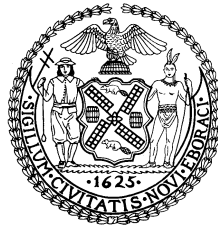


James G. Clynes
Chairman

Latha Thompson
District Manager



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The City of New York
Manhattan Community Board 8

FULL BOARD MEETING

New York Blood Center
310 East 67th Street
Auditorium
Wednesday, June 17, 2015
6:30PM

Community Board Members Present: Elizabeth Ashby, Gayle Baron, Michele Birnbaum, Matthew Bondy, Loraine Brown, Alida Camp, Barbara Chocky, James Clynes, Christina Davis, Daniel Dornbaum, Susan Evans, A. Scott Falk, Edward Hartzog, David Helpern, Sophia James, Lorraine Johnson, Andrew Kalloch, Allison Kopf, Craig Lader, Jacqueline Ludorf, Zoe Markowitz, David Menegon, Glen Pandolfino, Laurence Parnes, Jane Parshall, Peter Patch, Ellen Polivy, Sharon Pope, Margaret Price, David Rosenstein, Barbara Rudder, Abraham Salcedo, William Sanchez, M. Barry Schneider, Cos Spagnoletti, Debra Teitelbaum, Carolina Tejo, Nicholas Viest, Elaine Walsh, Charles Warren,

Community Board Members (Excused): Albert Barrueco, Sarah Chu, Jeffrey Escobar, Katherine LaGuardia, David Liston, Rita Lee Popper, Hattie Quarnstrom-Figueroa, Marco Tamayo, Hedi White

Community Board Members (Unexcused): Lori Ann Bores,

Total Attendance: 40

Chairman James G. Clynes called the meeting to order at 6:30PM.

1. Public Session – Those who wish to speak during the Public Session must register to do so by 6:45 pm

- Member of the public, Frank Chaney, representing 425 East 86th Street Apts. Corp. (Co-op), spoke on the illegal use at 435 East 86th Street.
- Member of the public, Gregory Moore, representing East 76th Street, spoke in opposition to the Hertz Garage which he feels is a public hazard.
- Member of the public, Ian Baran, representing the New York Public Library, spoke about the library's events.
- Member of the public, Depak Borhara, representing the New York City Mayor's Office IDNYC, spoke on the Municipal IDNYC Program.
- Member of the public, Jordan Wouk, spoke in opposition to the Hampton Jitney Bus stop at Lexington Avenue and 85th Street.
- Member of the public, Jonathan Horn, former Manhattan Community Board 8 member, spoke on his years of service at the Community Board.
- Member of the public, Lo van der Valk, representing Carnegie Hill Neighbors, spoke in favor of bike racks.
- Member of the public, Paul Gilman, representing NY Greens, spoke in favor of Senator Liz Krueger's Marijuana Bill, NY Senate-S1747 Marijuana Regulation and Taxation Bill and Community Board 8's resolution.
- Member of the public, Arlene Williams, representing Activist Green Ribbon World Leap, spoke in favor of Senator Krueger's legalization of marijuana bill.
- Member of the public, Fred Newton, representing LEAP, NORML, SEDP, DPX, Cures Not Wars, spoke in favor of Senator Krueger's S-1747 Marijuana Regulation and Taxation Bill.
- Member of the public, Noah Potter, spoke in favor the resolution calling upon the Senate to approve the Marijuana Regulation and Taxation Bill.

- **Update on New York Presbyterian David H. Koch Ambulatory Building, 1283 York Avenue**
2. **Adoption of the Agenda** – Agenda adopted.
 3. **Adoption of the Minutes** – March 18, 2015 Full Board meeting minutes adopted.
 4. **Manhattan Borough President’s Report**
Manhattan Borough President Gale Brewer’s office reported on her latest initiatives.
 5. **Elected Officials’ Reports**
 - Elected officials and their representatives reported on their latest initiatives.
 6. **Chair’s Report – Jim Clynes**
Chairman Jim Clynes made his report.
 7. **District Manager’s Report – Latha Thompson**
Latha Thompson made her report.

8. Committee Reports and Action Items:

a. Transportation Committee-A. Scott Falk and Charles Warren, Co-Chairs

1. A request by Hampton Jitney for a new bus stop in front of 1272 Lexington Avenue in response to the “No Left Turn” sign at East 86th Street and Lexington Avenue southbound.

This topic was split into two separate motions. The first motion was the following resolution:

WHEREAS in April 2015, the NYC Dept. of Transportation implemented a new “No Left Turn” restriction that prohibits westbound traffic on East 86th Street from turning southbound onto Lexington Avenue; and

WHEREAS the Hampton Jitney buses previously turned left at that intersection as part of their standard route, but now detour west to Fifth Avenue, south to 72nd Street, and east to Lexington Avenue; and

WHEREAS Hampton Jitney reports this detour is causing long delays and additional traffic; and

WHEREAS Hampton Jitney has requested to instead share a bus stop in front of 1272 Lexington Avenue between 85th & 86th Streets, where the Lexington Avenue M101, M102, & M103 buses stop, to begin on or about July 1, 2015; and

WHEREAS Hampton Jitney plans to use the new stop as a board-and-go location, without excess loading and dwell time;

THEREFORE BE IT RESOLVED that Community Board 8 Manhattan approves Hampton Jitney’s application to share the existing New York City Transit bus stop in front of 1272 Lexington Avenue; and

BE IT RESOLVED that Community Board 8 Manhattan asks NYC DOT to implement this new bus stop expeditiously.

Manhattan Community Board 8 voted 16 in favor, 20 opposed and 4 abstentions to this resolution.

Next, the following motion to approve the request to change the “No Left Turn” sign to read “No Left Turn, *Except Buses.*”

WHEREAS in April 2015, the NYC Dept. of Transportation implemented a new “No Left Turn” restriction banning westbound traffic on East 86th Street from turning left on southbound Lexington Avenue, as part of the changes for the Yorkville Senior Pedestrian Focus Area; and

WHEREAS the Hampton Jitney buses previously turned left at that intersection as part of their standard route, and the company reports the resulting detour is causing delays and additional traffic; and

WHEREAS Hampton Jitney has requested to relocate their buses to a shared bus stop in front of 1272 Lexington Avenue between 85th & 86th Streets, where the Lexington Avenue M101, M102, & M103 buses stop, effective on or about July 1, 2015; and

WHEREAS 19 pedestrians were struck while crossing at the intersection of East 86th Street & Lexington Avenue during the five years from 2007 to 2011, and

WHEREAS the intersection of East 86th Street & Lexington Avenue has very high pedestrian traffic, with subway entrances at all four corners, and several tourist and shopping destinations located nearby; and

WHEREAS the 86th Street 4/5/6 Station is the 10th busiest subway station in Manhattan, with separated subway platforms and no available transfer between the uptown and downtown platforms, resulting in all round-trip commuters needing to cross Lexington Avenue; and

WHEREAS Hampton Jitney is asking to have the left-turn restriction amended temporarily to say “No Left Turn, Except Buses”; and

WHEREAS there is no guarantee that a “temporary” change in the turning traffic regulation to allow buses to make the left turn would be undone after the Hampton Jitney stop is relocated;

WHEREAS turning buses pose a significant danger to pedestrians;

THEREFORE BE IT RESOLVED that Community Board 8 Manhattan approves the request to temporarily change the left-turn restriction sign to read “No Left Turn, Except Buses.”

Manhattan Community Board 8 voted 14 in favor, 17 opposed and 7 abstentions to the resolution. Since both motions failed to pass Manhattan Community Board 8 made no recommendation.

2. A request from GrowNYC for 60 feet of additional parking space immediately west of the St. Stevens schoolyard between York and First Avenue on Saturdays for the 82nd Street Greenmarket.

WHEREAS East 82nd Street St. Stephen’s Greenmarket, which operates year-round on Saturdays from 9 AM to 2:30 PM; and

WHEREAS the new play area for St. Stephen’s School has caused a reduction in available parking needed for the Greenmarket’s operations; and

WHEREAS GrowNYC is requesting 60 feet of additional parking on Saturdays along East 82nd Street, between 1st and 2nd Avenues; and

WHEREAS GrowNYC presented letters of support from two neighboring businesses and from the City Council Member for the district, Ben Kallos; and

WHEREAS no members of the public spoke in opposition to the request;

THEREFORE BE IT RESOLVED that Community Board 8 Manhattan approves GrowNYC’s request for 60 feet of additional parking space immediately west of the St. Stevens schoolyard between York and First Avenue on Saturdays for the 82nd Street Greenmarket.

Manhattan Community Board 8 passed the resolution to approve by a vote of 39 in favor, 1 opposed, 0 abstentions and 0 not voting for cause.

b. Street Life Committee – Laurence Parnes and Abraham Salcedo, Co-Chairs

1a. Old Heidelberg Corp., 1648 Second Avenue-Renewal application for an unenclosed sidewalk café with 12 tables and 24 chairs. DCA #1142288-DCA. Due Date June 18, 2015

WHEREAS there are no changes to the café, and

WHEREAS no one from the public objected, and

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

Manhattan Community Board 8 adopted the recommendation by a vote of 40 in favor, 0 opposed, and 0 abstentions.

1b. Nectar Restaurant Corp., dba Nectar of 82nd Street, 1090 Madison Avenue-Renewal application for an enclosed sidewalk café with 12 tables and 24 chairs. DCA #0699252-DCA. Due Date July 3, 2015.

WHEREAS there are no changes to the café, and

WHEREAS no one from the public objected, and

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

Manhattan Community Board 8 adopted the recommendation by a vote of 40 in favor, 0 opposed, and 0 abstentions.

1c. C & C First Avenue Corp., dba Bar Coastal, 1495 First Avenue-Renewal application for an enclosed sidewalk café with 7 tables and 24 chairs. DCA #111002-DCA. Due Date July 3, 2015.

WHEREAS there are no changes to the café, and

WHEREAS no one from the public objected, and

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

Manhattan Community Board 8 adopted the recommendation by a vote of 40 in favor, 0 opposed, and 0 abstentions.

2a. Maca Rest. Corp., dba Firenze Ristorante, 1594 Second Avenue-New Application for an unenclosed sidewalk café with 4 tables and 9 chairs. DCA #6535-2015-ASWC. Due Date June 28, 2015.

WHEREAS there are no changes to the café, and

WHEREAS no one from the public objected, and
BE IT RESOLVED THAT the application is **approved**.
Manhattan Community Board 8 adopted the recommendation by a vote of 40 in favor, 0 opposed, and 0 abstentions.

2b. Bakerdeli #1 LLC, dba Brod Kitchen, 1201 Second Avenue-New application for an unenclosed sidewalk café with 4 tables and 16 chairs. DCA #7327-2015-ASWC. Due Date July 11, 2015.

WHEREAS no one from the public objected, and
BE IT RESOLVED THAT the application is **approved**.
Manhattan Community Board 8 adopted the recommendation by a vote of 40 in favor, 0 opposed, and 0 abstentions.

3b. DTUT Café Inc., 1744 Second Avenue-Alteration application for a Liquor, Wine and Beer.

WHEREAS no one from the public objected, and
BE IT RESOLVED THAT the application is **approved**.
Manhattan Community Board 8 adopted the recommendation by a vote of 40 in favor, 0 opposed, and 0 abstentions.

4a. Noglu New York LLC, 1266 Madison Avenue-New application for a Liquor, Wine and Beer

WHEREAS no one from the public objected, and
BE IT RESOLVED THAT the application is **approved**.
Manhattan Community Board 8 adopted the recommendation by a vote of 40 in favor, 0 opposed, and 0 abstentions.

4b. Sushi Umizu Inc., 1659 First Avenue-New application for a Wine and Beer

WHEREAS no one from the public objected, and
BE IT RESOLVED THAT the application is **approved**.
Manhattan Community Board 8 adopted the recommendation by a vote of 40 in favor, 0 opposed, and 0 abstentions.

4c. International Wings Factory, LLC, 1762 First Avenue-New application for a Wine and Beer

WHEREAS no one from the public objected, and
BE IT RESOLVED THAT the application is **approved**.
Manhattan Community Board 8 adopted the recommendation by a vote of 40 in favor, 0 opposed, and 0 abstentions.

4d. Mile 17 LLC dba Mile 17, 1446 First Avenue-New application for Liquor, Wine and Beer.

WHEREAS no one from the public objected, and
BE IT RESOLVED THAT the application is **approved**.
Manhattan Community Board 8 adopted the recommendation by a vote of 40 in favor, 0 opposed, and 0 abstentions.

4e. Paola Pedrignani as member of an LLC to be formed, dba Gina Americana, 1296 Madison Avenue aka 27 East 92nd Street-New application for Wine and Beer.

WHEREAS no one from the public objected, and
BE IT RESOLVED THAT the application is **approved**.
Manhattan Community Board 8 adopted the recommendation by a vote of 40 in favor, 0 opposed, and 0 abstentions.

c. Landmarks Committee – David Helpern and Jane Parshall, Co-Chairs

Re: 18 East 63rd Street (between Fifth and Madison Avenues)-Upper East Side Historic District-Keitaro Nei, Architect-A Neo-Grec brownstone designed by Gage Inslee and constructed in 1876. Application is for window replacement.

WHEREAS 18 East 63rd Street is a neo-Grec style brownstone designed by Gage Inslee and constructed in 1876.

WHEREAS 18 East 63rd Street, now a co-operative apartment building, presents as a classic 4-story house.

However, prior to the historic district designation, the interior of the house was gutted and a fifth floor was added.

WHEREAS as a result of the addition of a new fifth floor, none of the floors behind the front elevation match the window openings; some windows have floor-plates in the middle of the historic windows.

WHEREAS On the first three floors, the applicant was able to emulate the historic window openings by creating shadow boxes in the interior behind each window so that the windows on the front elevation are the historic window openings.

WHEREAS the proportion of the windows only changed at the 4th floor.

WHEREAS the sills were cut and the windows were dropped down by approximately 12 to 18 inches to accommodate the changes to the interior so that each window opening on the 4th floor provides glazing for both the 4th and 5th floors behind. The historic frames for the windows were not extended down the additional 12-18 inches.

WHEREAS all the windows on the front elevation have air-conditioning units.

WHEREAS the applicant proposes to replace all the windows on the front elevation with new in-kind windows and remove all of the A/C units.

WHEREAS at the 4th floor, the applicant proposes to return the windows to the original grandfathered windows even though the frames for the windows stop short of bottom of the grandfathered windows. [The applicant had previously received staff level approval for changes to the windows at the front elevation; during construction, problems arose due to the awkward window treatment at the 4th and 5th floor. The resubmitted design for the 4th floor windows – a return to the grandfathered window treatment – requires a Certificate of Appropriateness from the Landmarks Preservation Commission.]

WHEREAS the applicant proposes to preserve the original historic detail of the 4th floor windows, including the grandfathered taller windows, the cut sills, and the historic window frames.

WHEREAS the applicant's solution is the least invasive, keeps all of the original details intact, and stays as true as possible to the original historic façade.

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

Manhattan Community Board 8 adopted the recommendation by a vote of 40 in favor, 0 opposed, 0 abstentions, and 0 not voting for cause.

d. Health, Seniors & Social Services Committee – David Liston and Jacqueline Ludorf, Co-Chairs

RE: New York State Senator Liz Krueger's Marijuana Tax and Regulate Bill

Whereas the Marijuana Regulation and Taxation Act (S.1747/A.3089-A), introduced by Sen. Liz Krueger, which would legalize, regulate and tax marijuana under state law along lines similar to the state's current system regulating alcohol, as well as the legalization models being implemented in Colorado and Washington, is presently in the NYS Senate's Finance Committee and the NYS Assembly's Codes Committee respectively; and **Whereas** cannabis (marijuana) is categorized under Title 21 United States Code (USC) Controlled Substances Act ("CSA"), as a Schedule I drug, one with no currently accepted medical use and a high potential for abuse -- Schedule I drugs are the most dangerous drugs of all the drug schedules with potentially severe psychological or physical dependence --; and

Whereas this Schedule I status under the CSA severely limits medical research into both risks and benefits of cannabis use and abuse; and

Whereas this federal restriction is unlikely to change in the near future absent significant upward pressure from state legislatures, of which 23 have enacted some expansion of cannabis use; and

Whereas the federal code's criteria for Schedule I status of cannabis is being increasingly challenged by medical researchers and clinicians as well as legal, correctional and criminal justice professionals concerned about the impact of arrests for marijuana possession on young men, particularly African-American and Hispanic inner city males and the overall U.S. prison population, one of the highest per capita in the world; and

Whereas the proposed legislation at least provides an opportunity for the New York State legislature to begin what is likely to be a lengthy exploration of how the State of New York will ultimately address the issue of medical and recreational use of cannabis;

Therefore be it resolved that Community Board #8 Manhattan urges its elected officials to support the Senate Finance and Assembly Codes Committee's consideration of the Marijuana Regulation and Taxation Act (S.1747/A.3089-A) so that the full Senate and Assembly may begin a serious discussion of this matter.

Community Board 8M adopted the resolution by a vote of 28 in favor, 6 opposed and 6 abstentions.

9. Old Business

10. New Business

The meeting was adjourned at 9:30PM.

James G. Clynes, Chairman