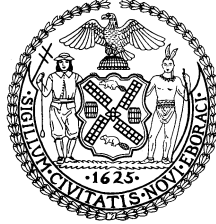


Jacqueline Ludorf
Chairman

Latha Thompson
District Manager



505 Park Avenue
Suite 620
New York, N.Y. 10022
(212) 758-4340
(212) 758-4616 (Fax)
www.cb8m.com Website
info@cb8m.com - E-Mail

The City of New York
Manhattan Community Board 8

FULL BOARD MEETING
WEDNESDAY, JANUARY 19, 2011
Ramaz School
125 East 85th Street, Auditorium
6:30PM

Community Board Members Present: Joie Anderson, Elizabeth Ashby, Michael Auerbach, Kenneth Austin, Michele Birnbaum, Molly Blayney, Matthew Bondy, Lori Ann Bores, Roy Carlin, Barbara Chocky, James Clynes, Christina Davis, Susan Evans, A. Scott Falk, Lorance Hockert, Jonathan Horn, Lorraine Johnson, Dave Kleckner, David Liston, Jacqueline Ludorf, Laurence Parnes, Jane Parshall, Ellen Polivy, N. Sharon Pope, Rita Lee Popper, Margaret Price, David Rosenstein, Barbara Rudder, William Sanchez, Judith Schneider, M. Barry Schneider, Teri Slater, Cos Spagnoletti, Marco Tamayo, Debra Teitelbaum, Alexander Tisch, Elaine Walsh, Charles Warren, Hedi White

Community Board Members Absent (Excused): Sarah Chu, George Fuchs, Ruth Halberg, David Helpern, Laura Lijewski, Domenico Minerva, Mary Boresz Pike, Helene Simon, H. Patrick Stewart

Community Board Members Absent (Unexcused): Deirdre Breslin, Nicholas Viest

Total Attendance: 39

Chair Jacqueline Ludorf called the meeting to order at 6:30PM.

1. Public Session:

- Inspector Matthew Weyland, representing the 19th Precinct, gave an overview of the work the 19th Precinct is doing in the community which included crime statistics, academy class, patrol and staffing, safety concerns and quality of life issues.
- Member of the public, Steve Vaccaro, representing Transportation Alternatives spoke on his opposition to electric bike registration.
- Member of the public, Aja Hazelhoff, representing Transportation Alternatives spoke on opposition of registration of e-bikes.
- Member of the public, Lo van der Valk, spoke on his opposition to 123 E. 94th St.
- Member of the public, Peter Kustmayer, spoke on the Citizen Committee Grants.

2. Adoption of the Agenda

3. Adoption of the Minutes – November 2010 Land Use/Full Board Minutes

4. Manhattan Borough President's Report:

Kristen Ellis, a representative from the Manhattan Borough President's office, reported on updates from the Manhattan Borough President Scott Stringer's Office. She announced that the Manhattan Borough President's Office (MBPO) along with the Manhattan Solid Waste Advisory Board (SWAB) is inviting community associations, community gardens, friends of park groups, housing development groups, nonprofits, schools, colleges/universities, hospitals, or private businesses to apply for grants to start, expand and grow a composting program in Manhattan. The grants range from \$100.00-\$750.00. Information was distributed on how to apply. The MBPO launched an educational virtual town hall, "Your School Your Voice" which addressed Department of Education issues such as class size, budget cuts, school curriculums, teacher lay-offs. The survey results were part of a report the MBPO forwarded to the new Chancellor Cathie Black. Next week, the MBPO will be co-hosting the Haitian Independence Day Reception on January 27th. Finally, the MBPO will be delivering his annual State of the Borough Address on Tuesday, February 8th. She also welcomed the MBPO's newly appointed Community Board 8 member Molly Blayney.

5. Elected Official's Reports:

- Councilmember Jessica Lappin announced that her office was able to get alternative cuts to the Mayor's proposed budget in order to save \$3.3 million for senior services case management. She also stated that her office is continuing to monitor the East River Esplanade Task Force project along with the Parks and other agencies for the master plan. She announced that the bill she introduced was passed. The new legislation raises licensing fees for dogs that are not spayed or neutered from \$11.50 to \$34.00. If a dog is already neutered the licensing fee stays at \$8.50. In the past the fees would go to Albany, however, this new legislation collected for unaltered dogs will go toward a special animal control fund to help reduce the significant cost to the city of sheltering, finding homes, and sometimes euthanizing unwanted stray dogs.
- Council Member Daniel Garodnick announced that Monday was the due date for his baby boy. He spoke about the December blizzard hearings and announced that additional borough hearings would be held to address the protocols for declaring a snow emergency and the absence of accountability by Deputy Mayor Stephen Goldsmith and Mayor Bloomberg. He spoke about the Best Buy line-up on Lexington up through Park Avenue on Black Friday. He will be calling for future meetings with Best Buy representatives and the East 86th Street Merchants Association. The merchants will need to provide crowd control and security at their expense and not the expense of the city. He also spoke on the PEP DOE vote which was scheduled for tonight which proposes to move PS 151 to the Richard Green building. He spoke on the MTA report for the Select Bus Service (SBS). The SBS travel time has improved by 19% but the system is not perfect. He is advocating a few recommendations such as monthly tickets. He stated that he did not approve the FDNY ambulance charge plan. He briefly commented on the Consumer Affairs Committee which recently examined issues on prepaid debit cards and supermarket inspections. He also expressed his concerns on electric bicycles which the Transportation and Public Safety Committee will be presenting tonight.
- A representative from Mayor Michael Bloomberg's office, Lolita Jackson, made brief comments regarding the Mayor's Office and the Manhattan Borough President's Office working collaboratively on Upper East Side community issues regarding food carts and e-bike safety.
- Brice Peyre, a representative from Congresswoman Carolyn Maloney's office, announced that on January 2nd President Obama signed into law the James Zadroga 9/11 Health and Compensation Act which provides health care coverage for those exposed to toxins released by the collapse of the World Trade Center towers. He highlighted some topics detailed in the Congresswoman's report which included her statements on the shooting in Tucson, Arizona, the House vote to extend the Bush-era tax cuts and unemployment insurance, and her advocacy of the Equal Rights Amendment (ERA) legislation which protects women against discrimination in the legal system. The Congresswoman conveyed that she was contacted by Teri Slater regarding the work in the historic district which she will be coming out in favor of.

- Jennifer Krinsky, a representative for State Senator Liz Krueger, reported on Senator Krueger’s office upcoming events which included free flu shots for the uninsured, and the Senior Roundtable on Caregiving. She also spoke briefly on e-bicycle legislation and how Senator Krueger is working on legislation that will increase enforceability and accountability for e-bicycles.
- Yvonne Przybyla, a representative from New York State Senator Jose Serrano’s office, reported on the new legislative season in Albany. Senator Serrano will be working very closely with Attorney General Eric Schneiderman and Governor Cuomo on the new rules reform, member reforms and ethic reforms that will make the process more equitable, create more oversight and help in reducing the misuse of state funds. She also distributed some information about Senator Serrano’s office hours and the “Keeping Yourself Safe” – a Guide for Seniors brochures.
- Jean Fischman, a representative from Assembly Member Micah Z. Kellner’s office, reported on the Department of Education’s support for the relocation of PS 151 and Richard R. Green High School for Teaching. The Assembly Member is reintroducing legislation - the E. 91st street transfer station bill which prohibits the solid waste transfer station to be located within 800 feet of a public housing complex. and the tax relief bill for small business owners affected by the Second Avenue Subway construction. She announced that the Assembly Member’s office is offering 50 free vouchers for uninsured New Yorkers who are 18 years old or older. She announced that the Volunteer for Hope Count annual event which is the Homeless Outreach Population Estimate (HOPE) conducted by the NYC Department of Homeless Services is scheduled for Monday, January 31st.
- Nancy Ozeas, a representative from the New York City Comptroller John Liu’s office, made a couple of announcements. She spoke on the 5 Audit Town Halls that will be scheduled throughout the 5 boroughs. The Manhattan Audit Town Hall is scheduled for next Monday, January 24th, 6-8PM at the Murray Bertgraum High School, 411 Pearl Street. She also invited everyone to the African American History Month event which the Comptroller’s Office is hosting on Wednesday, February 9th, 5:30PM, at the Harlem State Office Building, 163 West 125th Street, 8th Floor. More detailed information on these events is on the Comptroller’s web site <http://www.comptroller.nyc.gov/>

6. Chair’s Report – Jacqueline Ludorf:

Chair Jacqueline Ludorf conveyed condolences on behalf of the Community Board 8 members to board member Hedi White whose mother recently died.

7. Committee Reports and Action Items:

- **Public Safety & Transportation Committee Forum** – Matthew Bondy, N. Sharon Pope, Jonathan Horn and Charles Warren, Co-Chairs

RE: Discussion of the Proliferation of Electric Bicycles and Regulations Pertaining Thereto

WHEREAS, one of the top concerns of residents on Manhattan’s Upper East Side is illegal and unsafe activity by bicycle riders, such as running red lights, illegal turns, riding the wrong way on one way streets and riding on the sidewalk, and

WHEREAS, Manhattan Community Board 8 has passed numerous resolutions urging increased enforcement of existing laws, better regulation of delivery bicycles and improved educational outreach to the entire bicycling community, and

WHEREAS, we have recently noticed an increase in usage of various types of electric or e-assisted bicycles, particularly by restaurants for delivery purposes, and

WHEREAS, members of the community, especially seniors, have expressed concern that these “motorized” bicycles represent a significant danger to pedestrians and other bicyclists, and

WHEREAS, it appears that these types of vehicles fall into a “grey” area of the law failing to be as classified as either a bicycle or a motor vehicles, and

WHEREAS, efforts to pass legislation addressing this issue has yet to be passed by either our city or state legislative bodies,

THEREFORE BE IT RESOLVED, that Manhattan Community Board 8 requests that the City Council and State Legislature pass the necessary legislation to classify all power-assisted vehicles with or without pedals, which use any power source other than human power, as a motor vehicle, and that it be required to be registered with the Department of Motor Vehicles and that the operators thereof be required to be licensed by the Department of Motor Vehicles.

Community Board 8M adopted the resolution by a vote of 33 in favor, 5 opposed, 1 Abstention.

- **Landmarks Committee** – David Liston and Jane Parshall, Co-Chairs

1. 4 East 66th Street (SE corner Fifth Avenue) – Upper East Side Historic District. Application is to install new masonry chimneys at the roof.

WHEREAS 4 East 66th Street is a neo-Italian Renaissance-style apartment building designed by J. E. R. Carpenter and constructed 1919-20.

WHEREAS the applicant proposes raising three chimneys at the westerly end of the building: two at the north and south terraces and one at the penthouse.

WHEREAS at the south elevation, the new extended chimney would be made of brick to match the existing brick.

WHEREAS at the north elevation, the new extended chimney would be made of limestone to match the existing limestone.

WHEREAS at the penthouse, the new extended chimney would be made of limestone to match the existing limestone.

WHEREAS each chimney would have a new brushed stainless steel plenum and an exhaust fan.

WHEREAS each extension would be approximately 7 1/2’ high: 4’9” of masonry and 2’6” of brushed stainless steel [the plenum].

WHEREAS the extension of the chimneys is required because of a Department of Buildings violation. [The existing chimneys are too low.]

THEREFORE BE IT RESOLVED that this application is approved as presented.

Manhattan Community Board 8 adopted the resolution by a vote of 32 in favor, 2 opposed, and 3 abstentions.

2. 123 East 94th Street (Park and Lexington Avenues) – Expanded Carnegie Hill Historic District. Application is to construct a rear yard addition (“Part 1”) and replace windows, add a rooftop mechanical unit, repair the front façade, and alter the main entrance and areaway (together “Part 2”).

WHEREAS 123 East 84th Street is a neo-Grec style rowhouse, designed by F.S. Barus and built in 1878-79, and altered in 1946-47.

WHEREAS the Landmarks Committee wishes to vote separately on the Parts 1 and 2 of this application.

Part 1:

WHEREAS Part 1 of this application seeks permission to construct a rear year addition which would be 3-stories closest to the existing structure and 2-stories further into the yard and would amount to a total extension into the rear yard of 17'8".

WHEREAS the bulk of proposed rear yard extension constitutes an unacceptably intrusive extension into the "doughnut," the open space shared by the adjacent buildings, an area of open space which has been a contributing element to the character of this architecturally historic block.

THEREFORE BE IT RESOLVED that Part 1 of this application is **disapproved** as presented.

Manhattan Community Board 8 adopted the resolution by a vote of 37 in favor, 0 opposed, and 0 abstentions.

Part 2:

WHEREAS Part 2 of this application seeks permission to add a rooftop mechanical unit which will not be visible from the street and to make the following changes to the front of the townhouse: 1) replace all windows with custom mahogany windows to match the existing windows; 2) install precast concrete brackets and hoods above the first floor windows to match those above the second floor windows; 3) apply patching mortar and rebuild the ground floor molding profiles to match the adjacent townhouse to the East; 4) replace the existing front door with a custom walnut fielded mahogany panel (clear finish) inside a mahogany doorframe (painted); 5) remove, clean, restore, paint, and reinstall iron grills on the basement and cellar windows; 6) perform general façade repairs which will include painting the front façade to match the brownstone resurfacing on the adjacent townhouse to the East; 7) remove the existing steel fence and replace it with another steel fence; and 8) remove the existing concrete steps leading to the front door and replace them with less steep stairs which will be 11 1/4" deep and 6 3/8" high.

WHEREAS the above-mentioned rooftop mechanical unit will not be visible from the street and the proposed changes to the front of the townhouse are consistent with the character of the block and the building and will restore various components to their original design.

THEREFORE BE IT RESOLVED that Part 2 of this application is **approved** as presented.

Manhattan Community Board 8 adopted the resolution by a vote of 38 in favor, 0 opposed, and 0 abstentions.

3. 851 Lexington Avenue – Upper East Side Historic District Extension. Application is to legalize the installation of storefront infill without Landmarks Preservation Commission permits.

WHEREAS the presentation made by the applicant was inadequate.

WHEREAS while the applicant presented some information on the changes made to the existing ground floor elevation, not enough information was given to the committee to make an informed decision on the design for the storefront.

THEREFORE BE IT RESOLVED that this application is disapproved as presented.

Manhattan Community Board 8 adopted the resolution by a vote of 37 in favor, 0 opposed, and 0 abstentions.

4. 923 Fifth Avenue, Apt. 18A – Upper East Side Historic District. *Mr. William Robert King, architect.* A nineteen story apartment building designed by Sylvan Bien and built in 1949-51. An application for a window replacement and trellis addition.

WHEREAS the presentation made by the applicant was inadequate in that not enough information was given to the committee to make an informed decision on the proposed window replacement and trellis addition.

THEREFORE BE IT RESOLVED that this application is disapproved as presented.

Manhattan Community Board 8 adopted the resolution by a vote of 37 in favor, 0 opposed, and 0 abstentions.

9. Old Business:

No old business discussed.

10. New Business:

No new business discussed.

With no further business the meeting was adjourned at 10:00PM.