassara were the vice chairs of the mural campaign for the Bay Ridge Community Council. Over the years, they received a lot of input from the community on what should be placed in the station. The MTA and the Arts Council have decided that the station renovation project would begin using the money given by Congressman McMahon. Mr. Killen met with the MTA and the Arts Council and all information given to the Bay Ridge Community Council has been handed over to the MTA for their consideration. He thanked the Community Board and everyone in all the organizations who participated. He added that he left a listing of all elected officials in Bay Ridge for reference purposes.

Dimitry Belozersky spoke about the upcoming Census and stressed the importance of participating. He encouraged everyone to go out into their neighborhoods to let everyone know the importance of completing their census form which will be mailed out this week. \$30,000 per person over 10 years is a huge number that could be used for better schools, better bridges, better murals, etc.

## **PUBLIC HEARINGS**

In the matter of an application to legalize an existing enlargement at 9215 4<sup>th</sup> Avenue, Harbor Fitness, Zoning and Land Use Committee Chair Harrison rendered the ZALUC Report and Recommendation. See Attached.

The Recommendation of the Zoning and Land Use Committee is to approve the application to legalize an existing enlargement at 9215 4<sup>th</sup> Avenue Harbor Fitness. Motion approved by BM Prezioso, seconded by BM Mary Quinones. Discussion followed. BM Habib raised his concern on the possibility of this situation occurring again in the future. ZALUC Chair Harrison agreed that this was also a concern of the Committee. However, the explanation that was given indicated that it was not so much Harbor's fault as someone else's. Harbor hired architects, attorneys and expeditors to push this through and they did receive a building permit and went forward with the building permit. He further stated that perhaps someone who is a lay person just going forward was just doing what they were told by people who were hired as professionals. He stated that the work has been done and to pull it out now, which is the alternative, would not make sense because there are a lot of people in our community who use Harbor Fitness which is a good thing. When it was originally approved, it was approved not knowing about this issue so the actual project itself is a good one. What the Committee does feel, however, is that this situation must be looked into and that appropriate action must be taken, and if any nefarious things had occurred, it really should be pursued. BM Habib asked if there would be any penalties imposed and Zoning Chair Harrison responded that at this point, there would not be.

BM O'Dea stated that the actual work started around Thanksgiving and was completed approximately five weeks ago. Zoning Chair Harrison reiterated that the project was all done with permits. BM Mary Quinones inquired about what the appropriate action would be. Zoning Chair Harrison responded that he cannot say what the

appropriate action would be. He said that this was discussed at length and there are many places we have to look: the owner, the architect, the attorney, the Department of Buildings, and the Self Certification process. We have to understand that this is a learning experience for us. He strongly believes that the Councilman should look at this very carefully and appropriate action must be taken. BM McCone asked whether or not Harbor Fitness was issued any violations by DOB, and was informed that they were not because they did have permits to do the work.

BM Romero took issue with the notion that the owners or Harbor Fitness were not informed or misinformed by the professionals that they hired. She stated that having been through the process of renovating, she does not believe that Harbor Fitness was not advised, had no inkling or was that naïve and did not understand what was happening. Zoning Chair Harrison stated that he wanted to be clear that everyone has to be looked at so we can understand what happened; that there has to be a review and wherever there is responsibility, if there is responsibility, it should absolutely be assessed and if there are penalties, penalties should be assessed.

BM Grimaldi remarked that this is another indication of how poorly self certification works and that in our review or letter, this should be emphasized. Chair Seminara recommended we discuss whether or not to support the motion to recommend the approval as written. BM Kieran recommended that language be used to assure a response from the DOB. Chair Seminara explained that there are two separate motions: the first, to approve to legalization of the enlargement; and the second, that we have an inquiry into as to why this happened. Vice Chair Kieran suggested joining the two motions together. Zoning Chair Harrison stated that, from a process point of view, we cannot approve the enlargement subject to them conducting an investigation; that it is two separate issues. Chair Seminara suggested that a letter describing what happened be sent to the Department of Buildings who issued the permit. To get to the BSA you need to have an objection from DOB. She suggested the letter go to the DOB and to the BSA – the agency that was stepped over, and then we do the inquiry. BM Cassara asked what happens if we don't approve it. Zoning Chair Harrison pointed out, as mentioned last month, that Harbor Fitness has amended their application. Last month it was an application basically for a variance or special permit. This month they have amended it "to make legal". They are legalizing the condition that already exists. It will basically accomplish the same thing from our point of view. BM Ahl asked whether or not the Committee approved their application, and was told that ZALUC had approved it.

**Motion: To approve the application to legalize an existing condition at 9215 4<sup>th</sup> Avenue Harbor Fitness. 27 in favor, 8 opposed; 1 recusal - BM Stelter. Motion carried.**

Motion: To send a letter to CM Gentile explaining the facts of the application for 9215 4<sup>th</sup> Avenue, Harbor Fitness, to determine how this occurred and request that appropriate action be taken. BM Grimaldi added a friendly amendment to the motion that the Department of Buildings be notified, the BSA be notified and the Licensing Bureau for the architect which is the State Department of Education be notified. 35 in favor of the friendly amendment to the motion, 1 recusal – BM Stelter. Amendment accepted.

**Motion: To send a letter to CM Gentile explaining the facts of the application for 9215 4<sup>th</sup> Avenue, Harbor Fitness, to determine how this occurred and request that appropriate action be taken. Also to be notified are the Department of Buildings, the BSA, and the Licensing Bureau for the architect which is the State Department of Education. 34 in favor; 1 opposed – BM Harrison; 1 recusal – BM Stelter. Motion carried.**

Zoning Chair Harrison discussed his belief that we should let someone else review this case who is better equipped to do this kind of investigation, make a determination and go on to take appropriate action, when necessary. It seems as if we are pointing out this one, this one and this one, and we are not even sure we should be aiming it there. Chair Seminara tried to resolve his concern by saying we will notify the fact that it did happen and then go ahead and request an investigation.

**CHAIR'S REPORT – See Attached**

**DISTRICT MANAGER'S REPORT – See Attached**

**TREASURER'S REPORT – See Attached**

**COMMITTEE REPORTS**

**TRAFFIC AND TRANSPORTATION COMMITTEE**

In the matter of a request to name the southwest corner of 14<sup>th</sup> Avenue and 77<sup>th</sup> Street “Dr. Giacomo J. Buscaino Place” the Committee Report and Recommendation was rendered by T&T Chair Cruz. See Attached. The applicant’s presentation was made by Mrs. Buscaino and her son, Jack. Committee Motion and Recommendation: To approve the street naming request for “Dr. Giacomo J. Buscaino Way” at the southwest corner of 14<sup>th</sup> Avenue and 77<sup>th</sup> Street. Motion affirmed by BM Mary Quinones. No discussion.

**Motion: To approve the street naming request for “Dr. Giacomo J. Buscaino Place” at the southwest corner of 14<sup>th</sup> Avenue and 77<sup>th</sup> Street. All in favor; motion carried unanimously.**

In the matter of aggressive driving and pedestrian safety, the Committee Report and Recommendation was rendered by T&T Chair Cruz. See Attached. The Committee voted unanimously to request that a subcommittee be established to focus on the issue of pedestrian safety. This committee would include CB 10 members and resident members.

Motion by BM Romero, second by BM Cassara: CB 10 to form a subcommittee to discuss pedestrian safety. Discussion followed. BM Gross stated that he had done some research with the Borough President’s office on members of the public serving on subcommittees and urged that the members of this new subcommittee be non-voting members. Chair Seminara will consider his comment. BM Fontas, as a point of order, said that according to our By Laws, we do not have subcommittees that include non board members; we have standing and select committees. Chair Seminara said this will be a select committee. BM Mary Quinones asked why members of the select committee should be non-voting members. BM Gross replied that when he spoke with Carlo Scissura from the Borough President’s Office he was advised that voting community members serving on other boards was found to be a problem. BM Mary Quinones said that she is a voting member on several committees on Community Board 7 and there has never been a problem. Chair Seminara will look into the matter and advise. BM Romero recommended that the Committee also look at pedestrian causes, as pedestrians often walking out into the street between parked cars, and not look just to blame drivers. BM Stelter brought up bicyclists. Chair Seminara stated that all aspects will be discussed at the committee level.

**Motion: To form a Select Committee to focus on traffic and transportation and pedestrian safety. All in favor; motion carried unanimously.**

T&T Chair Cruz announced that the next T&T meeting will be held on March 18<sup>th</sup> at the request of the TBTA. She then introduced BM Cassara who discussed the subway mural campaign. See Attached.

Discussion followed regarding the Art Panel who will be selecting the winner/artist out of the five finalists and the possibility of opening up the process to our community as to what will go into the 86<sup>th</sup> Street Station. Motion by BM Cassara; second by BM Pulaski: Community Board 10 to write to the Art Panel to request that Community Board 10 have a more active role in choosing the final design as to what is placed in the station. Discussion continued and BM Mary Quinones asked if we were talking about the community at large to have input, or Community Board 10. Chair Seminara clarified that we are talking about Community Board 10. BM

Harrison asked if he is correct in his thinking that they have narrowed it down to 5 finalists, and we are asking to have input on the last 5. BM Cassara responded that it has been narrowed down to 5 artists and now the artists will submit their designs and a winner will be selected. BM Stelter said that, as a result of his experience with the 44<sup>th</sup> Precinct in the Bronx, he believes it is best to have input into the design selection.

**Motion: To send a letter to MTA Arts For Transit to urge that Community Board 10 have a vote in selecting the final art design that will be installed in the 86<sup>th</sup> Street subway station. 34 in favor; 2 opposed – BM Berg, BM Fontas. Motion carried.**

### **ZONING AND LAND USE COMMITTEE**

Before rendering the ZALUC report, Zoning Chair Harrison thanked Board Members Falutico and Pulaski for attending the School Construction Authority meeting regarding the new school site at Ovington Avenue and 4<sup>th</sup> Avenue, the former site of the Green Church.

He also thanked ZALUC Sub Committee Chair Gross and members Falutico and Vella-Marrone for their work on the ZALUC Sub Committee for Outdoor Cafes. He noted that this is a true subcommittee, since it is comprised of Board Members and added that this subcommittee will take some of the workload from the Zoning and Land Use Committee.

In the matter of an application to renew an existing unenclosed sidewalk café at Areo's Restaurant, 8420 3<sup>rd</sup> Avenue with 7 tables and 14 seats, the Committee Report and Recommendation was rendered by Zoning Chair Harrison. See Attached. Following his report, Zoning Chair Harrison noted that the Committee was one vote shy of a quorum and a vote from the floor would be needed, however, he emphasized that among those present the feeling was unanimous that we should approve the application. Motion from the floor by BM Mary Quinones, second by BM Colasuonno: To approve the renewal application for an unenclosed sidewalk café at Areo's Restaurant, 8420 3<sup>rd</sup> Avenue for 7 tables and 14 seats. Discussion followed. BM Stelter requested clarification that this is a Department of Consumer Affairs application, and was assured that it is.

**Motion: To approve the DCA application to renew an existing unenclosed Sidewalk Café at Areo's Restaurant, 8420 3<sup>rd</sup> Avenue with 7 tables and 14 seats. All in favor; motion carried unanimously.**

ZALUC Chair Harrison rendered the Committee Report regarding valet parking and use of Century 21 parking garage. See Attached. BM Berg inquired as to whether or not Century 21 would be charging for valet parking, and Zoning Chair Harrison replied that yes, Century 21 did indicate that they would charge. BM Cruz suggested including establishments on 4<sup>th</sup> Avenue who offer valet parking, as well as those on 3<sup>rd</sup> Avenue.

### **PARKS, CULTURAL AFFAIRS, COMMUNICATIONS, & PUBLIC RELATIONS COMMITTEE**

Parks, Cultural Affairs, Communications, & Public Relations Committee Chair Festa rendered the Committee Report. See Attached. Chair Seminara noted that some of the ideas that Parks, Cultural Affairs, Communications, & Public Relations Committee Chair Festa spoke about are just ideas at this point and that nothing has been scheduled as yet. BM Harrison noted that he has a canopy that could be used if needed. BM Romero expressed interest in the bumper sticker and would like to be informed when the next meeting will take place.

### **POLICE AND PUBLIC SAFETY COMMITTEE**

Police and Public Safety Committee Chair Pulaski rendered the Police and Public Safety Committee Report. See Attached.

In the matter of the new SLA application at 8305 Third Avenue, Chair Seminara noted that in her meeting with the SLA, they suggested that Community Board 10 word their motions in reverse. We should say that we disapprove the application unless the following stipulations are attached to it. Otherwise, the stipulations do not get the attention we want them to have. We could say that “we deny the application unless the applicant agrees to abide by the following stipulations.” Committee Recommendation: To deny the SLA application for 8305 3<sup>rd</sup> Avenue unless the applicant agrees to the following stipulation: that the backyard patio be closed down each evening at 12:00 midnight and that the owner come back before the Committee for review between 4 to 6 months after the establishment’s opening. The Committee’s Recommendation was approved by BM Gross. No further discussion.

**Motion: To deny the SLA application for 8305 3<sup>rd</sup> Avenue unless the applicant agrees to the following stipulation: that the backyard patio be closed down each evening at 12:00 midnight and that the owner come back before the Committee for review between 4 to 6 months after the establishment’s opening. 35 in favor, 1 abstention – BM Joudeh; motion carried.**

Police and Public Safety Chair Pulaski continued to render the Police and Public Safety Committee Informational Report regarding the Roxbury Lounge, the SLA Self Certification Process and follow up on solution suggestions for noise and other complaints at local establishments. See Attached.

### **NEW BUSINESS**

BM Cassara brought up the fact that the Community Board Ten sign has not been removed from the old office located at 621 86<sup>th</sup> Street. Since this could be confusing to residents, he asked if we could request the city take the sign down. DM Beckmann stated that this request has already been made. He also suggested that the District Office be open on Saturdays for working residents.

### **OLD BUINSESS**

None

BM Colasuonno made a motion to adjourn. With no further business, Chair Seminara adjourned the meeting at 9:15 pm.

Community Board 10  
Zoning and Land Use Committee

Report Date: March 15, 2010

ZALUC Meeting Date: March 4, 2010

Subject: Harbor Fitness Center, 9215 4<sup>th</sup> Avenue

Application to BSA for Interior Expansion of Physical Culture Establishment  
BSA Cal # 121-02-BZ

ZALUC met in quorum on March 4, 2010 to consider the applicant's request to expand Harbor Fitness, a physical culture establishment or PCE, by approximately 3000 sf. To provide for more cardio equipment like treadmills, steppers, stationary bike etc. You may recall that we met last month to consider this. Zaluc voted to recommend that the special permit necessary for the construction be granted, only to find, after the fact, that Harbor had already completed the construction and we had not been advised of that. In fact we were led to believe that it would be done in the future. Needless to say this was disturbing.

At this month's meeting the attorney for Harbor, Todd Dale again appeared and expressed his true upsetment that this occurred. He stated that it was truly his understanding that the work was in the future but he conceded poor communication with Harbor and with the architect.

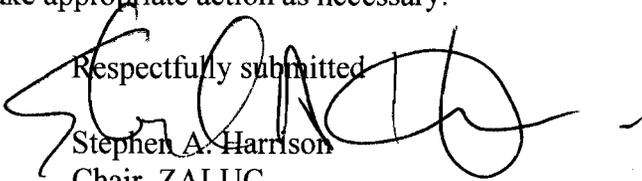
After much discussion ZALUC voted unanimously to affirm last month's recommendation to approve this expansion. Regardless of the problems, the proposal remains a good one that will serve many people in this community very well. At a time when health care, diet and exercise are at the forefront, as a community we have a responsibility to encourage healthy behavior and we feel that Harbor does this well. Harbor would be punished by denial, but so would many people in our community.

While we recommend approval of the plans, we do not mean to suggest that we should ignore what happened. Quite to the contrary. Mr. Dale advised us, to our horror, that this construction was completed with permits issued by the Building Department. How this could possibly have occurred is almost impossible to imagine. A permit should never have issued because the construction violated the zoning resolution and DOB should have picked that up.

Mr. Dale advised that these were self-certified plans and our resident architect advised that the application for the permit did not indicate that there was a BSA calendar number associated with this property. Indeed, the space provided for that was blank. This is important because the BSA calendar number is a red flag for the DOB to check for zoning issues. Once again self-certification seems to play a role in these events.

Accordingly we recommend and move that the Board write a letter to Council Member Gentile explaining the facts of this application and requesting that appropriate action be taken in this matter to determine how this occurred and to take appropriate action as necessary.

Respectfully submitted

  
Stephen A. Harrison  
Chair, ZALUC

**Chair's Report**  
**March 16, 2010**

Good evening Board Members, honored guests, ladies and gentlemen:

One month has rolled around quickly and we continue to be very busy. Our new office location generates much more foot traffic even as many in our community still do not know we exist. We have discussed hiring an additional part-time staff person with our limited funds. We continue to speak with the 68<sup>th</sup> Precinct and Deputy Inspector Eric Rodriguez on almost a daily basis to discuss complaints about our nightlife establishments and are happy to report that we do see changes and improvements; we have been kept closely abreast of special attention given to the Prince Hotel which is on the radar of many agencies at this time.

Josephine and I met with three top officials of the State Liquor Authority this month. It was most gratifying that Dennis Rosen, CEO of the SLA and two deputy SLA commissioners heading, respectively, the enforcement and applications division, met with us to discuss our many questions about the new self-certification process and non-compliant SLA licensees. These officials also suggested legislative changes that would make SLA license holders more accountable to the public. There has been a regime change at this agency and it is evident that there is a campaign in progress to keep the public informed and streamline operations. We now have a direct line of communication with the SLA and that this will improve our ability to advocate for our neighbors. Thanks are in order to Toby Russo, who represents us in the Governor's office, for his work in facilitating our communications and this special meeting. To the same end, our always-busy Police & Public Safety committee is working to organize and standardize the many liquor license applications that come to us in terms of the documents we will require an applicant to send us in advance of a committee meeting. Special thanks to George Fontas, DM Jo Beckmann and Susan Pulaski who are helping to make our meetings and scrutiny more focused and uniform.

As you will hear, our public relations committee, lead by Michael Festa, has exciting plans to get to publicize our work in keeping with our NYC Charter mandate to "conduct substantial public outreach" (which we already do very well) and our T & T committee is poised to create a subcommittee to deal with unsafe traffic conditions with a number of residents in our community,

who have highlighted serious traffic safety concerns. The NYC Charter, which authorizes our existence and sets forth our duties, allows us to create new committees, chaired by a Board member, which may include members with a “significant interest in the community.” I know you all agree that recent pedestrian fatalities make pedestrian safety an urgent and compelling problem. In fact, the more we talk about it the more we learn about how many of our families and friends have been impacted by injuries and fatalities. This work will include the gathering of data so we can better focus enforcement resources to problem areas and times of day.

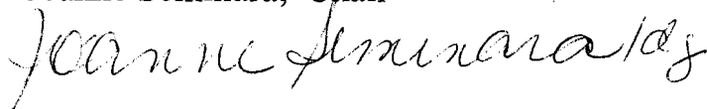
We have been very aggressive in bringing attention to and making our voice heard, in keeping with last month’s resolutions we sent to the MTA, in opposition cuts to bus service in our district. We have been speaking with Melissa Farley of the MTA to make sure we repeat the damaging effects these cuts would have on our community and we will continue to advocate on this.

I invite all of you to visit the brand new Key Food Supermarket on 69<sup>th</sup> Street between 3<sup>rd</sup> and 4<sup>th</sup> Avenues. Jo and I helped to cut the ribbon on Thursday and we shopped there on Saturday. Manager Nick is ready to order whatever you may find missing; there is a great variety of imported foods and ethnic offerings, a fresh fish store and 60-car lot for valet parking across the street. Happy shopping.

A word about wakes; yes, wakes. Perhaps you caught yesterday’s “Corner Office” article in the NY Times Sunday business section, which I quote from. “Most people’s wake is much, much larger than they can imagine. We all can’t imagine that we have as much impact on the people and world around us as we actually do.” And so I remind you that everything we do (and don’t do) impacts our community, our neighbors, and the people who live and pass through here. It with this thought that I urge you to faithfully attend your committee meetings and contribute your ideas, expertise and talent. We need everyone as we take on an increasing circle of work. Let us swell that wake together to create a torrent of good deeds individually and collectively.

Lastly, remember to fill out and return your census questionnaires which should arrive in the mail this week. Best wishes,

Joanne Seminara, Chair

A handwritten signature in cursive script that reads "Joanne Seminara". The signature is written in black ink and is positioned below the typed name.

**District Manager Report**  
**March 15, 2010**

Dear Board Members,

We were very fortunate in Community Board Ten as it relates to the effects of the Nor Easter hurricane without a name storm in our community. Dorothy and I surveyed the area. Our assessment determined that we lost several large street trees, many lost trees on private property, downed power lines, property damage to homes including roof tops and shingles on property and several flooded streets including the Belt Parkway. All locations were noted and forwarded to appropriate agencies. The entire Belt Parkway was closed as waves came crashing along the sea wall. Fort Hamilton High School pool was evacuated during the storm on Saturday due to downed trees that caused a power outage. The Mayor reported the second-highest volume of 911 calls ever: 65,000 in 24 hours, below the 96,000 during the first day of the 2003 blackout but topping the 54,000 on Sept. 11, 2001.

I personally called 911 when my neighbor's 105 year old - 70 foot tree- came crashing into our homes – it took me over 25 minutes to speak to a 911 operator and not one emergency vehicle responded to our block in the 4 hours that we remained outside. I want to share with you that I have learned the importance of emergency preparedness after this experience – it is essential. BM Maryann Walsh and I were in close contact this weekend as a large London plane tree snapped in half right in front of her home creating damage on her block. What we learned.. If a tree is completely down.. FDNY is responsible to make area safe; if tree is leaning or not completely down it is assigned to NYC Parks.. if a tree is entangled in electric wires it is referred to NYC Parks and coordination with Con Edison. Due to the magnitude of this storm – and widespread devastation – response to service requests is taking longer. I want to thank CM Gentile was a big help this weekend by reaching out to NYC Parks as was Charles Glover from the Mayors Community Affairs Unit in assisting coordination with Con Edison. I spoke to Charles several times today and appreciate the work he has done coordinating response efforts in our community.

I wanted to follow up quickly with our Chairpersons Report regarding NYPD response to quality of life issues raised by community residents regarding the Prince Hotel and Roxbury Lounge. Deputy Inspector Rodriguez has arranged for a NYPD Temporary Headquarters Vehicle (THV) to be posted at 3<sup>rd</sup> Avenue and 93<sup>rd</sup> Street in an effort to bring the precinct directly to this section of our community. We encourage all residents in the area to visit the THV with information, suggestions or ideas on how to improve the quality of life in the surrounding area. Police Officers and supervisors will be available in the THV to assist area residents.

DOT responded to our request to replace faded street name signage. They have included 30 locations to be added to the 2010 citywide sign contract.

Melissa Farley of the MTA called to say the subway station entrance at 4th and 95th on the 4th Avenue side of the Library, across the side street from the Library will be shut down until engineers can go out and determine the cause of loose concrete on the steps. They believe it may be coming from the facade of the building next to the steps, but engineers need to make a determination.

On Wednesday, 3/10/2010, in response to numerous community complaints a leak on 86<sup>th</sup> Street between 11<sup>th</sup> Avenue and 12<sup>th</sup> Avenue was repaired. The leak in the regulator chamber was from a ¾" brass valve on the inlet control piping which was cracked.

We continue to receive complaints regarding ongoing water leak problems coming out of a manhole on 76<sup>th</sup> Street between 6<sup>th</sup> and 7<sup>th</sup> Avenue. DEP's Leak Detection unit sent a crew and issued a 3 day notice to an additional house on the block. Residents remain frustrated and we have asked for a supervisory review of the site.

The District Office was contacted by residents of 76<sup>th</sup> Street between 5<sup>th</sup> and 6<sup>th</sup> Avenue. Six families were affected by a transformer explosion in the street during the February 25<sup>th</sup> and 26<sup>th</sup> Snowstorm. One resident described sparks coming out of her electrical outlets before all power was lost for 2 days. Appliances and equipment were damaged by the surge. Residents suffered significant financial losses, fortunately no one was injured. We were able to put the owners in touch with Con Ed's Claim Office.

#### **Announcements**

Brooklyn Saint Patrick's Parade will be held on **Sunday, March 28, 2010**. The Parade will form on Marine Avenue at 4<sup>th</sup> Avenue at 12:00 noon. At 1:00 the Parade will kick-off and travel North on 4<sup>th</sup> Avenue from Marine Avenue to 94<sup>th</sup> Street and right onto 5<sup>th</sup> Avenue to Our Lady of Perpetual Help Church.

#### **Greek Easter Festival**

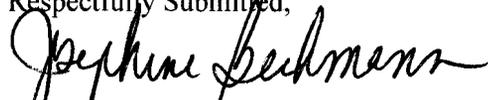
On Sunday, April 4th, Spartan Greek Restaurant will be sponsoring its Annual Greek Easter Festival. The Festival will take place on 8th Avenue between 68th Street and Bay Ridge Avenue from 12:00 to 9:00 PM.

The date of the American Cancer Relay for Life is June 19th. If you would like to be part of the team, please contact our office.

I would also like to take a moment to congratulate Mary Ann Walsh and Paula Katinas who were honored by State Senator Martin J. Golden for Women's History Month.

The next General Board Meeting will take place on **Monday, April 19<sup>h</sup> at the Knights of Columbus 1305 86<sup>th</sup> Street.**

Respectfully Submitted,



Josephine Beckmann  
District Manager

**COMMUNITY BOARD TEN  
TREASURER'S REPORT**

Fiscal Year: July 1, 2009 to June 30, 2010

Budget Appropriation for FY 10	\$206,895.00
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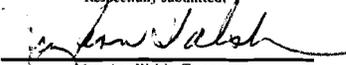
	7/31/09	8/31/09	9/30/09	10/31/09	11/30/09	12/31/09	1/31/10	2/28/10	3/31/10	4/30/10	5/31/10	6/30/10	Y - T - D
DISTRICT MANAGER	\$6,269.46	\$12,860.90	\$6,781.06	\$6,781.06	\$6,781.06	\$10,171.59	\$12,934.73	\$7,585.46					
COMMUNITY COORDINATOR													
COMMUNITY ASSOCIATE	\$4,000.86	\$4,000.86	\$4,000.86	\$4,000.86	\$4,000.86	\$6,501.29	\$8,655.13	\$4,609.26					
COMMUNITY ASSISTANT													
<b>Total Personal Services</b>	<b>\$10,270.32</b>	<b>\$16,861.76</b>	<b>\$10,781.92</b>	<b>\$10,781.92</b>	<b>\$10,781.92</b>	<b>\$16,672.88</b>	<b>\$21,589.86</b>	<b>\$12,194.72</b>	<b>\$0.00</b>	<b>\$0.00</b>	<b>\$0.00</b>		<b>\$109,935.30</b>

ExpensesCode	Description	7/31/09	8/31/09	9/30/09	10/31/09	11/30/09	12/31/09	1/31/10	2/28/10	3/31/10	4/30/10	5/31/10	6/30/10	Y - T - D
10B	Telephone	190.00	185.32	187.28	189.19	189.04	189.94	187.80	186.94					
10X	Intra-City Supplies													
40B	Intra-City Telephone													
100	Supplies & Materials													
101	Printing Supplies						131.50		112.17					
117	Postage													
170	Cleaning Supplies													
199	Data Processing Supplies													
302	Telecomm. Equipment													
314	Office furniture													
315	Office Equipment													
319	Security Equipment		135.00	135.00			135.00							
332	Data Process Equipment													
337	Books													
402	Tel./Communications													
412	Rental/Misc./Equip		18.02	107.41	44.41	571.66	44.41		804.41					
417	Advertising													
431	Leasing Misc. Equip.													
451	Local travel expenditures						400.00	400.00						
602	Telecomm. Maintenance	21.70	21.70	21.70	21.70	21.70	21.70	21.70						
612	Office Equip. Maint.													
613	Data Process Equipment													
615	Printing Supplies						702.00	287.00						
622	Temporary Services-contractual		500.00		1,000.00		750.00	900.00	750.00					
624	Cleaning Services													
<b>Total Other than Personal Services</b>		<b>\$211.70</b>	<b>\$860.04</b>	<b>\$451.39</b>	<b>\$1,255.30</b>	<b>\$782.40</b>	<b>\$2,374.55</b>	<b>\$1,796.50</b>	<b>\$1,853.52</b>	<b>\$0.00</b>	<b>\$0.00</b>		<b>0.00</b>	<b>\$9,585.40</b>

<b>TOTAL PS AND OTPS EXPENSES</b>	<b>10,482.02</b>	<b>17,721.80</b>	<b>11,233.31</b>	<b>12,037.22</b>	<b>11,564.32</b>	<b>19,047.43</b>	<b>23,386.36</b>	<b>14,048.24</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>	<b>0.00</b>		<b>119,520.70</b>
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<b>TOTAL UNCOMBURED BUDGET BALANCE</b>														<b>\$87,374.30</b>
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Respectfully submitted,

  
Mary Ann Walsh, Treasurer

## Traffic and Transportation Meeting

March 10, 2010

The committee met in quorum at the District Office

Also attending were Stephanie Giovinco representing Council member Gentile, Miquel Hernandez representing Council member Gonzalez. Members of the Buscaino family, officers from the 68<sup>th</sup> precinct and at least 10 residents to discuss pedestrian safety.

We had a request for a street naming for Dr. Giacomo "Jack" Buscaino. He was a Brooklyn resident, attended Brooklyn College, SUNY Downstate, did his residency at Kings County. He practiced at Maimonides, served as Police Surgeon for the Transit Authority, was named man of the year by the National Federation of Italian American Societies and the Ben-Bay Kiwanis, was an avid sponsor of the 68<sup>th</sup> Precinct Baseball League. His volunteering started in college when he was in a Big Brother program in Bed-Stuy. He encouraged his three children to volunteer. Councilmembers Gonzalez and Gentile sent letters of support. We received an email from Ann Falutico and petitions from many neighbors supporting the street naming for a fine and dedicated doctor and neighbor

The committee voted unanimously to recommend a street naming for Dr. Giacomo 'Jack Buscaino. There was some confusion about the location of the sign. The original request was outside CB10's boundaries. The family changed the location to the SouthWest corner of 14<sup>th</sup> Avenue and 77<sup>th</sup> Street. The site and Dr. Buscaino's residence are within the CB10 boundaries.

*at the  
3/3 hearing*  
~~No one from CB10 was able to attend the MTA hearings on March 3<sup>rd</sup>.~~ I had been scheduled to testify, but my granddaughter was born on March 2<sup>nd</sup> and I was unable to attend. Others could not rearrange their schedules to attend. Our recommendations from the February general meeting have been sent to the MTA. Since the hearings, newspaper articles said that the MTA is reviewing the original cuts and is expected to keep some routes. No details were available at the time of the meeting. The MTA vote is scheduled for March 24<sup>th</sup>.

On Wednesday, March 10<sup>th</sup>, there was a an MTA meeting – MTA Arts For Transit. Bob Cassara attended on behalf of the Board. He will give us a brief update on the meeting.

The committee then had a discussion on pedestrian safety. The aim was to air the issues and listen to problems and suggestions. Members of the community described being hit by a car, there was a discussion of the process when there is a pedestrian accident. The police are called, they take reports from the driver, the victim and witnesses. Usually there is no action taken against the driver. No ticket is issued. If a Police Officer witnessed the accident, then a ticket may be issued.

Residents discussed their fears crossing Bay Ridge streets. One resident referred to Bay Ridge as the Wild Wild West.

Many ideas were exchanged including

- Crosswalk summons day (similar to cell phone ticket day) at specific times (AM & PM)

- Volunteer surveys of specific crosswalks (with Transportation Alternatives worksheets)

- Collect data at several sites

- Need to breakdown accident statistics

  - What time of day, is there a light, stop sign, etc.

- More turn indicator signs.

- Change in traffic signals to allow pedestrian crossing only.

- Improved graphic design to modify behavior

- Make contact with the Police Department Chief of Transportation

  - (a 3 star position)

- The Fifth Avenue Bid should be included in the process.

- Increase penalties

- Allow civilians to report license plates.

  - Police department said this is not an option

- Change in timing of yellow lights

- Crosswalk count downs

**Process to get a stop sign or traffic signal.**

**Stephanie Giovinco detailed recent stop sign requests that were denied.**

**When Bay Ridge and Dyker Heights were rezoned, was there an EAS report?**

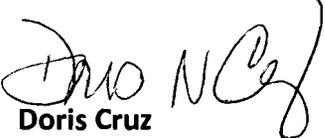
**The ideas continued.**

**The committee agreed that there is a need to work on this issue and is pleased to have so many members of the community willing to work with the board.**

**The committee voted unanimously to request that a Sub-committee be established to focus on the issue of pedestrian safety. This committee would include CB10 members and resident members.**

**The next meeting of the T&T committee will be on March 18<sup>th</sup> to discuss the dismantling of the Brooklyn bound (unused) toll booths on the V-Z bridge.**

**Respectfully submitted**

  
**Doris Cruz**

**March 15, 2010**

# **86<sup>th</sup> Street Station Arts Selection**

CB 10 Board Meeting

March 15, 2010

by

Board Member, Bob Cassara

On Wednesday, March 10, 2010, I attended a meeting of the MTA “**Arts Selection Panel**” regarding the 86<sup>th</sup> Street Station.

This meeting was to select five finalists, one of which will create the art panels which will be installed in the 86<sup>th</sup> Station Mezzanine. No art work will be installed on the track walls opposite the center platform of the station. However, I believe there will be art work on the rear of each stair case leading to the platform.

Attending this meeting was Amy Housemann, MTA Assistant Director for Arts, Lydia Bradshaw, Manager Arts for Transit; Melissa Farley, Assistant Director, Capital Program Management, NYCT and four other arts voting members as well as other MTA personnel.

“Arts for Transit” has been in existence for 25 years. To date, they have completed 215 projects in the NYC Transit, Metro North and the LIRR. They will choose the artist that will design the artwork for the station. They will take the 5 semifinalist into the community to get a first hand view of our area. The Arts for Transit panel will reconvene at the end of April to select a finalist. The materials that will be utilized in the mosaics will be durable and should last indefinitely.

In 1898 the subway builders created materials and designs that have lasted the test of time. The materials included white tiles and mosaics. That is what will be used in the 86<sup>th</sup> Street Station Project. It was noted that the level of detail for any particular project is dependant on the budget.

The art selected is Site and Time specific. As an example, the 36<sup>th</sup> street station mezzanine was done in the WPA style of the 1930 period.

## Panel Process:

As I said, "Arts for Transit," selects the art work for the transit projects and 1% of the project money goes to them for their work. In the case of the 86<sup>th</sup> Street Station, I believe \$11,000,000 is appropriated for this project; therefore they will get \$110,000 for their work.

**The two walls opposite the station platform** will be using track wall panels, which will include white tiles on the lower section of each panel. The upper section, about 1 foot high, will have a mosaic tile pattern with the 86<sup>th</sup> station lettering in it as did the original design. The track walls are not a place for art work, primarily because of maintenance issues.

At the conclusion of the meeting the panelists selected five finalists and one alternate from the 46 artists out of the 300 submissions. Each artist submitted five samples of their work.

By mid week the five finalists and one alternate will be invited to join a Bay Ridge tour to look at the 86<sup>th</sup> Street station, the surrounding area and to look at some significant sites in Bay Ridge. They will then be asked to produce drawings of the art that they propose to be placed in the 86<sup>th</sup> Station. The actual art panels will be comprised of multicolored mosaics.

The Art Panel will reconvene on April, 29 to select the winner/artist.

I was delighted to be asked to attend this meeting and that I was asked by "Arts for Transit" for my opinion in their selection process but the final vote on the five finalists was done by the Arts Panel of Artists. I as a community representative was not allowed to vote. Personally, I believe that we should have had more people from our community on this panel with full voting rights! What will be selected will be in our community for a very long time and this art does need to represent the wishes of the Bay Ridge residents. I was happy with only one of the finalists selected.

I believe that this board should make a <sup>motion</sup> ~~proposal~~ and take a vote on opening up this process to our community this needs to be done soon if we are to have any significant input or say in this process.



Community Board 10  
Zoning and Land Use Committee

Report Date: March 15, 2010  
ZALUC Meeting Date: March 4, 2010  
Subject: Areo, sidewalk cafe

Zaluc met out of quorum on March 4 to consider Areo's request for a renewal of its sidewalk café for two years at 84<sup>th</sup> and Third.

This was our first opportunity to use our new system whereby a Sidewalk Café sub-committee of three, chaired by Ron Gross and joined by Anne Falutico and Fran Vella Maronedid the heavy lifting before the full committee meeting and then reported to us through Ron.

This worked well and sped things up. There were no police or local complaints and the owner agreed to again abide by their agreement not to abuse their valet parking which they had done in the past.

Because there was no quorum, the committee does cannot recommend and we do need a vote from the floor to approve. However, I note that we were only one shy of a quorum and among those presnt the feeling was unanimous that we should approve the renewal

Respectfully submitted,



Stephen A. Harrison  
Chair, Zaluc

Community Board 10  
Zoning and Land Use Committee

Report Date: March 15, 2010  
ZALUC Meeting Date: March 4, 2010  
Subject: Century 21/Valet Parking

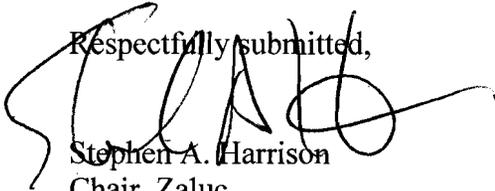
Zaluc met in quorum on March 4 to discuss Century 21's garage as a solution for parking woes on 3d Avenue. This report is informational.

When Century 21 sought a parking garage this Board granted the variance on the specific condition that Century would agree that the garage could be used by valet parking businesses to reduce congestion on the avenues, particularly 3d. Recently DM Beckmann called Century 21 and they affirmed their commitment to that pledge.

This garage contains almost 300 spaces. That's almost 15 blocks of parking, enough to clear Third Avenue from 90<sup>th</sup> Street to 75<sup>th</sup> Street. Before this lot was in blueprints you may recall the news reports and the angst caused by the proliferation of valet parking. CB10 would call for parking enforcement and the business community would squawk there was no place to put the cars. When this lot was proposed it was this Board's concept and idea that it could be part of a solution to the problem and Century 21 was happy to oblige. Our idea was supported by the merchant groups then. So, during its planning and construction we laid off the enforcement bid. But it is important to note that this plan was the principal reason for our support of the variance requested. We carefully incorporated it in as a condition of the variance..

But now it is built. And, as we promised the community then we must now make good on that promise and start steering those valet vehicles to Century 21. If we don't our plan will just be seen as another boondoggle. Cars cannot be double parked endlessly in front of the restaurants and the free ride must be over. ZALUC is not yet ready to make a proposal but, in the next month or two ZALUC will present a plan to educate the valet users that we expect them to make arrangements with Century to promptly park their cars there and, after a reasonable adjustment period we will ask the police to start vigorous enforcement efforts to stop the double parking.

Respectfully submitted,



Stephen A. Harrison  
Chair, Zaluc

## **Meeting – Parks, Cultural Affairs, Communications, Public Relations (PCAP)**

The Parks, Cultural Affairs, Communications and Public Relations Committee met on March 8, 2010 to discuss several issues. In attendance were Committee Chair, Michael J. Festa, Committee members Greg Ahl, Salvatore Girgenti, Scott Klein, Jim O’Dea, Eleanor Schiano and CB10 Chairwoman, Joanne Seminara. We did not have a quorum.

The matter of the missing fence on Shore Road Park, vicinity of 75<sup>th</sup> to 77<sup>th</sup> Street, was briefly discussed. Since the tornado of August 2007, two 20 foot sections of fence are missing, and have been replaced by plastic mesh netting. The Committee unanimously approved that letter be sent by the Community Board to the Park Department bringing this to light, and requesting a status report.

The matter of the fencing around the High School of Telecommunications was discussed. The trailers have been removed, but the metal fencing still remains. Jim O’Dea, who has been following this matter for years, agreed to contact the contractors for this project, Saratoga Engineers, to get an update.

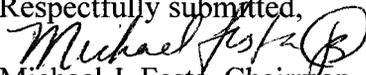
Community member Girgenti advised us that a tree limb at the Dyker Golf Course was hanging precariously over the 9<sup>th</sup> hole. Efforts to secure the removal went unheeded. The Committee advised that he should call 311 and unanimously agreed that the District Office should immediately contact the necessary parties to have this dangerous condition removed.

With regard to Communications, Public Relations and Cultural Affairs, several matters were discussed:

- A “meet and greet” of newer Community Board members, perhaps going back three years. It was suggested that several speakers, perhaps members of the Executive Committee, provide insight as to the function of the Community Board and its members, as well as a tour of the District Office. Light dessert and refreshments would be served. Chair Festa will follow-up with office to feasibility and dates.
- A table and canopy set up outside the District Office during the upcoming Fifth Avenue Festival in June. Provide hand-outs to neighbors, including a one-page Community Board “resource guide”. Committee member Klein to follow-up on the resource guide, and Committee member Ahl to follow-up on securing the canopy.
- Create a “bumper” or “window sticker” that provides the web address of the Community Board. This can be handed out during street festivals, General Board meetings, and held for visitors to the District Office. Committee member Girgenti to follow-up.

- Community Board 10 Chairwoman, Joanne Seminara, suggested a “Bay Ridge Bike Tour”, to provide residents with means of seeing different parts of Bay Ridge, while meeting and interacting with Community Board members and elected officials.
- Committee Member Girgenti suggested that the Board reach out to the local newspapers, perhaps initiating a column describing the function of a Community Board. It was added that the column could even highlight a Board member in each article.
- The Committee members discussed revisiting the web page, and see how many hits we receive during a week.

Respectfully submitted,

  
Michael J. Festa, Chairman

## **Police and Public Safety Committee Report of March 15, 2010**

The Police and Public Safety Committee met on Thursday, March 11th at the Community Board Office at 7:00 PM. We met to discuss four items.

Those in attendance were committee members Judith Collins, Michael Festa, George Fontas, Salvatore Girgenti, Nikolaos Leonardos, Mary Nolan, Michael Quinones, Fran Vella-Marrone, Susan Pulaski, Chair of the Committee, Joanne Seminara, Board Chair and Josephine Beckmann, District Manager. Also in attendance representing the 68<sup>th</sup> Precinct were Community Affairs Police Officers Joe Trischetta and Marco Venezia; owner, Mark and Marcia Libertini from 8305 Third Avenue and David Korngut, their attorney; Jennifer Colbert from Longbows; and Tobias Russo from Governor Patterson's Office.

**Item 1: The new SLA application at 8305 Third Avenue.** We heard from Mark Libertini last month about the plans he has for his new establishment in Bay Ridge. But since he didn't bring sufficient items for a complete presentation, we asked him to come back this month bringing with him floor plans, menu, etc. and the full SLA application. He returned along with his business partner, Marcia, his wife, and his attorney, Mr. Korngut, who explained to us in detail the plans for his place, which will be called Vela. As stated previously, Mr. Libertini is a graduate of the Cambridge School of Culinary Arts in Massachusetts, part owner of Little Cupcake and a resident of Bay Ridge. He has worked as a chef for 20 years and this will be his first venture as an owner of a restaurant/bar. He is planning on an upscale 19<sup>th</sup> Century Style Spanish restaurant featuring tapas, a full bar with seating for 10, tables in the rear with seating for 24, use of a seasonal backyard patio with seating for 16. He plans on installing a canvas cover over the back area. Vela will market to professionals 25+. The place will be open 7 days a week with the following hours: Mon/Tue/Wed 4PM-2AM; Thur/Fri 4PM-4AM; Sat/Sun 9AM-4AM; there will only be background recorded music and no dancing. The kitchen will be open until one hour prior to closing. Mr. Libertini will be the chef and manager and Mrs. Libertini will be the hostess and weekend manager.

He plans on opening at the beginning of May. His lawyer will be processing his application via the SLA self-certification process. There's no adverse history from the previous establishment, Aura, at this address that would impact the granting of a liquor license. This location comes under the 500' rule of three or more establishments for sale or consumption of alcoholic beverages, so there will be an SLA hearing. The committee voted and passed the following motion to approve the SLA application for 8305 Third Avenue with the following stipulations: that the backyard patio be closed down each evening at 12:00 midnight and that the owner come back to the committee for review between 4 to 6 months after its opening.

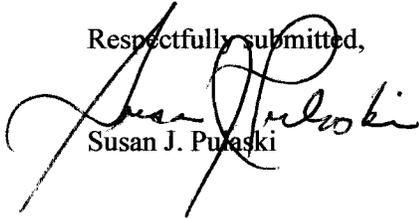
**Item 2: Roxbury Lounge** on 93<sup>rd</sup> Street between 3<sup>rd</sup> and 4<sup>th</sup> Avenues. At our February meeting we asked the new applicant for this establishment, Mr. Coury, return this month to give a detailed presentation of his plans. Mr. Coury informed us that his attorney was not available to attend this month's meeting, so his presentation will be postponed until our next committee meeting.

**Item 3: SLA Self-Certification Process:** Joanne and Josephine attended <sup>2609</sup> a meeting on this subject with the top SLA staff. This new process started in October ~~1999~~ to deal with the huge amount of back logged applications and renewals. The applicant's attorney will check all the facts on the license, inspect the sites and verify that all is in order. This is a tremendous responsibility and attorneys will take their role seriously. It would be damaging to them if they were to make false statements. In addition, if a community board objects to an application, then

the establishment cannot be granted a license under the self-certification process. Lastly, this will not be a temporary process, but will continue as part of the SLA's program for licensing premises. Our committee felt that this answered our concerns about new process, namely that if our Board has objections, that the SLA will revert to their regular process of granting licenses.

**Item 4: Follow-up to last month's solution suggestions for noise and other complaints of local establishments:** We discussed this more a length at this month's meeting and have been seeking information on how other boards are dealing with similar issues. CM George Fontas presented us with a list from CB4 in Manhattan that they have found successful. Some of the problems that are important for us to address are: Changes made to an establishment prior to their renewal—we want it made a law that an application must be reviewed and amended immediately and not wait until renewal time; we want to see the full SLA application not the shortened version of it to review before approval; creating a CB10 questionnaire that new applications complete before their presentation to the committee—Josephine said she will put together a questionnaire for committee review; adding our stipulations to the application; and having a six month review. As to the specific noise complaints of local bars, the owners will be meeting with Josephine some time in the near future at the Board office.

Respectfully submitted,



Susan J. Pulaski

**STATE LIQUOR AUTHORITY – NEW APPLICATIONS & RENEWALS**

<u>Name/Address</u>	<u>Received at CB 10</u>	<u>Status</u>
Rankin Healy Memorial Association, Inc., 9312 4 <sup>th</sup> Avenue	3-2-10	Renewal
Pizzeria Uno of Bay Ridge, Inc., Uno Chicago Grill, 9201 4 <sup>th</sup> Avenue	3-5-10	Renewal
Tracy Blais, Lone Star Bar & Grill, 8703 5 <sup>th</sup> Avenue	3-8-10	Renewal
Tongphrom Ketkeaw, Bangkok Thai House Restaurant 6735 3 <sup>rd</sup> Avenue	3-10-10	Renewal
Imbriale Nursery, 9215 Fort Hamilton Parkway	3-10-10	Notice of Intent
La Bella Panini, 7001 13 <sup>th</sup> Avenue	3-11-10	Renewal
Jasper Entertainment Inc., 9310 4 <sup>th</sup> Avenue	3-15-10	New Application*
8015 Tavern Ltd., 8015 5 <sup>th</sup> Avenue	3-16-10	New Application*
Cranberrys Restaurant & Café Corp., 9013 4 <sup>th</sup> Avenue	3-18-10	New Application*
New Sushi Island Japanese Restaurant Inc., 7812 3 <sup>rd</sup> Ave	3-22-10	Renewal
427 Kings Highway Inc., Peppino's, 7708 3 <sup>rd</sup> Avenue	3-25-10	Renewal
8520 7 <sup>th</sup> Avenue Food, Bella Luna Pizza, 8520 7 <sup>th</sup> Ave	3-25-10	Renewal
Beebo Corp., 8518-8520 3 <sup>rd</sup> Avenue	3-26-10	New Application*
Joe's Italian Cafeteria Inc., Rooco's Italian Cafeteria Inc., 6408 Ft. Hamilton Parkway	3-29-10	Renewal

\*Has been invited to Police and Public Safety Committee Meeting April 15<sup>th</sup> to make a presentation.