

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MAY 26, 2009

COMMITTEE OF ORIGIN: BATTERY PARK CITY

COMMITTEE VOTE:	7 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	29 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Proposed street closure on Sunday, September 13, 2009, Battery Place between Little West Street and First Place by Harmony on the Hudson Family Music Festival

WHEREAS: The applicant has applied for a street activity permit on Sunday, September 13, 2009, Battery Place between Little West Street and First Place, now

THEREFORE  
BE IT  
RESOLVED

THAT: Community Board #1 does not oppose the proposed street activity permit submitted by Harmony on the Hudson Family Music Festival on Sunday, September 13, 2009, Battery Place between Little West Street and First Place. Closure of street during the hours of 9:00 AM – 9:00 PM; event will take place during the hours of noon to 6 PM subject to the following conditions:

1. The Lower Manhattan Construction Command Center reviews the application and determines that it is compatible with nearby construction activity that is expected to be simultaneously underway.
2. Traffic control agents are deployed as needed to ensure that there is no significant adverse impact from the event on traffic flow.
3. Clean-up will be coordinated with the appropriate City Agencies.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MAY 26, 2009

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

COMMITTEE VOTE:	10 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	0 In Favor	0 Opposed	0 Abstained	1 Recused
BOARD VOTE:	30 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 110 John Street, application for on-premise liquor license for 110 John Street Pub Inc.

WHEREAS: The applicant seeks an on-premise liquor license for 110 John Street Pub Inc., and

WHEREAS: The establishment will have recorded background music, and

WHEREAS: The restaurant will have a total square footage of 4,600 with a dining area of approximately 2,000 square feet, and

WHEREAS: The applicant has stated that the establishment will not seek a cabaret license, and

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

WHEREAS: The applicant has stated that there are no buildings used primarily as schools, churches or synagogues or other places of worship within 200 feet of this establishment, and

WHEREAS: The applicant has not stated whether there are other establishments with some type of liquor license within 500 feet of this location, and

WHEREAS: The proposed hours of operation for bar service are 10 a.m. to 4 a.m. weekdays and 10 a.m. to 4 a.m. weekends, and

WHEREAS: By request of CB #1 the applicant has agreed to a closing time of 1 am on Monday mornings, now

THEREFORE  
BE IT  
RESOLVED

THAT: Manhattan CB #1 OPPOSES this application, UNLESS the Method of Operation specifies a closing time of 1 am on Monday mornings, as verbally agreed to by the applicant. CB #1 approves this application on that condition.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MAY 26, 2009

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

COMMITTEE VOTE:	10 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	30 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 11 Rector Street/87-89 Greenwich Street, application for unenclosed sidewalk café for Rector Street Food Enterprises Ltd d/b/a George's

WHEREAS: The applicant has begun the process of applying for a cabaret license, and

WHEREAS: The applicant has stated on the application to the Department of Consumer Affairs that he will operate for no more than 8 a.m. to midnight Sunday through Thursday and 8 a.m. to 1 a.m. Friday and Saturday, and

WHEREAS: The applicant appeared at the CB1 Financial District Committee meeting on May 6, 2009 and agreed to operate the sidewalk café only between the hours of 6 a.m. to 10 p.m. on weeknights and 6 a.m. to 8:30 p.m. on weekends, and

WHEREAS: The applicant has agreed to comply with all Department of Consumer Affairs regulations including those regarding maintenance of sidewalk width and the approved number of tables and chairs, now

THEREFORE  
BE IT  
RESOLVED

THAT: CB #1 approves the application for an unenclosed sidewalk café for Rector Street Food Enterprises Ltd d/b/a George's at 11 Rector Street for a period of two years on the condition that the sidewalk café is operated between the hours of 6 a.m. to 10 p.m. on weeknights and 6 a.m. to 8:30 p.m. on weekends.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MAY 26, 2009

COMMITTEE OF ORIGIN: LANDMARKS

COMMITTEE VOTE:	6 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	29 In Favor	0 Opposed	1 Abstained	0 Recused

RE: 95 West Broadway, application to construct a new six-story building

WHEREAS: This application is for the replacement of the current two-story building at the northeast corner of West Broadway and Reade Street in the Tribeca South Historic District with a new six-story hotel, as well as handicapped entrance modifications and a new rooftop elevator bulkhead at the existing Cosmopolitan Hotel on the southeast corner of West Broadway and Chambers Street, and

WHEREAS: The current building, housing Marianne’s Restaurant, dates back to 1863, and, while little of the existing fabric remains, is a modest structure with gentle siting at Bogardus Triangle, and

WHEREAS: Issues of neighborhood cultural dislocation notwithstanding, the architecture of the proposed six-story building – which would be an extension of the very historic Cosmopolitan Hotel, in continuous operation since 1844 – is blandly contextual and not without merit, and

WHEREAS: The glass-and-aluminum ground floor design, however, was so unanimously disliked that the Landmarks Committee asked the applicants if they would hold over their Landmarks Preservation Commission appearance for a month and work with the Landmarks Committee of Community Board #1 to find an acceptable solution to the first floor design, and

WHEREAS: Not only did the applicants reject that suggestion with diffidence, but they blamed the unfortunate ground floor and West Broadway entrance design entirely upon the staff of the Landmarks Preservation Commission, claiming that they redesigned it five times in a month to the specification of the staff, and

WHEREAS: Members of the Landmarks Committee knew this explanation to be preposterous and alerted Landmarks Preservation Commission employees to this ridiculous explanation, now

THEREFORE  
BE IT  
RESOLVED

THAT: Community Board #1 urges that this application be rejected.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MAY 26, 2009

COMMITTEE OF ORIGIN: PLANNING AND COMMUNITY INFRASTRUCTURE

COMMITTEE VOTE:	8 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	2 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	30 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Hydraulic Fracturing in the New York City Watershed

WHEREAS: On July 23, 2008 Governor David Patterson signed A10526/S08169 into law, a bill setting certain technical requirements pertaining to well spacing which will facilitate the use of hydraulic fracturing for natural gas recovery in an underground geological formation known as the Marcellus Shale, and

WHEREAS: Hydraulic fracturing has a controversial history in the United States with documented incidences of leaks, spills, explosions and water pollution in nine different states which have resulted in the contamination of local point sources of water, and

WHEREAS: Hydraulic fracturing requires a mix of chemicals, including known carcinogens, that are injected into the earth at extreme pressure and whose compositions and concentrations are not publicly disclosed and which under certain circumstances could pose a serious risk to local point sources of water, and

WHEREAS: Serious deficiencies in a review of the effects of hydraulic fracturing on drinking water supplies conducted by the U.S. Environmental Protection Agency (EPA) have been raised, including the alleged removal of key passages in that document by officials from the Office of Vice President Dick Cheney, as reported on October 14, 2004 by the Los Angeles Times, and the characterization of the report as “scientifically unsound” by an internal EPA whistleblower, and

WHEREAS: A Freedom of Information Law request submitted by the Washington D.C. based non-profit organization Environmental Working Group indicates that the New York State Department of Environmental Conservation (“NYS DEC”) has conducted no independent testing to determine whether there are significant risks to drinking water supplies from hydraulic fracturing and has by default relied on the aforementioned EPA report to on at least two occasions to publicly state that hydraulic fracturing poses no threat to drinking water supplies, and

WHEREAS: Ninety percent of the New York City water supply originates from the Catskill/Delaware watershed, which is within the boundaries of the Marcellus Shale, and is delivered to the city without filtration, making this water

extraordinarily susceptible to contamination from hydraulic fracturing should an accident occur within the boundaries of the New York City watershed, and

WHEREAS: In his July 23, 2008 press release announcing the new law, Governor Patterson ordered a new Supplemental Generic Environmental Impact Statement that “will occur as part of a public process that ensures that concerns raised by residents who could be affected by drilling activities are heard and considered”, and

WHEREAS: NYS DEC held the first of two rounds of public meetings on hydraulic fracturing in Allegany, Bath, Elmira, Binghamton, Oneonta and Lake Sheldrake but held no public meetings in New York City; now

THEREFORE  
BE IT  
RESOLVED

THAT: CB#1 unequivocally urges NYS DEC to prohibit the use of hydraulic fracturing in the New York City watershed, and

BE IT  
FURTHER  
RESOLVED

THAT: NYS DEC is strongly urged to schedule public hearings in each of New York City’s five boroughs during the commenting period following the issuance of the draft Supplemental Generic Environmental Impact Statement in late 2009, and that such commenting period be at least ninety (90) days in duration, and

BE IT  
FURTHER  
RESOLVED

THAT: In the event that NYS DEC decides to continue to consider permitting hydraulic fracturing within New York State, and

(a) NYS DEC should require that the chemical ingredients used in hydraulic fracturing sites in New York State be disseminated among all environmental regulatory agencies, water treatment facilities and first responders in the vicinity of the proposed drilling site in order to mitigate potential damages that may arise should accidents occur;

(b) NYS DEC should mandate the inclusion of “tracers” in hydraulic fracturing fluids which would allow emergency responders to track fracturing fluids should leaks, spills or contaminations occur;

(c) NYS DEC should mandate the use of the most environmentally benign fracturing fluids available, using off-shore hydraulic fracturing applications as a model;

(d) The State of New York must ensure the adequate regulation, monitoring and supervision of all hydraulic fracturing sites by providing a budget to NYS DEC that will ensure adequate personnel levels can be recruited and retain in order to achieve this goal.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MAY 26, 2009

COMMITTEE OF ORIGIN: QUALITY OF LIFE

COMMITTEE VOTE:	5 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC VOTE:	0 In Favor	0 Opposed	1 Abstained	0 Recused
BOARD VOTE:	24 In Favor	7 Opposed	1 Abstained	0 Recused

RE: Support for State Senate Bill #S4045, introduced by New York State Senator Daniel Squadron

WHEREAS: Unlicensed food and general vendors can overwhelm streets and sidewalks, causing both pedestrian and vehicular traffic congestion, and unfairly competing with local merchants and properly licensed vendors, and

WHEREAS: Police, prosecutors and the courts are unable to manage this condition without the authority to fingerprint illegal vendors, but courts have held that fingerprints may only be taken with explicit statutory authority (see, g, People v. O'Rourke, 83 Misc.2d 51 (N.Y. City Criminal Court 1975), and

WHEREAS: New York City Police Department personnel have reported that many illegal vendors repeatedly break the law, frequently presenting false identification when arrested, and rarely appearing before the court when released on desk appearance tickets, so that when they make an appearance, the court has no way of knowing the number of times they may have been charged with the same offense in the past, and therefore might impose only a nominal fine, and

WHEREAS: Licensed vendors who disobey time, place and manner restrictions are definitively identified but pay the nominal fine imposed as a sentence and consider it a cost of doing business, returning to the same illegal location or erecting the same illegal vending display, and

WHEREAS: For both licensed and unlicensed vendors, the City's alternative remedy is to issue a notice of violation, a civil enforcement process involving a summons returnable to the Environmental Control Board, which can result in the imposition of substantial civil penalties, but even in this forum, unlicensed violators rarely appear and are frequently judgment proof, and the difficulties of collecting fines and recovering suspended or revoked licenses from licensed vendors results in their being able to avoid the penalties arising from adjudication, and

WHEREAS: Senator Daniel Squadron has introduced State Senate Bill #S4045 to address these problems, and

WHEREAS: State Senate Bill #S4045 makes the case for fingerprinting unlicensed vendors and licensed vendors when they are arrested for unlawful vending.

WHEREAS: Community Board #1 supports the concepts and goals expressed in this legislation, and

WHEREAS: It is important to note that this bill should not be construed to apply beyond street vending, and

THEREFORE

BE IT

RESOLVED

THAT:

Community Board #1 supports State Senate Bill #S4045 and urges lawmakers to pass it.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MAY 26, 2009

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

COMMITTEE VOTE:	8 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC VOTE:	0 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	27 In Favor	0 Opposed	3 Abstained	0 Recused

RE: 229 Front Street, application for alteration to liquor license for 229 Front Street Inc. d/b/a Onda

WHEREAS: The applicant, 229 Front Street Inc., d/b/a Onda, is applying for an alteration to change the hours of operation on their liquor license, and

WHEREAS: The establishment is a restaurant with bar, and

WHEREAS: The total square footage of the restaurant is 2200 sq. ft, with 900 sq. ft. for the dining area and bar, and the public assembly capacity is 74, and the number of tables is 24 with 60 seats, and the bar has 10 stools, and

WHEREAS: There is background recorded music and soundproofing, and

WHEREAS: The establishment proposes to be amend the hours of operation from 11am-12am Sunday to Wednesday and 11am-2am Thursday to Saturday, to 11am-2am Sunday to Wednesday and 11am-4am Thursday to Saturday, and

WHEREAS: The committee had requested on November 28, 2008 that the establishment open under the original method of operation and establish a track record as good neighbors before recommending approval of amended hours, and

WHEREAS: There have been no problems of operation under the original method of operation, now

THEREFORE  
BE IT  
RESOLVED

THAT: Community Board #1 has no objection to the application for an alteration to change the hours of operation on their liquor license for 229 Front Street Inc., d/b/a Onda at 229 Front Street.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MAY 26, 2009

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

COMMITTEE VOTE:	8 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC VOTE:	0 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	19 In Favor	7 Opposed	1 Abstained	0 Recused

RE: Street permit application by J & R Music World, June 18 to June 20, 2009 and August 27 to August 29, 2009, sidewalk closure on Park Row between Ann Street and Beekman Street

WHEREAS: The applicant has applied for a street activity permit for Thursday, June 18, 2009 to Saturday, June 20, 2009 and Thursday, August 27, 2009 to Saturday, August 29, 2009, and

WHEREAS: The applicant has only requested sidewalk closure on Park Row between Ann Street and Beekman Street, now

THEREFORE  
BE IT  
RESOLVED

THAT: Community Board #1 does not oppose the permit application for the closure of the sidewalk on Park Row between Ann Street and Beekman Street for Thursday, June 18, 2009 to Saturday, June 20, 2009 and Thursday, August 27, 2009 to Saturday, August 29, 2009 during the hours of 10:00 AM – 4:00 PM subject to the following conditions:

1. The Lower Manhattan Construction Command Center reviews the application and determines that it is compatible with nearby construction activity that is expected to be simultaneously underway.
2. Traffic control agents are deployed as needed to ensure that there is no significant adverse impact from the event on traffic flow.
3. Clean-up will be coordinated with the appropriate City Agencies.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MAY 26, 2009

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	2 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC VOTE:	3 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	30 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 90 Worth Street, application for wine and beer license for Farinella LLC

WHEREAS: The applicant, Farinella LLC proposes to operate a wine and beer license, and

WHEREAS: The proposed establishment is a restaurant with a public assembly capacity of 30 and a total of 1,000 sq. ft. in area, and the number of tables is 6 with 15 seats and there is no bar, and,

WHEREAS: The establishment proposes to be open from 10:00 am to 11:00 pm, and

WHEREAS: There will be background recorded music only, and

WHEREAS: The applicant will not apply for a sidewalk café or a cabaret, now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 does not oppose a wine and beer license application for Farinella LLC at 90 Worth Street.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MAY 26, 2009

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	2 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC VOTE:	1 In Favor	0 Opposed	1 Abstained	0 Recused
BOARD VOTE:	30 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 339 Broadway, application for beer and wine license for 339 Broadway Corp.,  
d/b/a Variety Café on Tribeca

WHEREAS: The applicant, 339 Broadway Corp., proposes to operate a wine and beer and  
wine license for Variety café on Tribeca, Inc., and

WHEREAS: The proposed establishment is a restaurant with a public assembly capacity of 70  
and a total of 5,000 sq. ft. in area, and the number of tables is 14 with 54 seats and  
there is no bar, and

WHEREAS: The establishment proposes to be open 24 hours, and

WHEREAS: There will be background music only, and

WHEREAS: The applicant will not apply for a sidewalk café or a cabaret, now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 does not oppose a wine and beer license application for  
Variety Café on Tribeca at 339 Broadway.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MAY 26, 2009

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	2 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC VOTE:	3 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	30 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 458 Greenwich Street, application for unenclosed sidewalk café for Sublime Porte LLC d/b/a Turks & Frogs Tribeca

WHEREAS: The applicant has applied for an unenclosed sidewalk cafe license for 4 tables and 8 seats, and

WHEREAS: The applicant agreed to operate the proposed sidewalk café no later than midnight pm on weekdays and 1:00 am on weekends, and

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

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 approves the application for an unenclosed sidewalk café license for Turks & Frogs Tribeca at 458 Greenwich Street, for a period of two years subject to compliance by the applicant with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MAY 26, 2009

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	2 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC VOTE:	3 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	30 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 34 White Street, application for renewal of unenclosed sidewalk café for Bancone LLC

WHEREAS: The applicant has applied for renewal of an unenclosed sidewalk cafe license for 10 tables and 30 seats, and

WHEREAS: The applicant agreed to operate the proposed sidewalk café no later than midnight pm on weekdays and 1:00 am on weekends, and

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

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 approves the application for renewal of an unenclosed sidewalk café license for Bancone at 34 White Street, for a period of two years subject to compliance by the applicant with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MAY 26, 2009

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	2 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC VOTE:	3 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	30 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 353 Greenwich Street, application for renewal of unenclosed sidewalk café for Apre Scott's Inc. d/b/a Yaffa's Tea Room

WHEREAS: The applicant has applied for a renewal of an unenclosed sidewalk cafe license for 9 tables and 21, and

WHEREAS: The applicant agreed to operate the proposed sidewalk café no later than midnight pm on weekdays and 1:00 am on weekends, and

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

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 approves the application for renewal of an unenclosed sidewalk café license for Yaffa's Tea Room at 353 Greenwich Street, for a period of two years subject to compliance by the applicant with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MAY 26, 2009

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	2 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC VOTE:	3 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	28 In Favor	1 Opposed	1 Abstained	0 Recused

RE: 114 Franklin Street, application for liquor license for Amuse

WHEREAS: The applicant, The Amuse proposes to operate an on premise liquor license, and

WHEREAS: The proposed establishment is a restaurant with a public assembly capacity of 140 and a total of 4,200 sq. ft. in area, and the number of tables in the dining room is 30 with 120 seats and a bar area of 200 sq. ft. with 15 seats, and

WHEREAS: The establishment proposes to be open from 11:30 am to 2:00 am on weekdays and 5:00 pm to 2:00 am on weekends, and

WHEREAS: There will be background recorded music only, and

WHEREAS: The applicant will not apply for a sidewalk café or a cabaret, and

WHEREAS: Residents of the building and of others on the block appeared at the Tribeca Committee to testify that there had been continuing issues with noise and loitering in the street which was disruptive to the community with “Grace”, the prior occupant of the location, and

WHEREAS: The applicant stated that sound proofing will be installed, and

WHEREAS: Members of the public appeared at the May Community Board #1 full board meeting and expressed grave concerns regarding the proposed operation of this establishment, and

WHEREAS: Community Board #1 has concerns that the plans presented at the Tribeca Committee meeting had discrepancies with the actual layout of the space, and

WHEREAS: Community Board #1 has further concerns that the method of operation as presented by the applicant might be a bar/lounge with late hours rather than a restaurant, now

THEREFORE  
BE IT  
RESOLVED

THAT: Community Board #1 opposes a liquor license application for The Amuse at 114 Franklin Street.

**HOLD ONLY FOR RECORD WILL AMEND  
AMEND RESOLUTION BELOW  
COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION**

DATE: MAY 26, 2009

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	2 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC VOTE:	3 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	3 In Favor	2 Opposed	27 Abstained	0 Recused

RE: 114 Franklin Street, application for liquor license for Amuse

WHEREAS: The applicant, The Amuse proposes to operate an on premise liquor license, and

WHEREAS: The proposed establishment is a restaurant with a public assembly capacity of 140 and a total of 4,200 sq. ft. in area, and the number of tables in the dining room is 30 with 120 seats and a bar area of 200 sq. ft. with 15 seats, and,

WHEREAS: The establishment proposes to be open from 11:30 am to 2:00 am on weekdays and 5:00 pm to 2:00 am on weekends, and

WHEREAS: There will be background recorded music only, and

WHEREAS: The applicant will not apply for a sidewalk café or a cabaret, and

WHEREAS: Residents of the building and of others on the block appeared at the Tribeca Committee to testify that there had been continuing issues with noise and loitering in the street which was disruptive to the community with “Grace”, the prior occupant of the location, and

WHEREAS: The applicant stated that sound proofing will be installed, and

WHEREAS: The committee felt that the establishment should close at 1:00 am on weekdays and 2:00 am on weekends and return after one year and seek an alteration in the method of operation to close to at 2:00 am on weekdays if after review, there have been no problems, now

THEREFORE  
BE IT  
RESOLVED

THAT: Community Board #1 opposes a liquor license application for The Amuse at 114 Franklin Street unless the applicant agrees to close at 1:00 am on weekdays and 2:00 am on weekends and return after one year to seek an alteration in the method

of operation to close at 2:00 am on weekdays if after review there have been no problems.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MAY 28, 2009

COMMITTEE OF ORIGIN: WTC REDEVELOPMENT

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

RE: Fulton Street Transit Center

WHEREAS: After September 11, 2001, CB#1's highest priority Metropolitan Transportation Administration (MTA) transit project for Lower Manhattan was the overhaul of the decaying and confusing Fulton Street Transit Station that accommodates more than 300,000 riders daily, and

WHEREAS: Work began on the transit hub at Fulton Street in February 2005 and was originally scheduled to be completed by 2008; however, the MTA announced in January 2008 that due to escalating construction costs the construction of the main building was in jeopardy, and

WHEREAS: Speaker Sheldon Silver spoke at the Downtown-Lower Manhattan Association on Friday, May 8, 2009 and called on Governor Paterson to keep his promise that the Fulton Street Transit Center that was last presented to CB#1 should be at the top of the list of "shovel ready" projects to be financed with the federal stimulus funds and called on the MTA Board and the new Director to remember promises made to our community, and

WHEREAS: In two years, the National September 11 Memorial at the World Trade Center is expected to open to commemorate the tenth anniversary in 2011 – and there is still no interim plan in place to handle the anticipated tour bus traffic when the Memorial opens and pending completion of the WTC Vehicle Security Center, now

THEREFORE  
BE IT  
RESOLVED

THAT: CB #1 wholeheartedly joins Speaker Silver in urging that Governor Paterson, the MTA Board of Directors, and the new MTA Director make the funding and completion of the Fulton Street Transit Center the top priority.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MAY 26, 2009

COMMITTEE OF ORIGIN: YOUTH

COMMITTEE VOTE:	6 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	32 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Center for Arts Education – Request for Support

WHEREAS: The Center for Arts Education (CAE) is an organization committed to stimulating and sustaining quality arts education as an essential part of every child's education in the New York City public schools, and

WHEREAS: Representatives from the CAE provided information to the Youth and Education Committee in April, 2009 which explained that Project ARTS (Arts Restoration to the Schools) was developed in 1997 by Mayor Giuliani and the New York City Council to secure a minimum level of arts education and promote arts funding in NYC public schools, and

WHEREAS: Project ARTS was folded in 2007 into a school's overall budget, thus defeating its purpose, and

WHEREAS: New York City public school students are not meeting state requirements for arts education, and

WHEREAS: CAE shared their "Letter" to Mayor Michael Bloomberg and New York City Council Speaker Christine Quinn which includes a list of signatories from several NYC community boards, youth advocacy and other organizations, now

THEREFORE

BE IT

RESOLVED

THAT: CB #1 hereby agrees to sign on to the CAE Letter which requests that dedicated funding for arts education be created in the City budget.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MAY 26, 2009

COMMITTEE OF ORIGIN: YOUTH

COMMITTEE VOTE:	6 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	32 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Naming of Spruce Street School Auditorium for New York State Assembly Speaker Sheldon Silver

WHEREAS: New York State Assembly Speaker Sheldon Silver is a strong and effective leader in CB #1's effort to secure a new school on the east side of Lower Manhattan to serve the rapidly growing population of youth in the area, and

WHEREAS: Owing to the tireless efforts by Speaker Silver, working in tandem with CB#1 and other elected officials and leaders, a site was secured and the Spruce Street School is currently being built, and

WHEREAS: Speaker Silver continues to work closely with CB#1 and other stakeholders on zoning for the Spruce Street School and other issues of concern to youth and families in Lower Manhattan to ensure that we have the schools and other facilities for youth that are needed, and

WHEREAS: CB#1 believes that it is important to acknowledge Speaker Silver's steadfast dedication and significant contributions to accomplish our community's goal of obtaining a critical school facility, the Spruce Street School, now

THEREFORE

BE IT

RESOLVED

THAT: CB #1 requests that the auditorium in the Spruce Street School be named in honor of New York State Assembly Speaker Sheldon Silver.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MAY 26, 2009

COMMITTEE OF ORIGIN: YOUTH AND EDUCATION

COMMITTEE VOTE:	6 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	29 In Favor	0 Opposed	0 Abstained	0 Recused

RE: School Zoning for Spruce Street School and PS 276

WHEREAS: Community Board #1 will have two new schools opening in September 2010, and

WHEREAS: The Department of Education has established a School Zoning Process deadline that is to conclude one year prior to a new school's scheduled openings, and

WHEREAS: The Department of Education has announced that Spruce Street School and PS 276 will open September 2010, and

WHEREAS: The School Zoning process must ensure consultation and public participation regarding how these two new schools will reflect our neighborhoods i.e. Battery Park City, Financial District, the Seaport in regards to geographic size, transportation services, travel distances, student registration, school admission processes, school and building utilization, now

THEREFORE

BE IT

RESOLVED

THAT:

CB #1 requests that the Department of Education establish and announce their School Zoning process timeline, prior to the end of the 2009 Spring term, and that the school catchments be established and announced no later than the end of September 2009, and

BE IT

FURTHER

RESOLVED

THAT:

The DOE must communicate this information to CB #1 parents to ensure their public participation in the School Zoning process for Spruce Street School and PS 276.