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Jo Hamilton, *First Vice Chair*
Bo Riccobono, *Second Vice Chair*
Bob Gormley, *District Manager*



Sheelah Feinberg, *Treasurer*
Susan Kent, *Secretary*
Elaine Young, *Assistant Secretary*

COMMUNITY BOARD No. 2, MANHATTAN

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Greenwich Village • Little Italy • SoHo • NoHo • Hudson Square • Chinatown • Gansevoort Market

FULL BOARD MINUTES

DATE: June 18, 2009
TIME: 6:00 P.M.
PLACE: St. Vincent's Hospital, 170 W. 12th Street, Cronin Auditorium

BOARD MEMBERS PRESENT: Steve Ashkinazy, Keen Berger, Tobi Bergman, Carter Booth, Sigrid Burton, Lisa Cannistracci, Doris Diether, Ian Dutton, Sheelah Feinberg, Elizabeth Gilmore, Alison Greenberg, Sasha Greene, Jo Hamilton, Anne Hearn, Brad Hoylman, Chair, Community Board #2, Manhattan (CB#2, Man.), Mary Johnson, Zella Jones, Renee Kaufman, Susan Kent, Jason Mansfield, Jane McCarthy, Lois Rakoff, David Reck, Robert Riccobono, Erin Roeder, Wendy Schlazer, Maury Schott, Arthur Z. Schwartz, Shirley Secunda, Shirley H. Smith, Richard Stewart, Sean Sweeney, Carol Yankay, Elaine Young, Jin Ren Zhang

BOARD MEMBERS EXCUSED: Makrand Bhoot, Amanda Kahn Fried, Edward Gold, David Gruber, Arthur Kriemelman, Raymond Lee, Edward Ma, Ke-Wei Ma, Judy Paul, Rocio Sanz, James Solomon,

BOARD MEMBERS ABSENT: Maria Passannante Derr, Harriet Fields, Evan Lederman, Annie Washburn,

BOARD STAFF PRESENT: Bob Gormley, District Manager, and Julio R. Mora, Community Assistant

GUESTS: Erin Drinkwater, Congressman Jerrold Nadler's office; Crystal Gold-Pond, Senator Tom Duane's office; Mary Cooley, Sen. Daniel Squadron's office; Angelica Crane, Man. Borough President Scott Stringer's office; Matt Borden, Assembly Member Deborah Glick's office; John Ricker, NYC Comptroller's office; Michael Bradley, NYC Dept. of Parks; Noah Isaacs, Council Speaker Christine Quinn's office; Paul Nagle, Council Member Alan Gerson's office; Kate Mikuliak, Council Member Rosie Mendez's office; Gary Parker, John Hellman, Sara Renaud, Desiree Marshall, Mark Bariboni, Peter Gleason, Judith Callet, David Handler, Peter Mullan, Joshua David, David Danzig, Jennifer Kaminsky, Andrea Nicolay, Douglas Gauthier.

MEETING SUMMARY

Meeting Date – June 18, 2009

Board Members Present – 35

Board Members Excused–12

Board Members Absent - 3

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II. PUBLIC SESSION

Non-Agenda Items

REGULATION OF ATMs

Sara Renaud spoke in favor of regulation of non-bank placement of freestanding ATMs.

Candidate for City Council

Peter Gleason addressed the Full Board.

The Highline

Peter Mullan and Joshua David, representing The Highline, updated everyone on upcoming events and progress.

NYC Dept. of Parks

Michael Bradley spoke.

NY Public Library Funding

Andrea Nicolay spoke in favor of more funding for NY public libraries.

Arts & Institutions Items

Response to NYU's Proposal to Construct a New Spiritual and Administrative Center

Gary Parker, representing NYU, spoke in favor of the proposal.

SLA Licensing Items

Village Restaurant Group, LLC, 322 W. 11th St.

Mark Bariboni spoke in favor of the proposed liquor license.

The New York Center for Sketch Comedy d/b/a Manhattan Theater Performance, Inc. 168 Thompson St.

Judith Callet, from BAMRA, David Danzig, Jennifer Kaminsky, Douglas Gauthier, and David Handler, spoke in favor of the proposed liquor license.

Waterfront

FIERCE/CB2

John Hellman spoke regarding a CB2 meeting/FIERCE.

Pier 40

Desiree Marshall spoke in favor of the Pier 40 lease term extension.

III. ADOPTION OF AGENDA

IV. ELECTED OFFICIALS PRESENT AND REPORTING

Erin Drinkwater, Congressman Jerrold Nadler's office

Crystal Gold-Pond, Senator Tom Duane's office

Mary Cooley, Sen. Elect Daniel Squadron's office;

John Ricker, NYC Comptroller's office;

Angelica Crane, Man. Borough President Scott Stringer's office

Matt Borden, Assembly Member Deborah Glick's office

Noah Isaacs, of Council Speaker Christine Quinn's office

Paul Nagle, Council Member Alan Gerson's office.

Kate Mikuliak, Council Member Rosie Mendez's office,

V. ADOPTION OF MINUTES

Adoption of April minutes and distribution of May minutes.

VI. EXECUTIVE SESSION

1. **Chair's Report** Brad Hoylman reported

2. **District Manager's Report** Bob Gormley reported.

STANDING COMMITTEE REPORTS

ARTS & INSTUTIONS

Response to NYU's Proposal to Construct a New Spiritual and Administrative Center

Whereas: the Archdiocese has demolished the Catholic Church on the site (S.E. corner of Washington Square South and Thompson Streets) and desires to build a new spiritual center for all religions on the campus; and

Whereas: NYU having agreed that University development projects adhere to the previous established NYU Task Force set of Planning Principles as well as to treat developments as if they were already within the Greenwich Village Landmark extension area, and

Whereas: The massing of the new building, although greater than the demolished site is in keeping with the approximate scale and proportions of the existing building and is generally harmonious with the surrounding environment and does not use all the FAR (bulk) that was permitted, and

Whereas: The actual design of the building was very controversial with opinions on both sides of the issues as to its viability in an historic district, bordering Washington Square Park and the landmarked Washington Square Arch as well as the Landmarked Judson Memorial Church, and

Whereas: NYU as has agreed to consider the recommendation and incorporate the concerns expressed in this meeting and has agreed to come back to CB#2, Man. with further plan refinements, and

Whereas: NYU has met most of the established guiding Planning Principles **as follows: (Community Board comments in *italics*)**

NYU /Community Planning Principles

Identifying opportunities to decentralize facilities and actively pursuing these opportunities;

- Contextual development that is sensitive to building heights, densities and materials; *adhered to*
- Reuse before new development; *not applicable*
- Consider mixed-use facilities that complement Manhattan's mixed neighborhoods, particularly in regard to ground floor uses. *adhered to as the Center will be a multi- religions/cultural space*

Identify solutions to maximize utilization of existing assets by consulting with the community on:

- The types of facilities that can be decentralized from the Village campus core and surrounding neighborhoods and cultivating locations outside these areas; *It was felt that a spiritual center is appropriate in the core*
- Preferences for appropriate places for vertical additions; *adhered to*
- Encouraging programmatic and scheduling efficiencies; *adhered to*
- Opening new and re-envisioning existing recreational spaces to better serve both the student population as well as the community at large. *adhered to if the Center is opened for Community use*

Make thoughtful urban and architectural design a priority by:

- Respecting the limitations of the urban environment, including the impact on New York City's infrastructure; *adhered to*
- Improving the quality of open spaces; *not adhered to*

Actively soliciting, utilizing and implementing input from the community in the design process. adhered to only if comments are incorporated into the design . It was felt that perhaps the community was presented with a basic fait accompli as to the design as opposed to soliciting true input but we are taking NYU at its word that input will be utilized

Support community sustainability by:

- Preserving existing diverse social and economic character through the support of community efforts to sustain affordable housing and local retail; *not applicable*
- Exploring the utilization of ground floors of buildings for community-oriented uses such as local retail, gallery spaces for local artists, non-profit users and other providers of community services; *not applicable*
- Generating a tenant relocation policy for legal, residential tenants, in the event that construction or conversion necessitates the relocation of tenants. *not applicable*

Respect the community's existing quality of life including but not limited to:

- Taking measures to mitigate effects of construction such as: noise, dust, work hours; sound mitigation for mechanical equipment; and construction staging; *to be adhered to once construction begins*
- Reaching out early and often for community consultation related to major construction; *to be adhered to once construction begins*
- Creating a website for ongoing constructions; *adhered to*
- Committing to a community-oriented public process for reviewing NYU's proposed projects and developments. *adhered to thus far*

Therefore Be It Resolved that CB#2, Man. considers the NYU plan to build a new Spiritual Center on the vacated lot following the bulk, height and design as presented to the community to be substantially consistent with the Planning Principles; and

Be It Further Resolved That this expression of support is with the understanding that NYU has agreed as follows:

1. Comments and concerns about design issues on this most important and historic site be addressed; and
2. Construction Protocols being issued by CB#2, Man. will be taken into account; and
3. Additional design details such as the brick, window and façade materials and also create material boards so the community can see the progress will be presented to CB#2, Man. as the design process progresses; and
4. To evaluate opportunities to open the Center for community for religious activities and worship.

Vote: Unanimous, with 34 Board members in favor.

BY LAWS

COMMUNITY BOARD #2, MANHATTAN BY-LAWS

AS ADOPTED BY COMMUNITY BOARD #2 ON MARCH 21, AND APRIL 18, 1985 AND AMENDED ON 4/19/1990, 10/18/1990, 4/18/1991, 2/18/1993, 4/17/1997, 7/1/2002, 9/20/2002, 3/20/03, 2/19/2004, and **June 18, 2009**.

I. MEMBERSHIP

B. Members of the public (“Public Members”) may be appointed to any committee, except the Executive Committee, by the Board Chairperson in consultation with the respective Committee Chairperson(s) as long as the majority of the members of the committee are Board Members. Voting privileges of appointed Public Members are limited to business before their appointed committee. Public Members shall be appointed and may be reappointed for terms of one year.

1. In order to be appointed as a Public Member of a committee, an individual must submit a written application to the Board Chairperson using the application form that is available at the Board office. The application must detail the individual’s special qualities and/or interest in the community. An individual may apply and be appointed as a Public Member of a committee only after having attended at least two-thirds of all meetings of the committee over the six-month period immediately preceding the individual’s application.

2. Public Members shall be governed by the same rules and held to the same standards of conduct applicable to Members under these Bylaws.

3. Public Members serve at the pleasure of the Board chairperson, and as such may be removed at the sole discretion of the Chairperson without due process, after consultation with the respective Committee Chairperson(s).....

.... X. NOTICE

E-mail shall serve as an appropriate method of providing notice to Board Members in accordance with these Bylaws, unless a Member expressly requests otherwise.

The underlined amendments were adopted at the June 18, 2009 Full Board meeting.

Vote: Unanimous, with Board members in favor.

ELECTION OF OFFICERS FOR THE ENSUING TERM

The following Board members ran unopposed and were elected unanimously (34) as Officers of CB#2, Man. for the ensuing term:

Jo Hamilton – Chair
Robert E. Riccobono – 1st Vice Chair
Sheelah Feinberg – 2nd Vice Chair
Amanda Kahn-Fried – Treasurer
Susan Kent – Secretary
Elaine Young – Assistant Secretary

LANDMARKS AND PUBLIC AESTHETICS

1ST LANDMARKS MEETING

Item 1 - 110 Greene Street (Prince/Spring)- SoHo-Cast Iron Historic District A store and office building with Classical style details designed by William Dilthy and built in 1908. Application is to legalize the installation of a rooftop railing without Landmarks Preservation Commission permits.

Whereas, although the glass wall is not characteristic of the cast-iron district, it was felt it is less intrusive than a metal fence; now

Therefore, be it resolved that CB#2, Man. recommends approval of this application.

Vote: Unanimous, 34 with Board members in favor.

Item 2 - 226 West 10th Street (Bleecker/Hudson) - Greenwich Village Historic District. A Greek Revival style rowhouse built in 1847-48. Application is to construct a rear yard addition and alter the rear facade. Zoned R6

Whereas, a neighbor from the adjacent building, 228 West 10th, stated that the addition would impair the view of the backyards from her rear window; and

Whereas, the applicant stated that the demolishing of the existing extension to build the new one, would result in loss of bricks that would be reused elsewhere in the building; but

Whereas, the applicant also stated that the parlor floor had extant about 60% of the original historic masonry and configuration, and that the lintels were missing. Thus removing this brickwork would destroy any reference to the original rear parlor-wall and its historic configuration. The reason proffered for destroying this is that the historic rear wall "doesn't fit into the program proposed for the one-family home being renovated", not the most compelling of reasons for destroying original features of a Greek-Revival house; and

Whereas, the proposed extension was better and more contextual than other rear-yard extensions that have been presented recently; now

Therefore, be it resolved that CB#2, Man. recommends approval of this application for the rear-yard extension; but

Further, be it resolved that CB#2, Man. recommends retaining the substantial amount of original masonry that still remains of the rear wall at the parlor level in order to preserve the historic and original rear facade.

Vote: Unanimous, 34 with Board members in favor.

Item 1 - 83 Spring Street SoHo Cast Iron District. A 19th Century building altered by Richard Berger as a store and loft building in 1986. Application is to install a new storefront infill.

Whereas, the application is to restore to somewhat like its former style the former Yoga Center at 83 Spring Street; and

Whereas, the plan is to change the entrance to the present elevator to a storefront appearance similar to the other side of the building, and to maximize the look of the remaining columns on the building, since the elevator entrance will now be an interior entrance only; and

Whereas, the current wall and elevator entrance will be removed and a new wall and window similar to the current commercial side of the building, but with a coated glass instead of a regular store window; and

Whereas, the plan is to replace wood panels along the façade above the windows and the door section of the building; and

Whereas, although not shown specifically on the plans, the applicant stated he intended to restore either the diamond plates or glass vault lights, which ever was found to be appropriate; and

Whereas, the proposal would restore unity to the building, and would be an improvement over what is now existing.

Therefore, be it resolved that CB#2, Man. recommends approval of the proposed application provided the diamond plates or glass vault lights are included.

Vote: Unanimous, 34 with Board members in favor.

Item 2 - 133 7th Avenue South Greenwich Village Historic District A commercial building designed by Murray Klein and built in 1929 and later altered in 1955. Application is to install a flagpole and banner, lighting and signage.

Whereas, although the applicant stated that they had met with staff and the LPC, the proposal presented to the Community Board left many open questions about the actual plan; and

Whereas, the building actually fronts on two streets since it is adjacent to a small triangular building on the corner; and

Whereas, the proposal is for a new restaurant, Galway Harbor, essentially using the current building but adding a flag, signage, and some lighting; and

Whereas, the proposed flagpole and flag are larger than usually permitted in an Historic District, the usual being a 5' by 3' flag on a 5' long pole, and this flag is planned to be 5' by 8' on a longer pole; and

Whereas, the proposed signage consists of a sign on the upper part of each of the windows numbering 6 on the front plus one on the panel above the door, and one on each of the two windows on either side of the front extension, a band around the whole façade of the space with additional signage, and a façade sign above the first floor with cut out letters back-lit in a black sign panel;

Whereas, the flag will be lighted either by a vertical lighting panel or by two spotlights;

Therefore, be it resolved CB#2, Man. recommends denial of the application unless the signage is drastically reduced, the flag reduced in size, and we do not feel lighting is needed for the flag since this is a well-lighted street.

Vote: Unanimous, 34 with Board members in favor.

Item 3 - 659-659A Broadway a/k/a 216-218 Mercer Street and 77 Bleecker Street Application is to legalize alterations to the storefront and the installation of signage without LPC permits.

Whereas, the Landmarks Preservation Commission’s publication “*The Certificate of Appropriateness Public Hearing: Information for Applicants*” states “*Applicants are strongly encouraged to contact the Community Board to arrange for review of the proposal before the public hearing*”; and

Whereas, the applicant failed to appear before the Landmarks Committee, nor did he contact us for a layover;

Therefore, be it resolved CB#2, Man. strongly recommends denial of this application for 659-659A Broadway a/k/a 216-218 Mercer Street and 77 Bleecker Street, in the absence of this important step in the review process.

Vote: Unanimous, 34 with Board members in favor.

PARKS, RECREATION & OPEN SPACE

1. Seravalli Playground. A Resolution urging the NYC Department of Parks & Recreation and the NYC Department of Environmental Protection to resolve bureaucratic inconsistencies so that funds can be promptly transferred to Parks for reconstruction of the playground.

Whereas the project to construct a shaft on Gansevoort Street to the new water tunnel has experienced extensive delay but is now complete; and

Whereas this has caused the closing of a major portion of the playground to continue for years longer than anticipated when approved by CB-2; and

Whereas funds for reconstruction of the playground still have not been transferred from DEP to Parks; and

Whereas Parks cannot bid this work until funds are transferred; and

Whereas even with no further delays the reconstruction will not begin until April 2010 and the park will not reopen until 2011; and

Whereas this long duration of construction work and the associated street closing have caused inconvenience and harm to residents and businesses;

Therefore it is resolved that CB#2, Man. urges Parks and DEP to immediately resolve all bureaucratic inconsistencies that prevent transfer for funds dedicated for the reconstruction of Seravalli Playground so that this project can move forward.

Vote: Unanimous, with 34 Board members in favor

2. Desalvio Playground: A resolution supporting and film showing event.

Whereas a proposal was presented for showing a film at Desalvio Playground as part of the Mexican Film Festival; and

Whereas the event will include sale of reasonably priced Mexican food by La Esquina Restaurant; and

Whereas the movie will begin at dark and the event will end promptly when the movie ends; and

Whereas the event sponsors agreed to pay for a Park Enforcement Officer to be at the event until the event is over and the park is locked; and

Whereas most seating for the movie will be on the ground, but chairs will be available for those who cannot sit comfortably on the ground; and

Whereas one resident of the community objected to the event because there is already too much nighttime activity in the neighborhood;

Therefore it is resolved that CB#2, Man. does not object to the showing of a movie combined with the sale of reasonably priced food at Dasalvio Playground in connection with the Mexican Film Festival.

Vote: Unanimous, with 34 Board members in favor

SIDEWALKS, PUBLIC FACILITIES AND ACCESS

New App. for revocable consent to operate an Unenclosed sidewalk café for:

1. PGT Rest. Corp. d/b/a Slainte, 304 Bowery, Block:521 Lot:7503; Police Precinct:9, betw. Bleecker and Houston Sts., with 10 tables & 20 seats, DCA# 1318806

Whereas, the area was posted, community groups notified and there was community correspondence, and the applicant, Thomas O'Byrne was present, and,

Whereas, this lot has frontage of 23.17 feet and depth of 88.83 feet, with one building of five stories, built in 1910, with 5 residential units of a total 6 units in an area of Mixed Residential and Commercial Buildings in a Landmarked District; Zoning: C6-1 with Commercial Overlay Map #12C, and

Whereas, though the width of the site is 17'6" with approx half taken by a double door entrance with a Siamese Connection to the north of the doorway, and the depth of the sidewalk is 20'9", and,

Whereas, there was community concern expressed by the addition of a sidewalk café in this area that has extremely high evening and weekend activity from the four contiguous bars and restaurants on this block alone, and

Whereas, the Siamese connection prevents placement of two tables and four chairs presented on the plan, and

Whereas, the applicant agrees to the installation of a retractable awning to help reduce noise to the apartments above and the contiguous residential Co-Op building, which will not interfere with a fire escape ladder or the residential entrance, and

Whereas, the applicant agrees to remove the cash machine located on the southern section of this site

THEREFORE BE IT RESOLVED that CB#2, Man. recommends APPROVAL for a NEW unenclosed sidewalk café for PGT Rest. Corp. d/b/a Slainte, 304 Bowery, Block:521 Lot:7503; Police Precinct:9, betw. Bleecker and Houston Sts., with **8 tables & 16 seats**, DCA# 1318806 **CONDITIONAL UPON** a duly signed Change Agreement specifying:

- The change in the sidewalk plan showing the reduction of two tables and four seats.

- The addition of a retractable awning.
- The removal of the sidewalk cash vending machine.
- The provision for a security person present to manage sidewalk café and interior customers Thursday thru Saturday nights from 10:00 p.m. to establishment closing.

Vote: Unanimous, with 35 Board members in favor.

2. Cafe 522 Hudson Inc. d/b/a The New French, 522 Hudson St., Block:620 Lot:1; Police Precinct:6 betw. West 10th & Charles, with 8 tables & 16 seats, DCA# 1320914(addition)

Whereas, the area was posted, community groups notified and there was no community correspondence, and the applicant, Ron Feldman, was present, and,

Whereas, this lot has frontage of 69.75 feet and depth of 99.83 feet, with one building of five stories, built in 1950, with 22 residential units of a total 27 units in an area of Multi-Family Elevator Buildings in a Landmarked District; Zoning: C1-6 with Commercial Overlay Map #12A, and

Whereas, the depth of the sidewalk is 19'; there is a tree with flush tree-pit; and an existing retractable awning,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends APPROVAL for a NEW unenclosed sidewalk café for **Cafe 522 Hudson Inc. d/b/a The New French**, 522 Hudson St., Block: 620 Lot:1; Police Precinct:6 betw. West 10th & Charles, with 8 tables & 16 seats, DCA# 1320914.

Vote: Unanimous, with 34 Board members in favor.

Renewal App. for revocable consent to operate an Unenclosed sidewalk cafe for:

3. Caffe Sorrento, Inc., 132 Mulberry St. Block: 237 Lot: 7501, Police Precinct:**5**, betw. Grand and Hester Sts. with 4 tables & 8 seats, DCA# 0885835

Whereas, the area was posted, community groups notified and there was no community correspondence, and the applicant Maria Silvestri, was present, and,

Whereas, this lot has frontage of 124.75 feet of which this establishment occupies 21'3" and depth of 99.83 feet, with one building of six stories, built in 1915, with 0 residential units of a total 11 units in an area of Commercial and Office Buildings; Zoning: C6-2G with Commercial Overlay Map #12C, and

Whereas, this Committee observed there were 6 tables and 12 seats, and umbrellas and signs in the pedestrian right of way, and

Whereas, the applicant agrees to abide by the submitted sidewalk plan and to preserve the pedestrian right of way by signing the attached Change Agreement,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends APPROVAL for a RENEWAL APPLICATION for an unenclosed sidewalk café for **Caffe Sorrento, Inc., 132 Mulberry St.** Block: 237 Lot: 7501, Police Precinct:**5**, bet. Grand and Hester Sts. with 4 tables & 8 seats, DCA# 0885835, CONDITIONAL UPON signing an attachable and executed Agreement stating that:

- Sidewalk Café set-up will be according to the submitted plan with 4 tables and 8 seats
- There will be no further obstructions to the pedestrian right-of-way.

Vote: Unanimous, with 35 Board members in favor.

4. ALN Rest., d/b/a Giovanna's, 128 Mulberry St. a/k/a 180 Hester St. Block:205, Lot:15, Police Precinct:5, bet. Hester & Canal, with 13 tables & 26 seats, DCA# 1252281.

Whereas, the area was posted, community groups notified and there was no community correspondence, and the applicant's representative, Robert Callaghan, was present, and,

Whereas, this lot has frontage of 25.08 feet and depth of 50 feet, with one building of seven stories, built in 2005, with a City recorded 4 residential units of a total 4 units, when the ground floor unit is not residential, in an area of Multi-Family Walk-Up Buildings; Zoning: C6-2G with Commercial Overlay Map #12C, and

Whereas, this Committee observed umbrellas, planters and menu boards obstructing the pedestrian right-of-way, and

Whereas, the applicant agrees to abide by the submitted sidewalk plan and to preserve the pedestrian right of way by signing the attached Change Agreement,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends APPROVAL for a RENEWAL APPLICATION for an unenclosed sidewalk café for **ALN Rest., d/b/a Giovanna's, 128 Mulberry St.** aka 180 Hester St. Block:205, Lot:15, Police Precinct:5, betw. Hester & Canal, with 13 tables & 26 seats, DCA# 1252281, CONDITIONAL UPON signing an attachable and executed Agreement stating that:

- Sidewalk Café set-up will be according to the submitted plans
- There will be no further obstructions to the pedestrian right-of-way.

Vote: Unanimous, with 35 Board members in favor.

5. Artelira, Inc. d/b/a Arte Pasta, 81 Greenwich Ave. Block:614 Lot:56 Police Precinct:6 bet. Bank & West 11th St. with 17 tables & 36 seats, DCA# 1196381

Whereas, the area was posted, community groups notified and there was no community correspondence, and the applicant, Sergio Ali, was present, and,

Whereas, this lot has frontage of 58.42 feet and depth of 62.25 feet, with one building of six stories, built in 1926, with 20 residential units of a total of 22 units, in an area of Mixed Residential and Commercial Buildings; Zoning: C1-6 with Commercial Overlay Map #12A, and

Whereas, this Committee observed a seating plan entirely different from the plan submitted that provided no three-foot service aisle with additional interior tables placed in service doorways, forcing all sidewalk service to be from the pedestrian right-of-way, and,

Whereas, the applicant agrees to abide by the submitted sidewalk plan and to preserve the pedestrian right of way by signing the attached Change Agreement,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends APPROVAL for a RENEWAL APPLICATION for an unenclosed sidewalk café for **Artelira Inc. d/b/a Arte Pasta, 81 Greenwich Ave.** Block:614 Lot:56 Police Precinct:6, betw Bank & West 11th St. with 17 tables & 36 seats, DCA# 1196381 CONDITIONAL UPON signing an attachable and executed Agreement stating that:

- Sidewalk Café set-up will be according to the submitted plans
- There will be no further obstructions to the pedestrian right-of-way.

Vote: Unanimous, with 35 Board members in favor.

6. Caswell/Pearson Enterprises, Ltd. d/b/a La Carbonara, 202 W. 14th St. Block: 618 Lot: 31. Police Precinct: 6, betw 7th & 8th Ave, with 3 tables & 12 seats, DCA# 1186385 SMALL UNENCLOSED SIDEWALK CAFÉ.

Whereas, the area was posted, community groups notified and there was no community correspondence, and the applicant's representative was present, and,

Whereas, this lot has frontage of **25** feet and depth of 103.25 feet, with one building of five stories, built in 1910, with six residential units of a total of eight units, in an area of Multi-Family Walk-Up Buildings; Zoning: C6-2A with Commercial Overlay Map #8D, and

Whereas, this Committee observed a seating plan not conforming to the format of a SMALL UNENCLOSED sidewalk café, as well as a guard rail also not allowed for a café of this type, and,

Whereas, the applicant agrees to abide by the submitted sidewalk plan requiring a single line of tables and to remove the sidewalk café enclosure,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends APPROVAL for a RENEWAL APPLICATION for a SMALL unenclosed sidewalk café for **Caswell/Pearson Enterprises, Ltd. d/b/a La Carbonara, 202 W. 14th St.** Block: 618 Lot: 31. Police Precinct: 6, betw 7th & 8th Ave, with 3 tables & 12 seats, DCA# 1186385.

Vote: Unanimous, with 34 Board members in favor.

7. T. Hospitality, Inc. d/b/a Highline, d/b/a/ SEA, 835 Washington St. with 29 tables & 58 seats, DCA# 1190801.

Whereas, the area was posted, community groups notified and there was no community correspondence, and the applicant's representative Yan Yoy, was present, and,

Whereas, this lot has frontage of **25** feet and depth of 103.25 feet, with one building of two stories, built in 1900, with 0 residential units of a total of one units, in an area of Commercial and Office Buildings; Zoning: M1-5, with Commercial Overlay Zoning Map #8B, and

Whereas, the name of the establishment has been changed to SEA, and

Whereas, it has operated with no known complaints,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends APPROVAL for a RENEWAL APPLICATION for an unenclosed sidewalk café for T. Hospitality, Inc. d/b/a Highline, d/b/a/ SEA, 835 Washington St. with 29 tables & 58 seats, DCA# 1190801.

Vote: Unanimous, with 34 Board members in favor.

8. Barba, Inc. d/b/a Gus's Place, 192 Bleecker St. Block:526 Lot:23. Police Precinct: 6, betw MacDougal & Sixth Ave. with 8 tables & 16 seats, DCA# 1246715.

Whereas, the area was posted, community groups notified and there was no community correspondence, and the applicant, Gus Theodoro, was present, and,

Whereas, this lot has frontage of **25** feet and depth of 98 feet, with one building of six stories, built in 1900, with 22 residential units of a total of 23 units, in an area of Multi-Family Walk-Up Buildings; Zoning:R7-2,with C1-5 Commercial Overlay, Zoning Map #12A, and

Whereas, this establishment has had to replace a sidewalk under what was previously a protecting platform and has lost business as a result of the extended time of replacement, and

Whereas, this establishment and their sidewalk café are a welcome part of this neighborhood,

THEREFORE BE IT RESOLVED that CB#2, Man. recommends **SPEEDY APPROVAL** for a RENEWAL APPLICATION for an unenclosed sidewalk café for **Barba, Inc. d/b/a Gus's Place, 192 Bleecker St. Block:526 Lot:23. Police Precinct: 6, betw MacDougal & Sixth Ave. with 8 tables & 16 seats, DCA# 1246715**

Vote: Unanimous, with 34 Board members in favor.

Modification app. for revocable consent to operate an Unenclosed sidewalk cafe for:

9. Grotta Azzurra Inn, Inc., 177 Mulberry St. Block 471, Lot 14, Police Precinct 5, at the Southwest corner of Broome St., with 24 tables & 44 seats, DCA# 1150943.

Whereas, the area was posted, community groups notified and there was no community correspondence, and the applicant, Frank Castellana, was present, and,

Whereas, this lot has frontage of **25.25** feet and depth of 105.42 feet, with one building of five stories, built in 1930, with 20 residential units of a total of 21 units, in an area of Mixed Residential and Commercial Buildings; Zoning: C6-2G Commercial Overlay, Zoning Map #12C, and

Whereas, this application adds 12 tables and 20 seats to the previously approved sidewalk café license (Nov. 2008), 10 tables of which are appended to an additional dining room added at the southern part of this property, and

Whereas, the sidewalk on the Mulberry St. side is exactly 12' in depth and this application proposes that all service will be from aisles created from the inside the restaurant to aisles between tables, on the Mulberry St. Side, in order to preserve an 8' pedestrian right-of-way, and

Whereas, there will be the removal of a cash vending machine and other furnishings to accommodate this plan, and

Whereas, attached to this resolution there will be an amended plan describing the above configuration and the addition of a table previously omitted from the drawings, and

Whereas, this applicant has operated with extreme care in this densely populated neighborhood, and promptly answered all concerns from CB#2, Man.

THEREFORE BE IT RESOLVED that CB#2, Man. recommends APPROVAL for a MODIFIED APPLICATION for an unenclosed sidewalk café for **Grotta Azzurra Inn, Inc., 177 Mulberry St. with 24 tables & 44 seats, DCA# 1150943, subject to the amended plan herewith attached to this resolution.**

Vote: Passed, with 33 Board members in favor, and 1 in opposition.

10. App. To Department of Consumer Affairs for Newstands at:

Southwest corner of Grand and Bowery Sts., DCA# 1315981

Whereas, the area was posted, community groups notified and there was a community petition containing over 100 signatures in opposition, community presence at the hearing and the applicant, Joseph Lee, was present, and,

Whereas, three licensed sidewalk vendors have been operating at this location for more than 20 years, and

Whereas, the three vending locations are of a very few specifically designated for permanent sidewalk vending by the City of New York and in the Chinatown area, and

Whereas, there are already three newsstands in the area of Bowery and Grand Sts,

Therefore Be It Resolved that CB#2, Man. DENIES this application for a newsstand at the Southwest corner of Grand and Bowery Sts., on the basis of the location being inappropriate and already contributing significant revenue to the City of New York, and a vital service to the community in providing fresh produce and economic livelihood to the Chinatown community; AND

Therefore be it further resolved that DCA consider a more appropriate location, perhaps on Kenmare St. and Bowery, where the neighborhood is rapidly developing and where there are no Newsstands or sidewalk vendors.

Vote: Unanimous, with 34 Board members in favor.

SLA LICENSING

1. Donal Brophy or entity to be formed, d/b/a Highlands, 150 W. 10th St. (Waverly St. and Greenwich Ave.) NYC

Whereas, the applicant appeared before the committee; and,

Whereas, this application is for a transfer of an existing On Premise license in a mixed use building on West 10th between Waverly and Greenwich Streets for a 2,100 s.f. bar/restaurant with 43 table seats, 1 bar with 12 seats, and a maximum legal capacity of 74 persons; and,

Whereas, the applicant stated the hours of operation are 12:00 p.m. – 2:00 a.m. Sunday - Thursday, 11:00 a.m. – 3:00 a.m. Friday and Saturday; there will not be a sidewalk café application and no backyard garden; music is background only; and,

Whereas, the applicant has agreed to install proper sound proofing in the establishment; and,

Whereas, the applicant has reached out to members of community prior to submitting this application; and,

Whereas, the applicant has submitted a petition with signatures supporting the proposed establishment; and,

Whereas, no one appeared in opposition from the community; and,

THEREFORE, BE IT RESOLVED that CB#2, Man, recommends denial to the proposed transfer of an On Premise license for **Donal Brophy or entity to be formed, d/b/a Highlands, 150 W. 10th St.** unless the condition agreed to by applicant relating to the fourth “whereas” clause is incorporated into the “Method of Operation” on the SLA On Premise license.

Vote: Unanimous, with 34 Board members in favor.

2. 232 W. 14 Restaurant Corp. 232 W. 14th St. (7th and 8th Avenues) NYC

Whereas, the applicant appeared before the committee; and,

Whereas, this application is for an On Premise license in a mixed use building on West 14th Street between 7th and 8th Avenues for a 1930 s.f. (1450 s.f. interior and 480 s.f. backyard garden) restaurant with 49 table seats (28 interior and 21 backyard), 1 bar with 14 seats, and a maximum legal capacity of 42 persons; and,

Whereas, the applicant stated the hours of operation for the establishment are 11:00 a.m. – 2:00 a.m. Sunday – Wednesday and 11:00 a.m. – 3:00 a.m. Thursday - Saturday; there will not be a sidewalk café application and the applicant is proposing a backyard garden; music will be background only; and,

Whereas, the applicant has agreed to provide menu and food items up until 1 hour prior to closing (menu and food items will be available until 1:00 a.m. Sunday – Wednesday and 2:00 a.m. Thursday – Saturday)

Whereas, the SLA Licensing Committee has strong concerns with the backyard garden space in a residential block; this Committee strongly recommends that the applicant exclude the backyard garden from their application; and,

Whereas, several residents stated their support for the proposed establishment; and,

Whereas, no one appeared in opposition from the community; and,

THEREFORE, BE IT RESOLVED that CB#2, Man, recommends denial to the proposed On Premise license for **232 W. 14 Restaurant Corp. 232 W. 14th St.** unless those conditions agreed to by applicant relating to fourth and fifth (exclusion of the backyard garden) “whereas” clauses are incorporated into the “Method of Operation” on the SLA On Premise license.

Vote: Unanimous, with 34 Board members in favor.

3. The New York Center for Sketch Comedy d/b/a Manhattan Theater Performance, Inc. 168 Thompson St. (Kenmare and Spring Streets) NYC

Whereas, the applicant appeared before the committee; and,

Whereas, this application is for an On Premise license for a comedy theater located in 1,300 s.f. premise on Thompson Street between Houston and Bleecker Streets with 64 table seats, 1 bar and 6 bar seats and a maximum legal capacity of 94 persons; and,

Whereas, the applicant stated the hours of operation will vary but align with performance hours and close by 1:00 a.m. Sunday – Wednesday and 2:00 a.m. Thursday – Saturday; and the applicant stated that beverage service will cease by 12:00 a.m. Sunday – Wednesday and 1:00 a.m. Thursday - Saturday; there will be no sidewalk café application and no backyard garden; music will be live and background only; and,

Whereas, the applicant has reached out to local residents and organizations including but not limited to Bleecker Area Merchants & Residents Association (BAMRA); and,

Whereas, the applicant has agreed to maintain the aforementioned closing hours during private functions; and,

Whereas, the applicant has agreed to register the organization as a 501c3 and Use Group 4; and,

Whereas, the applicant has agreed to operate as a performance theater only; and,

Whereas, the SLA Licensing Committee strongly recommends that the applicant prohibits alcoholic beverage consumption and service in the theater limiting consumption and service to the bar/lobby only; and,

Whereas, a member of the community and Community Board appeared in support of the applicant; and,

Whereas, a member of BAMRA appeared expressing no objection with the applicant; and,

Whereas, no one appeared in opposition from the community; and,

Whereas, Thompson Street is a fragile and primarily a residential street, CB#2, Man. requires that the applicant and the establishment be responsible for good noise, crowd, and patron pedestrian traffic control in and out of the theater's egress and exit; and

Whereas, the applicant and management wanting to be good neighbors, will provide optimum safety and security which will prevent the theater's presence from becoming a burden to the harmony and a negative influence on the Quality of Life for the residents and other businesses on Thompson Street;

THEREFORE, BE IT RESOLVED that CB#2, Man, recommends denial to the proposed On Premise license for **The New York Center for Sketch Comedy d/b/a Manhattan Theater Performance, Inc. 168 Thompson St.** unless those conditions agreed to by applicant relating to the third, fourth, fifth, sixth, seventh and eighth (the reference to limiting alcoholic beverage consumption and service) “whereas” clauses are incorporated into the “Method of Operation” on the SLA On Premise license.

Vote: Passed, with 25 Board members in favor, 8 in opposition, and 1 recusal (L. Rakoff).

4. Village Restaurant Group, LLC, 322 W. 11th St. (Greenwich and Washington) NYC

Whereas, the applicant appeared before the committee; and,

Whereas, this application is for an On Premise license in a mixed use building on West 11th Street between Greenwich and Washington Streets for a 1,700 s.f. restaurant with 56 table seats, 1 bar with 8 seats, and a maximum legal capacity of 74 persons; and,

Whereas, the applicant stated the hours of operation are 8:00 a.m. – 2:00 a.m. seven days a week; there is no sidewalk café but will include a backyard garden with 2 tables with 4 seats; music is background only; and,

Whereas, the applicant has agreed to receive a Letter of No Objection or revised Certificate of Occupancy from the New York City Department of Buildings prior to operating the restaurant; and,

Whereas, the applicant has agreed to operate as a full service restaurant only; and

Whereas, the applicant has agreed to the following set of stipulations for the backyard garden

1. No music in the backyard garden
2. Backyard garden will be used for dining purposed only with no smoking allowed
3. Capacity for the backyard garden will be limited to the 4 dining patrons
4. The closing hour for the backyard garden will be 11:00 p.m. daily
5. No private functions in the backyard garden

Whereas, the applicant has submitted a petition with 41 signatures in support of the proposed establishment; and

Whereas, no one appeared in opposition from the community; and,

THEREFORE, BE IT RESOLVED that CB#2, Man, recommends denial of an On Premise license for **Village Restaurant Group, LLC, 322 W. 11th St.** unless the backyard garden is excluded, and all conditions agreed to by applicant relating to the fourth, fifth and sixth “whereas” clauses are incorporated into the “Method of Operation” on the SLA On Premise license.

Vote: Passed, with 33 Board members in favor, and 1 in opposition.

5. Sark Holdings LLC, 230 W. 4th St. (West 10th Street)

Whereas, the applicant appeared before the committee; and,

Whereas, this application is for a transfer of an existing On Premise license for a restaurant located in a 2,700 s.f. premise in a mixed use building on the corner of West 4th and West 10th Streets with 100 table seats with 1 bar and 15 seats; and a maximum legal capacity of 140 persons; and,

Whereas, the applicant stated the hours are 5:00 p.m. – 2:00 a.m. Monday – Friday and 11:00 a.m. – 2:00 a.m. Saturday and Sunday; there will be a sidewalk café but no backyard garden; music is background only; and,

Whereas, the applicant has agreed to keep windows closed at all times; and,

Whereas, the applicant has agreed to receive a revised Certificate of Occupancy and Public Assembly Permit prior to operating the restaurant; and,

Whereas, no one appeared in opposition from the community; and,

THEREFORE, BE IT RESOLVED that CB#2, Man, recommends denial to the proposed transfer of an On Premise license for **Sark Holdings LLC, 230 W. 4th St.** unless those conditions agreed to by applicant relating to the fourth and fifth “whereas” clauses are incorporated into the “Method of Operation” on the SLA On Premise license.

Vote: Unanimous, with 34 Board members in favor.

6. 212 Lafayette Associates, LLC, 212 Lafayette St. (Kenmare and Spring) NYC

Whereas, the applicant appeared before the committee; and,

Whereas, this application is for an alteration to an existing On Premise license for a café/restaurant located in a mixed use building located on Lafayette Street between Kenmare and Spring Streets with a maximum legal capacity of 74 persons; **to add 4 tables with 10 seats in an unenclosed sidewalk cafe; and,**

Whereas, the applicant stated there are no plans to change the previously approved method of operation; the applicant stated the restaurant hours are 8:00 a.m. – 1:00 a.m. Monday - Wednesday and 8:00 a.m. – 2:00 a.m. Thursday – Saturday and 8:00 a.m. – 1:00 a.m. Sunday; music is background only; and,

Whereas, the applicant has agreed to close the sidewalk café by 11:00 p.m. daily; and,

Whereas, the applicant had indicated in their original application to not seek a sidewalk café; and,

Whereas, the SLA Licensing Committee has strong concerns with the saturation of sidewalk cafes in this residential area;

Whereas, several members of the community appeared in opposition of the proposed alteration; and,

Whereas, a few residents in the building appeared expressing no objection to the proposed alteration application; and,

THEREFORE, BE IT RESOLVED that CB#2, Man, recommends denial of the proposed alteration to an On Premise license for **212 Lafayette Associates, LLC, 212 Lafayette St.**

Vote: Unanimous, with 34 Board members in favor.

7. Santa Ana Rest., 344 Bowery d/b/a Sala

Whereas, this application is for a renewal to an On Premise liquor license; and,

Whereas, the applicant failed to appear before the committee or request a layover of consideration of the application to the next hearing; and,

Whereas, the applicant is currently in litigation with the upstairs tenant due to excessive loud music; and,

Whereas, the applicant has allegedly been violating the 24-231 DEP Administrative Code of the City of New York; and,

THEREFORE, BE IT RESOLVED that CB#2, Man, strongly objects to the renewal of the On Premise license of **Santa Ana Rest., 344 Bowery d/b/a Sala** and calls on the State Liquor Authority to verify that the establishment is not operating in violation of the DEP 24-231 noise code.

Vote: Unanimous, with 34 Board members in favor.

8. R&G SoHo, LLC, 184 Prince St. NYC 10012

Whereas, this application is for an On Premise liquor license; and,

Whereas, the applicant failed to appear before the committee or request a layover of consideration of the application to the next hearing; and,

Whereas, the applicant has made no attempts to notify this committee or members of the community of layovers or postponements for the 2nd time; and,

THEREFORE, BE IT RESOLVED that CB#2, Man, strongly recommends denial of an On Premise liquor license to **R&G SoHo, LLC, 184 Prince St. NYC 10012** **and requests that the SLA send this applicant back to CB#2, Man. should this application proceed in order that this important step not be avoided and that the concerns of the Community be fully heard.**

Vote: Unanimous, with 34 Board members in favor.

9. Village Trattoria, LLC, 135 W. 3rs St. NYC 10012

Whereas, this application is for an On Premise liquor license; and,

Whereas, the applicant failed to appear before the committee or request a layover of consideration of the application to the next hearing; and,

Whereas, the applicant has made no attempts to notify this committee or members of the community of layovers or postponements for the 2nd time; and,

THEREFORE, BE IT RESOLVED that CB#2, Man, strongly recommends denial of an On Premise liquor license to **Village Trattoria, LLC, 135 W. 3rs St. NYC 10012** **and requests that the SLA send this applicant back to CB#2, Man. should this application proceed in order that this important step not be avoided and that the concerns of the Community be fully heard.**

Vote: Unanimous, with 34 Board members in favor.

10. RRBV Associates, LLC, 290 Hudson St. NYC 10013

Whereas, this application is for an alteration to an existing On Premise liquor license; and,

Whereas, the applicant failed to appear before the committee or request a layover of consideration of the application to the next hearing; and,

Whereas, the applicant has made no attempts to notify this committee or members of the community of layovers or postponements for the 2nd time; and,

THEREFORE, BE IT RESOLVED that CB#2, Man, strongly recommends denial of the proposed alteration to an On Premise liquor license to **RRBV Associates, LLC, 290 Hudson St. NYC 10013** **and requests that the SLA send this applicant back to CB#2, Man. should this application proceed in order that this important step not be avoided and that the concerns of the Community be fully heard.**

Vote: Unanimous, with 34 Board members in favor.

SOCIAL SERVICES AND EDUCATION

Mayoral Control of the Public Schools

Whereas the final legislation may take many forms, but whatever the specifics the following seems essential to correct current problems:

1. An independent budget office established and funded outside the DOE
2. An independent data office so that information regarding test scores, class size, capacity, graduation rates and so on be forthcoming and trustworthy.
3. A parental grievance procedure that is responsive, quick, and free of favoritism
4. Fixed terms and more equitable representation for the citywide Public Education Policy (PEP) group, so no public official can remove them at will. The PEP must embody cooperation and accountability, and must include current parents and teachers. One possibility: a chair and four members appointed by the mayor, and an appointee from the five Boro Presidents, the Comptroller, the Public Advocate, the City Council.
5. Empowerment of CECs on zoning, new schools, closed schools, school report cards, and space for charter schools.
6. Empowerment of the 32 District Superintendents who should be accountable and responsible for effective education within their districts.

Therefore be it resolved that CB#2, Man. urges our elected officials to pass legislation that enshrines a partnership between the Mayor, other elected officials, and those directly involved in the schools (teachers and parents). The new law must include parental input, transparency, administrative effectiveness, checks and balances on the DOE and the Mayor, accountability at every level, and redress of parental concerns.

Vote: Unanimous, with 34 Board members in favor

STREET ACTIVITY & FILM PERMITS

1. **July 3-December 26, St. Joseph's Church, 6th Ave (Washington Place-Waverly Place) and Washington Place (6th Ave-Grove Street)**

Setup: 11am

Breakdown: 8pm

Whereas, St. Joseph's Church wishes to hold a sidewalk flea market each weekend from the beginning of July through the end of December; and

Whereas, Father James Lamonte described to the Committee that the economic downturn has drastically impacted the church's fundraising and financial situation; and

Whereas, the sidewalk flea market will help raise desperately needed funds for the church and will not require the closing of any streets; and

Whereas, there has been community opposition to the application because of its duration and impact on local businesses; now

Therefore Be It Resolved that CB#2, Man., supports the Street Permit request for St. Joseph's Church.

Vote: Passed, with 33 Board members in favor, and 1 in opposition.

2. 9/3 (Thursday), College of Arts and Sciences Student Council Welcome Block Party, Washington Place b/w Washington Square East and Greene Street

Setup: 11am

Breakdown: 3pm

Whereas, the applicant appeared before the Committee; and

Whereas, the Welcome Party gives entering NYU students a chance to learn about the various student groups and clubs and health and wellness opportunities available; and

Whereas, the event will have a DJ and some live performances from NYU a capella singing groups; and

Whereas, the applicant is reaching out to local businesses for participation and is open to participation by Community Board #2; now

Therefore Be It Resolved that CB#2, Man. supports the Street Permit request for the NYU College of Arts and Sciences Student Council for its Welcome Party.

Vote: Passed, with 32 Board members in favor, and 2 in opposition.

3. 9/12 (Saturday), Central Village Block Association, Cornelia Street between Bleecker and West 4th Streets

Setup: 4pm

Breakdown: 8:30pm

Whereas, the applicant was represented at the Committee; and

Whereas, the applicant seeks to close the street for a short jazz/folk performance by neighborhood musicians including a three-generation ensemble; and

Whereas, the applicant has put on similar block parties on Cornelia Street since 2005 to the delight of his neighbors; and

Whereas, the block party is truly "home grown" with a homemade stage, 2 tables with information about the Central Village Block Association, and a donated sound system; and

Whereas, the neighbors circulate a donations hat to the gathered crowd to raise money for the Central Village Block Association to support their work; now

Therefore Be it Resolved, that CB#2, Man. supports the Street Permit request for the Central Village Block Association Block Party.

Vote: Unanimous, with 34 Board members in favor.

4. 9/19 (Saturday), Far West 10th Street Block Association, West 10th Street between Bleeker and W. 4th Streets

Setup: 8am

Breakdown: 8pm

Whereas, the applicant was represented at the committee meeting by Betsy Mickel; and

Whereas, the street fair raises between four and six thousand dollars from commercial vendors, which is used to fund various community groups including Visiting Neighbors, Village Center for Care, Caring Community, and for street plantings on West 10th Street; and

Whereas, the applicants invites local community organizations to participate free of charge; and

Whereas, the street fair and the block association received praise from community members; now

Therefore Be it Resolved, that CB#2, Man. supports the Street Permit request for the Far West 10th Street Block Association.

Vote: Unanimous, with 34 Board members in favor.

5. 10/1 (Thursday), Annual NYU Wellness Expo, Washington Place Between Washington Square East and Greene Street

Setup: 6am

Breakdown: 3pm

Whereas, the applicant was represented at the Committee meeting by Kathy Gunkel and Kerissa Ward; and

Whereas, this is the 23rd annual Wellness Expo which seeks to educate NYU students, faculty and staff on health topics and health care through interactive demonstrations; and

Whereas, the Wellness Expo also hopes to help NYU students make more responsible decisions to become better members of the overall community; and

Whereas, the Expo also provides a private area for HIV screenings and flu vaccines for NYU Students; now

Therefore Be it Resolved, that CB#2, Man. supports the Street Permit request for the NYU Wellness Expo.

Vote: Unanimous, with 34 Board members in favor.

6. 10/11 (Saturday), NY Leather Invasion Street Fair, W. 13th Street bet. Washington St. and 10th Ave.

Setup: 10am

Breakdown: 7pm

Whereas, applicant was represented by Robert Valin who explained to the Committee that the proceeds from the street fair are donated to the LGBT center and the National Coalition for Sexual Freedom; and

Whereas, applicant agreed last year to move the location from Weehawken Street to its new location as a result of community opposition; and

Whereas, there was no community opposition last year after the location change; and

Whereas, the street fair seeks to educate the public about how the leather movement helped foster and support the gay rights movement; now

Therefore Be it Resolved, that CB#2, Man. recommends approval for the Street Permit Application for NY Leather Invasion.

Vote: Unanimous, with 34 Board members in favor.

7. 7/11 (Saturday), NAAP-NY, Great Jones Street Between Broadway & Lafayette Streets

Setup: 8am

Breakdown: 9pm

Whereas, the applicant, the Network of Arab American Professionals of NY/Algerian-American Cultural is a nonprofit organization started in 1999 to promote ethnic identity and cultural understanding, and appears to be a worthy and legitimate organization; and

Whereas, the Applicant's street fair, which consists of local artisans and craftspeople, has received no complaints from residents since its inception in 1999 until last year when the street fair apparently caused damage to, and left excessive garbage on, Bond Street; and

Whereas, there was strong community opposition to the street fair again taking place on Bond Street; and

Whereas, the applicant, at the request of the Committee, has agreed to move the street fair to Great Jones Street and has agreed to pay for private clean up and garbage disposal; now

Therefore Be it Resolved, that CB#2, Man. recommends approval for the Street Permit Application for NAAP-NY.

Vote: Unanimous, with 34 Board members in favor.

TRAFFIC AND TRANSPORTATION

1. Resolution in support of permanently continuing the PARK Smart program in Greenwich Village.

Whereas the NYC Department of Transportation (DOT) presented the results of its six-month PARK Smart pilot program begun in Greenwich Village last fall (with CB#2, Man.'s participation in the planning process) with the goal of increasing parking availability, improving traffic flow and safety and reducing double parking and cruising for parking by raising peak period (noon-4 p.m., Mon.-Sat.) rates on all single-space parking meters located on and between 6th and 7th Ave., Christopher to Houston St. from \$1.00/hour to \$2.00/hour; and

Whereas DOT monitored activities throughout the pilot (and prior to it, to compare "before" and "after" conditions), collecting data on parking occupancy, vacancy, turnover, illegal parking, and traffic volumes and conducting merchant and parker surveys; and

Whereas the pilot results showed an increase in the number of available parking spaces compared with pre-implementation levels, including a decline in parking space occupancy when the peak rate was in effect from 77% to 71% on Tuesdays and from 75% to 69% on Fridays as well as in parking duration with a 12% increase in the number of motorists parking for one hour or less; and

Whereas regular parking meter rates have now been changed from \$1.00/hour to \$2.00/hour throughout Manhattan below 60th St.; and

Whereas given that the pilot achieved the goals of increased parking availability and turnover, DOT is recommending that the program be continued, with a new base rate of \$2.00/hour consistent with the area's new meter rates and a peak period rate of \$3.00/hour, with muni-meters now replacing the single-space meters (which will facilitate use and payments);

Therefore Be It Resolved that CB#2, Man. supports permanently continuing the PARK Smart program in Greenwich Village with an off-peak period rate of \$2.00/hour and a peak period rate of \$3.00/hour; and

Be It Further Resolved that CB#2, Man. requests that the PARK Smart program's boundaries be extended up the 6th and 7th Ave. corridors to 14th St., and that DOT look into opportunities for including other areas in the district, consulting with CB2 on potential locations; and

Be It Further Resolved that CB#2, Man.'s encourages DOT to continue to monitor and evaluate conditions and behavior as the program progresses to assess the feasibility of increasing peak period rates at least to the same price differential, namely 2:1 peak vs. non-peak, as that of the pilot program; and

Be It Further Resolved that CB#2, Man.'s asks that DOT return to CB#2, Man.'s with maps and information on their findings, with further suggestions for additional locations along with their applicable peak times and for rate change possibilities; and

Be It Finally Resolved that CB#2, Man.'s urges DOT to engage in a comprehensive analysis of parking in our community, including evaluation of free street parking, placard parking, and residential permits.

Vote: Passed, with 33 Board members in favor and 1 in opposition

2. Resolution requesting the installation of a new bus stop shelter next to 286 Spring St. (at Spring & Hudson St. intersection.)

Whereas the neighborhood around the M21 bus stop on Spring and Hudson Sts. has become increasingly residential, with an ever growing population of young families, many elderly residents among others, has a community center serving a broad constituency, and this bus stop is used by all these people; and

Whereas the M21 bus stop on Spring and Hudson Sts. is in an area of busy daytime and nighttime activity, and frequented 'round the clock; and

Whereas a bus shelter would provide valuable protection in inclement weather and needed seating for this bus stop's users; and

Whereas the bus stop pole in this case is next to a commercial building allowing an appropriate distance to the proposed bus stop shelter, and the site is next to a parking lot, giving ample clearance;

Therefore Be It Resolved that CB#2, Man. requests that a bus stop shelter be installed at the M21 bus stop on Spring and Hudson Sts.

Vote: Unanimous, with 34 Board members in favor.

3. Resolution requesting that parking regulations be changed from "No Standing 8am-6pm Mon thru Fri" to "No Parking 11am-12:30pm Mon & Thurs" on the north side of Charlton St. bet. Hudson and Greenwich Sts.

Whereas parking regulations at the middle of the block on the north side of Charlton St. between Hudson and Greenwich Sts. are "No Standing 8am-6pm Mon thru Fri", while those on both ends of that north side of the block are "No Parking 11am-12:30 pm Mon & Thurs"; and

Whereas these No Standing regulations originally accommodated truck loading docks and a curb cut for manufacturing uses that no longer exist, now having been replaced with commercial uses, including a new glass and stone façade in place of the loading dock; and

Whereas these new commercial uses have no need for the "No Standing" accommodation, but, along with the many new residential occupants, would benefit from additional parking opportunities; and

Whereas "No Parking 11am-12:30 pm Mon & Thurs" regulations in the middle of the block would match the regulations at both ends of the block, making the parking rules consistent throughout;

Therefore Be It Resolved that CB#2, Man. requests that the parking regulations at the middle of the block on the north side of Charlton St. bet. Hudson and Greenwich Sts be changed from "No Standing 8am-6pm Mon thru Fri" to "No Parking 11am-12:30 pm Mon & Thurs."

Vote: Unanimous, with 34 Board members in favor.

4. Resolution requesting a "No Parking Anytime" sign for a distance of 10 ft. from 110 Charlton St. to 112 Charlton St. (in front of an alley).

Whereas private sanitation services are unable to pull out the dumpster from the alley between 110 and 112 Charlton St. into the street to empty garbage into their trucks, because cars are parked too closely together, obstructing access and passage; and

Whereas this situation has created an infestation of vermin, severely disturbing the quality of life on a block that has become increasingly residential with many families and numerous young children; and

Whereas parking restrictions would provide clearance, giving access for garbage pickup to the sanitation services otherwise restricted by union regulations and fear of damaging vehicles;

Therefore Be It Resolved that CB#2, Man. requests that a “No Parking Anytime” sign be installed for a distance of 10 ft. from 110 Charlton St. to 112 Charlton St. (in front of the alley).

Vote: Unanimous, with 34 Board members in favor

WATERFRONT

Pier 40

WHEREAS

1. The development of Pier 40 has been the subject of extensive discussion on CB2, CB1, the Hudson River Park Trust Advisory Council, and the subject of recommendations, endorsed by all local elected officials and CB#2, Man. made by the Pier 40 Working Group;
2. The Hudson River Park Trust Board, at its May 28, 2009 meeting, without advance notice to the Advisory Council or the affected Community Boards, passed a resolution, as part of its “New Business,” seeking approval from the State Legislature of an amendment to the Hudson River Park Act which would allow 49-year leases at Pier 40 instead of the current 30-year limitation;
3. Allowance of a 49-year lease at Pier 40 without restrictions would open the door to large-scale commercial development like that proposed by Related Company and opposed by the Community;
4. Pier 40 is in desperate need of immediate repair and is presently losing \$600,000 per year because certain parking spaces are unusable due to falling debris;
5. The Hudson River Park Trust does not appear to have a plan to perform timely repairs at Pier 40 and, instead, has turned to the panacea of an open-ended 49-year lease as a means to attract a developer who would do structural repairs;
6. The Trust Board’s resolution demonstrates no consideration of either the immediate needs of Pier 40 or the views of the park user and park-surrounding community;

THEREFORE CB2 RESOLVES AS FOLLOWS:

1. CB#2, Man. strongly protests the fact that the HRPT Board voted to submit legislation seeking a major modification of the Hudson River Park Act without first allowing discussion and comment from the Advisory Council and the affected Community Boards.
2. While CB#2, Man. has serious reservations about embracing the concept of a 49-year lease at Pier 40, such a dramatic change in the Hudson River Park Act should be in line with the recommendations of the Pier 40 Working Group, whose vision of optimal Pier 40 development was adopted both by the Advisory Council and CB#2, Man..
3. Consideration of a 49-year lease should take place only in the context of well considered plans for Pier 40 and should include restriction which would require any developer to:

- a. leave the courtyard and fields where they are;
- b. include additional facilities, even if they are operated on a for-profit basis;
- c. protect the park and bike path by limiting vehicular access; and
- d. include significant education, cultural and community uses and preclude out of scale commercial and entertainment uses.

4. CB#2, Man. calls upon the legislature to reject all efforts to amend the law without proper consultation with the legislatively created Advisory Council and with the affected Community Boards and calls upon the Trust Board to rescind its resolution.

5. In order to address the current structural issues at Pier 40, CB#2, Man. calls upon the HRPT to reconvene the Pier 40 Working Group to coordinate with the Trust, a joint Trust-community effort to develop a plan for the pier which would assure development along the lines recommended by the Pier 40 Working Group and encourage community-based efforts to raise money for the Pier's immediate needs.

Vote: Unanimous, with 34 Board members in favor.

ZONING AND HOUSING

1. 603 Greenwich St./ 43 Clarkson St. (Block 601, Lots 1201-1212) BSA Cal. No. 203-00-BZ Board of Standards and Appeals application for an Amendment to a Variance granted by the Board on February 13, 2001 (BSA Cal. No. 203-00-BZ) to allow the further conversion of the entire second floor to residential use.

WHEREAS, The area was posted and there was no opposition to this application, And,

WHEREAS, CB#2, Man. supported the original Variance application and would have likely approved the conversion of the second floor at that time had it been requested, And,

WHEREAS, The proposed usage is consistent and compatible with the other uses in this building and in the surrounding buildings and the original conversion has had no adverse impacts on the neighborhood, And,

WHEREAS, CB#2, Man. reiterates our concerns about the overcrowding in our local schools, however, the addition of 3 units will have little impact on this issue, And,

THEREFORE BE IT RESOLVED, that CB#2, Man. supports this application for an Amendment to a Variance granted by the Board of Standards and Appeals on February 13, 2001 (BSA Cal. No. 203-00-BZ) to allow the further conversion of the entire second floor to residential use.

Vote: Unanimous, with 34 Board members in favor.

2. 813-815 Broadway (Block: 563; Lots: 33 & 34) BSA# 197-05BZ Board of Standards and Appeals application for an Amendment to a Variance granted by the Board on July 1, 2008 (BSA Cal. No. 197-05-BZ) to allow full lot coverage on the ground floor retail portion of the approved building. No change to the residential portion.

WHEREAS, CB#2, Man. opposed the original Variance application, And,

WHEREAS, the original Variance allowed significantly more residential space than the zoning allows and the residential space is significantly more valuable than the commercial space, And,

WHEREAS, The applicant stated that the loss of residential floor area that has created the need for this application is due to the need for an additional elevator, yet the applicant also stated that the additional elevator greatly improved the marketability of the apartments, And,

WHEREAS, The applicant also stated that the additional cellar areas will provide improved amenities for the residential units (such as an exercise room) that will also improve the marketability of the apartments;

THEREFORE BE IT RESOLVED, that CB#2, Man. finds that the original variance granted more than sufficient financial relief and this request for additional relief is unwarranted And,

BE IT FURTHER RESOLVED, that CB#2, Man. opposes this application for an Amendment to a Variance granted by the Board on July 1, 2008 (BSA Cal. No. 197-05-BZ) to allow full lot coverage on the ground floor retail portion of the approved building.

Vote: Unanimous, with 34 Board members in favor.

NEW BUSINESS

Respectfully submitted,

Susan Kent, Secretary
Community Board #2, Manhattan