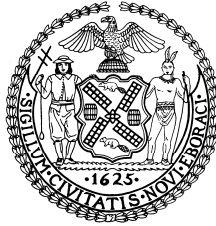


**Nicholas D. Viest**  
Chairman

**Latha Thompson**  
District Manager



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**The City of New York**  
**Manhattan Community Board 8**

**Draft**

**FULL BOARD MEETING**  
**Wednesday, June 19, 2013**  
**New York Blood Center**  
**310 East 67<sup>th</sup> Street**  
**Auditorium**  
**5:30PM**

**Community Board Members Present:** Elizabeth Ashby, Lowell Barton, John Bartos, Michele Birnbaum, Molly Blayney, Matthew Bondy, Lori Ann Bores, Roy Carlin, Barbara Chocky, Sarah Chu, James Clynes, Christina Davis, Cory Evans, Susan Evans, A. Scott Falk, Edward Hartzog, Lorance Hockert, Jonathan Horn, Lorraine Johnson, Dave Kleckner, Jacqueline Ludorf, Domenico Minerva, Laurence Parnes, Jane Parshall, Ellen Polivy, Rita Lee Popper, Margaret Price, Hattie Quarnstrom, David Rosenstein, Barbara Rudder, Judith Schneider, M. Barry Schneider, Helene Simon, Teri Slater, Marco Tamayo, Debra Teitelbaum, Nicholas Viest, Charles Warren, Timothy Yeo

**Community Board Members (Excused):** Sophia James, William Sanchez, Rebecca Seawright, Cos Spagnoletti,

**Community Board Members (Unexcused):** Albert Barrueco, Jeffrey Escobar, David Helpern, David Liston, Abraham Salcedo, Elaine Walsh, Hedi White

**Total Attendance: 39**

**Chair Nicholas D. Viest called the meeting to order at 6:30PM.**

**1. Public Session:**

- Member of the public, Marge Schab, representing XIYHZO, spoke in opposition to global warming.
- Member of the public, John West, representing the Multi-Board Task Force, spoke in favor of the resolution against East Midtown Rezoning.
- Member of the public, spoke in favor of the Second Avenue Subway.
- Member of the public, representing Pledge to Protect, spoke in opposition to the 91<sup>st</sup> Street Transfer Station.
- Member of the public, Barbara Walder, spoke on a 2,000 ft. playground a private residence.
- Member of the public, Amy Benenson, representing 1185 Tenants Corp., spoke in favor of the proposed guard booth at 1185 Park Avenue.
- **Public Hearing: Flood Resilience Zoning Text Amendment**-The application would enable new and existing buildings throughout designated flood zones to meet the latest federal standards for flood-resistant construction, and to mitigate potential negative effects of flood-resistant construction on the streetscape and public realm.
- **Public Hearing: Revisions to the Waterfront Revitalization Program (N120212NPY)**  
**Modification to the Draft Costal Zone Boundary**-The proposed revisions are currently under review at the City Planning Commission pursuant to the Rules for Processing of Plans Pursuant to Charter Section 197-a and are expected to be adopted in the new future. There are certain changes in the locations within the Community District to which the revised WRP will apply, resulting from modification to the City's Coastal Zone Boundary in the aftermath of Hurricane Sandy.

- **Informational Presentation by the Office of Emergency Management-** on the latest information about the City's new hurricane evacuation zone map, which now includes six evacuation zones. In addition, preparing for the possibility of storms like Hurricanes Sandy and Irene, also readies households for other potential emergencies, such as fires, utility outages, and water main breaks, among others.

**2. Adoption of the Agenda** – Agenda adopted.

**3. Adoption of the Minutes** – May Land Use meeting minutes adopted.

**4. Manhattan Borough President's Report:**

Kristen Ellis, a representative from the Manhattan Borough President's Office (MBPO) Scott Stringer, reported on his latest initiatives.

**5. Elected Official's Reports:**

- Council Member Daniel Garodnick reported on his latest initiatives.
- Christina Parisi, a representative from Congresswoman Carolyn Maloney's office, reported on her latest initiatives.
- Patrick Madigan, a representative from Senator Liz Krueger's office, reported on her latest initiatives.
- Bryce Peyre, a representative for Assembly Member Micah Kellner's office, reported on his latest initiatives.
- Matthew Walsh,
- Maya Kurien, a representative from Council Member Jessica Lappin's office, reported on her latest initiatives.

**6. Chair's Report – Nick Viest:**

Chair Nick Viest gave his report.

**7. Committee Reports and Action Items:**

- **Parks Committee – Margaret Price and Barbara Rudder, Co-Chairs**

**Re: Presentation by the Central Park Conservancy of the Reconstruction of the Wild West Playground, located near 93rd Street and Central Park West**

**WHEREAS** the Wild West Playground in Central Park is part of the CPC's Parks for Play project, and

**WHEREAS** the site is not fully ADA compliant; and

**WHEREAS** the play equipment needs to be upgraded and replaced to meet access and safety guidelines; and

**WHEREAS** the Central Park Conservancy proposes a host of improvements for this playground, including an array of new play equipment; infrastructure enhancements; new safety surfacing; new benches; and, reconstruction of a nearby path to make it wheelchair accessible; therefore,

**BE IT RESOLVED** that Community Board 8, Manhattan, approves of the Central Park Conservancy's detailed plans for the reconstruction of the Wild West Playground in Central Park at West 93 Street.

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

**Re: Requested Support of New Yorkers for Parks' Parks Platform 2013**

**WHEREAS** studies show that the CB8M area has among the least amount of parkland of any districts in New York City; and

**WHEREAS** CB8M has been actively promoting the need for more parkland and open space on Manhattan's Upper East Side; and

**WHEREAS** CB8M believes that parkland funding, development and maintenance issues are critical to the quality of life for all New Yorkers; and

**WHEREAS** New Yorkers for Parks has created a Parks Platform 2013, which calls upon NYC's next mayor and administration to implement a 10-point program to improve parks' financing and operations. It would: overhaul how the Parks Dept. is funded; boost transparency and efficiency at the Parks Dept.; restrict the privatization of parks; and integrate parks planning into neighborhood and citywide planning; therefore,

**BE IT RESOLVED** that CB8M supports New Yorkers for Parks' Platform 2013, which calls on New York City's next mayor and administration to adopt a 10-point program that would improve the financing and operations of New York City's parks. As its major thrusts, the platform would overhaul how the Parks Dept. is funded, increase transparency and efficiency at the Parks Dept., restrict the privatization of parks, and integrate parks planning into overall neighborhood and citywide planning.

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

- **Youth & Education Committee – Hattie Quarnstrom and Judith Schneider, Co-Chairs**

**RE: Changes to GED**

**WHEREAS**, the GED® exam is being phased out in New York as the primary pathway to a high school equivalency (HSE) diploma. Starting in January 2014, New York will use a new HSE exam that will phase in higher standards and computer-based testing; and programs and students need support to prepare for this major transition.

**WHEREAS**, New York City's current FY2014 budget plan includes no city funds for DYCD's community-based adult literacy services, which risks closing classroom doors to nearly 7,000 New Yorkers who want to earn a high school equivalency diploma and improve their literacy skills and employment prospects.

**WHEREAS**, New Yorkers who have passed some but not all sections of the GED® exam must finish the exam in 2013, or they will lose their earlier scores and have to start over with the new test in 2014.

**WHEREAS**, the Fund for Public Advocacy, with a coalition of partners, has launched the GED® Campaign to Finish to reach and engage 3,000 young adults who have begun the GED® preparation and testing process and support successful 2013 GED® completion for at least 2,000 individuals.

**WHEREAS**, adult literacy programs offer a high return on investment: for less than \$1,000 per student, adult learners become more prepared for the workforce, parents can better help children in school, young adults get back on track to educational and career advancement, and immigrants gain English language skills; and every high school credential earned generates \$324,000 in net benefits for the city.

**WHEREAS**, the need for adult literacy services in New York City is tremendous, with 1.2 million adults without a high school credential; 1.8 million adults lacking English proficiency; and 170,000 young adults ages 16 to 24 who are neither in school or working. The new federal policy of Deferred Action for Childhood Arrivals (DACA) is expected to further increase demand for adult literacy as an estimated 16,000 applicants in New York City strive to meet the educational criteria;

**THEREFORE BE IT RESOLVED** that Community Board 8 Manhattan supports adult literacy education in New York City; and calls on Mayor Bloomberg and the City Council to reach a FY2014 budget agreement that restores \$5.2 million for DYCD's Adult Literacy programs, \$1.5 million for the City Council's Adult Literacy Initiative, \$4.0 million for the Immigrant Opportunities Initiative, and funds Speaker Quinn's Adult Education DACA Initiative to expand adult education program seats.

**THEREFORE BE IT FURTHER RESOLVED** that Community Board 8 Manhattan supports the 2013 GED® Campaign to Finish and calls on City agencies and partners to connect eligible New Yorkers to GED® preparation programs and testing to maximize the number of GED® passers before the changes in 2014.

**THEREFORE BE IT FURTHER RESOLVED** that Community Board 8 Manhattan urges the State & City to subsidize all pathways/options to a High School Equivalency Diploma that may not yet be identified.

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

- **Second Avenue Subway Task Force Committee – James Clynes and Barry Schneider, Co-Chairs**

**Re: Discussion regarding replicating the 69<sup>th</sup> Street entrance design for 86<sup>th</sup> Street-sidewalk bump-out and access from the public right-a-way**

**Be It Resolved** that Community Board 8M recommends that representatives of the MTA meet with representatives of Yorkshire Towers (305 E. 86<sup>th</sup> Street) to discuss the feasibility of relocating the bump out from E. 86<sup>th</sup> Street to Second Avenue to accommodate an entrance to the 86<sup>th</sup> Street Station.

**Community Board 8M APPROVED the resolution by a vote of 36 in favor, 0 opposed, 0 abstentions and 1 not voting for cause.**

**Re: Bump-out at 69<sup>th</sup> Street and Second Avenue**

**Be It Resolved** that Community Board 8M recommends that there be further discussion between the MTA and the Department of Transportation relative to the bump out at E. 69<sup>th</sup> Street and Second Avenue.

**Community Board 8M APPROVED the resolution by a vote of 36 in favor, 0 opposed, 0 abstentions and 1 not voting for cause.**

**Re: Installation of elevators at Second Avenue Subway Stations**

**WHEREAS** the United States Census Bureau estimates that more than 7% of residents of Community Board 8M have disabilities, and nearly 24% of residents 65 years of age and older have disabilities (*Source: NYC Dept. of City Planning, Dec. 2012*),

**WHEREAS** those community members with disabilities, including the visually impaired and those traveling by wheelchairs, deserve the same safety assurances and independence as all members of our community,

**WHEREAS** the service objective is for no more than 11 days of unscheduled outage per elevator per year,

**WHEREAS** only one elevator is planned for five locations in the three new stations,

**Be It Resolved** that Community Board 8M recommends that the MTA include at least two elevators from the mezzanine level to the platform at each of the Second Avenue Subway Stations.

**Community Board 8M APPROVED the resolution by a vote of 24 in favor, 7 opposed, 4 abstentions and 1 not voting for cause.**

**• Landmarks Committee – David Helpern and David Liston, Co-Chairs**

**Re: 815 Park Avenue (between 74<sup>th</sup> and 75<sup>th</sup> Streets) – Upper East Side Historic District - *Panorama***

*Windows, Ltd.* – A neo-Georgian style apartment building designed by W.L. Rouse and L.A. Goldstone and built in 1917. Application is to replace windows with a bronze color.

**WHEREAS** 815 Park Avenue is a neo-Georgian style apartment building designed by W.L. Rouse and L.A. Goldstone and constructed in 1917;

**WHEREAS** the applicant proposes to establish a Master Plan for window replacement;

**WHEREAS** the existing windows are bronze aluminum windows with divided lights; the windows proposed in the Master Plan will be exactly the same;

**WHEREAS** the applicant proposes to keep the existing 6 over 6 and 8 over 8 windows on the Park Avenue façade, the north façade and at the west most drop on the south façade;

**WHEREAS** all rear elevations will be included in the Master Plan- the windows not visible from the public way, are one over one windows.

**WHEREAS** the applicant did not know what know of windows were original at the rear; all the windows were originally wooden windows;

**WHEREAS** the applicant proposes that the window color in the Master Plan be bronze; the Master Plan calls for like-kind windows. (The aluminum windows, replaced in the early 1980s, had been black but now any window replacement is required to be bronze in color and the Master Plan would formalize this requirement);

**WHEREAS** the applicant is to be applauded for implementing a Master Plan for window replacement;

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

**Manhattan Community Board 8 adopted this recommendation by a vote of 35 in favor, 0 opposed, and 0 abstentions.**

**Re: 18 East 73rd Street (between Fifth and Madison Avenues) -Upper East Side Historic District –**

*Umberto Squarcia, Architect* - A townhouse built c. 1866, and altered in the neo-Georgian style by William Lawrence Bottomley in 1922-23. Application is to alter the mansard roof, construct a rear yard addition, alter masonry openings, and excavate the rear yard.

**THIS APPLICATION IS DIVIDED INTO TWO PARTS: Part A – The front elevation and Part B – The rear elevation, the rear extension and excavation work.**

### **Part A – The front elevation**

**WHEREAS** 18 East 73<sup>rd</sup> Street is a townhouse built c. 1866 and altered in the neo-Georgian style by William Lawrence Bottomley in 1922-23;

**WHEREAS** the Georgian revival trim on the windows at the ground level and at the 2<sup>nd</sup> floor will remain; the Georgian revival trim around the front door will remain;

**WHEREAS** the non-original existing fence and lamppost at the ground level will be removed; the security grilles on the windows will be maintained;

**WHEREAS** the interior space at the entry will be raised from 7' to 8' and the height of each floor will be raised; to gain the extra height at each floor, the floor structure will be raised by approx. 12" at each floor. This increase in floor height will not be apparent from the front elevation;

**WHEREAS** the three windows at the 4<sup>th</sup> floor will be raised up by the height of 3 courses of brick so that the window height will increase from 5'2" to 7'6".

**WHEREAS** the mansard roof will be raised by 2'8" and the height of the dormer windows will be increased from 6' to 7'11";

**WHEREAS** the entry door, now at the east, will be moved to the center of the ground floor; the #18 incised on the keystone over the entry door, will be maintained;

**WHEREAS** the applicant's intent is to use the same language that the Georgian Revival architecture now presents; the proposed changes will be woven as seamlessly as possible into the existing fabric of the building;

**WHEREAS** increasing the height of the mansard roof and the dormer windows does not disturb the existing streetscape;

**WHEREAS** the applicant, in general, will keep the exquisite neo-Georgian symmetry which is a hallmark of W.L. Bottomley's domestic architecture;

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

**The motion to approve Part A of this application failed by a vote of 15 in favor, 9 opposed, and 9 abstentions. Thus, Community Board 8 takes no position on Part A of this application.**

### **Part B – The rear elevation, the rear extension and excavation work**

**WHEREAS** the applicant proposes to reduce the existing footprint of the rear extension from 18' to 11';

**WHEREAS** the applicant proposes to increase the height of the extension from 43' to 44'4"; one story will be added to the extension;

**WHEREAS** the applicant proposes to add 3 new windows at the rear elevation of the extension – one at each floor;

**WHEREAS** at the rear elevation, (not the extension) the roof at the rear (the mansard roof is at the front elevation), will be raised from 52'8" to 59' to accommodate the increased height of the floor on the interior (see Part A);

**WHEREAS** at the rear elevation (not the extension), the applicant proposes to extend out each of the existing floors by 1'8";

**WHEREAS** the existing 6' windows at the top floor will be changed to 9'6" French doors;

**WHEREAS** at the ground level at the rear, the existing 8'6" windows will be changed to doors;

**WHEREAS** at the cellar, the applicant proposes to excavate an additional 2'10" to increase the height of the cellar from 9' to 11'10";

**WHEREAS** at the rear yard, below grade, the applicant proposes to excavate to a depth of 10'6" to create a room of approx. 15' x 15';

**WHEREAS** the applicant proposes to place the mechanicals (elevator bulkhead, stair bulkhead, condensing units) will into the center of the roof so that there is no visibility from the public way; the mechanicals will raise the height of the building from 62'8" to 66'6" at the top of the highest level of the mechanicals;

**WHEREAS** the applicant's proposed changes to the extension, the rear elevation, and the proposed excavation of the cellar and below grade at the rear yard will have a minimal impact within the historic district;

**THEREFORE BE IT RESOLVED** the Part B of this application is approved as presented.

**Manhattan Community Board 8 adopted this recommendation by a vote of 32 in favor, 0 opposed, and 1 abstention.**

**Re: 17 East 89<sup>th</sup> Street aka 1238-44 Madison Avenue – Expanded Carnegie Hill Historic District - *Joshua V. Davis, Architect*** – A Neo-Renaissance style apartment building designed by Gaetan Ajello and built in 1924-25. Application is to replace the existing retail storefront.

**WHEREAS** there is no record of the original storefronts;

**WHEREAS** some of the current storefronts are deteriorated;

**WHEREAS** the existing storefronts are unrelated to one another in materials and proportions; **WHEREAS** the stone piers have been defaced by drilling for roll down shutters; and

**WHEREAS** the proposed design is of bronze and clear glass;

**WHEREAS** the storefronts will be set within the existing stone openings;

**WHEREAS** the storefronts will have new flamed granite bases;

**WHEREAS** the design incorporates transoms to accommodate louvers for air conditioning and locations for signs;

**WHEREAS** the entrance doors will be the same for all storefronts and will always be located next to a stone pier;

**WHEREAS** the storefronts will have a consistent appearance;

**WHEREAS** the stone piers will be repaired; and

**WHEREAS** new lanterns similar to but smaller than the existing lantern fixture on 89<sup>th</sup> Street at the corner of Madison will be placed on each pier;

**THEREFORE BE IT RESOLVED THAT** this application is approved as presented.

**Manhattan Community Board 8 adopted this recommendation by a vote of 21 in favor, 10 opposed, and 2 abstentions.**

**Re: 1055 Lexington Avenue aka 164-66 East 75<sup>th</sup> Street – Upper East Side Historic District Extension - *Nasir J. Khanzada, LLC*** – A Neo-Grec with alterations style building designed by William Picken and built in 1877-78. Application is to legalize facade of the enclosed outdoor cafe.

**WHEREAS** changes to the exterior were made without the approval of the Landmarks Preservation Commission;

**WHEREAS** the new color of the marquee, which was changed from gray to cream, and the new signage on the marquee detract from its original elegance;

**WHEREAS** the solid elements of the sidewalk café, which is part of the landmark, were covered with aluminum cladding;

**WHEREAS** the windows in the sidewalk café were changed from the original design;

**THEREFORE BE IT RESOLVED THAT** this application is disapproved as presented.

**Manhattan Community Board 8 adopted this recommendation by a vote of 33 in favor, 1 opposed, and 0 abstentions.**

**Re: 1185 Park Avenue (between 93<sup>rd</sup> and 94<sup>th</sup> Streets) – Expanded Carnegie Hill Historic District - *Ethelind Coblin, Architect*** – A Neo-Gothic style apartment building designed by Schwartz & Gross and built in 1928-29. Application is to replace the security guard booths.

**WHEREAS** the two existing security booths date from the 1950's;

**WHEREAS** the booths were built as temporary structures and have deteriorated;

**WHEREAS** the existing rectangular security booths detract from the architecture of the building, block the views of building columns, and are of different heights;

**WHEREAS** the proposed security booths are treated as independent structures that do not replicate but are sensitive to the architecture of the building;

**WHEREAS** the proposed security booths are symmetrical about the entrance;

**WHEREAS** the proposed security booths are oval in shape, which reveals the columns;

**WHEREAS** the heights of the proposed security booths are the same, slightly higher than the taller of the two existing booths;

**WHEREAS** the materials include a brushed absolute, black granite base, antique bronze mullions, white glass up to counter height, and clear glass above;

**WHEREAS** these materials complement the stone and metal gate materials at the entrance to the building;

**WHEREAS** the lighting within each booth will be a ribbon of LED fixtures recessed into coves at the perimeters so that the fixtures will not be visible;

**WHEREAS** the lighting will be a soft glow;

**THEREFORE BE IT RESOLVED THAT** this application is approved as presented.

**Manhattan Community Board 8 adopted this recommendation by a vote of 32 in favor, 1 opposed, 1 abstention, and 1 not voting for cause.**

- **Transportation Committee – A. Scott Falk and Charles S. Warren, Co-Chairs**

**Re: Discussion of York Avenue Traffic Problems**

**WHEREAS** over the past many years the York Avenue corridor has seen a significant increase in the number of residential towers, especially in the southern portion of Community District 8; and

**WHEREAS** there has also been a dramatic expansion of the world renowned institutions along York Avenue: NY-Presbyterian Hospital/Weill Cornell Medical Center, Memorial Sloan-Kettering Cancer Center, Hospital for Special Surgery and The Rockefeller University, as well as Hunter College/CUNY; and

**WHEREAS** there has been a significant increase in the occupancy rate of the older, more established residential buildings along the entire length of York Avenue; and

**WHEREAS** these increases in the number of residents, employees, and visitors to the area has produced a very noticeable increase in pedestrian and vehicular traffic; and

**WHEREAS** the proposed Marine Transfer Station at E. 91<sup>st</sup> Street will bring hundreds of additional vehicles to the area daily;

**THEREFORE BE IT RESOLVED** that Community Board 8 Manhattan calls upon the New York City Department of Transportation to undertake a comprehensive analysis of the traffic on the entire length of York Avenue, from East 59th Street to East 91th Street; and

**BE IT FURTHER RESOLVED** that the Department Transportation should report back to the October 2013 CB8M Transportation Committee meeting with an update on the status of the funding to complete the analysis and an approximate timeline for completion.

**Manhattan Community Board 8 APPROVED the resolution by a vote of 22 in favor, 12 opposed, 1 abstention and 0 not voting for cause.**

**Re: Discussion of current lack of enforcement of Yield to Pedestrian regulation.**

**WHEREAS** under section 1146 of the Vehicle and Traffic law drivers are required to exercise due care to avoid collision with bicyclists, pedestrians, or domestic animals; and

**WHEREAS** failure to exercise due care can result in civil fine of no more than \$750 or imprisonment of no more than fifteen days; and

**WHEREAS** in 2010 the State Legislature amended Article 26 of the Vehicle and Traffic law by passing section 1146, commonly known as Hayley and Diego's Law, to create an infraction for failure to exercise due care in operating a motor vehicle; and

**WHEREAS** current implementation of section 1146 has been narrow because of the requirement that a police officer witness the actual collision in order to issue a violation; and

**WHEREAS** the New York State Attorney General has issued an opinion contradicting the requirement that a violation has to be witnessed by a police officer; and

**WHEREAS** there have been a number of high-profile incidences recently where the driver was suspected of not exercising due care, but no violation was issued because a police officer did not witness the collision; and

**WHEREAS** the current legislation pending in the New York Legislature (A.2012 Sponsored by Assemblyman Brian Kavanagh) will allow police officers to issue a violation or make an arrest under section 1146, if and only if there is reasonable cause to believe that the driver did not exercise due care; and

**WHEREAS** the two Assemblymembers who represent the majority of residents of the Upper East Side, Dan Quart and Micah Kellner, have co-sponsored this legislation; and

**WHEREAS** identical legislation was passed in the New York State Senate (S.3644A), where it received 61 votes yes and 1 vote no; and

**WHEREAS** passage of A.2012A/S.3644A will close a loophole in the current law and will contribute to saving lives; and

**WHEREAS** on March 20, 2013, the New York City Council by voice vote passed Res. 1332-2012, whose sponsors included Councilmember Jessica Lappin, which called upon the New York State Legislature to pass A.2012/S.3644 and called upon Governor Cuomo to sign the legislation into law;

**THEREFORE BE IT RESOLVED** that Community Board 8 Manhattan calls upon the New York State Assembly to pass A.2012A; and

**BE IT FURTHER RESOLVED** that Community Board 8 Manhattan calls upon the Governor to sign the legislation into law.

**The motion to approve this resolution failed by a vote of 14 in favor, 15 opposed, and 6 abstentions. Thus, Community Board 8 takes no position on this issue.**

**Re: A request for a Taxi Relief Stand at East 87<sup>th</sup> Street between First and Second Avenue**

**WHEREAS** 87 St. Deli Inc. is a business located at 1665 First Avenue that is open 24 hours, 7 days per week; and

**WHEREAS** 87 St. Deli Inc. has restrooms that are available for the use of taxi cab drivers, thus providing an essential service; and

**WHEREAS** taxi cab drivers provide an essential service for the City of New York; and

**WHEREAS** the owner of 87 St. Deli Inc. has requested a taxi relief stand on East 87th Street west of First Avenue for four to five taxis, but was willing to accept a taxi relief stand for three taxis; and

**WHEREAS** the NYC Department of Transportation has determined that this block can accommodate a relief stand for up to four or five taxis; and

**WHEREAS** the current curb regulation is for alternate side parking on East 87th Street on Tuesday and Friday from 9:00 to 10:30 AM; and

**WHEREAS** limiting the hours of the taxi relief stand to be from 10:30 AM to 7:00 PM will permit area residents to park overnight and not interfere with street cleaning;

**THEREFORE BE IT RESOLVED** that Community Board 8 Manhattan supports the request for a taxi relief stand on East 87th Street west of First Avenue for three taxi cabs, from 10:30 AM to 7:00 PM seven days per week.

**Manhattan Community Board 8 APPROVED the resolution by a vote of 27 in favor, 6 opposed, 2 abstentions and 0 not voting for cause.**

**Re: A discussion of a policy re: requesting that DOT include APS on any new projects that involve non-standard sequence (e.g. LPI, Barnes Dance, etc.) when they aren't presenting to the board**

**WHEREAS** on March 19, 2013, by a vote of 40-0 with 1 abstention, Community Board 8 Manhattan passed a resolution strongly requesting that additional Accessible

Pedestrian Signals be installed on the Upper East Side and urging the New York City Council to increase the number of such signals mandated for installation annually; and

**WHEREAS** the Department of Transportation sometimes designates certain projects as safety improvements that do not require community board review, eliminating the opportunity for Community Board 8M to have input prior to installation of those changes; and

**WHEREAS** a blanket policy calling upon DOT to install Accessible Pedestrian Signals at any intersection where alterations will result in a non-standard sequence of traffic will communicate to the DOT this Community Board's position;

**THEREFORE BE IT RESOLVED** that Community Board 8 Manhattan strongly requests that NYC DOT incorporate Accessible Pedestrian Signals at any intersection within our district where DOT creates non-standard traffic sequencing, regardless of whether these changes will be presented to Community Board 8M for review prior to installation.

**Manhattan Community Board 8 APPROVED the following by a vote of 34 in favor, 0 opposed, 0 abstentions and 0 not voting for cause.**

**Re: A request for a new Revocable Consent for the installation of a sidewalk hatch in front of 425 East 76<sup>th</sup> Street**

**BE IT RESOLVED** that Community Board 8 Manhattan approves a Revocable Consent to install a sidewalk hatch in front of 425 East 76th Street.

**Manhattan Community Board 8 APPROVED the resolution by a vote of 34 in favor, 0 opposed, 0 abstentions and 0 not voting for cause.**



**Re: DOT presentation of Bike Share Stations within CB8 before they are installed**

**WHEREAS** the Citi Bike bike sharing system launched south of 59th Street on May 27, 2013; and

**WHEREAS** DOT had previously announced that Phase 1 of Citi Bike would extend up to 79th Street in Manhattan; and

**WHEREAS** the bike share coverage area is anticipated to expand up to 79th Street at some point in the near future; and

**WHEREAS** DOT held a Community Planning Workshop for the Upper East Side in March 2012 regarding potential bike-share station locations; and

**WHEREAS** DOT has not yet presented their proposed locations for bike-share stations within our district to Community Board 8M;

**THEREFORE BE IT RESOLVED** that Community Board 8M strongly requests that DOT come to the Transportation Committee and identify the specific locations where DOT proposes to install bike-share stations, prior to implementation of Citi Bike in our district.

**Manhattan Community Board 8 APPROVED the resolution by a vote of 34 in favor, 0 opposed, 0 abstentions and 0 not voting for cause.**

• **Street Life Committee – Domenico Minerva and Cos Spagnoletti, Co-Chairs**

1a. **Manna 2nd Avenue, LLC d/b/a Gina La Fornarina, 1575 Second Avenue (81st/82nd Streets) –** Renewal application for an unenclosed sidewalk café with 9 tables and 19 seats, DCA #1308601.

**WHEREAS** there are no changes to the café and no one from the public objected,

**BE IT RESOLVED THAT** the application is Approved.

**Manhattan Community Board 8 adopted the recommendation by a vote of 31 in favor, 1 opposed, and 0 abstentions.**

1b. **1236 Second Avenue Restaurant Corp. d/b/a Silver Star Restaurant, 1236 Second Avenue (64<sup>th</sup>/65<sup>th</sup> Streets) –** Renewal application of an enclosed sidewalk café with 23 tables and 56 seats, ULURP # N 110339 ECM, DCA #1028755. Food/Drink: 98/2. Café hours: 6am to 12am Sun. – Thurs., 24 hours Fri. & Sat.

**WHEREAS** there are no changes to the café and no one from the public objected,

**BE IT RESOLVED THAT** the application is Approved.

**Manhattan Community Board 8 adopted the recommendation by a vote of 31 in favor, 1 opposed, and 0 abstentions.**

1c. **352 East 86<sup>th</sup> Street Restaurant, Inc. d/b/a Gracie's Corner, 352 East 86<sup>th</sup> Street (Second/First Avenues) –** Renewal application of an unenclosed sidewalk café with 4 tables and 14 seats, DCA #1408347. Food/Drink: 80/20. Café hours: 8am to 7:30pm Mon. – Sat., 12pm to 7:30pm Sundays.

**WHEREAS** the owner agreed to remove the café barriers,

**WHEREAS** the delivery people will no longer chain bikes to the trees,

**WHEREAS** there are no changes to the café and no one from the public objected,

**BE IT RESOLVED THAT** the application is Approved.

**Manhattan Community Board 8 adopted the recommendation by a vote of 31 in favor, 1 opposed, and 1 abstention.**

2a. **PQ East 83<sup>rd</sup> Street, Inc. d/b/a Le Pain Quotidien, 1592 First Avenue (82<sup>nd</sup>/83<sup>rd</sup> Streets) –** New application for an unenclosed sidewalk café with 10 tables and 22 seats, DCA #1465870. Food/Drink: 80/20. Café Hours: 8am to 7:30pm Mon. – Sat., 12pm to 7:30pm Sundays.

**WHEREAS** there are no changes to the café and no one from the public objected,

**BE IT RESOLVED THAT** the application is Approved.

**Manhattan Community Board 8 adopted the recommendation by a vote of 31 in favor, 1 opposed, and 0 abstentions.**

3b. **Lex 73, LLC d/b/a Casimir & Co., 1022A Lexington Avenue (at 73<sup>rd</sup> Street) –** New application for a liquor, wine and beer (on-premises) license. Food/Drink: 80/20. Hours: 11am to 4am 7 days.

**WHEREAS** the establishment will close at 2am Sunday through Thursday and remain open until 4am on Friday and Saturday

**WHEREAS** no one from the public objected,

**BE IT RESOLVED THAT** the application is Approved.

**Manhattan Community Board 8 adopted the resolution by a vote of 32 in favor, 0 opposed, and 1 abstention.**

3c. **CC78, LLC d/b/a Cucina Ciano, 181 East 78<sup>th</sup> Street (Lexington/Third Avenues)** – New application for a liquor, wine and beer (on-premises) license. Food/Drink: 65/35. Hours: 11:30am to 12am Mon. – Sat., 11:30am to 11pm Sundays.

**WHEREAS** no one from the public objected,

**BE IT RESOLVED THAT** the application is Approved.

**Manhattan Community Board 8 adopted the resolution by a vote of 32 in favor, 0 opposed, and 1 abstention.**

3d. **Whitman's Upper East, LLC d/b/a Whitman's, 240 East 81<sup>st</sup> Street (Second/Third Avenues)** – New application for a liquor, wine and beer (on-premises) license. Food/Drink: 60/40. Hours: 12am to 3am Mon. – Sat., 10am to 12am Sundays.

**WHEREAS** the establishment will close at 1am Monday through Thursday and remain open until 3am on Fridays & Saturdays and midnight on Sundays,

**WHEREAS** the establishment will not use the outdoor areas,

**WHEREAS** no one from the public objected,

**BE IT RESOLVED THAT** the application is Approved.

**Manhattan Community Board 8 adopted the resolution by a vote of 33 in favor, 0 opposed, and 0 abstentions.**

- **Multi-Board Task Force Committee – Nicholas Viest, Chair**

**Re: The East Midtown Rezoning Proposal**

**WHEREAS** Community Board 8 borders both Community Board 5 and 6,

**WHEREAS** Community Board 8 is one of the most densely populated districts in the city, if not the country,

**WHEREAS** Community Board 8 is already overburdened with traffic and congestion on the Lexington Avenue train line and bus services,

**WHEREAS** Community Board 8 has a major concern regarding the impacts of this project on its traffic and public modes of transportation,

**WHEREAS** the visual and land use impacts on Park Avenue would be significant,

**BE IT RESOLVED** that Community Board 8 fully supports the resolution passed by Community Board 5 and 6 regarding the East Midtown Rezoning Proposal.

**Community Board 8M approved the rezoning proposal by a vote of 31 in favor, 0 opposed, 0 abstentions and 0 not voting for cause.**

**8. Old Business**

**Re: Manhattan Community Board 8 Resolution for Pending Legislation S5823**

**WHEREAS** Community Board 8 is on record opposing a liquor license at 583 Park Ave,

**WHEREAS** Community Board 8 has opposed a change to the 200' rule without proper community review,

**WHEREAS** Community Board 8 supports the quality of life concerns of the local residents,

**BE IT RESOLVED** that Community Board 8 opposes a "carve out" at 583 Park Ave that would exempt this location from the 200' rule and opposes pending legislation S5823 that would make this change.

**Community Board 8M adopted the resolution by a vote of 27 in favor, 4 opposed, 5 abstentions and 1 not voting for cause.**

**Re: New Text Amendment – Abandon Plans for Marine Transfer Station**

**Whereas** Mayor Bloomberg recently issued a \$20 billion storm protection plan that includes installation of flood walls, concrete barriers, permanent levees and other measures to protect some of the areas that were hit worst by Hurricane Sandy in October;

**Whereas** the Yorkville neighborhood was severely flooded by the Hurricane Sandy, including a building on East 90th Street that accumulated hundreds of thousands of gallons of water that caused a fire forced the evacuation and displacement of its residents during the height of the storm;

**Whereas** the City continues to move forward with its plans to build an E. 91st Street Marine Transfer Station (MTS) in Yorkville, with a capacity of more than 5,000 tons of residential, institutional and commercial trash, and which is located in Flood Zone 1; despite that structures located in Flood Zone 1 are the most vulnerable in the City;

**Whereas** the current design of the MTS is for its pier to sit 5.59 feet beneath the elevation recommended by NYC Department of Building regulations and the Federal Emergency Management Agency's most recent flood insurance map;

**Whereas** the City has no plans to build flood walls or to undertake other sufficient measures to protect the proposed MTS from hurricanes and flooding;

**Whereas** the City's waterfront revitalization plan, Vision 2020, warns that by 2050 sea levels could be 12 to 29 inches higher than they are now;

**Whereas** the NYC Office of Emergency Management (OEM) provided an informational presentation at the June Full Board Meeting of Manhattan Community Board 8 (CB8) warning of the dangers of storms and flooding and to discuss precautionary measures;

**Whereas** OEM reports that the City now includes six hurricane evacuation zones, and posted on the OEM website that a geographic phenomenon called the "New York Bight" will magnify a hurricane's effects on the land, and that the New York Bight will guide a storm surge directly into New York City, amplifying flooding and related damage;

**Whereas** the City currently trucks Manhattan's trash to an incinerator in NJ, yet still plans to continue to send Manhattan's trash there after spending an additional \$200 million or more to build an E. 91st Street MTS located on the East River for putting the trash in barges and towing it up the storm-exposed East River to the same NJ incinerator via air-polluting tugboats;

**Therefore be it resolved** that Manhattan CB8 urges the City to heed the coastal storm and flooding warnings of the experts, including from the City's own Office of Emergency Management, and hereby abandon its plans to build a costly, unnecessary garbage marine transfer station on the East River where it will be extremely vulnerable to sudden storms and flooding;

**Therefore be it further resolved** that CB8M urges New York City to reconsider the entire concept of Waterfront Sanitation Transfer stations given the city-wide flooding risk;

**Therefore be it further resolved that CB8M requests that the City re-examine the entire marine-based system for handling its municipal solid waste.**

**Community Board 8M adopted the resolution by a vote of 33 in favor, 1 opposed, and 1 abstention.**

## **9. New Business**

New Business-Borough Board resolution in support of NYS Senate Bill S3075 and NYS Assembly Bill A5356 and Borough Board resolution in support of NYS Senate Bill S3077 and NYS Assembly Bill A6073

The meeting was adjourned at 8:45PM.

**Nicholas D. Viest, Chair**