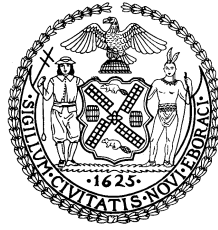


Nicholas D. Viest
Chairman

Latha Thompson
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The City of New York
Manhattan Community Board 8

DRAFT

FULL BOARD MEETING
Wednesday, March 20, 2013
Nightingale-Bamford School
20 East 92nd Street
Auditorium
6:30PM

Community Board Members Present: Elizabeth Ashby, Kenneth Austin, Albert Barrueco, John Bartos, Michele Birnbaum, Molly Blayney, Lori Ann Bores, Roy Carlin, Barbara Chocky, James Clynes, Christina Davis, Cory Evans, A. Scott Falk, Edward Hartzog, David Helpern, Lorance Hockert, Jonathan Horn, Lorraine Johnson, David Liston, Jacqueline Ludorf, Domenico Minerva, Laurence Parnes, Jane Parshall, Mary Boresz Pike, Ellen Polivy, Rita Lee Popper, Margaret Price, Hattie Quarnstrom, David Rosenstein, Barbara Rudder, William Sanchez, Helene Simon, Teri Slater, Cos Spagnoletti, Patrick Stewart, Marco Tamayo, Debra Teitelbaum, Nicholas Viest, Elaine Walsh, Charles Warren, Hedi White

Community Board Members (Excused): Deirdre Breslin, Sarah Chu, Susan Evans, George Fuchs, Dave Kleckner, Judith Schneider, M. Barry Schneider

Community Board Members (Unexcused): Matthew Bondy, Jeffrey Escobar

Total Attendance: 41

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

1. Public Session:

- Member of the public, Helen Ohw, representing Assembly Member Micah Kellner, spoke about his latest initiatives.
- Member of the public, George Pantelidis, spoke in opposition to the Buckley School.
- Member of the public, Tim Greer and Braden Novotny, representing T.P. Architects for JHSF, spoke in favor of 815 Fifth Avenue.
- Member of the public, Moussa Deme, representing Ramaz School, spoke in favor of the Street Activity Permit Application.
- Member of the public, Patricia Mulcafy, spoke in opposition to the CUNY-MSK project and open space.
- Member of the public, Deborah Rathbun, representing 115 East 72nd Street, spoke in opposition to 112-114 East 72nd Street.
- Member of the public, Steve Harris, representing self and Shing Diamond Jones neighbor, spoke on the Meatball Shop alcohol license.
- Member of the public, Josh Silver, representing 178 East 80th Street Owners Corp., spoke in opposition to the Street Life action on Amber.
- Member of the public, Alan Behr, spoke in opposition to the 134-36 East 74th Street renovation.
- Member of the public, Phyllis Weisberg, representing 817 Fifth Avenue, spoke in favor of the 815 Fifth Avenue resolution.
- Member of the public, Orit Saigh, spoke in opposition to the Meatball Shop at 1462 Second Avenue.

- Member of the public, Gary Arbuckh, representing the Church of Jesus Christ of Latter Day Saints, spoke in favor of the street permit.
- Member of the public, Chris Fogarty, representing the owner, spoke in favor of the Landmarks Committee resolution.
- Member of the public, David Reid, spoke in opposition to 134-136 East 74th Street.
- Member of the public, Hilaire Beck, representing 817 Fifth Avenue, spoke on New York residence 817 Fifth Avenue.
- Member of the public, Zhiwan Dong, representing Shen Yun Promotions International, spoke on culture communication.
- Member of the public, Greg O'Melia, representing The Buckley School, spoke in favor of 112 and 114 East 73rd Street.
- Member of the public, William Swan, representing 178 East Owners, Inc., spoke in opposition to the Amber application.
- Member of the public, Robert Robinson, representing 178 East 80 Owners Inc., spoke in opposition to the Amber application.
- Member of the public, Becky Spector, spoke on the topic of off-leash hours.
- Member of the public, Cole Amelie, spoke in favor of the single block festival on June 23rd.
- Member of the public, Hilary Zwicky, spoke in favor of extending off the leash hours for dogs.
- Member of the public, Hunter Armstrong, representing CIVITAS, spoke in opposition to the MSK-CUNY zoning text amendment.
- Member of the public, Dr. Susan Oliveria, spoke in favor of the 73rd Street townhouse renovation.
- Member of the public, Janet Yaseem, representing 812 Fifth Avenue, spoke on the diversity of building styles that add interest to the streetscape.
- Member of the public, Francis L. Fraenkel, representing 812 Fifth Avenue, spoke in opposition to 817 Fifth Avenue.
- Member of the public, Jennifer Sage, representing Sage & Coombe Architects/The Buckley School, spoke in favor of The Buckley School.
- Member of the public, Gari Smith-Alexiades, spoke in opposition to the MSK-CUNY project.
- Member of the public, George Alexiades, spoke in opposition to the MSK-CUNY building.
- Member of the public, Karen Gourgey, representing Pedestrians for Accessible & Safe Street, spoke on the Transportation Committee's accessible pedestrian signals.
- Member of the public, Kim Kilgore, spoke in opposition to 134-136 East 74th Street.
- Member of the public, Ivette Dabah, spoke on 815 Fifth Avenue.
- Member of the public, J. Wouk, spoke in opposition to guns.
- Member of the public, T. Jayasundega, spoke.
- Member of the public, Lo van der Valk, representing Carnegie Hill Neighbors, spoke in opposition to the MSK-CUNY text amendment.
- Member of the public, Terry Grace, representing Friends of John Jay Park, spoke on East 74th Street topic.

2. Adoption of the Agenda – Agenda adopted.

3. Adoption of the Minutes – January Full Board 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. Manhattan Borough President Stringer is seeking qualified, community-oriented individuals with an interest and background in education to serve on Community Education Councils (CEC). The MBPO is encouraging parents and community leaders to get involved in our children's education. For more information and to apply please contact Sally Frank at 212-669-3539 or sfrank@manhattabp.org. He is also announcing the long-awaited senior guide, "Living Fully: Resources for Aging Well in the City". There were copies available at the meeting and copies can be down loaded at the MBPO's website <http://mbpo.org/uploads/SeniorsGuideEnglish.pdf>

5. Elected Official's Reports:

- Patrick Madigan, a representative from Senator Liz Krueger's office, reported on her latest initiatives. The Senator is presenting "Legislation for the Common Good: Where Did it Go? Why You Should Care About Campaign Finance Reform!" at Lighthouse International, 111 East 59th Street, on Thursday, April 11, 2013, 6:30PM-8:30PM. For more information please call 212-490-9535. The fifth and last session of

Senator Krueger's Roundtable for Boomers & Seniors, "Making Connections as We Age", is being held on Thursday, March 21st, from 8:30AM-10:30AM, at the Lenox Hill Neighborhood House at 331 East 70th Street. Complimentary bagels and coffee will be served. To RSVP or get additional information, contact Rebekah Glusheski at glusheski.nyc@gmail.com or call 212-490-9535. He announced that incorrect information on tax abatements were sent to some co-op/condo owners. Albany passed a change in the law that only allows owners to claim the tax break on their primary residence, and no longer allows the break on secondary homes or for non-resident owners. The problem was that a number of people received the letter at their primary residence – which is indeed eligible for the full break. The Senator's office is working with the Department of Finance to get clarification and information about how owner-occupants can provide the necessary documentation to confirm their continued eligibility for this abatement.

- Justin Rush, a representative from NYS Senator Serrano's office, reported on his latest initiatives. Senator Serrano along with Assemblywoman Sandy Galef is calling for a revamp of the Member Item System in light of persistent abuse. Member items or legislative grants is money that is given to members of the NYS legislature through the state budget for local community organizations. They are urging their colleagues to pass their legislation, A641/S920, which would set very specific rules for how these funds are distributed and tracked. He also announced that Earth Hour will be recognized this coming Saturday, March 23rd, from 8:30PM-9:30PM when millions of people throughout the world will shut off their lights.
- Brice Peyre, a representative from Congresswoman Carolyn Maloney's office, reported on her latest initiatives. Representative Maloney hails the signing into law of the Violence Against Women Act (VAWA). The reauthorization measure contains two provisions sponsored by the Congresswoman; the Sexual Assault Forensic Reporting Act (SAFER) will provide grants to conduct audits of unprocessed kits so that the backlog of hundreds of untested rape kits sitting in labs across the country can be tracked. The SAFER Act will help eliminate backlog and apprehend more rapists. The Campus Sexual Violence Elimination Act (Campus SaVE) requires institutions of higher education to develop and communicate their policies on dating, violence, sexual assault, stalking, and domestic violence and increases reporting requirements of these incidents which will help keep students safe. The Congresswoman along with other elected officials, Weill Cornell researchers, students and patients decry the harmful impact of the federal budget sequestration on medical research. The legislators are urging Congress to act before Friday, March 1st, the deadline to trigger sequestration, which will impose \$85 billion in automatic spending cuts on the federal budget, with a disproportionate share of the budget cuts being inflicted on federal funding for medical research supported by the National Institutes of Health (NIH) and other federal agencies.
- Matthew Walsh, a representative from Assembly Member Dan Quart's office, spoke on his latest initiatives. He announced two pieces of legislation news that Assembly Member Quart has just voted on. The first piece of legislation is the increase in New York State's minimum wage from the current \$7.25 per hour to \$9.00 per hour. The second is a change to the NY SAFE Act which enacts the strongest gun regulations in the country. As an update to this legislation, there is a change on high-capacity magazines which will be limited to 10 rounds instead of 7 rounds.
- Emma Lowe, a representative from Council Member Daniel Garodnick's office, reported on his latest initiatives. She announced that an MTA worker was trapped in mud in the Second Avenue Subway construction tunnel last night. The worker was rescued by the NYC Fire Department and is expected to recover fully. The MTA has shut down work at the site pending an investigation. The City Council voted to pass a package of legislation to address New York City vendor laws. Council Member Garodnick stated, "These bills will help to ensure that fines get paid, that permit holders self-police the vendors working for them, and that the rules themselves are easier and fairer all around." The Council Member has written a letter to Metropolitan Transit Authority President, Thomas Prendergast, regarding the discontinuation of blinking blue lights on the Select Bus Service because the lights were not compliant as the law dictates that flashing blue lights are for emergency vehicles only. For many residents in the community, the blue lights served as a visual cue that a select bus was coming. He is asking the MTA to consider installing alternate distinctive lights to the Select Bus Service that are consistent with state law.
- Matt Bitz, a representative from Comptroller John Liu's office, reported on his latest initiatives. Comptroller John Liu's Bureau of Asset Management in February helped the New York City Teachers' Retirement System (TRS) become the largest fund in the nation to divest from the gun industry since the December shooting at Sandy Hook Elementary School. TRS divested its holdings in publicly-traded commercial gun and ammunition manufacturers. The move followed a thorough review of the fund's exposure to such investments in light of recent gun-related tragedies. At the Comptroller's insistence, the five NYC pension funds voted to invest \$500 million in residential and commercial real estate, focused in areas affected by Superstorm Sandy. With leverage, it is anticipated that this will result in a \$1.5 billion capital infusion for potentially 3,000 units of housing and 150,000 to 200,000 square feet of commercial

space. The \$1.5 billion rebuilding program will become the bricks and mortar neighborhoods need to rebuild in the wake of Sandy.

- Taina Prado, a representative from Council Member Jessica Lappin's office, reported on her latest initiatives. She announced that Council Member Lappin's news letter was available in the front.

6. Chair's Report – Nick Viest:

Chair Nick Viest gave his report. Nick noted that Community Board 8 members Kenneth Austin, Deirdre Breslin, George Fuchs, and Patrick Stewart did not seek re-appointment. He thanked all of them for their contributions to the Community Board which was very much appreciated.

7. Committee Reports and Action Items:

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

1a. **Mavima Restaurant, Inc. d/b/a Brio, 786 Lexington Avenue (@ 61st Street)** – Renewal application for an unenclosed sidewalk café with 6 tables and 12 seats, DCA #1184384. Food/Drink: 80/20. Café Hours: 12pm to 11pm, 7 days

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 resolution by a vote of 41 in favor, 0 opposed, and 0 abstentions.

1b. **Le Magnifique, LLC d/b/a Le Magnifique, 138-140 East 73rd Street (Park/Lexington Avenues)** –

Renewal application for an unenclosed sidewalk café with 14 tables and 28 seats, DCA #1362784. Food/Drink: 70/30. Café Hours: 10am to 12am, 7 days

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 resolution by a vote of 41 in favor, 0 opposed, and 0 abstentions.

1c. **76th Street Restaurant, LLC d/b/a Café Boulud, 20 East 76th Street (Fifth/Madison Avenues)** – Renewal application for an unenclosed sidewalk café with 12 tables and 24 seats, DCA #1365172.

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 resolution by a vote of 41 in favor, 0 opposed, and 0 abstentions.

2a. **Amber 1406, Inc. d/b/a Amber, 1406 Third Avenue (@ 80th Street)** – New application for an unenclosed sidewalk café with 15 tables and 35 seats, DCA #1454459. Food/Drink: 95/5. Café Hours: 12pm to 10pm, 7 days a week

WHEREAS there were several members of the public expressing opposition to the application,

WHEREAS Amber has not been a good neighbor,

WHEREAS the deliverymen ride their bicycles on the sidewalk,

WHEREAS the employees of Amber repair the bicycles on the sidewalk,

WHEREAS there are complaints of garbage and other refuse on the sidewalk,

WHEREAS employees linger in groups on the sidewalk making passage difficult,

WHEREAS bicycles are chained to trees,

BE IT RESOLVED that the application is **Disapproved**.

Manhattan Community Board 8 adopted the resolution by a vote of 38 in favor, 0 opposed, and 3 abstentions.

2b. **Anzuelo Corp. d/b/a Il Vino City Wine, 1728 Second Avenue (89th/90th Streets)** – New application for an unenclosed sidewalk café with 6 tables and 12 seats, DCA #1458113. Food/Drink: 30/70. Café Hours: Sun. – Thurs. 12pm to 12am, Fri. and Sat. 12am to 1am.

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 resolution by a vote of 41 in favor, 0 opposed, and 0 abstentions.

2c. **Mrmadison, LLC d/b/a Mrmadison, 1167 Madison Avenue (85th/86th Streets)** – New application for an unenclosed sidewalk café with 4 tables and 8 seats, DCA #1458260. Food/Drink: 65/35. Café Hours: Mon. – Sat. 12pm to 11pm, Sun. 10am to 11:30pm.

WHEREAS two members of the public objected to use of the space and the potential for noise and odors,

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

Manhattan Community Board 8 adopted the resolution by a vote of 41 in favor, 0 opposed, and 0 abstentions.

2d. **Wonderful Restaurant, LLC d/b/a IL Mulino New York, 37 East 60th Street (Madison/Park Avenues)** – New application for an unenclosed sidewalk café with 2 tables and 3 seats, DCA #1458456. Food/Drink: 65/35. Café Hours: Mon. – Thurs. 11:30am to 11pm, Fri. & Sat. 11:30am – 12pm, Sun. 12pm to 10:00pm.

WHEREAS no one from the public objected,

WHEREAS they agreed to close the street-facing windows at 10pm,

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

Manhattan Community Board 8 adopted the resolution by a vote of 41 in favor, 0 opposed, and 0 abstentions.

3a. **Northwest Corner of 3rd Avenue & East 75th Street** – Application for a proposed newsstand, license #1457932.

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 24 in favor, 16 opposed, and 0 abstentions.

4a. **Corp. to be formed by Lucy Kazickas d/b/a Lucy's Whey, 1417 Lexington Avenue (92nd/93rd Streets)** - New application for a wine and beer only license. Food/Drink: 70/30. Hours: Mon. – Thurs. 7am to 10pm, Fri. and Sat. 7am to 11pm, Sun. 8am to 9pm.

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 40 in favor, 0 opposed, and 1 abstention.

4b. **Per Lei, LLC d/b/a Amico, 331 E. 81st Street (Second/First Avenues)** – New application for a wine and beer only license. Food/Drink: 30/70. Hours: Mon. – Thurs. 4pm to 12am, Fri. & Sat. 4pm to 1am, Sun. 4pm to 11pm.

WHEREAS no one from the public objected,

WHEREAS they will keep front-facing windows closed at all times,

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

Manhattan Community Board 8 adopted the resolution by a vote of 32 in favor, 7 opposed, and 2 abstentions.

4c. **Zuckerman Research Center, 417 East 68th Street (First/York Avenues)** – New application for a wine and beer only license. Food/Drink: 98/2. Hours: Mon. – Fri. 8am to 10pm.

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 40 in favor, 0 opposed, and 1 abstention.

4d. **Lizard'Os d/b/a Two Lizards, 1365 First Avenue (73rd/74th Streets)** – New application for a liquor, wine and beer (on-premises) license. Food/Drink: 80/20. Hours: Mon. – Thurs. 11am to 11pm, 11am to 12am, 11am to 10pm.

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 40 in favor, 0 opposed, and 1 abstention.

4e. **1462 Second Avenue, LLC d/b/a The Meatball Shop, 1462 Second Avenue (76th/77th Streets)** – New application for a liquor, wine and beer (on-premises) license. Food/Drink: 80/20. Hours: 12pm to 4am, 7 days

WHEREAS several people from the public objected to the application,

WHEREAS the applicant had a petition with approximately 130 signatures in favor of the establishment,

WHEREAS the owner agreed to provide outdoor security whenever deemed appropriate, but at a minimum from 12am to 4am on Thursday, Friday, and Saturday nights,

WHEREAS the owner agreed to stop serving beer, wine, and liquor at 2am from Monday to Sunday (and same reflected in the liquor license),

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

Manhattan Community Board 8 adopted the resolution by a vote of 33 in favor, 5 opposed, and 3 abstentions.

4f. **Texas de Brazil (NY) Corp. d/b/a Texas de Brazil Churrascaria Brazilian Steak House, 1011 Third Avenue (60th/61st Street)** – New application for a liquor, wine and beer (on-premises) license. Food/Drink: 95/5. Hours: 11am to 11pm, 7 days a week.

WHEREAS no one from the public objected,

WHEREAS the applicant will not use the outdoor plaza space,

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

Manhattan Community Board 8 adopted the resolution by a vote of 40 in favor, 0 opposed, and 1 abstention.

4g. **EIC Hospitality Concepts, LLC d/b/a Rue Decatur, 338 East 92nd Street (Second/First Avenues)** – New application for a liquor, wine and beer (on-premises) license. Food/Drink: 60/40. Hours: Mon. – Thurs. 10am to 3am, Fri. and Sat. 10am to 4am, Sun. 10am to 3am.

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 40 in favor, 0 opposed, and 1 abstention.

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

Re: DOT School Safety Division to give a presentation on Safe Routes to Schools for three of our Priority Schools: Ramaz Lower School-125 East 85th Street, Park Avenue Christian Church Day School-1010 Park Avenue and St. Joseph’s School-404 East 87th Street.

WHEREAS the New York City Department of Transportation’s Safe Routes to Schools initiative is designed to increase safety within a 700-foot radius of local schools; and

WHEREAS having safer routes to and from schools aims to decrease injuries not just for students, but for the entire community; and

WHEREAS Phase 1 of NYC DOT’s Safe Routes to Schools improved safety in the area around 135 schools; and

WHEREAS Phase 2 of the program includes three priority schools within Community District 8: Ramaz Lower School, Park Ave. Christian Day School, and St. Joseph’s School; and

WHEREAS potential street improvements under this project include several neckdowns and some concrete bus pads; and

WHEREAS neckdowns reduce crossing distances, increase pedestrian visibility, decrease sidewalk overcrowding, and calm traffic; and concrete bus pads prevent degrading asphalt;

THEREFORE BE IT RESOLVED that Community Board 8M supports NYC DOT’s Safe Routes to Schools program, and asks DOT to return in 2014 to present their final plans for the area around these three priority schools.

Community Board 8M APPROVED the resolution by a vote of 40 in favor, 0 opposed, 0 abstentions and 0 not voting for cause.

Re: Continued discussion-locations for Audible Pedestrian Crossing Signals.

WHEREAS Accessible Pedestrian Signals are specifically designed to adjust to ambient sound and to be audible only to a distance of 12 feet,

WHEREAS each corner has its own resonance and vibration that fluctuates both day and night, whereby this ambient sound adjustment prevents excess noise pollution,

WHEREAS eleven members of the public testified in support of Accessible Pedestrian Signals at the January 15 Community Board 8M Full Board meeting,

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,

THEREFORE BE IT RESOLVED THAT Community Board 8 Manhattan strongly requests that NYC DOT without delay install additional Accessible Pedestrian Signals on the Upper East Side, with the most current

technology, in consultation with constituent groups such as the PASS Coalition to choose locations for these signals; and that DOT report back to CB8M on the APS locations identified;

BE IT FURTHER RESOLVED THAT Community Board 8M urges the New York City Council to increase the number of APS required to be installed annually from the current mandate of 25 per year (per Local Law 21 of 2012).

Community Board 8M APPROVED the resolution by a vote of 40 in favor, 0 opposed, 1 abstention and 0 not voting for cause.

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

Re: Request to Extend Hours that Dogs Can Be Off-Leash in Central Park

WHEREAS the limited 9 PM to 9 AM hours that dogs may be off-leash in Central Park poses a hardship for many dog owners who cannot use the park during those hours; and

WHEREAS areas available to off-leash dogs in Central Park have become more restricted over the last few years; and

WHEREAS Central Park is lacking in dog run facilities; and

WHEREAS there are areas of the park that are lightly visited and are lacking in the kind of sensitive plantings that could be harmed by dogs; and

WHEREAS many dog owners recently have received fines for minor infractions while their dogs were off leash; and

WHEREAS the dog owner community has expressed a desire to work with the Central Park Conservancy to resolve issues over off-leash rules for dogs in Central Park; therefore,

BE IT RESOLVED that Community Board 8, Manhattan, urges the Central Park Conservancy to meet with dog owners to discuss and resolve issues to make the Park more accommodating to this constituency.

Manhattan Community Board 8 approved the resolution by a vote of 37 in favor, 1 opposed and 2 abstentions.

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

Re: 815 Fifth Avenue (between 62nd and 63rd Streets) – Upper East Side Historic District – T.P. Greer Architects. Application is for a renovation and expansion that includes a reconstruction of the façade.

WHEREAS 815 Fifth Avenue was originally an Italianate style residence designed by Samuel A. Warner in 1870-71, altered by Murgatroyd & Ogden in 1923, with several later alterations over the past ninety years.

WHEREAS 815 Fifth Avenue is the oldest remaining building on Fifth Avenue between 59th Street and 110th Street.

WHEREAS 815 Fifth Avenue is the only remaining building designed by Samuel A. Warner in the Upper East Side Historic District

WHEREAS the applicant proposes to remove and reconstruct the front façade of the building and construct a 12-story apartment building (and rooftop structures).

WHEREAS 815 is on a highly visible block between two significant apartment houses and the scale of the proposed expansion does not maintain the character of the block.

WHEREAS the scale of the proposed building will out of context in the East Side Historic District.

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

Manhattan Community Board 8 adopted this recommendation by a vote of 29 in favor, 10 opposed, and 0 abstentions.

Re: 4 East 62nd Street (between Fifth and Madison Avenues) – Upper East Side Historic District – Peter Wilcox, Architect. Application is to legalize an existing sidewalk entrance canopy.

WHEREAS 4 East 62nd Street is a brownstone designed by Breen & Nason in 1879-80 and altered by Clinton & Russell, to reflect a neo-Italian Renaissance style, in 1898.

WHEREAS 4 East 62nd Street consists of 2 townhouses and an adjacent infill building that were converted to apartments in the early 1980s.

WHEREAS during the conversion construction the existing “grandfathered” canopy was removed.

WHEREAS a replacement canopy installed after the completion of construction (around 1983) was hit by a truck and was replaced.

WHEREAS the building received a violation for the canopy in 2008; the photograph at the Landmarks Commission shows the building without the canopy. (The photograph for the historic designation report was taken in 1983 during the conversion construction.)

WHEREAS the building has now decided to officially correct the violation.

WHEREAS the canopy was grandfathered at the time of the historic district designation.

WHEREAS the block has a number of canopies on both sides of the street.

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

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

Re: 112-114 East 73rd Street (Park and Lexington Avenues) [Buckley School] – Upper East Side Historic District – Ms. Jennifer Sage, Architect. Application is to renovate the two houses, alter the exterior front elevation at the ground level, locate mechanical equipment on the roof and add a rear yard extension.

THIS APPLICATION IS DIVIDED INTO TWO PARTS: Part A – The work on the front elevation and the roof and Part B – The rear yard extension.

PART A – The work on the front elevation and the roof

WHEREAS 112-114 East 73rd Street consists of two Queen Anne and neo-Renaissance style row houses designed by Thom & Wilson and constructed in 1884-85.

WHEREAS the houses were originally part of a row of six houses.

WHEREAS at the front elevation at the ground level, the applicant proposes to unite the two buildings by creating a unified front with new doors and a ADA ramp and a common fence.

WHEREAS the front of 114 East 73rd Street at the ground level will be built out so that it matches the front of 112 East 73rd St. (i.e., 114 East 73rd Street is set further in from the lot line than 112 East 73rd Street – the two buildings will now be aligned. This would be within the areaway.)

WHEREAS at the front the two houses will continue to read as two houses, except for the work at the ground level.

WHEREAS new mechanical equipment will be installed at the roof, including a stair bulkhead, an elevator bulkhead and a skylight. The new mechanical equipment will add approximately 8-10' to the height of the now combined houses.

WHEREAS work on the roof will be invisible from the public way except for required work to raise up the chimneys on the adjacent building.

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

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

Part B – The rear yard extension

WHEREAS the applicant proposes an addition in the rear for classroom space.

WHEREAS the height of the proposed addition would be 13'9" and would extend to the lot line and be surrounded by/enclosed by a 36" parapet to be constructed of brick.

WHEREAS the proposed parapet would give the addition/extension a sense of enclosure.

WHEREAS the proposed extension into the rear yard diminishes the rear-yard space within the "donut" and presents too much bulk at a height of 13'9" plus the parapet.

WHEREAS the proposed rear yard extension is out of context and inappropriate within the historic district.

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

This recommendation failed by a vote of 15 in favor, 21 opposed, and 1 abstention.

A substitute motion to approve this application was presented before the Full Board. This substitute recommendation to approve Part B passed with a vote of 25 in favor, 14 opposed, and 1 abstention.

Re: 747 Madison Avenue aka 30-38 East 65th Street – Upper East Side Historic District - Victor Zamparelli, Architect. Application is to add new storefront infill.

WHEREAS 747 Madison Avenue is an apartment building designed by Kokkins and Lyras and constructed in 1959.

WHEREAS there is now one existing retail space at the ground level; the landlord is dividing the space in half and removing the apartment at the 2nd floor so that that each retail space will now be two stories high – one half to be occupied by Alexander McQueen and the other space not yet leased.

WHEREAS the applicant (Alexander McQueen) proposes facing the new double height space in white and gray carrara marble and use an aged brass outer frame with a polished brass inner frame for the new enlarged double height windows.

WHEREAS the applicant proposes to remove the band coursing now at the height of the existing 2nd floor and proposes to add a new vertical element made of aged brass across the new front elevation approximately 3 or 4' up from the ground level.

WHEREAS the loss of the existing band course at the top of the second floor removes a existing strong architectural element from the front elevation; the band course that is characteristic of the building will be abruptly ended.

WHEREAS use of the white marble, even with the elements of gray within it, is just too bright and creates a jarring juxtaposition between the existing storefronts and the proposed new storefront.

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

Manhattan Community Board 8 adopted this recommendation by a vote of 35 in favor, 5 opposed, and 0 abstentions.

Re: 134-136 East 74th Street (between Park and Lexington Avenues) – Upper East Side Historic District – Kramer Levin Naftalis & Frankel LLP – A modern style residential building originally built in 187105 and redesigned by W. and W.F. Crockett, E.P. Mellon and W.L. Smith in 1928 and 1930. Application for ground floor and areaway alterations, a rooftop addition and alterations to the rear facade.

THIS APPLICATION IS DIVIDED INTO THREE PARTS: Part A – The alterations of the front and rear facades. Part B – the construction of a rooftop addition and mechanicals. Part C – the construction of a ground level 6' plus fence at the front elevation.

PART A - The removal of an existing storefront at the front elevation, the replacement of two existing entrance doors with a single entrance door to be located on the west side of the front elevation, restore the front façade above the first level, removal of the rear elevation extension at the first level and construct a chimney on the rear façade extending up to several feet above the roof, and replace the brick on the rear façade with new brick and new rear façade windows.

WHEREAS the application proposes to remove the storefront at the front facade and return the front elevation back to its original footprint, using the same limestone as that used above the ground floor.

WHEREAS the applicant proposes to install a new rear façade, removing existing tarred-over brick and existing damaged brick; and install new brickwork and new metal windows in historic style appropriate for the building, and install a new rear garden.

WHEREAS the design of the proposed rear façade is related to and no inconsistent with, that of the front façade.

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

Manhattan Community Board 8 adopted this recommendation by a vote of 38 in favor, 0 opposed, 0 abstentions, and 1 not voting for cause.

PART B - The construction of a rooftop addition and mechanicals approximately 16' in height at the highest point.

WHEREAS the proposed rooftop addition, including mechanicals, increases the height of the building from 52' to approximately 68'.

WHEREAS the rooftop addition and mechanicals create too much bulk on the existing combined building.

WHEREAS the proposed rooftop addition is very visible from the public way and detracts from the character of the block.

THEREFORE BE IT RESOLVED that Part B of this application is **disapproved** as presented. **Manhattan Community Board 8 adopted this recommendation by a vote of 37 in favor, 0 opposed, and 1 abstention.**

PART C - The installation of a fence in excess of 6' in height at the front elevation.

WHEREAS the applicant proposes to create a new areaway at the front of 134-136 East 74th Street.

WHEREAS the proposed new areaway would be surrounded by a wrought iron Fence, with a gate, that would run across the width of the property.

WHEREAS the proposed fence is approximately 6'.

WHEREAS the proposed fence height is out of scale for the building.

WHEREAS the proposed fence height is too high and out of context for the street.

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

Manhattan Community Board 8 adopted this recommendation by a vote of 37 in favor, 0 opposed, and 1 abstention.

- **Street Fairs Committee – Barbara Chocky and Hedi White, Co-Chairs**

Re: Public Hearing re: Applications for Single-block Street Fairs for Calendar Year 2013

1a. Ramaz School to close East 78th Street between Park and Madison Avenue on Tuesday, April 16th from 10AM to 5PM for a Block Party.

Applicant did not appear or call

Manhattan Community Board 8 motion to approve by a vote of 39 in favor, 0 opposed, and 0 abstentions.

1b. Friendship Circle and Chabad Lubavitch of the UES to close East 77th Street between First and York Avenue on Saturday, April 28th from 11:45PM to 2PM for a Block Party.

Referred back to Board office; Religious Ceremony; OK for Board Office to Approve.

Manhattan Community Board 8 motion to approve by a vote of 39 in favor, 0 opposed, and 0 abstentions.

1c. Rudolf Steiner School to close the sidewalk of East 79th Street between Madison and Fifth Avenue on Saturday, April 27th from 10AM to 5PM for a Block Party.

Sidewalk Closing Only

Manhattan Community Board 8 motion to approve subject to no objection from NYPD by a vote of 39 in favor, 0 opposed, and 0 abstentions.

1d. Cathedral of the Holy Trinity to close East 74th Street between First and Second Avenue on Saturday, May 4th from 11PM to 12:30AM for a Religious Ceremony.

Referred back to Board office; Religious Ceremony; OK for Board Office to Approve.

Manhattan Community Board 8 motion to approve by a vote of 39 in favor, 0 opposed, and 0 abstentions.

1e. St. Ignatius Loyola to close East 84th Street between Madison and Park Avenue on Friday, June 7th from 5PM to 8PM for a Block Party.

Elementary school year end party in its 26th year. No changes to format which includes rides, arts & crafts, games. Open to the public. Tickets sold for rides.

Manhattan Community Board 8 motion to approve by a vote of 39 in favor, 0 opposed, and 0 abstentions.

1f. Brearley School to close East 83rd Street between East

Applicant did not appear or call

Manhattan Community Board 8 motion to disapprove by a vote of 34 in favor, 5 opposed, and 0 abstentions.

1g. Accueil New York to close East 74th Street between Madison and Fifth Avenue on Sunday, June 23rd from 12Noon to 5PM for a Block Festival.

Last year this application had had some community concern. This year there was no one present to oppose and the 74th St. Block Association has submitted a letter stating the event had been well received by its neighbors. The format will be the same; the event is open to the public.

Manhattan Community Board 8 motion to approve by a vote of 39 in favor, 0 opposed, and 0 abstentions.

1h. NYC DOT to close Park Avenue between East 32nd and East 72nd Street and East 72nd Street between Park and Fifth Avenue on Saturdays, August 3rd, 10th and 18th from 7AM to 1PM for Summer Streets.

No one appeared in opposition to this program of street closings during the summer.

Manhattan Community Board 8 motion to approve by a vote of 39 in favor, 0 opposed, and 0 abstentions.

1i. Marymount Manhattan College to close East 71st Street between Second and Third Avenue on Wednesday, May 1, 2013 from 12Noon to 4PM for a Block Party.

Annual "Strawberry Fest" year end party is open to the public, closing the eastern half of the block.

In response to community requests, any amplifiers are to be moved closer to 2nd Ave in front of building owned by Marymount; one letter of concern re fumes from inflation equipment will be looked into.

Manhattan Community Board 8 motion to approve by a vote of 39 in favor, 0 opposed, and 0 abstentions.

1j. Church of Jesus Christ of Latter Day Saints to close East 87th Street between Second and Third Avenue on Saturday, May 11, 2013 from 10AM to 4PM for a Block Party

Now in its 5th year, this event is a fund-raiser to send kids to camp. Tickets sold to rides, games etc.

Barbeque to be held on street with permits; steps are taken to inform and invite neighbors.

Manhattan Community Board 8 motion to approve by a vote of 39 in favor, 0 opposed, and 0 abstentions.

1l. Lycee Francais De New York to close East 76th Street between York and Dead End Avenue on Saturday, May 18, 2013 from 10AM to 4PM for a Block Party

This event is in its 5th year on a cul de sac. All food is inside the building. Event is open to the public.

Manhattan Community Board 8 motion to approve by a vote of 39 in favor, 0 opposed, and 0 abstentions.

8. Old Business

No old business.

9. New Business

No new business.

The meeting was adjourned at 9:35PM.

Nicholas D. Viest, Chair