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**RESOLUTION**

**DATE:** April 7, 2020  
**Committee of Origin:** Transportation  
**Re:** Interim Responses to the Covid-19 Crisis  
**Full Board Vote:** 19-9-8-0  
*Committee Vote:* 7-0-1-0

This resolution is based on the following facts:

COVID-19 (the "coronavirus") is rapidly spreading in New York and poses major health risks to the city and particularly to its most vulnerable residents;

The Mayor has urged people to bike to work because the risk of contagion is greatly increased in crowded spaces, such as on public transport;

The MTA has reduced service by a significant percentage in response to decreased ridership, resulting in more crowded trains and buses when they run;

Even though most non-essential businesses are subject to a directive to work remotely, essential workers continue to use mass transit in situations that do not conform to recommendations for safe distancing, making the Mayor's directive to commute via alternative means more crucial;

The city does not yet have a network of protected bicycle lanes that enable people to navigate the city safely on a bicycle and thereby heed the advice of the mayor and health professionals;

Many New Yorkers will lose their only source of income and, therefore, their ability to pay for basic necessities if they cannot get to work or will be forced onto crowded public subways or buses, against the Mayor's advice.

Therefore Community Board 7/Manhattan resolves that in order to reduce transmission of the potentially lethal coronavirus, CB7 calls upon the City to immediately: (1) complete an interim, temporary network of protected bicycle lanes (using temporary emergency infrastructure as necessary), (2) work to significantly expand the number of available Citi Bikes in existing Citi Bike docks, including providing support to supplement docking station rebalancing efforts, and (3) expand available space for pedestrians and (4) increase enforcement efforts so as to ensure safe passage for all street users.

## RESOLUTION

**Date: April 7, 2020**

**Committee of Origin: Health and Human Services**

**Re: The extension of the revival window under the Child Victims Act (S.7082/A.9036).**

**Full Board Vote: 36 In Favor 0 Against 0 Abstentions 0 Ineligible**

This resolution is based on the following facts and claims:

1. The Child Victims Act (CVA), which was signed into law in 2019, extended the statute of limitations for victims of child sexual abuse to file claims against their abuser and/or the institution where abuse occurred: to the age of 28 in criminal cases and the age of 55 in civil cases. (And the age of 25 for misdemeanor cases.) According to the New York State Court System, the [CVA covers](#) “most sexual offenses as defined in Penal Law 130 that are committed against a child under 18,” including incest and use of a child in a sexual performance.
2. CVA created a one-year revival (lookback) window for victims to file claims if the statute of limitations has expired for them. This started August 14, 2019 and concludes on August 13, 2020.
3. To protect the health of those working in the system, the Office of Court Administration recently announced an indefinite pause of nonessential court filings. It is not yet clear what impact the current pause will have on the 12-month window.
4. Senator Hoylman and Assemblymember Rosenthal co-sponsored the CVA and also co-sponsor S.7082/A.9036 which would extend CVA’s revival window for an additional year. (Other states created 2-year windows, including New Jersey.) The window was not extended as part of the recently passed state budget but could be extended through legislation.
5. The Legislature is currently on break and may reconvene the week of April 20<sup>th</sup> at which point a vote to pass S.7082/A.9036 may occur.

The Child Victims Act reflects the unique character and severe consequences of sexual crimes against children; allows more victims the opportunity to seek justice; and as a result, takes a positive step toward protecting children from sexual abuse. Though the passage of the CVA and one-year revival window was a positive step, victims of child sexual abuse need more time to have the opportunity to access justice.

THEREFORE, Community Board 7/Manhattan calls on the New York State Assembly and Senate to **pass the bill to extend the revival window this session** and for Governor Cuomo to sign it into law. Community Board 7/Manhattan further calls on our elected officials at every level of government to continue to provide the funding and attention necessary to educate New Yorkers about their rights. *The Committee will present the vote.*



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April 30, 2020

Hon. Edward Pincar  
Manhattan Borough Commissioner  
New York City Department of Transportation  
59 Maiden Lane, 37<sup>th</sup> Floor  
New York, NY 10038-4643

Re: Temporary Safety Measures During the Covid-19 Crisis

Dear Borough Commissioner Pincar:

On behalf of Community Board 7/Manhattan, we write to transmit a resolution concerning temporary safety measures recommended for implementation during the Covid-19 Crisis. The resolution was adopted at our April 7, 2020 online full Board by a vote of 19-9-8-0.

Manhattan CB7 greatly appreciates all of the difficult work essential workers, such as those who are on the front lines at health care facilities, those who deliver food, those who care for the ill and infirm in home and residential settings, and other key service workers are doing during this crisis. In order to make their lives potentially a bit easier and safer, the Board has called for the City to complete an interim, temporary network of protected bicycle lanes. Safer and easier cycling will make this alternative to mass transit that was endorsed by the Mayor more accessible to these workers. The resolution also seeks enhanced rebalancing of Citibikes and the deployment of more Citibikes in existing docks so that this alternative is a meaningful alternative for those able to use it.

The resolution joins the call of various elected officials who have sought more space to be set aside for pedestrian use, so that there will be ample room for those who must leave their homes to shop or take solo exercise to practice the safe physical social distancing recommended by so many as the most effective way at this time of thwarting the spread of COVID. The resolution does not specify the locations for such pedestrian space, and we respectfully request that the DoT make recommendations to CB7 for streets that could be converted to this use in a way that:

- promotes safety and adherence to current directives;
- is reasonably useful for pedestrians to access either shopping or exercise;
- does not block or hinder emergency vehicles in their essential rounds;
- does not interfere with delivery vehicles serving those stores yet open and residential buildings receiving food and important supplies; and

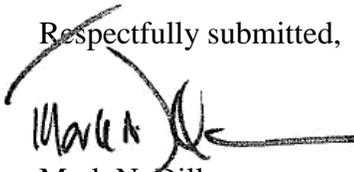
- would not create an enforcement or staffing issue for the NYPD (we are mindful of NYPD's experiencing significant reductions in its available ranks due to exposure of its officers to the virus).

Finally, the resolution seeks enhanced enforcement to benefit all street users in these unusual times.

We look forward to receiving DoT's recommendations relating to this resolution, and hope the City does not delay in its implementation.

We would be remiss if we failed to acknowledge and thank all of the Department of Transportation employees who continue their important work during this crisis, both on the streets and remotely. These are difficult times, and their service is both essential and appreciated by all.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Mark N. Diller", with a horizontal line extending to the right.

Mark N. Diller  
Chair, Community Board 7/Manhattan

Howard Yaruss and Meg Schmitt, Co-Chairs, CB7 Transportation Committee

Copies:      Hon. Gale A. Brewer, Manhattan Borough President  
                  Hon. Corey Johnson, Speaker, NY City Council  
                  Hon. Helen Rosenthal, NY City Council, 6th District  
                  Hon. Mark Levine, NY City Council, 7th District



## RESOLUTION

**Date: April 7, 2020**

**Committee of Origin: Business & Consumer Issues**

**Re: 993 Columbus Avenue (West 109<sup>th</sup> Street)**

**Full Board Vote: 36 In Favor 0 Against 0 Abstentions 0 Ineligible**

*Committee: 5-0-0-0.*

BE IT RESOLVED THAT Community Board 7/ Manhattan **approves** new application to the SLA for a two-year liquor license by Shwing! LLC, d/b/a Freda's Cuisine.



## RESOLUTION

**Date: April 7, 2020**

**Committee of Origin: Business & Consumer Issues**

**Re: 152 Columbus Avenue (West 66<sup>th</sup> Street)**

**Full Board Vote: 36 In Favor 0 Against 0 Abstentions 0 Ineligible**

*Committee: 6-0-0-0.*

BE IT RESOLVED THAT Community Board 7/ Manhattan **approves** new application to the SLA for a two-year liquor license by Jankyboyz LLC, d/b/a Jack's Wife Freda.



## RESOLUTION

**Date: April 7, 2020**

**Committee of Origin: Business & Consumer Issues**

**Re: 226 West 79<sup>th</sup> Street (Broadway - WEA)**

**Full Board Vote: 36 In Favor 0 Against 0 Abstentions 0 Ineligible**

*Committee: 6-0-0-0.*

BE IT RESOLVED THAT Community Board 7/ Manhattan **approves** new application to the SLA for a two-year liquor license by Lotus West Corp, d/b/a Manhattan Cricket Club of NYC. Live and Recorded Music; Patron Dancing.



## RESOLUTION

**Date: April 7, 2020**

**Committee of Origin: Business & Consumer Issues**

**Re: Renewal Unenclosed Sidewalk Cafés:**

**Full Board Vote: 36 In Favor 0 Against 0 Abstentions 0 Ineligible**

BE IT RESOLVED THAT Community Board 7/ Manhattan **approves** the following Renewal Unenclosed Sidewalk Café Applications:

- **313 Amsterdam Avenue** (West 75<sup>th</sup> Street.) Renewal application #1471902-DCA to the Department of Consumer Affairs by Baby Oliver, LLC, d/b/a Piccolo Cafe, for a four-year consent to operate an unenclosed sidewalk café with 9 tables and 18 seats.  
*Committee: 5-0-0-1.*
- **416 Amsterdam Avenue** (West 80<sup>th</sup> Street.) Renewal application #2055672-DCA to the Department of Consumer Affairs by Ain Jupiter, LLC, d/b/a La Sirena UWS, for a four-year consent to operate an unenclosed sidewalk café with 5 tables and 10 seats.  
*Committee: 6-0-0-0.*



## RESOLUTION

**Date: April 7, 2020**

**Committee of Origin: Business & Consumer Issues**

**Re: 450 Amsterdam Avenue (West 81<sup>st</sup> – 82<sup>nd</sup> Streets.)**

**Full Board Vote: 36 In Favor 0 Against 0 Abstentions 0 Ineligible**

*Committee: 6-0-0-0.*

BE IT RESOLVED THAT Community Board 7/ Manhattan **approves** renewal modification application #2035604-DCA to the Department of Consumer Affairs by Gumbull, LLC, d/b/a The Dead Poet, for a four-year consent to operate an unenclosed sidewalk café with 5 tables and 11 seats.



## RESOLUTION

**Date: April 7, 2020**

**Committee of Origin: Business & Consumer Issues**

**Re: 441 Amsterdam Avenue** (West 81<sup>st</sup> Street.)

**Full Board Vote: 32 In Favor 4 Against 0 Abstentions 0 Ineligible**

*Committee: 5-0-0-1.*

BE IT RESOLVED THAT Community Board 7/ Manhattan **approves** renewal application ULURP#N180434-ECM/DCA#1283643-DCA to the Department of Consumer Affairs by JPS Ventures, Inc., d/b/a St. James Gate, for a four-year consent to operate an enclosed sidewalk café with 5 tables and 16 seats.



## RESOLUTION

**Date: April 7, 2020**

**Committee of Origin: Business & Consumer Issues**

**Re: 311 Amsterdam Avenue** (West 75<sup>th</sup> Street.)

**Full Board Vote: 36 In Favor 0 Against 0 Abstentions 0 Ineligible**

*Committee: 6-0-0-0.*

BE IT RESOLVED THAT Community Board 7/ Manhattan **approves** new application #1475-2020-ASWC to the Department of Consumer Affairs by SweetGreen New York, LLC, d/b/a Sweet Green, for a four-year consent to operate an unenclosed sidewalk café with 12 tables and 26 seats.



## RESOLUTION

**Date: April 7, 2020**

**Committee of Origin: Business & Consumer Issues**

**Re: 510 Columbus Avenue (West 74<sup>th</sup> – 75<sup>th</sup> Street.)**

**Full Board Vote: 35 In Favor 0 Against 0 Abstentions 1 Ineligible**

*Committee: 5-0-0-1.*

BE IT RESOLVED THAT Community Board 7/ Manhattan **approves** new application #2289-2020-ASWC to the Department of Consumer Affairs by Motorinio 3 Inc., dba Motorino, for a four-year consent to operate an unenclosed sidewalk café with 4 tables and 12 seats.



## RESOLUTION

**Date: April 7, 2020**

**Committee of Origin: Business & Consumer Issues**

**Re: 50 West 72<sup>nd</sup> Street** (Columbus Avenue.)

**Full Board Vote: 36 In Favor 0 Against 0 Abstentions 0 Ineligible**

*Committee: 6-0-0-0.*

The applicant did not attend the meeting;

THEREFORE, BE IT RESOLVED THAT Community Board 7/ Manhattan **disapproves** new application #2064-2020-ASWC to the Department of Consumer Affairs by CPW Rest Corp., d/b/a Lilly's Cocktail & Wine Bar, for a four-year consent to operate an unenclosed sidewalk café with 8 tables and 16 seats.



## RESOLUTION

**Date: April 7, 2020**

**Committee of Origin: Preservation**

**Re: 119 West 69<sup>th</sup> Street (Columbus Avenue – Broadway.) Application to the Landmarks Preservation Commission for a one-story rear yard addition on the 3<sup>rd</sup> floor on top of an existing extension.**

**Full Board Vote: 35 In Favor 1 Against 0 Abstentions 0 Ineligible**

*Committee: 4-0-0-0.*

The resolution is premised on the following:

- The building was built in 1890 and is 4 stories tall with 10 rental units, located on the south side of West 69<sup>th</sup> street. The building is not currently occupied. The proposed addition will not be higher than neighboring existing extensions and will line up with existing extensions. Applicant confirmed the proposal will be set back 30 feet from the rear lot line.

THEREFORE, Community Board 7/Manhattan resolves **to approve** the application as submitted as reasonably appropriate to the Historic District and recommends the proposed window on the third floor be configured with similar framing as the framing of the windows on the first and second floors.



## RESOLUTION

**Date: April 7, 2020**

**Committee of Origin: Preservation**

**Re: 240 West 73<sup>rd</sup> Street (Broadway – West End Avenue.) Application to the Landmarks Preservation Commission for new entry canopy/façade restoration, rooftop equipment/parapet extension/mechanical screening and new retail public entry.**

**Full Board Vote: 35 In Favor 1 Against 0 Abstentions 0 Ineligible**

*Committee: 4-0-0-0. Non-committee Board Members: 1-0-0-0.*

The resolution is premised on the following facts:

- This building is a high rise, formerly known as the Hotel Commander and now called The Tempo. It was built in 1928, is 17 stories, and has 205 units. It is no longer a hotel; it has been a rental building since approximately 2004. The applicant building is undergoing a comprehensive renovation and the applicant is requesting approval to make the following changes: **New Entry Canopy/Façade Restoration:** The existing entry is clad with backlit glass panels and canopy which will be removed. The masonry entry surrounding the entrance will be restored and a new metal canopy and entry infill will be installed: The building façade is currently marred by through-wall louvers below many of the windows and these **through-wall louvers will be removed and the façade restored to its original condition:** **Rooftop Equipment/Parapet Extension/Mechanical Screening:** The building will receive a major infrastructure upgrade to meet code requirements and improve sustainability and efficiency in building operations: An emergency backup generator, restored building exhaust system, make up air service, cogeneration plant and efficient VTAC heating and cooling condenser units are planned. All equipment will be screened with **a combination of a 24" parapet extension along with a mechanical screen.** The extension of the parapet will be visible, but the screen will be less visible. However, the mechanical screen will be visible from West 72<sup>nd</sup> street (south side) and from Amsterdam Avenue; the rear bulkhead will be visible from 73<sup>rd</sup> Street and West End Avenue. Consolidating all the HVAC equipment on the rooftop allows for the façade restoration described above. A new stair bulkhead will also be added to allow accessibility for service on the roof. **New Retail Public Entry:** The building houses a medical office which is currently accessed through the residential lobby. The request is to introduce a devoted commercial entrance off West 73<sup>rd</sup> Street to benefit both the street presence and tenant. **An existing window bay will be modified for use as the new entry.**

THEREFORE, Community Board 7/Manhattan resolves to **approve** the application as submitted for a new entry canopy/façade restoration, rooftop equipment/parapet extension/mechanical screening and new retail public entry as appropriate to the Historical District with the proviso that the façade two doors be glazed.



## RESOLUTION

**Date: April 7, 2020**

**Committee of Origin: Preservation**

**Re: 117 West 79<sup>th</sup> Street (Columbus Avenue.) Application to the Landmarks Preservation Commission for an accessible lift.**

**Full Board Vote: 36 In Favor 0 Against 0 Abstentions 0 Ineligible**

*Committee: 8-0-0-0. Non-committee Board Members: 2-0-0-0.*

The resolution is based upon the following facts:

- The applicant's building is being converted to low income house and currently does not meet the ADA standards for entry into the building.
- Those using it will enter the building on the lobby floor, like those using the stairs.
- The door leading to the building from the staircase will be changed from two doors to a single door. The applicant agreed that the door color to the lift will be similar to the main entrance door.
- The public spoke favorably of this application. Stephanie from the 79<sup>th</sup> Street Block Association approves of this application and Nancy Kieracos was enthusiastic about the project as a whole.

THEREFORE, Community Board 7/Manhattan resolves to **approve** the application as submitted as appropriate to the Historic District, with the strong recommendation that the door to the lift be consistent in design and color with the new main entrance door.



## RESOLUTION

**Date: April 7, 2020**

**Committee of Origin: Preservation**

**Re: 311 West 90<sup>th</sup> Street (Riverside Drive – West End Avenue.) Application to the Landmarks Preservation Commission for new metalwork and glass front doors.**

**Full Board Vote: 34 In Favor 2 Against 0 Abstentions 0 Ineligible**

*Committee: 6-2-0-0. Non-Committee Board Members: 2-0-0-0.*

The resolution is premised on the following:

- The applicant is trying to bring the front of the building back to its historical 1940's design using, in part, the façades of about 7 similar buildings on West 90<sup>th</sup> Street, all built at the same time, as design precedent.
- The applicant agrees with the Committee that the sconces that will be placed on each side of the main entry door and the door handles will be historically appropriate to the building.
- The applicant presented two design options for the basement level entry door with the goal of enclosing the area now open to the elements and supported their application with similar design precedents in the neighborhood area. As each option, replace the wrought iron door with a wooden door or replace the wrought iron door with glass behind it, is reasonably appropriate to the Upper West Side Historic District, the committee recommends either design.
- There was no Community comment on this application.

THEREFORE, Community Board 7/Manhattan resolves **to approve** that part of the application as presented for the main entry door from a double door to a single wrought iron and glass door with the proviso that the door handle be historically appropriate to the building, as appropriate to the historical character of the Historic District, and also resolves **to approve either change to the basement level entry door, as proposed**, to be appropriate to the historical character of the Historic District.



## RESOLUTION

**Date: April 7, 2020**

**Committee of Origin: Preservation**

**Re: 42 West 94<sup>th</sup> Street (Columbus Avenue – Central Park West.) Application to the Landmarks Preservation Commission for rear yard and rooftop additions.**

**Full Board Vote: 15 In Favor 14 Against 7 Abstentions 0 Ineligible**

*Committee: 4-0-0-0. Non-Committee Board Members: 0-0-1-0.*

Therefore, Community Board 7/Manhattan resolves to **approve**:

- a. the Front façade as presented;
- b. the Rooftop addition as reasonably appropriate to the Historic District; and
- c. the rear yard full height, full width addition is approved as reasonably appropriate to the Historic District, conditioned upon the agreement that the masonry horizontal band be substituted for the metal spandrel above the top most casement window unit.