

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MARCH 22, 2011

COMMITTEE OF ORIGIN: BATTERY PARK CITY

COMMITTEE VOTE:	5 In Favor	0 Opposed	1 Abstained	0 Recused
PUBLIC MEMBER VOTE:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	30 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 200 West Street, three applications for restaurant catering liquor licenses for Delicious on West Street LLC

WHEREAS: The applicant, Delicious on West Street LLC, is applying for new on-premise restaurant catering liquor licenses; and

WHEREAS: The liquor licenses will be used for private, catered business meetings and dinners only at 200 West Street in the auditorium, multipurpose room, mezzanine level, 11<sup>th</sup> floor, 12<sup>th</sup> floor, 42<sup>nd</sup> floor, and 43<sup>rd</sup> floor; and

WHEREAS: The applicant has stated that no public events will take place on the premises; and

WHEREAS: The applicant has stated that no large private events (i.e. weddings, charity events, etc.) will take place on the premises; and

WHEREAS: There will be only background “ambience” music only; and

WHEREAS: The applicant will engage security personnel; and

WHEREAS: The applicant will not engage outside promoters or independent DJs and will not apply for a sidewalk café license or a cabaret license; and

WHEREAS: The applicant has stated that there are not three or more other establishments with some type of liquor license within 500 feet of this location; and

WHEREAS: The applicant has stated that there are there are not three or more buildings used primarily as schools, churches or synagogues or other places of worship within 200 feet of this establishment; now

THEREFORE  
BE IT  
RESOLVED

THAT: Community Board #1 opposes the granting of three liquor licenses to Delicious on West Street, LLC unless the applicant complies with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MARCH 22, 2011

COMMITTEE OF ORIGIN: BATTERY PARK CITY

COMMITTEE VOTE:	6 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBER VOTE:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	30 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Proposed street activity permit application for Thursdays from April 7, 2011 until December 22, 2011, South End Avenue between Liberty Street and Albany Street by the World Financial Center Greenmarket

WHEREAS: The applicant has applied for curb lane closure on the east side of South End Avenue between Liberty Street and Albany Street on Thursdays between April 7, 2011 and December 22, 2011; and

WHEREAS: The hours of the closure requested are from 6:00AM until 7:00PM; and

WHEREAS: The hours of the related event are from 8:00AM until 6:00PM; and

WHEREAS: The Greenmarket will be rescheduled to November 23, 2011 for Thanksgiving; now

THEREFORE  
BE IT  
RESOLVED

THAT: Community Board #1 does not oppose the proposed curb lane closure as submitted above by the World Financial Center Greenmarket, 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; and
2. Traffic control agents are deployed as needed to ensure that there is no significant adverse impact from the event on traffic flow.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MARCH 22, 2011

COMMITTEE OF ORIGIN: EXECUTIVE

COMMITTEE VOTE:           8 In Favor   0 Opposed   0 Abstained   0 Recused  
BOARD VOTE:               37 In Favor   0 Opposed   0 Abstained   0 Recused

RE:                   Request to Governor Cuomo & Mayor Bloomberg to Withdraw the Department of Environmental Conservation’s Draft Supplemental Generic Environmental Impact Statement (dSGEIS) for Marcellus Shale Horizontal Drilling and Hydraulic Fracturing in the New York City Watershed

WHEREAS:           Community Board #1 (CB#1) has passed numerous resolutions on hydraulic fracturing in the New York City watershed and the numerous shortcomings of the New York State Department of Conservation (NYSDEC) Draft Supplemental Generic Environmental Impact Statement (dSGEIS) (April 27, 2010, February 23, 2010, November 24, 2009, October 27, 2009, and May 26, 2009); and

WHEREAS:           On August 5, 2010, Governor Cuomo released a new energy policy book “Power NY” that focuses on maximizing energy efficiency, building the smart grid, improving the environment through renewable and clean energy, and reforming New York’s energy bureaucracy; and

WHEREAS:           Governor Cuomo’s energy plan says regarding Marcellus Shale Horizontal Drilling and Hydraulic Fracturing: *“Any Drilling in the Marcellus Shale must be Environmentally Sensitive and Safe: We need to explore how drilling can be done in a way that is consistent with environmental concerns. The State’s Department of Environmental Conservation, as well as the federal Environmental Protection Agency, are currently studying the effects of drilling in the Marcellus Shale region. Through that assessment, New York State must ensure that, if and when the Shale’s natural gas is obtained, it does not come at the expense of human health or have adverse environmental impacts. In particular, it is critical that no drilling be conducted that might negatively affect any existing watershed and that best practices in drilling are adopted and enforced by the State.”* ([http://www.andrewcuomo.com/system/storage/6/89/e/798/andrew\\_cuomo\\_power\\_ny.pdf](http://www.andrewcuomo.com/system/storage/6/89/e/798/andrew_cuomo_power_ny.pdf), page 124); and

WHEREAS:           CB#1 is concerned that Governor Cuomo’s nominee for Department of Environmental Conservation (DEC), Joseph Martens, testified at a Legislative hearing on 2/8/11 that he intends to finish reviewing comments on the dSGEIS in the next several months and release a revised draft around June 1, 2011 instead of expanding the scope of the SGEIS; now

THEREFORE  
BE IT  
RESOLVED

THAT: CB#1 is outraged that EPA Region 2 did not have the courage to include its own recommendation: “Region 2 recommends a moratorium on drilling in the New York City watershed so that NYSDEC may gain experience with regulating high volume hydraulic fracturing activities in less sensitive areas” (EPA’s Preliminary Discussion of NYS DEC’s Marcellus Shale draft SGEIS December 4, 2009) in EPA’s Final Comments submitted by the EPA to NYSDEC (December 30, 2009); and

BE IT  
FURTHER  
RESOLVED

THAT: CB#1 calls on Governor Cuomo to hold true to his August 5, 2010 promise that New York’s “... existing watersheds are sacrosanct and Andrew Cuomo would not support any drilling that would threaten the State’s major sources of drinking water.”  
**([http://www.andrewcuomo.com/system/storage/6/89/e/798/andrew\\_cuomo\\_portfolio\\_ny.pdf](http://www.andrewcuomo.com/system/storage/6/89/e/798/andrew_cuomo_portfolio_ny.pdf), page 92); and**

BE IT  
FURTHER  
RESOLVED

THAT: CB#1 calls on Governor Cuomo, Mayor Bloomberg and the NYC Department of Conservation (NYCDEC) to protect the drinking water of the 8 million New York City residents and workers from hydraulic fracturing by withdrawing the dSGEIS and supporting:

- Expansion of the scope of the dSGEIS to including additional concerns such as how to manage gas drilling wastewater,
- Establishment of a Citizens and Technical Advisory Committees to help NY DEC revise the dSGEIS,
- At least 120 days public comment to identify additional issues to be included in the dSGEIS scope, and
- The requirement of individual EIS reviews for horizontal hydraulic fracturing permits, effluent limitations for hydraulic fracturing, deep well injection and wastewater treatment.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MARCH 22, 2011

COMMITTEE OF ORIGIN: EXECUTIVE

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

RE:                    CB1 Personnel Changes

WHEREAS: The Counsel to the Manhattan Borough President stated in a letter to Manhattan Community Board members dated November 12, 2009 that “Section 2801 of the New York City Charter provides that any action or determination of a community board requires the approval of a majority vote by a quorum of the full board. . . . Actions that require a full board vote include but are not limited to: Personnel actions such as hires, terminations, raises, promotions and suspensions”; and

WHEREAS: A contingency plan was prepared to fund the CB1 Director of Planning and Land Use position with funds raised privately by CB1 in the event that sufficient funds for existing CB1 staff positions were not available in Fiscal Year 2009 in the budget provided by the City of New York; and

WHEREAS: The plan was approved by the CB1 Personnel Committee, and pursuant to the their recommendation a Request for Proposals was prepared that was reviewed by the Counsel to the Manhattan Borough President and the Deputy Director of the Mayor's Office of Contract Services, and suggested changes from both were incorporated into a final draft; and

WHEREAS: This contingency plan did not need to be implemented during Fiscal Years 2009, 2010 or 2011 because sufficient funds were eventually restored by the Mayor and City Council to fund existing staff positions; and

WHEREAS: Community Boards have not received a baseline increase of \$8,000 to cover the cost of raises for managerial employees adopted after an increase to managers in Mayoral agencies was passed along by CB1 in accordance with guidance from the Office of Management and Budget; and

WHEREAS: CB1 along with many other community boards throughout the city would be in deficit if the \$8,000 increase is not added to the budget for future fiscal years and for this reason community boards are advocating for this increase to be added to our baseline budget for future years; and

WHEREAS: CB1 has raised sufficient funds through street fairs and grants and other activities to be able to enact the contingency plan and make other expenditures needed to address the needs of the office and board agenda; and

WHEREAS: The CB1 Executive Committee met on March 7 and determined that it would be prudent in light of the uncertainty regarding the \$8,000 for managerial increases in FY 2012 and future years to move forward with a contingency and future staffing plan to pay for a staff position from CB1's privately raised funds; and

WHEREAS: The implementation of the contingency plan would create some flexibility with the CB1 budget that would enable the board to grant promotions where deserved that would be accompanied by salary increases; and

WHEREAS: Yume Kitasei has served with distinction and dedication as a Community Liaison at Community Board One since September, 2009, and the District Manager and board and staff members have concluded that she is ready for additional challenges and responsibilities; now

THEREFORE  
BE IT  
RESOLVED

THAT: Community Board #1 authorizes the release of an RFP for the position of Director of Planning and Land Use on the condition that a draft RFP is approved in writing prior to release by the Counsel to the Manhattan Borough President and an attorney representative at the Mayor's Office of Contract Services; and

BE IT  
FURTHER  
RESOLVED

THAT: Following selection of the most qualified candidate from among the respondents, the Director of Planning and Land Use position will be funded by CB1 with privately raised funds; and

BE IT  
FURTHER  
RESOLVED

THAT: Immediately upon the start of the contract with the Director of Planning and Land Use, after the most qualified candidate is selected through the RFP process, CB1 will promote Yume Kitasei to the position of Assistant District Manager at a salary of \$45,000 subject to approval by the Office of Management and Budget.

COMMUNITY BOARD # 1 – MANHATTAN  
RESOLUTION

DATE: MARCH 22, 2011

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

COMMITTEE VOTE:       8 In Favor   0 Opposed   0 Abstained   0 Recused  
BOARD VOTE:           37 In Favor   0 Opposed   0 Abstained   0 Recused

RE:                32 Broadway, application for restaurant wine and beer license for 32 Bakery Corp. d/b/a/ Stir Café

WHEREAS: The proposed hours of operation are 6 a.m. to 8 p.m. on weekdays and 8 a.m. to 5 p.m. on Friday and Saturday; and

WHEREAS: The establishment will have background music only; and

WHEREAS: The establishment will have a total square footage of 1,188 with a public assembly capacity of 102; and

WHEREAS: The applicant will not seek a cabaret license; and

WHEREAS: The applicant will not seek a sidewalk cafe license; and

WHEREAS: The applicant has stated that there are not three or more other establishments with some type of liquor license within 500 feet of this location; and

WHEREAS: The applicant has stated that there are there are not three or more buildings used primarily as schools, churches or synagogues or other places of worship within 200 feet of this establishment; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 opposes the granting of a tavern-restaurant wine and beer license to 32 Bakery Corp. for 32 Broadway unless the applicant complies with the limitations and conditions set forth above.

COMMUNITY BOARD # 1 – MANHATTAN  
RESOLUTION

DATE: MARCH 22, 2011

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

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

RE:                   10 Murray Street, application for wine and beer license for Jin’s Empire Asian Cuisine Inc.

WHEREAS: The proposed hours of operation are 11:30 a.m. to 10:45 p.m. on weekdays and to 11 p.m. on Friday and Saturday; and

WHEREAS: The establishment will have recorded music; and

WHEREAS: The establishment will have a total square footage of 2,072 with a public assembly capacity of 80; and

WHEREAS: The applicant will not seek a cabaret license; and

WHEREAS: The applicant has stated that there are not three or more other establishments with some type of liquor license within 500 feet of this location; and

WHEREAS: The applicant has stated that there are there are not three or more buildings used primarily as schools, churches or synagogues or other places of worship within 200 feet of this establishment; now

THEREFORE  
BE IT  
RESOLVED

THAT:               Community Board #1 opposes the granting of a restaurant wine and beer license to Jin’s Empire Asian Cuisine Inc. for 10 Murray Street unless the applicant complies with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MARCH 22, 2011

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

COMMITTEE VOTE:       8 In Favor   0 Opposed   0 Abstained   0 Recused  
BOARD VOTE:           37 In Favor   0 Opposed   0 Abstained   0 Recused

RE:           Whitehall Ferry Terminal Space #206, application for liquor license for Pizza Plus @ Staten Island Ferry

WHEREAS:   The proposed hours of operation for food service are 24 hours a day, seven days a week, with bar service from 10 a.m. to 4 a.m. Monday through Saturday and 12 p.m. to 4 a.m. on Sunday; and

WHEREAS:   The establishment will have background music only; and

WHEREAS:   The establishment will have a total square footage of 1,700; and

WHEREAS:   The applicant will not seek a cabaret license; and

WHEREAS:   The applicant will not seek a sidewalk cafe license; and

WHEREAS:   The applicant has stated that there are not three or more other establishments with some type of liquor license within 500 feet of this location; and

WHEREAS:   The applicant has stated that there are there are not three or more buildings used primarily as schools, churches or synagogues or other places of worship within 200 feet of this establishment; now

THEREFORE

BE IT

RESOLVED

THAT:       Community Board #1 opposes the granting of a liquor license to Pizza Plus @ Staten Island for Space No. 206 in the Staten Island Ferry Terminal unless the applicant complies with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MARCH 22, 2011

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

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

RE:                    90 Broad Street, application for liquor license for 90 Hospitality LLC

WHEREAS: The proposed hours of operation are 12 p.m. to 4 a.m. seven days a week, with food service until 2 a.m.; and

WHEREAS: The establishment will have recorded background music; and

WHEREAS: The establishment will have a total square footage of 4,800 with a public assembly capacity of 200; and

WHEREAS: The applicant will not seek a cabaret license; and

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

WHEREAS: The applicant has stated that there are there are not three or more buildings used primarily as schools, churches or synagogues or other places of worship within 200 feet of this establishment; now

THEREFORE  
BE IT  
RESOLVED

THAT: Community Board #1 opposes the granting of a liquor license to 90 Hospitality LLC for 90 Broad Street unless the applicant complies with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MARCH 22, 2011

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

COMMITTEE VOTE:           6 In Favor   4 Opposed   0 Abstained   0 Recused

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

RE:                    Proposed street activity permit by the Downtown Independent Democrats Festival  
(Clearview Festival Productions; promoter)

WHEREAS:   The applicant has applied for a street activity permit on Friday, April 22, 2011,  
Broad, South and Water Streets, now

THEREFORE

BE IT

RESOLVED

THAT:                Community Board #1 does not oppose the proposed street activity permit  
submitted by DID. Closure of street during the hours of 8 AM to 7:30 PM; event  
will take place during the hours of 11 AM – 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.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MARCH 22, 2011

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

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

RE:                    Proposed street activity permit by the Bowling Green Association (Mardi Gras Productions; promoter)

WHEREAS:    The applicant has applied for a street activity permit on Monday, October 10, 2011, Whitehall, Stone and Water Streets; Broadway Morris and Stone Street; Broadway Cedar Street and Battery Place; and

WHEREAS:    The proposed street closure would last from 8:00 AM to 7:00 PM for an event to take place from 10:00 AM until 6:00 PM; and

WHEREAS:    The sponsor was invited to but did not attend the Financial District Committee meeting where this application was discussed; and

WHEREAS:    This event is proposed for Columbus Day, a weekday when many offices are open, and would significantly interfere with vehicular traffic on busy streets in the Financial District; now

THEREFORE

BE IT

RESOLVED

THAT:                    Community Board #1 opposes the proposed street activity permit submitted by the Bowling Green Association.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MARCH 22, 2011

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

COMMITTEE VOTE:       7 In Favor   3 Opposed   0 Abstained   0 Recused  
BOARD VOTE:           37 In Favor   0 Opposed   0 Abstained   0 Recused

RE:           Proposed street activity permit by Street Vendor Project

WHEREAS:   The applicant has applied for a street activity permit on Friday, June 24, 2011,  
Park Place between Broadway and Church Street, now

THEREFORE

BE IT

RESOLVED

THAT:       Community Board #1 does not oppose the proposed street activity permit  
submitted by the Street Vendor Project. Closure of street during the hours of 10  
AM to 7 PM; event will take place during the hours of 11 AM – 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.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MARCH 22, 2011

COMMITTEE OF ORIGIN: LANDMARKS

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

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

RE:                   151 Hudson Street, application for replacement of bluestone sidewalk with tinted concrete

WHEREAS: The owners of this building in the TriBeCa North Historic District are TriBeCa pioneers, whose loft structure began its residential life in the 1970s with Artist-in-Residence certification requirements, leading implicitly to the preservation of this historic building, and

WHEREAS: A number of artists still live there, and

WHEREAS: After decades of Interim Mixed-Use Development (I.M.D.) status, the co-operative shareholders have gotten a straightforward certificate of occupancy, and

WHEREAS: Now the applicants need to repair and replace the surrounding vaults and sidewalks at considerable additional expense, and

WHEREAS: Many of the pavers atop the existing vault are of original, historic bluestone, mostly in very bad condition, and

WHEREAS: Historic pavers provide the most literal meaning of "historic fabric" connecting the elements of an historic district, and

WHEREAS: The owners here wish to remove the bluestone completely, and repave with blue tinted concrete, since the cost of bluestone would be prohibitive, and

WHEREAS: This conflict between preservation and cost is particularly acute in a situation like this, and

WHEREAS: Community Board No. 1, Manhattan seeks a compromise whereby some of the bluestone would be saved and reused in a proportion and configuration to be determined by the Landmarks Preservation Commission with, we hope, the consent of the applicants, one of whom, an artist, has suggestions for that preservation, now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1, Manhattan recommends that the Landmarks Preservation Commission approve this application in part, with the compromise solution heretofore described.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MARCH 22, 2011

COMMITTEE OF ORIGIN: LANDMARKS

COMMITTEE VOTE:           6 In Favor   0 Opposed   0 Abstained   0 Recused  
BOARD VOTE:               37 In Favor   0 Opposed   0 Abstained   0 Recused

RE:                   229 Front Street, LPC application for storefront sign

WHEREAS: This application requests the installation of a storefront bracket sign for Keg No. 229, a restaurant, on this building in the South Street Seaport, and

WHEREAS: The sign will be made of reclaimed wood with white dove colored lettering wrapped around a granite column and attached onto the wooden storefront with blackened steel brackets. The sign will be about 6 inches long and hang down 22 inches. It will project 36 inches from the building and will be 96 inches from the sidewalk. The size of the lettering of “Keg No. 229” will be 8 inches wide and the size of the lettering “Wine & Spirits” below will be 4 inches wide, and

WHEREAS: The applicant requests that while the dimensions of the sign slightly exceed the Landmarks requirements, that the sign be approved as is in that it is uniform with the rest of the street, now

THEREFORE  
BE IT  
RESOLVED

THAT: Community Board #1 recommends that the Landmarks Preservation Commission approves this application as is, without establishing precedent, in that the sign maintains the character of the street.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MARCH 22, 2011

COMMITTEE OF ORIGIN: LANDMARKS

COMMITTEE VOTE:           6 In Favor   0 Opposed   0 Abstained   0 Recused  
BOARD VOTE:             37 In Favor   0 Opposed   0 Abstained   0 Recused

RE:                   300 Canal Street, application for replacement of storefront

WHEREAS: This property is located one lot west of the historic Moderne-style bank building at the southwest corner of Canal Street and Broadway in the TriBeCa East Historic District, and

WHEREAS: 300 Canal Street was originally identical to neighboring 302 Canal Street, both designed in the mid-1800s by Trench and Snook, with cast-iron façades manufactured by Badger and Company, and

WHEREAS: The current application calls for infilling a storefront in the void that now exists on the ground floor, and

WHEREAS: The two existing outer pilasters would remain, and

WHEREAS: Two wooden doors would be installed, and all framing would be wooden, and a 24-inch sign band would be built across the top of the storefront, with 16-inch signage lettering, and

WHEREAS: Illumination would be by recessed fluorescent lighting, and

WHEREAS: The paint would be Benjamin Moore Cheating Hearts Gray, and

WHEREAS: The Landmarks Committee of Community Board #1 Manhattan agrees with the architect that the transoms should extend from east to west across the building at the door top level, despite Landmarks Preservation Commission staff advice to the contrary, now

THEREFORE  
BE IT  
RESOLVED

THAT: Community Board #1, Manhattan recommends that the Landmarks Preservation Commission approve this application with the addition of the transom extensions.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MARCH 22, 2011

COMMITTEE OF ORIGIN: LANDMARKS

COMMITTEE VOTE:           6 In Favor   0 Opposed   0 Abstained   0 Recused  
BOARD VOTE:             37 In Favor   0 Opposed   0 Abstained   0 Recused

RE:                    302 Canal Street, application for replacement of storefront

WHEREAS: 302 Canal Street is a 5 story building located in the Tribeca East Historic District between Broadway and Church, constructed in 1851-52 and designed by the prominent architectural firm of Trench and Snook with a cast iron storefront on the Canal Street elevation manufactured by Daniel D. Badger's Architectural Iron Works, and

WHEREAS: The brownstone facade on Canal Street displays its Italianate character in the fenestration pattern, prominent sills, and bracketed cornice (apparently wood), an iron fire escape and some of the historic paired windows with two-over-two wood sash which were reported as surviving at the time of the district designation in 1992, at which time the cast iron storefront was obscured, and

WHEREAS: This application is for approval of the storefront replacement, and

WHEREAS: The applicant has presented a scope of proposed work that is significant and exceeds replacement of the storefront, including installation of an awning, painting of the existing brownstone façade with a sand based paint and replacement of the existing windows, and

WHEREAS: The committee has concerns regarding both the technical and aesthetic appropriateness of covering existing brownstone with a sand based paint, the applicant did not bring required materials to the presentation, including a historic tax photo, samples of the proposed paint to indicate color and texture, or samples or detailed drawings of the proposed replacement windows, and

WHEREAS: The applicant claims that a new anodized aluminum storefront was previously approved by the Landmarks Preservation Commission with the exception that the approved design had two doors and the current design has only one, and that this committee is asked only to consider this modification, and

WHEREAS: This committee feels that the anodized aluminum storefront, regardless of prior approval or door configuration is inappropriate to the historic character of the building and the district and makes no attempt to expose the original cast iron storefront, or if this is not still existing to at least reference it in the new design, and

WHEREAS: The Landmarks Preservation Commission is hearing this application next week, so a holdover to clarify the scope and history of the application is not possible,

and this committee objects to such significant scopes of work as presented to the committee being decided on at “staff level” if indeed that is the case as claimed by the applicant, now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 Manhattan recommends that Landmarks Preservation Commission reject this application.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MARCH 22, 2011

COMMITTEE OF ORIGIN: LANDMARKS

COMMITTEE VOTE:           6 In Favor   0 Opposed   0 Abstained   0 Recused  
BOARD VOTE:             37 In Favor   0 Opposed   0 Abstained   0 Recused

RE:                   228 West Broadway, application for roof bulkhead for new elevator

WHEREAS: The application calls for the replacement of a 7' wide X 7' deep X 8' 10" high roof bulkhead with a new, larger elevator bulkhead atop this building in the TriBeCa West Historic District, and

WHEREAS: The new bulkhead would be 8' 4" X 11' 6" X 10' 7", and

WHEREAS: It would be sheathed in anodized brown-black corrugated aluminum, and

WHEREAS: The bulkhead would be quite visible from some angles, but not very obtrusive to the existing immediate skyline, and

WHEREAS: The applicant is to be commended for a thorough and honest presentation, now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1, Manhattan recommends that the Landmarks Preservation Commission approve this application.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MARCH 22, 2011

COMMITTEE OF ORIGIN: NEW BUSINESS

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

RE: Independent safety and security review of Indian Point Nuclear Power Plant

WHEREAS: Indian Point nuclear power plant is situated only approximately 35 miles from New York City; and

WHEREAS: Indian Point has suffered from management and mechanical problems since the first of its reactors was opened nearly forty years ago; and

WHEREAS: There have been incidents involving minor explosions and coolant leaks as recently as a few years ago, the most serious of which involved a radioactive leak that led to an eleven month closure of the plant in 2000; and

WHEREAS: In 2010, the New York State Department of Environmental Conservation denied Entergy Corporation, the entity that owns the plant, a water permit on the grounds that the plants antiquated non-closed cycle cooling system was in violation of the federal Clean Water Act; and

WHEREAS: The plant cycles through 2.5 billion gallons of Hudson River water a day, dumping the water after heating it back into the river to significant adverse effect on river life; and

WHEREAS: New York City is grossly underprepared for a citywide evacuation should a nuclear crisis on the scale of that ongoing at the Fukushima Daiichi plant in Japan occur at Indian Point; and

WHEREAS: The licenses for the two nuclear reactors still operating in Indian Point are due to expire in 2013 and 2015; and

WHEREAS: Historically, the federal Nuclear Regulatory Commission's license renewal for nuclear reactors has been near automatic; and

WHEREAS: The only study that has been conducted regarding the safety of the plant from terrorist attack was authored by a pro-nuclear group, the Nuclear Energy Institute; and

WHEREAS: Indian Point Nuclear Power Plant is situated on two active fault lines; and

WHEREAS: According to the 9/11 Commission Report, Khalid Sheikh Mohammed considered nuclear power plants as a target; and

WHEREAS: A Sandia National Laboratories study submitted to Congress estimated the potential death toll from radiation exposure for Indian Point could be 50,000 initially, and a study by the environmental group, the RiverKeeper suggested that a terrorist attack on Indian Point could cause up to 44,000 initial deaths and 518,000 in the long-term; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 calls on the Nuclear Regulatory Commission to independently and objectively evaluate the safety, security, and environmental standards of Indian Point nuclear power plant, as well as its evacuation plan, before it considers renewing its reactor licenses; and

BE IT

FURTHER

RESOLVED

THAT: The Nuclear Regulatory Commission should deny renewals of the licenses for the reactors should an evaluation determine that the power plant is inherently unsafe or that its evacuation plans are impractical or insufficient.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MARCH 22, 2011

COMMITTEE OF ORIGIN: NEW BUSINESS

BOARD VOTE: 35 In Favor 0 Opposed 2 Abstained 0 Recused

RE: Amendment of Bylaws Regarding Full Board Approval of Personnel Actions

WHEREAS: The General Counsel in the Manhattan Borough President’s office (General Counsel), in a letter to Manhattan Community Board members dated November 12, 2009 (the 11/12/09 Letter), has stated that actions that require a full board vote include personnel actions such as hires, terminations, raises, promotions and suspensions. The General Counsel further stated, “A Community Board may not hire any employees, including the District Manager, Assistant District Manager or any other paid full time or part-time employee, without approval by a majority of a quorum of the full board. Similarly, no Community Board employee may be terminated or suspended without a full board vote. A vote by the Executive Committee or Personnel Committee is insufficient to effectuate a personnel action;” and

WHEREAS: Several provisions in the Bylaws of Manhattan Community Board 1 (CB#1) appear on their face to be in conflict with the foregoing opinion of the General Counsel. Specifically, Section III.C.1.q of the Bylaws states that one of the duties of the Chairperson is “[t]o . . . perform annual review of the District Manager and recommend *annual salary adjustments for Executive Committee approval . . .*” [emphasis added] Further, Section IV.E of the Bylaws lists one of the functions of the Executive Committee as being to “[r]eview and *approve the Board Chair’s recommendation for the District Manager’s salary and annual adjustments in executive session . . .*” [emphasis added] Finally, Section X.B.5.a lists one of the duties and responsibilities of the District Manager as being to “[s]elect, hire, supervise, and terminate staff, in consultation with the Board Chair” [emphasis added]; and

WHEREAS: CB#1 desires to amend its Bylaws relating to personnel actions to conform them to the requirements of Section 2801 of the New York City Charter (which provides that any action or determination of a community board requires the approval of a majority vote by a quorum of the full board), as expressed by the General Counsel in the 11/12/09 Letter; now

THEREFORE  
BE IT  
RESOLVED

THAT: The Bylaws of CB#1 are hereby amended, effective immediately, as indicated on the attached Exhibit A, to clarify that the aforementioned personnel actions such as hires, terminations, raises, promotions and suspensions must be approved by the full board.



Additions in **Bold**

**III. COMMUNITY BOARD OFFICERS**

C. Each officer shall perform such duties as are incident to the office in accordance with generally accepted rules of parliamentary procedure including, but not limited to:

1. **Duties of the Chairperson:**

q) To provide direction to and oversight of the District Manager; perform annual review of the District Manager and recommend annual salary adjustments for Executive Committee approval **followed by full Board approval**; and recommend and oversee a process for recruiting and hiring a new District Manager should the position become vacant.

\* \* \* \* \*

**IV. EXECUTIVE COMMITTEE**

E. Review and approve the Board Chair's recommendation for the District Manager's salary and annual adjustments in executive session, i.e., with only members of the Executive Committee present. **Adopt resolution incorporating the Committee's approval for final action by the full Board.**

\* \* \* \* \*

**X. DISTRICT MANAGER**

B The District Manager shall assume the following duties and responsibilities with wide latitude for independent judgment under the direction and oversight of the Board Chair:

5. Maintain, administer, and manage the Community Board Office.  
a. Select, hire, supervise, and terminate staff, in consultation with the Board Chair **and following approval by the full Board of all hiring and termination decisions.**

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MARCH 22, 2011

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

COMMITTEE VOTE:	7 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBER VOTE:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	31 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 89 South Street, Pier 17, application for a new on-premise restaurant liquor license for Johnny Rockets

WHEREAS: The applicant, J. Rockets Development-SSSP d/b/a Johnny Rockets Restaurant, is applying for an on-premise restaurant liquor license; and

WHEREAS: The total area of the restaurant is 1200 square feet; and

WHEREAS: The dining area is 800 square feet with 13 tables and 32 seats and there is an outdoor patio or deck area; and

WHEREAS: The hours to which the applicant has agreed are 8:00AM until 11:00PM on weekdays and 8:00AM until 1:00AM on weekends; and

WHEREAS: There will be recorded music only from table jukeboxes, and the applicant will not employ outside promoters or independent DJs or apply for a cabaret license; and

WHEREAS: The applicant will not engage security personnel; and

WHEREAS: The applicant has represented that there are three or more other establishments with some type of liquor license within 500 feet of this location; and

WHEREAS: The applicant has represented that there are not three or more buildings used primarily as schools, churches or synagogues or other places of worship within 200 feet of this establishment; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 *opposes* the granting of an on-premise restaurant liquor license to J. Rockets Development-SSSP d/b/a Johnny Rockets Restaurant located at 89 South Street, Pier 17 *unless* the applicant complies with the limitations and conditions set for above.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MARCH 22, 2011

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

COMMITTEE VOTE:	9 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBER VOTE:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	31 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 89 South Street, Pier 17, application for a new an on-premise restaurant liquor license for H.E. Management Inc. d/b/a Pacific Grill

WHEREAS: The applicant, H.E. Management Inc. d/b/a Pacific Grill, is applying for an on-premise restaurant liquor license; and

WHEREAS: The total area of the restaurant is 6000 square feet with a public assembly capacity for 206; and

WHEREAS: The dining area is 4500 square feet with 65 tables and 206 seats and bar area is 450 square feet with 24 seats; and

WHEREAS: The hours to which the applicant has agreed are 11:00AM until 1:00AM on weekdays and 11:00AM until 1:00AM on weekends; and

WHEREAS: There will be background music only, and the applicant will not employ outside promoters or independent DJs or apply for a cabaret license; and

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

WHEREAS: The applicant will not engage security personnel; and

WHEREAS: The applicant has represented that there are three or more other establishments with some type of liquor license within 500 feet of this location; and

WHEREAS: The applicant has represented that there are not three or more buildings used primarily as schools, churches or synagogues or other places of worship within 200 feet of this establishment; now

THEREFORE  
BE IT  
RESOLVED

THAT: Community Board #1 opposes the granting of an on-premise restaurant liquor license to H.E. Management Inc. d/b/a Pacific Grill located at 89 South Street, Pier 17 unless the applicant complies with the limitations and conditions set for above.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MARCH 22, 2011

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

COMMITTEE VOTE:	9 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBER VOTE:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	31 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 89 South Street, Pier 17, application for a new an on-premise restaurant beer license for Delicious Hot Dogs & Pretzels Inc. d/b/a Nathan's Famous Hot Dog

WHEREAS: The applicant, Delicious Hot Dogs & Pretzels Inc. d/b/a Nathan's Famous Hot Dog, is applying for an on-premise restaurant beer license; and

WHEREAS: The total area of the restaurant is 454 square feet; and

WHEREAS: The hours to which the applicant has agreed are 10:00AM until 9:30PM on weekdays and 10:00AM until 9:30PM on weekends; and

WHEREAS: There will be no music, and the applicant will not apply for a cabaret license; and

WHEREAS: The applicant will not employ outside promoters, security personnel, or independent DJs; and

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

WHEREAS: The applicant has represented that there are three or more other establishments with some type of liquor license within 500 feet of this location; and

WHEREAS: The applicant has represented that there are not three or more buildings used primarily as schools, churches or synagogues or other places of worship within 200 feet of this establishment; now

THEREFORE  
BE IT  
RESOLVED

THAT: Community Board #1 *opposes* the granting of an on-premise restaurant liquor license to Delicious Hot Dogs & Pretzels Inc. d/b/a Nathan's Famous Hot Dog located at 89 South Street, Pier 17 *unless* the applicant complies with the limitations and conditions set for above.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MARCH 22, 2011

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

COMMITTEE VOTE:	9 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBER VOTE:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	31 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 89 South Street, Pier 17, application for a new an on-premise tavern-restaurant liquor license for Foxlawn Enterprises Inc. d/b/a the Black Harp

WHEREAS: The applicant, Foxlawn Enterprises Inc. d/b/a the Black Harp, is applying for an on-premise tavern-restaurant liquor license; and

WHEREAS: The total area of the restaurant is 2300 square feet and has a public assembly capacity 125; and

WHEREAS: The dining area is 1200 square feet with 25 tables and 70 seats and the bar area is 700 square feet with 2 tables and 28 seats; and

WHEREAS: The hours to which the applicant has agreed are 11:00AM until 12:00AM on weekdays and 11:00AM until 1:00AM on weekends; and

WHEREAS: There will be recorded background music only, and the applicant will not apply for a cabaret license and will not employ outside promoters, security personnel, or independent DJs; and

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

WHEREAS: The applicant has represented that there are three or more other establishments with some type of liquor license within 500 feet of this location; and

WHEREAS: The applicant has represented that there are not three or more buildings used primarily as schools, churches or synagogues or other places of worship within 200 feet of this establishment; now

THEREFORE  
BE IT  
RESOLVED

THAT: Community Board #1 opposes the granting of an on-premise restaurant liquor license to Foxlawn Enterprises Inc. d/b/a the Black Harp located at 89 South Street, Pier 17 unless the applicant complies with the limitations and conditions set for above.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MARCH 22, 2011

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

COMMITTEE VOTE:	9 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBER VOTE:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	31 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Proposed street activity permit application for Thursday, June 16, 2011, 10:00AM until Sunday, June 19, 2011, 6:00PM, Park Row between Ann Street and Beekman Street by J&R Music World

WHEREAS: The applicant, Phil Tudanger, has applied for a street activity permit for a partial sidewalk closure for Thursday, June 16, 2011, 10:00AM until Sunday, June 19, 2011, 6:00PM, Park Row between Ann Street and Beekman Street; now

THEREFORE  
BE IT  
RESOLVED

THAT: Community Board #1 does not oppose the proposed street activity permit as submitted above by J&R Music World, 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; and
2. Traffic control agents are deployed as needed to ensure that there is no significant adverse impact from the event on traffic flow.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MARCH 22, 2011

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

COMMITTEE VOTE:	9 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBER VOTE:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	30 In Favor	0 Opposed	1 Abstained	0 Recused

RE: Proposed street activity permit application for Monday, July 4, 2011, northern half of Cliff Street between Fulton Street and John Street

WHEREAS: The applicant, Zbigniew Szymczyk, has applied for a street activity permit for a full street closure for the northern half of Cliff Street between Fulton Street and John Street on Monday, July 4, 2011; and

WHEREAS: The event is a 4<sup>th</sup> of the July pig roast; and

WHEREAS: The hours of the closure will be 9:00AM until 9:00PM; and

WHEREAS: The hours of the event (not including setup and breakdown) will be from 12:00PM until 8:00PM; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 does not oppose the proposed street activity permit as submitted above by Zbigniew Szymczyk 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; and
2. Traffic control agents are deployed as needed to ensure that there is no significant adverse impact from the event on traffic flow.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MARCH 22, 2011

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	9 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBER VOTE:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	31 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 90 Baxter Street, application for a renewal for an unenclosed sidewalk café license for Jaya Malaysian Restaurant Inc. d/b/a Jaya Malaysian Restaurant

WHEREAS: The applicant, Jaya Malaysian Restaurant Inc. d/b/a Jaya Malaysian Restaurant, is applying for a renewal of an unenclosed sidewalk café license at 90 Baxter Street; and

WHEREAS: The sidewalk café will have no more than 5 tables and 20 chairs and will have a sidewalk clearance of greater than 8 feet; and

WHEREAS: There will be no alternate entrance to the sidewalk café with a different address than the business address; and

WHEREAS: The establishment is not in a historic district or a landmarked building or district; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 does not oppose the granting of an unenclosed sidewalk café license for Jaya Malaysian Restaurant Inc. d/b/a Jaya Malaysian Restaurant located at 90 Baxter Street subject to compliance by the applicant with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MARCH 22, 2011

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE*:	4 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBER VOTE:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	25 In Favor	3 Opposed	0 Abstained	0 Recused

*\* Due to the absence of a quorum, the committee vote taken on this resolution is unofficial and for informational purposes only.*

RE: 40 Harrison Street, application for a substantial alteration for Josephine de Beauharnais LLC d/b/a Josephine

WHEREAS: The applicant, Josephine de Beauharnais LLC d/b/a Josephine, is applying for a substantial alteration to the liquor license related to the addition of an exterior dining area within the property line; and

WHEREAS: The exterior dining area will include 13 tables and 26 seats; and

WHEREAS: That applicant originally applied for a liquor license, which was approved on July 27, 2010; and

WHEREAS: The conditions under which the application was originally approved still apply including the hours of operation of the establishment, which are from 7:00AM until 11:00PM; now

THEREFORE  
BE IT  
RESOLVED

THAT: Community Board #1 opposes the granting of a substantial alteration for Josephine de Beauharnais LLC d/b/a unless the applicant complies with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MARCH 22, 2011

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE*:	6 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBER VOTE:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	27 In Favor	0 Opposed	0 Abstained	0 Recused

*\* Due to the absence of a quorum, the committee vote taken on this resolution is unofficial and for informational purposes only.*

RE: 41 Murray Street, application for liquor license for Brendan Sexton or Entity to be Formed d/b/a Eamonn's Irish Pub

WHEREAS: Brendan Sexton or Entity to be Formed is applying for an on-premise tavern/restaurant liquor license in order to transfer the current liquor license from the prior occupant, Eamonn's Irish Pub & Restaurants license with the same method of operations; and

WHEREAS: The total area of the restaurant is 1600 square feet with a 1000 square foot basement; and

WHEREAS: The dining area is 1200 square feet with 10 tables and 50 seats, and the bar area is 400 square feet with 15 bar stools; and

WHEREAS: The hours to which the applicant has agreed are 10:30AM until 2:00AM on weekdays, Fridays, and Saturdays and 10:30AM until midnight on Sundays; and

WHEREAS: There will be recorded background music only, and the applicant will not employ outside promoters or independent DJs or apply for a cabaret license; and

WHEREAS: The applicant does not intend to apply for a sidewalk café license; and

WHEREAS: The applicant has represented that there are three or more other establishments with some type of liquor license within 500 feet of this location; and

WHEREAS: The applicant has represented that there are not three or more buildings used primarily as schools, churches or synagogues or other places of worship within 200 feet of this establishment; and

WHEREAS: The applicant has taken steps to control underage drinking since complaints were filed in the past, which include not serving drinks to males under 25 years of age

and females under 23 years of age, and the 1<sup>st</sup> Precinct of the New York Police Department has reported a marked improvement; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 opposes the granting of a tavern-restaurant liquor license to Brendan Sexton or Entity to be Formed d/b/a Eamonn's Irish Pub located at 41 Murray Street unless the applicant complies with the limitations and conditions set for above.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MARCH 22, 2011

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE*:	4 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBER VOTE:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	27 In Favor	0 Opposed	0 Abstained	0 Recused

*\* Due to the absence of a quorum, the committee vote taken on this resolution is unofficial and for informational purposes only.*

RE: 61 Murray Street, application for restaurant wine and beer license for 61 Murray Street Restaurant Corp. d/b/a to be determined

WHEREAS: The hours of operation to which the applicant has agreed are 10:00AM to 12:00AM on weekdays and 10:00AM to 1:00AM on weekends; and

WHEREAS: The establishment will not have music; and

WHEREAS: The applicant will not engage outside promoters, independent DJs or security personnel; and

WHEREAS: The applicant does not intend to apply for a cabaret license or a sidewalk café license; and

WHEREAS: The total area of the establishment will be approximately 906 square feet with a public assembly capacity of 40, and it will have a 605 square foot dining area with 9 tables and 35 seats; and

WHEREAS: The applicant has represented that there are not three or more other establishments with some type of liquor license within 500 feet of this location; and

WHEREAS: The applicant has represented that there are not three or more buildings used primarily as schools, churches or synagogues or other places of worship within 200 feet of this establishment; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 opposes the granting of a beer and wine license to for 61 Murray Street Restaurant Corp. d/b/a to be determined located at 61 Murray Street unless the applicant complies with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MARCH 22, 2011

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE*:	4 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBER VOTE:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	27 In Favor	0 Opposed	0 Abstained	0 Recused

*\* Due to the absence of a quorum, the committee vote taken on this resolution is unofficial and for informational purposes only.*

RE: 361 Greenwich Street, application for renewal of an unenclosed sidewalk café license for Sunflower Restaurant Associates Inc. d/b/a Flor de Sol

WHEREAS: The applicant, Sunflower Restaurant Associates Inc. d/b/a Flor de Sol, is applying for a renewal of an unenclosed sidewalk café at 361 Greenwich Street; and

WHEREAS: The sidewalk café will have no more than 5 tables and 12 chairs and will have a sidewalk clearance of greater than 8 feet; and

WHEREAS: There will be no alternate entrance to the sidewalk café with a different address than the business address; and

WHEREAS: The establishment is in a historic district or a landmarked building or district; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 does not oppose the granting of an unenclosed sidewalk café license for Sunflower Restaurant Associates Inc. d/b/a Flor de Sol located at 361 Greenwich Street subject to compliance by the applicant with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MARCH 22, 2011

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE*:	4 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBER VOTE:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	27 In Favor	0 Opposed	0 Abstained	0 Recused

*\* Due to the absence of a quorum, the committee vote taken on this resolution is unofficial and for informational purposes only.*

RE: 305 Church Street, application for a new unenclosed sidewalk café license for Stuzzicheria, Inc. d/b/a Stuzzicheria

WHEREAS: The applicant, Stuzzicheria, Inc. d/b/a Stuzzicheria, is applying for a new unenclosed sidewalk café license at 305 Church Street; and

WHEREAS: The sidewalk café will have no more than 9 tables and 18 chairs and will have a sidewalk clearance of greater than 8 feet; and

WHEREAS: There will be no alternate entrance to the sidewalk café with a different address than the business address; and

WHEREAS: The establishment is in a historic district or a landmarked building or district and the applicant has applied to the Landmarks Preservation Commission for approval to operate its café but has not yet received approval to operate it; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 does not oppose the granting of an unenclosed sidewalk café license for Stuzzicheria, Inc. d/b/a Stuzzicheria located at 305 Church Street subject to compliance by the applicant with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MARCH 22, 2011

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE*:	4 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBER VOTE:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	27 In Favor	0 Opposed	0 Abstained	0 Recused

*\* Due to the absence of a quorum, the committee vote taken on this resolution is unofficial and for informational purposes only.*

RE: 363 Greenwich Street, application for a new unenclosed sidewalk café license for Alfredo of Rome Tribeca LLC d/b/a Trattoria

WHEREAS: The applicant, Alfredo of Rome Tribeca LLC d/b/a Trattoria, is applying for a new unenclosed sidewalk café license at 363 Greenwich Street; and

WHEREAS: The sidewalk café will have no more than 6 tables and 12 chairs and will have a sidewalk clearance of greater than 8 feet; and

WHEREAS: There will be no alternate entrance to the sidewalk café with a different address than the business address; and

WHEREAS: The establishment is in a historic district or a landmarked building or district; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 does not oppose the granting of an unenclosed sidewalk café license for Alfredo of Rome Tribeca LLC d/b/a Trattoria located at 363 Greenwich Street subject to compliance by the applicant with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MARCH 22, 2011

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE*:	4 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBER VOTE:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	27 In Favor	0 Opposed	0 Abstained	0 Recused

*\* Due to the absence of a quorum, the committee vote taken on this resolution is unofficial and for informational purposes only.*

RE: Proposed street activity permit application for Friday, April 29, 2011 until Saturday, April 30, 2011 by the Tribeca Family Festival

WHEREAS: The applicant has applied for a street activity permit for Friday, April 29, 2011 until Saturday, April 30, 2011 for the following streets:

- Greenwich Street between Hubert Street and Chambers Street;
- Beach Street between Hudson Street and Greenwich Street;
- N. Moore Street between West Street and Hudson Street;
- Franklin Street between Hudson Street and Greenwich Street;
- Harrison Street between West Street and Hudson Street;
- Jay Street between Hudson Street and Greenwich Street;
- Duane Street between Hudson Street and Greenwich Street;
- Duane Street between Hudson Street and Greenwich Street;
- Reade Street between Hudson Street and Greenwich Street; and

WHEREAS: Setup for the event will begin at 6:00AM on Friday, April 29, 2011 and breakdown for the event will finish by 11:59PM on Saturday, April 30, 2011; and

WHEREAS: The hours of the event will be from 10:00AM until 6:00PM on Saturday, April 30, 2011; and

WHEREAS: This year marks the 10<sup>th</sup> anniversary of the Tribeca Film Festival; now

THEREFORE  
BE IT  
RESOLVED

THAT: Community Board #1 does not oppose the proposed street activity permit as submitted above by the Tribeca Family Festival, 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; and

2. Traffic control agents are deployed as needed to ensure that there is no significant adverse impact from the event on traffic flow.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MARCH 22, 2011

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE*:	3 In Favor	0 Opposed	1 Abstained	0 Recused
PUBLIC MEMBER VOTE:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	27 In Favor	0 Opposed	0 Abstained	0 Recused

*\* Due to the absence of a quorum, the committee vote taken on this resolution is unofficial and for informational purposes only.*

RE: Proposed street activity permit application for Friday, September 23, 2011, Murray Street between Broadway and Church Street by the Downtown Visiting Neighbors

WHEREAS: The applicant has applied for a street activity permit for Friday, September 23, 2011, Murray Street between Broadway and Church Street; and

WHEREAS: The total hours for the event including setup and breakdown are 8:00AM until 7:00PM and the event is scheduled to last from 11:00AM until 6:00PM; now

THEREFORE  
BE IT  
RESOLVED

THAT: Community Board #1 does not oppose the proposed street activity permit as submitted above by the Downtown Visiting Neighbors, 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; and
2. Traffic control agents are deployed as needed to ensure that there is no significant adverse impact from the event on traffic flow.

COMMUNITY BOARD 1 – MANHATTAN  
RESOLUTION

DATE: MARCH 22, 2011

COMMITTEE OF ORIGIN: WTC REDEVELOPMENT

COMMITTEE VOTE:       6 In Favor   0 Opposed   0 Abstained   0 Recused  
BOARD VOTE:         37 In Favor   0 Opposed   0 Abstained   0 Recused

RE:               Fund the Lower Manhattan Construction Command Center through World Trade Center Peak Construction Period

WHEREAS:       Community Board 1 (CB1) unanimously supported the extension of the Lower Manhattan Construction Command Center (LMCCC) through the peak construction period beyond its December 31, 2010 sunset in resolutions dated January 25, 2011 and June 22, 2010; and

WHEREAS:       According to a recent article (NY Post, by Annie Karni, March 6, 2011), Peter Davidson, executive director of the Empire State Development Corporation, which oversees the Lower Manhattan Development Corporation (LMDC) said that, “the board would also cut the staff of the Lower Manhattan Construction Command Center in half;” and

WHEREAS:       After the terrorist attacks on September 11, 2001, many residents and workers returned to rebuild our community, and over the past ten years the Lower Manhattan area has experienced an unprecedented level of public and private and infrastructure construction projects; and

WHEREAS:       As a result of numerous delays, the timelines for projects have changed significantly; and

WHEREAS:       Truck traffic is estimated to be at its peak level and is expected to continue to be at this level for the next three years as the National September 11 Memorial is finished for the ten year anniversary and work continues on the Museum (projected to be completed September 2012), World Trade Center Towers 1 & 4 (projected to be completed 2013), WTC Vehicular Security Center (projected to be completed 2013), Fulton Street Transportation Station (projected to be completed 2014), Calatrava PATH Station (projected to be completed 2014), as well as the Brooklyn Bridge, major infrastructure and street reconstruction projects, the Route 9A project, and private development projects; and

WHEREAS:       Just twelve weeks ago, Senator Daniel Squadron worked with the community, the City, and the State to extend the LMCCC through 2013 only to hear now that the LMCCC is again under threat; and

WHEREAS: Previous funding for the LMCCC came from a variety of partners including the Port Authority of New York and New Jersey (PANYNJ), Metropolitan Transportation Authority (MTA), New York State Department of Transportation (NYSDOT), Federal Transportation Authority (FTA), and the New York City in kind services (e.g. inspectors and police officers), all entities now experiencing their own budget constraints; and

WHEREAS: Community Board 1 is concerned that without an adequately funded LMCCC, the impact of 14,000 construction vehicles per month combined with thousands of tour buses, commuter and MTA buses, and traffic detoured by street reconstruction projects, there will be so much congestion that emergency personnel would not be able to get the required vehicles such as fire trucks, police, and ambulances through in a timely manner; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board 1 strongly believes that the appropriate downsizing of the LMDC should be independent of the LMCCC, which oversees the logistical and environmental oversight of numerous projects through peak construction; and

BE IT

FURTHER

RESOLVED

THAT: Consideration should be given to funding the shortfall by reallocating funds from the LMDC since its mission was the redevelopment of Lower Manhattan and LMCCC plays a critical role in fulfilling that mission through the independent oversight of those implementing the Master Plan as peak construction levels occur through 2013; and

BE IT

FURTHER

RESOLVED

THAT: CB1 urges the Empire State Development Corporation Executive Director Peter Davidson, Governor Andrew Cuomo, and Mayor Bloomberg to ensure the continued funding of the LMCCC until the ongoing redevelopment construction activity in Lower Manhattan is substantially completed.

COMMUNITY BOARD # 1 – MANHATTAN  
RESOLUTION

DATE: MARCH 22, 2011

COMMITTEE OF ORIGIN: WTC REDEVELOPMENT

COMMITTEE VOTE:           6 In Favor   0 Opposed   0 Abstained   0 Recused  
BOARD VOTE:             37 In Favor   0 Opposed   0 Abstained   0 Recused

RE:                    Cancer in the Survivor/Community Members

WHEREAS: The Centers for Disease Control and Prevention (CDC) posted a “Request for Information on WTC Cancer Threat” in the Federal Register (March 8, 2011; Volume 76, Number 45); and

WHEREAS: The summary of this report states that the World Trade Center (WTC) Program Administrator is conducting a review of all available scientific and medical evidence to determine if, based on the scientific evidence, cancer should be added to the applicable list of health conditions covered by the World Trade Center Health Program; and

WHEREAS: The survivor/community members were not only exposed to dust and fumes from the collapse of the World Trade Center towers on September 11, 2001 but also during the subsequent months of recovery as the site continued to smolder; and

WHEREAS: The federal government gave financial incentives for people and businesses to stay and to move downtown despite continued concerns about air quality; and

WHEREAS: The city instructed residents and workers that wet wiping their homes and places of work would be sufficient to address concerns about contaminants; and

WHEREAS: Some chemicals found in WTC testing or believed to have been used there include the following carcinogens that are considered by the government to be environmental factors that could contribute to the development of cancer (Cancer and the Environment: What You Need to Know, What You Can Do, U.S. Department of Health and Human Services, National Institutes of Health, pp 11-16):

- Pesticides,
- Fibers, fine particles, and dust,
- Dioxins,
- Polycyclic aromatic hydrocarbons (PAHs),
- Metals including arsenic, beryllium, cadmium, chromium, lead, and nickel,
- Diesel exhaust particles, and
- Vinyl chloride; and

WHEREAS: After testing for contaminants at the 130 Liberty for Deutsche Bank, the RJ Lee Group Inc. included the following findings in its “Characteristics of WTC Dust Increase Likelihood for Toxic Effects” that:

- Dust contained a concentration of over 1% of airborne asbestos fibers, which are considered more toxic than those normally found in buildings nationwide, as well as lead particles, and other World Trade Center hazardous substances;
- Dust is easily re-suspended and can remain in the air for long periods;
- The dust from the World Trade Center has a higher propensity to aerosolize is than that of ordinary office building surface dust;
- Lead found in the World Trade Center dust is apparently at least fifty percent more easily absorbed by the body than previously assumed by the EPA; now

THEREFORE  
BE IT  
RESOLVED

THAT: CB1 urges the Center for Disease Control (CDC) to study whether cancers could result from exposure to the chemicals that were used in the building and as a result of the extreme heat and other conditions present at the WTC site; and

BE IT  
FURTHER  
RESOLVED

THAT: The resulting CDC findings be used in establishing updated standards for defining those 9/11 health conditions covered and protocols for appropriate treatment.

COMMUNITY BOARD # 1 – MANHATTAN  
RESOLUTION

DATE: MARCH 22, 2011

COMMITTEE OF ORIGIN: WTC REDEVELOPMENT

COMMITTEE VOTE:       6 In Favor   0 Opposed   0 Abstained   0 Recused  
BOARD VOTE:           37 In Favor   0 Opposed   0 Abstained   0 Recused

RE:           Allocation of Remaining LMDC Funds

WHEREAS: For many years, CB1 has asked for an accounting of Lower Manhattan Development Corporation (LMDC) funds and finally received a presentation last spring (2010) from LMDC President David Emil; and

WHEREAS: On September 21, 2010, LMDC announced the Community and Cultural Enhancement Program for up to \$17 million for not-for-profit and government organizations with a November 5, 2010 deadline; LMDC had previously said that the funds would be allocated by the end of the first quarter 2011; and

WHEREAS: LMDC announced that 266 nonprofits applied for the \$17 million of Community and Cultural Enhancement funds; and

WHEREAS: On October 21, 2010, LMDC held an event to solicit feedback concerning the allocation of an additional \$158 million in funds available to various Lower Manhattan groups; and

WHEREAS: It has been five months since the deadline for the \$17 million Community and Cultural Enhancement Program and the announcement of plans to allocate an additional \$158 million yet no funds have been allocated and no timetable has been shared publicly on when any of these monies will be allocated; now

THEREFORE  
BE IT  
RESOLVED

THAT: As the tenth anniversary of September 11, 2001 approaches, CB1 strongly urges LMDC to share their plans and a reasonable timetable for allocating the remaining LMDC funds for the Community and Cultural Enhancement Program and other purposes.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MARCH 22, 2011

COMMITTEE OF ORIGIN: YOUTH & EDUCATION

COMMITTEE VOTE:	9 In Favor	0 Opposed	0 Abstained	1 Recused
PUBLIC MEMBER VOTE:	4 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	31 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Opposition to Charter Schools in Public School Spaces, such as the Tweed Courthouse, in Community Board #1

WHEREAS: On May 25, 2010, Community Board #1 unanimously passed a resolution urging the Department of Education to continue the six classrooms at Tweed Courthouse, which have been used as incubation space for P.S. 397 and P.S. 276, for use by P.S. 397 and/or incubation of a new school in CEC District 2 until district overcrowding issues have been addressed; and

WHEREAS: On November 23, 2010, Community Board#1 unanimously passed a resolution calling for the school space at Tweed Courthouse to be maintained and reserved for non-charter public school students living in Community Board #1; and

WHEREAS: Community Board #1 suffers from a crisis of overcrowding that is only increasing, and hundreds of more school seats will be needed to support the district's tremendous population growth; and

WHEREAS: In recent years, Community Board #1 has sited its own school spaces in order to address the acute issue of school overcrowding; now

THEREFORE  
BE IT  
RESOLVED

THAT: Based on the handmade nature of Community Board #1 schools and the severe shortage of school space for public schools in Lower Manhattan, Community Board #1 strongly opposes the use of – or co-location within – public school space, particularly the Tweed Courthouse, for charter schools.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MARCH 22, 2011

COMMITTEE OF ORIGIN: YOUTH & EDUCATION

COMMITTEE VOTE:	11 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBER VOTE:	4 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	32 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Construction of school at Peck Slip

WHEREAS: School overcrowding and shortages in elementary school seats have been an issue in Community Board #1 for the past several years; and

WHEREAS: According to calculations by Community Education Council member and Stern Business School Professor Eric Greenleaf, lower Manhattan will need another 1,000 elementary seats by 2015; and

WHEREAS: The increase in school population downtown is a direct result of the addition of 13,500 new apartments downtown since 9/11 and an increase in household size; and

WHEREAS: At least one elementary school in Community Board 1, P.S. 234, is likely to need to employ waitlists this year; and

WHEREAS: The Department of Education Capital Plan includes allocations for a new K-5 for Community Board 1 with an approximate capacity for 400 seats; and

WHEREAS: Negotiations are currently in final stages for a location for a new 400-seat elementary school in the northern Seaport/Civic Center area at the old Peck Slip Post Office; and

WHEREAS: Even with the addition of a new 400-seat school, population projections suggest that Community Board 1 will still face a shortage of hundreds of school seats; and

WHEREAS: Recent reports suggest that the School Construction Authority (SCA) plans to delay construction of the new 400-seat school until 2014; now

THEREFORE  
BE IT  
RESOLVED

THAT: Community Board #1 strongly objects to funding cuts and anything else that would delay construction of opening of the school and urges the Department of Education to ensure the school is open by 2014 or sooner.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MARCH 22, 2011

COMMITTEE OF ORIGIN: YOUTH & EDUCATION

COMMITTEE VOTE:	10 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBER VOTE:	4 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	27 In Favor	4 Opposed	0 Abstained	0 Recused

RE: Opposition to mayoral control

WHEREAS: Community Board #1 passed a resolution on April 28, 2009 calling for the empowerment of Community Education Councils under the Borough Presidents' Offices and expressing discontent with the quality of parental engagement under mayoral control; and

WHEREAS: Community Board #1 objected to the manner in which Chancellor Cathleen Black was appointed without any transparent, public vetting process (Resolution, November 23, 2010); and

WHEREAS: The city fails to comply with state requirements such as proper hearings before the closure of schools; and

WHEREAS: Community Education Councils, which are made up of nine members selected by district PA/PTAs, two members appointed by the Borough President, and one student member selected by the Community Superintendent, pass resolutions that are consistently ignored; and

WHEREAS: The Panel for Education Policy, intended as a deliberative body for addressing citizen's educational concerns, the majority of whose members are mayoral appointees, virtually always supports the Mayor's agenda and frequently overrides community and parental input; and

WHEREAS: Lower Manhattan suffers from severe overcrowding issues due to a lack of long-range planning by the Department of Education; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 urges the state to repeal mayoral control of schools and empower local communities through the Community Education Councils to have more input over their local public schools.

COMMUNITY BOARD #1 – MANHATTAN

RESOLUTION

DATE: MARCH 22, 2011

COMMITTEE OF ORIGIN: YOUTH & EDUCATION

COMMITTEE VOTE:	10 In Favor	0 Opposed	0 Abstained	1 Recused
PUBLIC MEMBER VOTE:	4 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	32 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Funding cuts to PS 150 afterschool programs

WHEREAS: The New York State Advantage Afterschool Program supports community-based after-school programs statewide; and

WHEREAS: In Community Board #1, Advantage funding has helped Manhattan Youth sustain a full afterschool program onsite at PS 150, including a haltime director and a wide selection of enriching activities; and

WHEREAS: Without this funding, it is nearly impossible to offer a comprehensive after-school program to a school as small as PS 150, whose total student enrollment is 175 children; and

WHEREAS: The NYS Advantage funds also enable Manhattan Youth to provide working families with financial aid for their children to attend the afterschool program at PS 150; and

WHEREAS: The Manhattan Youth Afterschool Program at PS 150 has been an exemplary program providing a wide variety of sports, arts and enrichment activities for over 15 years; and

WHEREAS: Manhattan Youth took over and expanded this program in 1996 when other providers dropped out; and

WHEREAS: In previous years when budgets were not a major issue, NYS Advantage programs still received cuts in funding (the grant is currently \$58,637); and

WHEREAS: The State now proposes to cut approximately 5 million dollars from the State Advantage Budget, eliminating 50 program including the Manhattan Youth Afterschool program at PS 150; and

WHEREAS: The New York State Office of Children and Family Services (NYS OCFS) has decided not to renew the 50 programs whose five-year contract is up instead of making some cuts through all programs and keeping all good programs running; and

WHEREAS: Due to the fact that afterschool programs have been poorly funded for many years, we question the will of decision makers to advocate for the children of working parents – not the most vocal constituency – now that a fiscal crisis calls for cuts in city, state and federal budgets; and

WHEREAS: Children’s programs have already been hit the hardest, and should be protected from further cuts; now

THEREFORE

BE IT

RESOLVED

THAT: We call upon Governor Cuomo to restore the 5 million dollars for these important programs, and in the event that some cuts are necessary, we call upon NYS OCFS to renew the contracts of The Round 4 State Advantage organizations and make equitable funding reductions to all programs across-the-board, rather than singling out individual programs this year for arbitrary reasons.

COMMUNITY BOARD #1 – MANHATTAN

RESOLUTION

DATE: MARCH 22, 2011

COMMITTEE OF ORIGIN: YOUTH & EDUCATION

COMMITTEE VOTE:	9 In Favor	0 Opposed	0 Abstained	1 Recused
PUBLIC MEMBER VOTE:	4 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	32 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Funding cuts to IS 89 afterschool programs

WHEREAS: The state has announced that due to budget cuts, it intends eliminate all funding for the IS 89 after school program; and

WHEREAS: Last year, a similar move was made by the Department of Youth and Community Development as part of a cost-reduction plan to help close New York City's budget deficit in Fiscal Year 2011 but the program was ultimately saved by the City Council and the Mayor, who deemed its worth too important to cut; and

WHEREAS: The state is now proposing cuts as part of a cost-reduction plan to help close New York State's budget deficit in Fiscal Year 2012; and

WHEREAS: A few years ago, budget cuts already resulted in the end of all funding from Youth Development and Delinquency Prevention to CB#1; and

THEREFORE

BE IT

RESOLVED

THAT: Community Board 1 urges Governor Cuomo to protect afterschool funding for the IS 89 afterschool program.

COMMUNITY BOARD #1 – MANHATTAN  
RESOLUTION

DATE: MARCH 22, 2011

COMMITTEE OF ORIGIN: YOUTH

COMMITTEE VOTE:	8 In Favor	2 Opposed	0 Abstained	0 Recused
PUBLIC MEMBER VOTE:	4 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	31 In Favor	1 Opposed	0 Abstained	0 Recused

RE: Support for personal income surcharge on individuals making over \$200,000 a year and households making over \$300,000 a year

WHEREAS: The personal income surcharge on individuals making over \$200,000 a year and households making over \$300,000 a year is due to expire in June of this year; and

WHEREAS: Letting personal income surcharge lapse will cost New York \$1 billion this year and almost \$4 billion next year; and

WHEREAS: Children, our most vulnerable citizens, should not be suffering while the wealthiest and most protected citizens reap huge benefits; and

WHEREAS: Extending the tax increase would raise about \$1 billion in extra revenue this quarter and \$4 billion next year; and

WHEREAS: The money could be used to offset the \$10 billion in cuts and savings that the governor is seeking in areas like school funding; and

WHEREAS: Some 5,000 teachers plus 700 other educators have left and not been replaced in the past two years, representing nearly 6% of the school workforce; and

WHEREAS: Class sizes have increased over the past three years and are soaring throughout the system; and

WHEREAS: United Federation of Teachers (UFT) members have already made sacrifices, modifying educator pensions a year and a half ago in order to save \$100 million each year; and

WHEREAS: The top one percent of city households average \$3.7 million, or an income of \$10,137 a day — what the bottom ten percent lives on for a year; and

WHEREAS: New York's highest earners have emerged out of the current economic recovery with record income growth and profits and 1% of the city's residents now earn almost 45% of the total wealth in the city; and

WHEREAS: The extension is overwhelmingly supported by Assembly Democrats; and

WHEREAS: This is not a new tax; and

WHEREAS: Continuing the surcharge is a fiscal and moral imperative; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 calls on Governor Cuomo and the state to preserve the personal income surcharge on individuals making over \$200,000 a year and households making over \$300,000 a year in order to cover budget shortfalls in education including:

- Reduction of class sizes,
- Prevention of teacher cuts,
- Sufficient funding for afterschool programs, and
- Capital funding for new schools in overcrowded school districts.