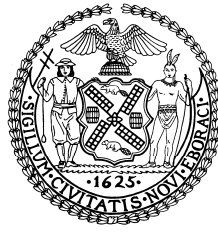


Nicholas D. Viest
Chairman

Latha Thompson
District Manager



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The City of New York
Manhattan Community Board 8

FULL BOARD MEETING
Wednesday, October 16, 2013
New York Blood Center
310 East 67th Street
Auditorium
6:30PM

Community Board Members Present: Lowell Barton, John Bartos, Molly Blayney, Matthew Bondy, Lori Ann Bores, Sarah Chu, James Clynes, Jeffrey Escobar, Susan Evans, A. Scott Falk, Edward Hartzog, David Helpern, Lorance Hockert, Jonathan Horn, Sophia James, Lorraine Johnson, David Liston, Jacqueline Ludorf, Domenico Minerva, Laurence Parnes, Jane Parshall, Ellen Polivy, Margaret Price, Hattie Quarnstrom, David Rosenstein, Barbara Rudder, Abraham Salcedo, Judith Schneider, M. Barry Schneider, Rebecca Seawright, Teri Slater, Cos Spagnoletti, Marco Tamayo, Debra Teitelbaum, Nicholas Viest, Charles Warren, Hedi White

Community Board Members (Excused): Elizabeth Ashby, Albert Barrueco, Michele Birnbaum, Christina Davis, Rita Lee Popper, William Sanchez, Helene Simon, Elaine Walsh, Timothy Yeo

Community Board Members (Unexcused): Roy Carlin, Barbara Chocky, Cory Evans, Dave Kleckner

Total Attendance: 37

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

1. Public Session:

- Member of the public, Robert L. Ward, representing Children's Village, spoke on foster care and becoming a foster parent.
- Member of the public, John H. Steinberg, spoke in favor of the East 63rd Street bus.
- Member of the public, Elizabeth Quaranta, representing Americana Homestay, spoke on Homestay Participation Recruitment.
- Member of the public, Kate Lockwood, representing Park Avenue Christian Church Day School spoke on ongoing pre-school fraud.
- Member of the public, Chelsea Schuster, representing Nextdoor, spoke on Nextdoor.
- Member of the public, Eric Clough, representing 955-967 Madison Avenue, spoke on the façade proposal – CB8 landmark.

2. Adoption of the Agenda – Agenda adopted.

3. Adoption of the Minutes – June 19, 2013 Full Board and September 11, 2013 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:

- Bryce Peyre, a representative from Assembly Member Micah Kellner's office, reported on his latest initiatives.

- Matthew Walsh, a representative for Assembly Member Dan Quart’s office, reported on his latest initiatives.
- Emma Lowe, a representative for Council Member Daniel Garodnick’s office, reported on his latest initiatives.
- Taina Prado, 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. Nick moved the meeting to the Nominating Committee Report.

7. Nominating Committee Report:

Peggy Price substituting for Nominating Committee Chair Rita Popper reported that the members which include, Hattie Quarnstrom, David Rosenstein, William Sanchez, Judy Schneider, and Timothy Yeo voted on a slate of nominated candidates:

Secretary – Susan Evans, Larry Parnes, and Jane Parshall

2nd Vice Chair – Domenico Minerva

1st Vice Chair – James Clynes

Chair – Nicholas Viest

Teri Slater made a motion from the floor to nominate Roy Carlin for 2nd Vice Chair. Roy Carlin was not present at the meeting so it was motioned that he would need to notify the Community Board office by e-mail to accept or decline the nomination.

8. Committee Reports and Action Items:

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

Re: 110 East 70th Street (between Park and Lexington Avenues) - Upper East Side Historic – Steven Harris Architects LLP– Application is under Section 74-711 of the Zoning Resolution seeking a modification of the bulk regulations applicable to a single-family home in order to legalize the residential use of a portion of an existing rear yard extension.

WHEREAS 110 East 70th Street is a house originally constructed in 1869 and altered by Robertson and Potter in 1905 in the simplified Beaux Arts style.

WHEREAS 110 East 70th Street includes a 1923 rear extension; this extension was enlarged by 100 feet in 1995.

WHEREAS prior to 2008, there was a doctor’s office at 100 East 70th Street; the extension was part of the doctor’s office; the property was sold and an application heard and approved at the Landmarks Committee of Community Board for restoration work at the site which was to be converted to a single family house from a community facility.

WHEREAS in 2008 the Landmarks Preservation Commission granted a Certificate of Appropriateness for the work at 110 East 70th Street.

WHEREAS the Department of Buildings issued a permit for the demolition and reconstruction of the one-story 100 sq. ft. rear yard addition. The footprint of the house was not changed.

WHEREAS the demolition and construction work at the site triggered a reexamination by the Department of Buildings of the permits issued for the site – specifically for the demolition of the 100 sq. ft. 1995 enlargement; demolition was for more than 75% of the extension and because of an amendment to the Zoning Resolution (subsequent to the issuance of the C of A) that affects changes of use from community facility to residential, a violation was issued by DOB.

WHEREAS the applicant completely restored the 3 main elevations of the property in 2008 which provides the justification for asking for a waiver under Section 74-711.

WHEREAS in 2008 Community Board #8 found the application acceptable.

WHEREAS approval of this application and thus approving the waiver under Section 74-711 of the Zoning Resolution, accommodates the 2008 application to the Landmarks Preservation Commission.

WHEREAS the DOB reversal of its decision regarding the original permit prompted the applicant to seek remediation through the Section 74-711 permit process.

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: 11-15 East 70th Street, Apt. #11 (between Fifth and Madison Avenues) – Upper East Side Historic District - *Andre Tchelistcheff Architects* – A neo-French Classic style residence, designed by John Duncan, and built in 1909-1910; and a Beaux-Arts style residence, designed by Charles I. Berg, and built in 1909-1910. Application is to increase the height of a balcony railing.

WHEREAS 11-15 East 70th Street is a neo-French Classic style residence with a balcony with a decorative, cast iron metal railing on the third floor of the front façade;

WHEREAS the railing height is only 32” high and, due to its low height, it is not safe to be on the balcony;

WHEREAS the proposal is to raise the existing railing 10” to 42”, to bring the railing into compliance with the Building Code;

WHEREAS the railing will be raised by setting it on a compatibly designed decorative cast iron band that creates an overall design for the decorative railing that is compatible with the design of the house;

WHEREAS this is an appropriate solution to remedy the unsafe condition and the non-compliance with the Building Code;

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

Manhattan Community Board 8 adopted this recommendation by a vote of 34 in favor, 0 opposed, and 0 abstentions.

Re: 14 East 60th Street, aka 10-14 East 60th Street (between Fifth and Madison Avenues) -Upper East Side Historic District – *Richard Lewis Architect* - A Beaux-Arts style hotel building designed by R.C. Gildersleeve and built in 1902. Application is to replace a window, install signage, and alter steps at the ground story.

WHEREAS 10-14 East 60th Street is a Beaux Arts-style building originally designed as a hotel by R. C. Gildersleeve and constructed in 1902,

WHEREAS the applicant proposes changes to the front elevation at the ground level of 14 East 60th Street,

WHEREAS the applicant proposes to alter the existing window by replacing the lower portion of the window with the original window type, a French style window similar to a French door,

WHEREAS the applicant proposes to replace the existing stair at the entrance to the proposed restaurant with a granite stair that will mimic the existing granite stair at the restaurant directly to the West of 14 East 60th Street,

WHEREAS the applicant proposes the installation of signage to the left of the entry that will match in proportion at the restaurant to the west of 14 East 60th Street. Below the signage will be a back-lit space to hold a menu,

WHEREAS the proposed changes are minimal within the historic district,

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: 48 East 73rd Street (between Madison and Park Avenues) – Upper East Side Historic District

– A brick building designed, with a neo-Grec style, by Richard W. Buckley in 1885-86 and altered by S. Edson Gage, with a neo-Federal style, in 1916. Application is to restore the street façade and reconstruct the rear façade, roof, and interiors.

WHEREAS the drawings did not fully explain the design intent as the drawings were diagrammatic and without details;

WHEREAS the alterations to the front façade of this townhouse predating the proposed additional alterations had included a top floor with a modernist glass façade with modernist clerestory windows above;

WHEREAS the reconfiguration of the top floor, with a glass railing and sliding glass doors, was unresolved in its design and lacked details explaining the design;

WHEREAS the overbuilt portion of the house in the rear yard was to be removed;

WHEREAS the new rear façade was to have been rebuilt with an all glass façade subdivided in an asymmetrical pattern with accordion-type, roll-up mesh screens on the exterior of the glass;

WHEREAS the screens would have projected two feet from the glass in the open position;

WHEREAS the proposed new design elements were not appropriate to the house or the historic district;

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, 0 opposed, and 0 abstentions.

Re: 10 East 70th Street (between Fifth and Madison Avenues) – Upper East Side Historic District – *Lawless & Mangione Architects & Engineers, LLP* – An apartment building designed by Richard Roth of Emery Roth & Sons and built in 1960. Application is for a rooftop water tank bulkhead repair and restoration.

WHEREAS 10 East 70th Street is an apartment building designed by Richard Roth of Emery Roth and Sons and constructed in 1960.

WHEREAS there are existing concrete block vents on the top of the north and south walls of the existing cooling tower bulkhead.

WHEREAS because of deterioration to these existing vents, the applicant proposes to replace them with more durable metal panel vents

WHEREAS the proposed replacement vent style is consistent with the modern style of the apartment building.

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: 955-967 Madison Avenue aka 27-37 East 75th Street – Upper East Side Historic District - *212box Architecture PC* – An apartment building designed by Paul Resnick and built in 1958. Application is to alter the existing storefront.

WHEREAS this white brick condominium apartment house designed in 1958 has an existing consistent storefront design for all retail tenants with large glass panels set in black granite frames with white marble panels on the face of the floor slab and parapet above;

WHEREAS there is a simple pipe rail above the marble where the building sets back above the retail;

WHEREAS the proposed design for two new storefronts is treated as a single composition;

WHEREAS the materials for the proposed contiguous storefronts to replace the retail facades for two of the six stores include a dark gray steel enframing system, large areas of butt-jointed glazing, dark frames and mullions related primarily to entrances, polished brass fascia with white marble return at one store and gray stone fascia with polished fossil stone return at the other, red back-painted glass panels on the face of the parapet, off-white sliding decorative screens with a gradient set in front of the glass storefronts in selected locations, fixed decorative screens with a gradient that are set in front of the parapet so that the red glass is seen through the decorative screens and visibility for apartments is provided through the more transparent portion of the decorative screens; and polished brass signage;

WHEREAS the design looks to other buildings in the neighborhood for precedents such as the Whitney Museum across the Avenue or an Edward Durell Stone designed townhouse at 130 East 64th Street;

WHEREAS the storefronts for the rest of the retail are undergoing a master plan related to the proposed new storefronts;

THEREFORE BE IT RESOLVED that this application be approved.

Manhattan Community Board 8 adopted this recommendation by a vote of 23 in favor, 6 opposed, 5 abstentions, and 1 not voting for cause.

Re: 1290 Madison Avenue (SW corner 92nd Street) – Expanded Carnegie Hill Historic District)
– *Page Ayers Cowley Architects, LLC* – Application is to restore the façade, reinstate cornice, replace ground floor storefronts, replace existing penthouse addition with new one story rooftop addition and add new residential entrance on 92nd Street

[This is a Section 74-711 special permit application. Section 74-711 of the zoning resolution allows the City Planning Commission, by special permit, to modify use and bulk regulations in order to further the preservation of designated landmark buildings or buildings located within historic districts. The 74-711 special permit provision gives the Landmarks Preservation Commission allowance to grant certain zoning law waivers provided the project entails a major restoration component and the owner agrees to a building maintenance component going forward]

WHEREAS 1290 Madison Avenue (also known as “The Wellington”) is a Renaissance revival-style 6-story apartment building designed by A. B. Ogden and Co. and constructed in 1898.

WHEREAS at 1290 Madison Avenue, both the “Sliver Law” and the Special Madison Avenue Preservation District guidelines govern the zoning.

WHEREAS 1290 Madison, at 36’ x 100’ 8 ½”, is considered to be a sliver building under the Zoning Resolution with the narrow elevation facing 92nd Street; the “Sliver Law” places a height restriction on buildings this narrow.

WHEREAS at the roof, there is a non-conforming penthouse addition that violates the Special Madison Avenue Preservation District guidelines. In addition, the Special Madison Avenue Preservation District guidelines require setbacks at certain heights; the proposed one-story rooftop addition would not be set-back.

WHEREAS in order for the application to be in compliance, the applicant is seeking special permits under Section 74-711 of the Zoning Resolution.

WHEREAS at 1290 Madison Avenue, the waivers involve exemptions from the required recess/setbacks at the Madison Avenue elevation for the added floor and from the height limitation for 92nd Street.

WHEREAS the applicant proposes a complete restoration of the east, north and south elevations to the original historic design.

WHEREAS at the east elevation along Madison Avenue, the applicant proposes a comprehensive restoration including the terra cotta ornamentation at the 6th floor, the bay window and window surrounds at the 3rd, 4th and 5th floors at the north and south ends of the Madison Avenue elevation, and the central ornamental window feature with limestone and terra cotta at the 3rd and 4th floors of the Madison Avenue elevation. The applicant proposes a comprehensive restoration of the retail storefronts including the column capitals at the storefronts, the replacement of the granite columns at the entrance on Madison with limestone, frieze repair above the retail storefronts and repair work to cast iron capitals and columns [*NB: The current entrance to the residential apartments is on Madison Avenue. The applicant proposes to change the residential entrance to 92nd Street and the Madison Avenue entrance, which will be restored, will serve the retail space.*]

WHEREAS at the southern end of the Madison Avenue elevation, in addition to restoration work, the applicant is reinstating the ornamental gate at the ground level; the entrance behind will become a service entrance for the retail space.

WHEREAS at the north elevation, in addition to restoration work, the applicant proposes to remove the existing fire escape, replace an existing retail window with a new retail window, change the existing service door (secondary entry) for the retail space into a new wood and glass residential entrance that is ADA compliant with a new steel and glass entrance canopy above and, at the street level to the basement entry, change the existing non-historic railing with the historic decorative metal railing.

WHEREAS at the south elevation, in addition to restoration work, the applicant proposes to remove the existing fire escape, add metal balconies at the 3rd, 4th and 5th floors, and roof over the alleyway.

WHEREAS at the roof, the applicant proposes to reinstate the original 3' high cornice which will increase the amount the building cantilevers over the street to as much as 2', remove the penthouse and add a one-story 11'7" mansard rooftop addition made of slate with copper dormers. The height of the new roof will be no higher than the height of the existing penthouse; the overall height of the building remains at approximately 89'.

WHEREAS at the roof, there will be a vertical elevator core that extends up 13'; the flat roof on top of the mansard and surrounding the elevator bulkhead will be used as an outdoor terrace, with the terrace protected by a picket fence; geothermal heating and cooling systems installed in the interior of the building eliminate the need for additional mechanical space on the roof.

WHEREAS applicant proposes to replace the existing elevator with a new code-compliant elevator and two interior stairwells (required since fire escapes will be removed). Thus, the existing 220 sq. ft. core will increase to 722 sq. ft. per floor; the roof top addition will replace the real estate that the applicant is taking from the core for the elevator and stairwells

WHEREAS the proposed application, including the restoration work on the 3 elevations, the removal of the fire escapes and the simplification of the north elevation is contextual and appropriate within the historic district and enhances the distinction of 1290 Madison Avenue within the historic district.

WHEREAS the applicant's choice of a mansard roof addition in the Second Empire style is modeled on the roof of "The Daytonian," a similar apartment building at 1261 Madison Avenue and is to be applauded.

WHEREAS the application satisfies the findings of Section 74-711 of the Zoning Resolution; the special permits to lift the height restriction and to rescind the setback requirement make the application work.

WHEREAS the applicant is to be commended for the detailed presentation of all aspects of the application.

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.

• **Budget Committee – Roy Carlin and Barbara Chocky, Co-Chairs**

Discussion and Preparation of FY2015 Capital and Expense Budget Requests.

Those present reviewed CB8's FY2014 priorities for FY 2015 budget requests.

Capital Budget Priorities

- 1) Increase funding for permanent housing for homeless people.
- 2) Provide funding for a ramp at the Yorkville Branch Library.
- 3) Provide funding to repair and restore the entire Esplanade including the pilings on the lower level between 59th and 63rd Streets.
- 4) Fund repair of roof at 67th Street Library to protect recently restored millions spent on this branch
- 5) Provide funding for an elevator at the Yorkville Branch Library.
- 6) Fund a fully built park along the East River between 60th and 63rd Streets
- 7) Fund full renovation of Carnegie Hill Library located at 112 East 96th Street
- 8) Provide funding for a new HVAC system at the Webster and Yorkville Branch Libraries
- 9) Fund the installation of pedestrian countdown timers at remaining intersections in our district
- 10) Increase funding for audible accessible crossings signals for intersections in our district
- 11) Request for kitchen renovation including an industrial dishwasher for Stanley Isaacs
- 12) Install historic lamppost in historic districts
- 13) Fund the installation of newsracks for East 86th Street that meet NYC regulations
- 14) Provide funding for a new boiler for the 67th Street Library
- 15) Provide funding for new windows, exterior façade repair and exterior lighting for the East 67th Street library
- 16) Provide funding for new windows and front façade repair at the Yorkville Branch library

Continuing Support/Capital:

- CS Fund the installation of Fire Alarm system for the Yorkville and Webster Branch libraries
- CS Fund the expansion of the Roosevelt Island Branch Library
- CS Provide funding for the renovation of the woman's homeless shelter at the Park Avenue Armory
- CS Provide funding for air conditioning in all homeless shelters
- CS Provide funding to construct additional public school seats to accommodate current and projected overcrowding
- CS Provide funding to reconstruction of the 81st Street Bridge over the FDR

Manhattan Community Board 8 adopted the Capital Budget Priorities and Continuing Support/Capital Budget by a vote of 35 in favor, 0 opposed, and 0 abstentions.

Expense Budget Priorities

- 1) Continue to fund Out of School Time Programs for all children who go to school in Community District 8 or who have parents that work in Community Board 8.
- 2) Increase funding for youth programs in Community Board 8.
- 3) Increase funding for Rodent Extermination on city streets especially locations within the Second Avenue Subway construction area.
- 4) Fund the NYC Department of Sanitation for the placement of "rat-proof" garbage containers with lids in Community Board 8 preferably solar powered compactor baskets.
- 5) Provide funding for exterminators of all parks within Community Board 8.
- 6) Increase funding for services to Older Adults, including Personal and Home Care; Transportation Services; Meals-On-Wheels; Senior Congregate Care Meal Programs and Case Managers.
- 7) Increase funding for additional Park maintenance staff, tree pruners and tree climbers.
- 8) Increase funding for Homeless Services Outreach personnel, especially during the overnight hours and provide the Department of Homeless Services with updated Information Technology equipment.
- 9) Provide funding to the NYC Department of Transportation for the necessary materials and personnel to repair potholes and repave avenues and major cross-town streets more frequently than every 10 years within Community Board 8.
- 10) Increase the number of workers to inspect, repair and preserve the Department of Transportation's infrastructure-(Bridges and Roads)
- 11) Preserve funding for year round workers at NYC Department of Parks and Recreation.
- 12) Provide additional Department of Buildings inspectors for signage compliance and code enforcement
- 13) Provide additional funding for Children's Services, especially programs to prevent abuse and neglect.

- 14) Provide funding to maintain current numbers of Traffic Control Agents
- 15) Provide additional funding for Eviction Prevention Services for At-Risk Senior Citizens.
- 16) Increase funding for the Department of Health enforcement of all Food Vendor rules and regulations.
- 17) Restore Sunday Service to one library in CB8 without cutting a weekday hours
- 18) Provide funding to all NYPL to maintain six-day service, increase hours, materials, resources and programs.
- 19) Restore funding for all staffing of FDNY Fire Marshalls.
- 20) Provide funding for small business loans to all businesses affected by Second Avenue Subway construction.
- 21) Fund additional PEP officers for all Community District 8 Parks.
- 22) Increase recycling program
- 23) Increase funding to insure all NYCHA community and senior centers remain open.
- 24) Fund additional DCA inspectors for sidewalk café and street vendor regulation enforcement.
- 25) Fund additional NYPD Police Officers

Manhattan Community Board 8 adopted the Expense Budget Priorities by a vote of 35 in favor, 0 opposed, and 0 abstentions.

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

Re: Update on a 2009 request to relocate the local bus stop to East 63rd Street and Lexington Avenue

WHEREAS the local M101, M102, and M103 currently does not stop on the same block as the entrance to the 63rd Street F Train Station;

WHEREAS New York City Transit has previously stated their willingness to relocate the local bus stop from its current location between 64th & 65th Streets one block south, to be between 63rd & 64th Streets;

WHEREAS the 63rd Street Station is the only subway station on the Upper East Side with an elevator; and

WHEREAS this relocation will allow passengers to transfer seamlessly between the F Train and the Lexington Avenue local bus without having to cross the street;

THEREFORE BE IT RESOLVED that Community Board 8M requests that the New York City Transit relocate a bus stop south instead of north of 64th Street, on the same block as the F Train Station at E. 63rd Street & Lexington Avenue.

Manhattan Community Board 8 APPROVED the resolution by a vote of 34 in favor, 1 opposed, 1 abstention and 0 not voting for cause.

Re: A request for a new Revocable Consent to install a fenced-in area and steps at 127 East 71st Street

BE IT RESOLVED that Community Board 8M approves the request for a revocable consent for a fenced-in area and steps in front of 127 East 71st Street.

Manhattan Community Board 8 APPROVED the resolution by a vote of 35 in favor, 0 opposed, 0 abstentions and 0 not voting for cause.

- **Street Life Committee – Jonathan Horn and Domenico Minerva, Co-Chairs**

1a. **BLT Burger 2nd Avenue NYC, LLC d/b/a Go Burger, 1450 Second Avenue (75th/76th Streets)** – Renewal application for an unenclosed sidewalk café with 9 tables and 18 seats, DCA #1381146.

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 33 in favor, 0 opposed, and 0 abstentions.

1b. **PQ First, Inc. d/b/a Le Pain Quotidien, 1270 First Avenue (68th/69th Streets)** – Renewal application for an unenclosed sidewalk café with 4 tables and 8 seats, DCA #1251803

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 33 in favor, 0 opposed, and 0 abstentions.

1c. **Gotham Yard Corp. d/b/a Session 73, 1359 First Avenue (@ 73rd Street)** – Renewal application for an unenclosed sidewalk café with 13 tables and 27 seats, DCA #1389433

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 33 in favor, 0 opposed, and 0 abstentions.

1d. **Shirt Restaurant Corp. d/b/a Island, 1305 Madison Avenue (92nd/93rd Streets)** – Renewal application for an unenclosed sidewalk café with 2 tables and 8 seats, DCA #1191523

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 33 in favor, 0 opposed, and 0 abstentions.

1e. **Madison Global, LLC d/b/a Nello's, 696 Madison Avenue (62nd/63rd Streets)** – Renewal application for an unenclosed sidewalk café with 3 tables and 12 seats, DCA #1334619

WHEREAS the applicant has a history of ignoring complaints from the community, and

WHEREAS the applicant claimed that he no longer had planters in front of his establishment despite convincing evidence from two committee members that they had been there as recently as 3 days earlier, and

WHEREAS the applicant was not considered credible in his agreement to the committee's requested stipulations,

BE IT RESOLVED THAT the application is Disapproved.

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

1f. **1291 Pub, Inc. d/b/a JG Melon, 1291 Third Avenue (@ 74th Street)** – Renewal application for an unenclosed sidewalk café with 7 tables and 14 seats, DCA #954466

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 33 in favor, 0 opposed, and 0 abstentions.

1g. **L.E. Globe, LLC d/b/a Café D'Alsace, 1695 Second Avenue (88th Street)** – Renewal application for an unenclosed sidewalk café with 18 tables and 60 seats, DCA #1214833

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 33 in favor, 0 opposed, and 0 abstentions.

1h. **Café Focaccia, Inc. d/b/a Felice Wine Bar, 1166 First Avenue (@ 64th Street)** – Renewal application for an unenclosed sidewalk café with 9 tables and 19 seats, DCA #0976266

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 33 in favor, 0 opposed, and 0 abstentions.

1i. **PK & Son, LLC d/b/a Match 65, 27 East 65th Street (@ Madison Avenue)** – Renewal application for an unenclosed sidewalk café with 6 tables and 12 seats, DCA #1200796

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 33 in favor, 0 opposed, and 0 abstentions.

1j. **MA. VI. DO. Rest., Inc. d/b/a Mediterraneo, 1260 Second Avenue (@ 66th Street)** – Renewal application for an unenclosed sidewalk café with 32 tables and 60 seats, DCA #1138459

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 33 in favor, 0 opposed, and 0 abstentions.

1k. **Hairy Monk, Corp. d/b/a Johnny Foxes, 1546 Second Avenue (80th/81st Streets)** – Renewal application for an unenclosed sidewalk café with 9 tables and 18 seats, DCA #1251443

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 33 in favor, 0 opposed, and 0 abstentions.

11. **1490 Rest. Inc. d/b/a Watson's, 1490 Second Avenue (77th/78th Streets)** – Renewal application for an unenclosed sidewalk café with 6 tables and 12 seats, DCA #952606
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 33 in favor, 0 opposed, and 0 abstentions.

2a. **IL Trovatore, LLC d/b/a Salumeria Rosi, 903 Madison Avenue (72nd/73rd Streets)** –New application for an unenclosed sidewalk café with 1 table and 4 seats, DCA #1474164
WHEREAS there were no objections from the public,
BE IT RESOLVED THAT the application is Approved.
Manhattan Community Board 8 adopted the recommendation by a vote of 26 in favor, 3 opposed, and 4 abstentions.

3a. **De Hoop Corp. d/b/a Kaia Wine Bar, 1614 Third Avenue (90th/91st Streets)** – Application to upgrade from a wine and beer only license to a liquor, wine and beer (on-premises) license **Food/Drink: 60/40**
WHEREAS there were no objections from the public, and
WHEREAS the applicant agreed to the following hours of operation:
Monday to Thursday – 5:00pm to 11:30pm
Friday to Saturday – 5:00pm to 12:30am
Sunday – 5:00pm to 11:00pm
BE IT RESOLVED THAT the application is Approved
Manhattan Community Board 8 adopted the recommendation by a vote of 33 in favor, 0 opposed, and 0 abstentions.

4a. **Roman Empire Pizza, Inc. d/b/a Roman Empire Pizza, 217 East 86th Street (Third/Second Avenues)** – New application for a wine and beer only license. **Food/Drink: 85/15**
WHEREAS there were no objections from the public, and
WHEREAS the applicant agreed to close his windows at midnight, and
WHEREAS the applicant agreed to the following hours of operation:
Monday to Thursday – 11:00am to 2:00am
Friday to Saturday – 11:00am to 4:00am
Sunday – 11:00am to 1:00am
BE IT RESOLVED THAT the application is Approved.
Manhattan Community Board 8 adopted the recommendation by a vote of 33 in favor, 0 opposed, and 0 abstentions.

4b. **Javatea Bar Corp. d/b/a TBD, 403 East 70th Street (First/York Avenues)** – New application for a liquor, wine and beer (on-premises) license **Food/Drink: 70/30**
WHEREAS there were no objections from the public, and
WHEREAS the applicant agreed to the following hours of operation:
Monday to Saturday – 6:00am to 8:00pm
Sunday – 8:00am to 6:00pm
BE IT RESOLVED THAT the application is Approved
Manhattan Community Board 8 adopted the recommendation by a vote of 33 in favor, 0 opposed, and 0 abstentions.

4c. **Vietnaam, LLC, 1700 Second Avenue (88th/89th Streets)** - New application for a liquor, wine and beer (on-premises) license **Food/Drink: 90/10**
WHEREAS there were no objections from the public, and
WHEREAS the applicant agreed to the following hours of operation:
Monday to Thursday – 11:30am to 11:00pm
Friday to Saturday – 11:30am to 11:30pm
Sunday – 12 noon to 11:00pm
BE IT RESOLVED THAT the application is Approved
Manhattan Community Board 8 adopted the recommendation by a vote of 33 in favor, 0 opposed, and 0 abstentions.

4e. **Ambi New York, LLC d/b/a Hospada, 321 East 73rd Street (Second/First Avenues)** – New application for a catering establishment liquor, wine and beer (on-premises) license Food/Drink: 60/40
WHEREAS there were no objections from the public, and
WHEREAS the applicant agreed that the licensed area does not include the rooftop terrace, and
WHEREAS the applicant agreed to provide traffic management agents in front for any event with an anticipated attendance of 100 or more, and
WHEREAS the applicant agreed to the following hours of operation:
Monday to Sunday – 9:00am to 11:00pm
BE IT RESOLVED THAT the application is Approved.
Manhattan Community Board 8 adopted the recommendation by a vote of 31 in favor, 1 opposed, 1 abstention, and 1 not voting for cause.

4f. **Corp. to be formed by Mordehai Piade d/b/a Hummus Kitchen, 1613 Second Avenue (83rd/84th Streets)** - New application for a liquor, wine and beer (on-premises) license Food/Drink: 90/10
WHEREAS there were no objections from the public, and
WHEREAS the applicant agreed to the following hours of operation:
Monday to Thursday – 11:00am to 12 midnight
Friday to Saturday – 11:00am to 12 midnight
Sunday – 10:30am to 12 midnight
BE IT RESOLVED THAT the application is Approved
Manhattan Community Board 8 adopted the recommendation by a vote of 33 in favor, 0 opposed, 0 abstentions, and 0 not voting for cause.

5a. **Requesting the State Liquor Authority require applicants seeking a license renewal to appear before the Community Board, if requested, as a condition of renewing their license**
WHEREAS, in most circumstances only State Liquor Authority (SLA) applicants applying for New Liquor Licenses, Alterations and Corporate Changes will appear before Community Board 8M; and
WHEREAS, Community Board 8M regularly receives notice from renewal applicants for whom there is a known problem, which may include: community or 311 complaints, operating in a way that interferes with the quality of life for area residents, running an establishment that puts the safety of its patrons or the community at large in jeopardy and/or running an establishment contrary to prior agreements with the community board or the SLA; and
WHEREAS, the purpose of requesting that these renewal applicants appear before the board is to seek solutions to the problems which allow proprietors to run their establishments successfully, but in a manner that addresses the safety and quality of life concerns of the community; and
WHEREAS, unless the applicant appears before Community Board 8M when requested to do so, we are unable to work with the proprietors to resolve any problems; and
WHEREAS, businesses that consistently operate with multiple violations or are the subject of multiple community complaints are generally less likely to attend these meetings; and
WHEREAS, Community Board 8M will normally disapprove applications for either a refusal to appear or failure to address significant violations by an establishment, the SLA will generally automatically approve most renewal applications; and
WHEREAS, circumventing the community board review and comment process for renewals eliminates any opportunity for public review and limits the accountability of a licensee and the ability of the board to work with the establishment to find solutions to the problems or complaints with the licensee; and
WHEREAS, if the SLA required applicants seeking renewal license to appear before a community board, if requested to do so by said board, prior to the granting of a renewal it would greatly foster the ability for mutually beneficial resolutions;
THEREFORE, BE IT RESOLVED, that Community Board 8M urges the SLA to establish an administrative policy requiring applicants seeking renewal licenses appear before the community board if and when requested to do so by the board, and that the SLA delay or deny the issuance of a license renewal to any applicant who fails to do so; and
BE IT FURTHER RESOLVED, that Community Board 8M requests our elected representatives to enact any necessary enabling legislation to authorize or mandate such a policy if the SLA is unable or unwilling to do so within a reasonable period of time.
Manhattan Community Board 8 adopted the recommendation by a vote of 33 in favor, 0 opposed, 0 abstention, and 0 not voting for cause.

5b. Requiring an automatic State Liquor Authority hearing for license renewals applicants who have received two consecutive disapprovals from the Community Board

WHEREAS, in most circumstances the State Liquor Authority (SLA) does not hold a public hearing for renewal applicants; and

WHEREAS, Community Board 8M regularly receives notice from renewal applicants for whom there is a known problem, which may include: community or 311 complaints, operating in a way that interferes with the quality of life for area residents, running an establishment that puts the safety of its patrons or the community at large in jeopardy and/or running an establishment contrary to prior agreements with the board; and

WHEREAS, the purpose of requesting that these renewal applicants appear before the board is to seek solutions to the problems which allow proprietors to run their establishments successfully, but in a manner that addresses the safety and quality of life concerns of the community; and

WHEREAS, many times establishments whose operations regularly impose on the community's safety or quality of life refuse to appear before the board or to work with the community to resolve these issues, and will therefore accrue repeated license renewal disapprovals and other negative resolutions over the course of time from the Community Board; and

WHEREAS, the SLA seems to rarely takes the opinions of the Community Board under consideration in considering renewal applications; and

WHEREAS, this allows troublesome operators to not take responsibility for their actions or face any ramifications (except in extremely egregious cases, usually involving specific criminal activity) for operating in a manner that is often dangerous or troublesome to the neighborhoods where these establishments are located; and

WHEREAS, if an establishment has received two consecutive disapprovals from the Community Board it is likely that they are operating in a way that is of major concern to the community and have been unwilling to work with the community to resolve these issues; and

WHEREAS, requiring a hearing for licensees who receive two consecutive disapprovals from the Community Board will make operators of liquor license establishments more responsible to the public for their actions and take into account the legitimate concerns of the community;

THEREFORE, BE IT RESOLVED, that Community Board 8M urges the SLA to automatically require any license renewal applicant who has received two or more consecutive disapprovals from the Community Board to a public SLA hearing before the issuance of a license renewal is granted; and

BE IT FURTHER RESOLVED, that Community Board 8M requests our elected representatives to enact any necessary enabling legislation to authorize or mandate such a policy if the SLA is unable or unwilling to do so within a reasonable period of time.

Manhattan Community Board 8 adopted the recommendation by a vote of 33 in favor, 0 opposed, 0 abstention, and 0 not voting for cause.

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

Re: Review of Plans to Reconstruct the Fort Clinton and Nutter's Battery Overlooks in Central Park

WHEREAS the Central Park Conservancy plans to restore the former rustic character to the Fort Clinton and Nutter's Battery areas of Central Park, which contain impressive views overlooking the Harlem Meer; and

WHEREAS restoration work will take into account the role Ft. Clinton and Nutter's Battery played in the American Revolution and War of 1812 by such moves as restoring the stone monument base at Ft. Clinton, replacing its missing plaque and reinstalling two restored cannons on the base; and

WHEREAS Community Board 8 wishes to emphasize the attractiveness and importance of Ft. Clinton and Nutter's Battery areas of Central Park by including bronze plaques at the sites that describe their history and by ensuring that the paths leading to the sites have adequate lighting; therefore,

BE IT RESOLVED that Community Board 8, Manhattan approves of the Central Park Conservancy's plans to restore the Fort Clinton and Nutter's Battery areas of Central Park.

BE IT FURTHER RESOLVED that Community Board 8, Manhattan urges the Conservancy to include bronze plaques at Central Park's Fort Clinton and Nutter's Battery areas that describe their historical importance and asks the Conservancy to examine whether paths leading to these sites have adequate lighting.

Manhattan Community Board 8 approved the resolution by a vote of 31 in favor, 0 opposed and 2 abstentions.

Re: Discussion of desires/needs for improving the East River Esplanade specifically in the CB8M district
WHEREAS the Parks Department announced the results of an engineering study that determined the needs and costs associated with the repair of the decaying and crumbling East River Esplanade infrastructure; and
WHEREAS that engineering study concluded that it would cost about \$11.5 million per year, or about \$115 million over 10 years, to repair the Esplanade; and

WHEREAS if Esplanade repairs are not undertaken as prescribed in the engineering report, costs to repair the Esplanade ultimately could climb as high as \$400 million; and

WHEREAS New York City's budget does not include funding to repair the East River Esplanade; therefore,
BE IT RESOLVED that CB8M urges the City to allocate \$11.5 million annually for the renovation of the East River Esplanade.

Manhattan Community Board 8 approved the resolution by a vote of 34 in favor, 0 opposed and 0 abstentions.

Re: Discussion of desires/needs for improving the East River Esplanade specifically in the CB8M district and suggestions to add a master plan

WHEREAS the East River Esplanade in the CB8M district is in a potentially dangerous state of disrepair; and
WHEREAS in the CB8M area, the Parks Dept. has been limiting its Esplanade repair work to piecemeal repairs of small dangerous and decaying areas; and

WHEREAS the Parks Dept. has still not created a comprehensive master plan for the East River Esplanade that would address the full range of renovation and re-design needs for the Esplanade in CB8M; therefore,
BE IT RESOLVED that CB8M urges the Parks Dept. develop a master plan for the East River Esplanade that would consider the suggestions made by the public at the September 26, 2013 CB8M Parks Committee meeting. These suggestions include:

- Installing an irrigation system throughout the Esplanade to maintain area plantings;
- Repairing existing faulty lighting and increasing area illumination as much as possible;
- Expanding the width of the Esplanade to enable it to better serve pedestrians, bicyclists, etc. One specific suggestion entails adding an upper level to the Esplanade, along all or a portion of it, similar in height John Finlay Walk, to separate pedestrian from bicycle use;
- Using pilings in the East River as a foundation for expanding the Esplanade out over that portion of the East River;
- Redesigning the 91st St. pier to accommodate cultural uses and popular activities, such as fishing;
- Converting the Marine Transfer Station site to parkland if it isn't used as a MTS;
- Addressing the noise and air pollution caused by the Esplanade's proximity to the FDR drive;
- Creating initiatives to prevent destructive flooding caused by climate change and rising seas;
- Creating an attractive and unified design scheme that would enhance the Esplanade's stature as a destination park.

BE IT FURTHER RESOLVED that CB8M encourages the City to pursue public-private partnerships to help finance the urgently needed repair and re-design of the East River Esplanade in the CB8M district.

BE IT FURTHER RESOLVED that CB8M urges the City to pursue federal and state funding for repair and redesign of the East River Esplanade in the CB8M district.

Manhattan Community Board 8 approved the resolution by a vote of 31 in favor, 0 opposed, 0 abstentions and 1 not voting for cause.

9. Old Business

No old business.

10. New Business

No new business.

The meeting was adjourned at 8:15PM.

Nicholas D. Viest, Chair