

Jacqueline Ludorf
Chair

Latha Thompson
District Manager



505 Park Avenue, Suite 620
New York, N.Y. 10022-1106
(212) 758-4340
(212-758-4616 (Fax)
www.cb8m.com - Website
info@cb8m.com-E Mail

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

**LAND USE/FULL BOARD MEETING
WEDNESDAY, FEBRUARY 17, 2010 – 7:00PM
Memorial Sloan Kettering
430 East 67th Street
AUDITORIUM**

Present: Joie Anderson, Elizabeth Ashby, Kenneth W. Austin, Michele Birnbaum, Matthew Bondy, Lori Ann Bores, Deirdre Breslin, Richard Burg, Barbara Chocky, James Gerard Clynes, Christina R. Davis, Susan Evans, George Fuchs, Ruth Halberg, David Paul Helpern, Jonathan Horn, Lorraine Johnson, Dave Kleckner, Edward Kramer, Laura Lijewski, David Liston, Jacqueline Ludorf, Domenico Minerva, Jane Parshall, Mary Boresz Pike, Rita Lee Popper, Margaret Price, Dan Quart, David L. Rosenstein, Barbara Rudder, William Sanchez, Judith Schneider, M. Barry Schneider, Helene Simon, Teri Slater, Cos Spagnoletti, Patrick Stewart, Alexander Tisch, Nicholas Viest, Elaine Walsh, Charles S. Warren, Hedi White

Absent (Excused): Michael Auerbach, Sarah Chu, Ellen Polivy, N. Sharon Pope, Marco Tamayo, Betty Cooper Wallerstein

Jacqueline Ludorf, Chair - Called the meeting to order at 7:00pm

1. Public Session:

- Mr. Fred Bondy, spoke about the Queensboro Bridge Oval

2. Public Hearing: 421-a Partial Tax Exemption for 333 East 91st Street, Block 1554, Lot 23-Application for Preliminary Certification of Eligibility for Partial Tax Exemption under Section 421-a of the New York State Real Property Tax Law and 11-245 of the New York City Administrative Code.

A motion was made to table this application.

Community Board 8M passed this resolution by a vote of 25 in favor, 8 opposed, and 2 Abstentions and 1 Not Voting for Cause.

3. New Business: Resolution in Support of a Tax Credit for Small to Mid-Sized Non-Profit Performing Arts Organizations

Whereas: For years, small to mid-sized non-profit theaters and performing arts organizations have added value both culturally and economically to New York City's individual communities, and to the city as a whole; and

Whereas: The current economic climate, however, has made it extremely difficult for many of these small to mid-sized non-profit theaters and performing arts organizations to stay in business; and

Whereas: The unprecedented cross-community board collaboration that has surrounded the crafting and support of this resolution is a unique phenomenon, clearly manifesting how vital and meaningful this sector is to communities throughout the City, and, therefore, the City as a whole.

Whereas: In 2008, New York Innovative Theatre Awards released a widely publicized study that evaluated trends regarding performance venues from neighborhood to neighborhood. The study found that over the last five years this sector lost a number of theaters to development. Twenty-six percent (26%) of Midtown's small to mid-sized performance space inventory, and twenty-five percent (25%) of performance spaces located in the West Village are now defunct¹. And this just accounts for two of New York City's neighborhoods; and

Whereas: There is a "core" group of small to mid-sized non-profit theaters and performing arts organizations that hold long-term leases. This "core" group is the life's blood of this sector, as the performing arts organizations within this group rent their spaces to performing arts companies that are unable to commit to long-term leases. As these "core" small to mid-sized non-profit theaters and performing arts organizations continue to disappear, so does the whole sector; and

Whereas: It is, therefore, imperative that we look at innovative solutions that will help rescue, preserve, and subsequently stimulate the seriously threatened small to mid-sized non-profit performing arts sector – the heart and soul of New York City's cultural landscape.

Whereas: New York City is known as a global cultural capital, due in large part to its unique fabric of small to mid-sized non-profit theaters and performing arts organizations. In microeconomic terms, this sector boosts New York City by supporting neighborhood small businesses, and attracting both New Yorkers and tourists alike who flock to the City specifically for its vibrant performing arts scene; and

Whereas: Small to mid-sized non-profit theaters and performing arts organizations have long been the foundation of New York City's arts and creative industries. These organizations are the primary incubators where new talent first emerges and is developed, and where real artistic risks can be taken; and

Whereas: The Arts also help the City retain talented graduates and attract investment from corporations that stay in or come to New York City in order to cull from an elite pool of creative workers, who, themselves, choose to locate in New York City for its thriving cultural scene.

Whereas: Local businesses such as restaurants and food markets, clothing stores, parking garages, and similar other retailers benefit from the influx of people brought into the community by small to mid-sized non-profit theaters and performing arts organizations; and

Whereas: The City would ultimately reclaim the revenue from a real estate tax credit through the ancillary spending generated by the influx of people who would come to these locations with the specific intention of patronizing arts-related events, and who would spend money at local businesses; and

Whereas: Small to mid-sized non-profit theaters and performing arts organizations throughout New York City's neighborhoods encourage community-friendly evening foot traffic, safe streets for our community residents, and help protect small business diversity; and

Whereas: Small to mid-sized non-profit theaters and performing arts organizations improve the quality of life in local neighborhoods and are a source of pride for local residents and businesses; and

Whereas: Long-term donated and rent-affordable Community Facility F.A.R., and under market leased spaces would provide a safe haven for artists and small to mid-sized non-profit theaters and performing arts organizations to create their art, protected from unwieldy and insurmountable rent hikes;

¹ NYIT Off-Off Broadway Survey Program, pp.5-6

THEREFORE BE IT RESOLVED THAT, Manhattan Community Board No.8 strongly urges that our elected City and State officials consider the implementation of a real estate tax credit to benefit small to mid-sized non-profit theaters and performing arts organizations, in order to consequently halt, and reverse, the alarming trend of theater closures, and the rapid demise of this sector. Manhattan Community Board No.8 will work with all of New York City's Community Boards to support specific legislation in this context.

Community Board 8M passed this resolution by a vote of 37 in favor, 0 opposed, and 2 abstentions.

4. Manhattan Borough President's Report: Shaan Khan represented the Borough President. Mr. Khan reported that Dan Benjoya had changed positions at the Borough Presidents Office and they were currently in between liaisons for the board.

5. Elected Official Reports:

- **Congresswoman Carolyn Maloney-Brice** Peyre represented the congresswoman. The congresswoman will be hold a Congressional Town Hall meeting on Sunday, March 7, 2010 at 2:00PM, Hunter College West Building Room 714. The topic will be Jobs and the Economy. AARP will be honoring the congresswoman with their annual award for her leadership in passing the Credit Card Accountability Act. The congresswoman was pleased more than \$400 million are included in the Obama Administration Draft Budget for the Second Avenue Subway and East Side Access.
- **NYS Senator Liz Krueger-Kyle** Sklerov represented the Senator. The Senator is currently in Albany for the State budget. Mr. Sklerov mentioned a number of key aspects of the Ethics Reform bill that passed the legislature but was later vetoed by the governor.
- **NYS Senator Jose M. Serrano-**
- **NYS Assembly Member Jonathan Bing-**Adam Brickman represented the Assembly member. Mr. Brickman mentioned the Assemblyman's Op Ed for Crain's New York where he highlighted ways New York State can create jobs and improve its economy by updating antiquated laws and improving conditions for businesses. The Assemblyman also introduced legislation to allow no-fault divorce as well as a series of bills aimed at giving patients, physicians and hospitals in New York more control in their relationship with insurance companies.
- **NYS Assembly Member Micah Kellner** reported he would be in Albany for the State budget. Sarah Chu and the board were thanked for their work on the new elementary school to deal with overcrowding in the district. Council Member Lappin and the parents of the Plus Coalition were also thanked for their work on this project. The Assemblyman has proposed legislation to ban the hiring of dangerous sex offenders as building superintendent or other building agents. The bill will also allow tenants to bring action against landlords if they are being sexually harassed by the landlord or their employees under the Warrant of Habitability.
- **Council Member Jessica Lappin** reported she was elected to chair the City Council Aging Committee. She is very pleased about the new plan for PS 267 which will be temporarily sited in the PS 158 space soon to be vacated by East Side Middle School. She also introduced a bill to create an Office of Urban Safety within the Department of Transportation. In April, in conjunction with AARP, their will be a Livability Study conducted across the state.
- **Council Member Daniel R. Garodnick-**Matt Scanlon represented the Councilmember. Mr. Scanlon stated the first law to pass the city council was the Tenant Fair Chance Act which makes the tenants screening process more accessible to tenants and to prevent tenants from being punished for exercising their rights against their landlord. The councilmember has been working closely with the 19th Precinct and the Madison Avenue

BID to make shopkeepers aware of the possible security options that are available in light of the recent death of an employee at the R.S. Durant jewelry store on Madison Avenue. The councilmember offered testimony last week in opposition to the curb cut alteration at 161 East 94th Street. The Department of City Planning voted to approve the curb cut application.

6. **Chair's Report-Jackie Ludorf:** Ms. Ludorf noted the passing of board member Marco Tamayo's mother.
7. **District Manager's Report-Latha Thompson:** Ms. Thompson thanked everyone for coming out to the CB8 Winter Wonderland Party at Maz Mezcal. Committee agenda's are due by Friday, February 19, 2010. Committee Comments for the Borough Presidents Annual Report are due on Friday, February 26, 2010. A notice regarding the City Charter revision was included in the board packets.

8. **Committee Reports & Action Items:**

Second Avenue Subway Task Force-M. Barry Schneider and H. Patrick Stewart, (*Co-Chairs*)

New Business:

WHEREAS the glass canopy design for the 2nd Avenue Subway entrances is large in scale and intrusive to the streetscape, and

WHEREAS the MTA has diminished the height of a subway entrance canopy on East 63rd Street, thereby acknowledging its intrusion on the adjacent building, and

WHEREAS this change signified that such a reduction is possible,

THEREFORE BE IT RESOLVED that Community Board 8 strongly recommends that the overall height of each glass canopy be reduced to its minimum size as it relates to the overall scale of its entrance.

Community Board 8M passed this by a vote of 42 in favor, 0 opposed and 0 abstentions

Street Life Committee-Cos Spagnoletti and Nicholas Viest, (*Co-Chairs*)

1. **Renewal Applications to the Department of Consumer Affairs for Sidewalk Cafes:**

- a. **Artaki Corp. d/b/a Peter's on 83rd, 1606 First Avenue (83rd/84th Streets)** – Renewal application for an unenclosed sidewalk café with 6 tables and 12 seats, DCA #1191822. Due date: Feb. 2nd. Hours: 10a – 11p weeknights and 8a – 11p weekends. Food/Drink: 90/10.

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

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

Community Board 8 passed this resolution by a vote of 39 in favor, 0 opposed and 0 abstentions

- b. **Orama Inc. d/b/a Trata, 1331 Second Avenue (@ 70th Street)** – Renewal application for an unenclosed sidewalk café with 24 tables and 51 seats, DCA #1190200. Due date: Feb. 11th. Hours: 12p – 11p weekdays and 12p – 12a weekends. Food/Drink: 75/25.

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

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

Community Board 8 passed this resolution by a vote of 39 in favor, 0 opposed and 0 abstentions

- c. **Braho Restaurant Corp d/b/a Barking Dog Luncheonette, 1453 York Avenue (@ 77th Street)** – Renewal application for an unenclosed sidewalk café with 9 tables and 17 seats, DCA #1220174. Due date: Feb. 8th. Hours: 7a – 11p M - Sun. Food/Drink: 80/20.

WHEREAS there are no changes to the café,

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

Community Board 8 passed this resolution by a vote of 34 in favor, 2 opposed and 4 abstentions

- d. **Martell's NYC, LLC d/b/a Wicker Park, 200 East 83rd Street (@ 3rd Avenue)** – Renewal application for an unenclosed sidewalk café with 26 tables and 54 seats, DCA #1231318. Due date: Feb. 8th Hours: 12p – 4am M - Sun. Food/Drink: 65/35.

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

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

Community Board 8 passed this resolution by a vote of 39 in favor, 0 opposed and 0 abstentions

2. **New Applications to the New York State Liquor Authority for Liquor Licenses:**

- a. **152 East 86, LLC d/b/a Shake Shack, 152 East 86th Street (Lexington/ Third Avenues)** – New application for a beer and wine license. Hours: 10:30a – 12a M - Sun. Food/Drink: 70/30.

WHEREAS this is a new application at this location,

WHEREAS the applicant currently owns 11 restaurants including Shake Shack in Madison Square Park, Union Square Café, Gramercy Tavern and The Modern,

WHEREAS there will be outdoor seating,

WHEREAS they will only allow beer/wine to be consumed on their premises and will have proper staffing to prevent it being taken off their site,

WHEREAS there will be cue lines within the property used by Shake Shack,

WHEREAS the establishment will stop serving at 11p,

WHEREAS the management agreed to re-look at the hours if they get complaints from the neighbors,

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

Community Board 8 passed this resolution by a vote of 40 in favor, 2 opposed and 0 abstentions

- b. **NAAM, Inc., 1700 Second Avenue (@ 88th Street)** – New application for a liquor, wine, and beer (on-premises) license (*Laid over from the Jan. '10 hearing, at the applicant's request*). Hours: 12p – 2am M - Sun. Food/Drink: 75/25.

WHEREAS this application is from a new owner,

WHEREAS the new owner has no relationship to the previous owner,

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

Community Board 8 passed this resolution by a vote of 42 in favor, 0 opposed and 0 abstentions

- c. **Ging Restaurant Inc d/b/a Ging, 1564 Third Avenue (87th/88th Streets)** – New application for a transfer of a liquor, wine, and beer (on-premises) license. Hours: 11:30a – 11p M – F, 12:30p – 12a Sat., 12:30p – 11p Sun. Food/Drink: 85/15.

WHEREAS this application is from a new owner who is retaining the name of the establishment,

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

Community Board 8 passed this resolution by a vote of 42 in favor, 0 opposed and 0 abstentions

- d. **Satelip Restaurant Corp d/b/a Satellite, 166 East 82nd Street (Lexington/Third Avenues)** – New application for a liquor, wine, and beer (on-premises) license. Hours: 11a – 2am M – Sun. Food/Drink: 80/20.

WHEREAS this application is for the space that was occupied by Le Refuge,

WHEREAS this application is for use of the rear yard,

WHEREAS the previous establishment also used of the rear yard,

WHEREAS there is no music in the rear yard,

WHEREAS the applicant will cease use of the rear yard at 9p,

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

Community Board 8 passed this resolution by a vote of 37 in favor, 4 opposed and 1 abstention

- e. **UES Rest Corp. d/b/a Saloon, 1584 York Avenue (83rd/84th Streets)** – New application for a transfer of a liquor, wine, and beer (on-premises) license. Hours: 11a – 12a weekdays and 11a – 4am weekends. Food/Drink: 30/70.

WHEREAS, the Saloon has a history of community complaints regarding noise and other issues, and

WHEREAS, this application is for a transfer of the license to completely new owners, and

WHEREAS, the applicant failed to provide, as promised, a letter addressed to the community board stating that they are aware of the specific community complaints and concerns about this establishment (noise, street conditions, etc.), their commitment to address these problems in a timely manner and the specific steps they will immediately take to resolve or mitigate these concerns.

THEREFORE BE IT RESOLVED that Community Board 8M disapproves this application.

Community Board 8 passed this resolution by a vote of 23 in favor, 18 opposed and 1 abstention

Transportation Committee- Jonathan Horn and Charles Warren, (*Co-Chairs*)

2) **A discussion of the East 67th Street Signage by Memorial Sloan Kettering**

WHEREAS, Memorial Sloan Kettering has requested certain parking signage changes be made on the north side of East 67th Street between First and York Avenues to better serve their needs, and

WHEREAS, these changes have no effect on parking availability to the general public,

THEREFORE BE IT RESOLVED, that Community Board 8M approves the following parking sign changes on the North side of East 67th Street

Community Board 8M passed this by vote of 39 in favor, 0 opposed, and 2 Abstentions

Landmarks Committee- David Liston and Jane Parshall, (Co-Chairs)

1) 23 East 67th Street -Upper East Side Historic District
THIS APPLICATION IS DIVIDED INTO 3 PARTS: 1) PARAPET, 2) GLASS FRONT DOOR AND 3) SIGN

A) **Parapet**

WHEREAS 23 East 67th Street is a rowhouse designed by Robert Robertson and built in 1882-1883 and redesigned in the neo-Federal style by Sterner and Wolfe in 1919.

WHEREAS the applicant removed the existing wood parapet consisting of a stockade fence with a railing on top, replacing it with a new 3'6" high brick parapet with precast coping that was approved by the Trust, but not by the LPC.

WHEREAS the applicant also designed a limestone detailed parapet with dentils which the applicant is now presenting as a preferable parapet to the LPC.

WHEREAS the replacement brick parapet does not in any way relate to the architectural details of the original building

WHEREAS the limestone detailed parapet relates to both the limestone at the cornice and to the limestone on the ground floor.

WHEREAS a limestone-detailed parapet is more appropriate to the architecture of the building within the historic district.

THEREFORE BE IT RESOLVED that this Part 1 of this application, the new limestone detailed design for the parapet, be approved as presented.

Community Board 8M passed this by vote of 42 in favor, 0 opposed, and 0 Abstentions

B) **Glass Front Door**

WHEREAS the applicant has replaced the existing wood door with a new ½" tempered glass door.

WHEREAS the existing wood door has been stored on location for future reuse.

WHEREAS the door measures 3' x 7'; the glass panel in the door measures 2' x 5' and is framed in wood.

WHEREAS a large retail window is adjacent to the door.

WHEREAS the new glass door is consistent with the status of the building today with its commercial use.

THEREFORE BE IT RESOLVED that this Part 2 of this application, the new wood-framed glass door, be approved as presented.

Community Board 8M passed this by vote of 28 in favor, 14 opposed, and 0 Abstentions

C) **Sign** (Substitute Motion to Approve)

WHEREAS the sign would be a small metal sign cantilevered off the building on a bracket.

WHEREAS the sign would measure 9" x 1'6" and be hung from a stainless steel frame painted black.

WHEREAS there are two existing art galleries on the upper floors that have signs set into the brick next to the entry door for the two galleries (separate from the door into the retail space).

WHEREAS a sign of the nature the applicant proposes is out of context with the residential character of the street.

WHEREAS a sign that is consistent with the signs for the two art galleries is more appropriate and would be preferable.

THEREFORE BE IT RESOLVED that this Part 3 of this application, the sign, be approved as presented.

Community Board 8M passed this by vote of 25 in favor, 17 opposed, and 0 Abstentions

2) **565 Park Avenue -Upper East Side Historic District**

WHEREAS 565 Park Avenue is a neo-Renaissance style apartment building designed by Robert T. Lyons and built in 1912-1913.

WHEREAS the applicant is proposing to modify an existing penthouse.

WHEREAS the penthouse is located on the 13th floor and is the 2nd floor of a duplex apartment and is on the backside of the building (the rear top-floor apartment).

WHEREAS the applicant proposes extending both sides of the existing penthouse for a total of 440 sq. ft. so that the penthouse will now be 60' in length.

WHEREAS the applicant proposes to lower the existing penthouse by 3' and set it back from the parapet by 3'.

WHEREAS the penthouse now reads as giant glass skylight; after remodeling the new elevation of the 13th floor will be glass, either fixed panes or sliding glass doors and will present as a glass wall.

WHEREAS the parapet is 4' high; the section of the penthouse visible above the parapet will range from 8' to 6'; the overall height of the penthouse will range from 12'8" to 10'3".

WHEREAS the applicant also proposes to replace the existing windows on the 12th floor (the first floor of the duplex) with new tilt-and-turn windows.

WHEREAS tilt-and-turn windows are inappropriate and out of context with both the architecture of the building and within the historic district.

THEREFORE BE IT RESOLVED that this application be approved as presented provided that the proposed tilt-and-turn windows become double hung wooden or aluminum windows that replicate the profile of the typical wooden windows of the building.

Community Board 8M passed this by vote of 42 in favor, 0 opposed, and 0 Abstentions

3) **44 East 71st Street -Upper East Side Historic District** (Disapproval)

WHEREAS 44 East 71st. is a neo-Georgian style residence designed by Aymar Embury, II, and built in 1928-29.

WHEREAS 44 East 71st Street, now owned by the So. Korean government is 34' wide with a 15' sidewalk.

WHEREAS 44 East 71st St. has never had a sidewalk canopy.

WHEREAS the entrance into the building is especially distinguished and would be obscured by a canopy.

WHEREAS 71st St. between Madison Avenue and Park Avenue is an unusually distinctive block containing many fine buildings.

WHEREAS canopies are inappropriate in the midblock within the historic district and especially for buildings of this type and size.

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

Community Board 8M passed this by vote of 41 in favor, 0 opposed, and 1 Abstention

197-a Committee- Judith Schneider and Helene Simon, (*Co-Chairs*)

4) The new Andrew Haswell Green Park at the waterfront level

WHEREAS for years the community has endured the decrepit condition of the site between York Avenue and the East River from East 59th Street to East 63rd Street which had been a Department of Sanitation Facility, a Heliport and most recently the staging area for the FDR Drive renovation.

WHEREAS the Department of Parks & Recreation has acquired the site from the Economic Development Corporation; and

WHEREAS Community Board 8M has an approved 197-a plan that calls for improved waterfront access and the creation of open space including dedicated park space and passive recreational facilities and preserves views to and from the Queensboro Bridge and the waterfront, and

WHEREAS the Department of Parks has developed a spectacular design that transcends the early vision of the planners and transforms the site into a verdant, welcoming park, a fabulous waterfront amenity for the entire community, and

WHEREAS the centrally located staircase, reminiscent to several members of the community of the Spanish Steps in Rome, will become a focal point of the park as it winds majestically through the gently rolling slope of the landscape,

THEREFORE BE IT RESOLVED that Community Board 8M approves the plan for the new Andrew Haswell Green Park that affords active and passive recreation in a unique waterfront setting with the following requirements:

1. Two solar power phones are to be located in this park, one at the Pavilion level and one at the waterfront level.
2. All Scarborough Benches are to be individual chairs and not uninterrupted benches.

Community Board 8 passed this resolution by a vote of 40 in favor, 0 opposed and 1 abstention

New Business

Resolution to Support Community Board 1 proposal to relocate Terror Trial to an alternative location

WHEREAS: The New York Police Department (NYPD) recently announced that they estimate the trial of Khalid Sheikh Mohammed to cost over \$200 million a year in security for what is likely to be a multi-year trial, and

WHEREAS: The Federal Courthouse is situated in the middle of what is the fourth largest commercial business district in the country and a dense residential neighborhood, and

WHEREAS: The lower Manhattan community has already endured the arduous and painful task of rebuilding its neighborhood in the aftermath of September 11th as well as environmental hazards, street closures, the shuttering of businesses and security checkpoints, and

WHEREAS: Holding the trial downtown would force the community to endure additional psychological and financial hardship, and

WHEREAS: The trials are likely to require extremely burdensome security measures for months and even years, to expose Lower Manhattan to greater than usual terror threats, and to have a severe adverse effect on the ability of Lower Manhattan residents, workers, and local business people to live and conduct business in a secure community with adequate quality of life, and

WHEREAS: The magnitude of the estimated costs of security to protect the surrounding neighborhood around the federal courthouse suggests that the site in and of itself may not be safe, and

WHEREAS: It is preposterous to propose spending close to hundreds of millions of dollars on a trial in the midst of an economic recession, particularly given that the September 11th attacks already wreaked over \$83 billion a year in damage on New York City according to estimates by the New York City Partnership, and

WHEREAS: In an article published January 20th, 2010, the New York Daily News cited a speech by NYPD Commissioner Raymond Kelly, which indicated that security will include “a double-layer of security...[with] a ‘soft’ perimeter...established from Bowery to Broadway, and from Franklin St. to Canal St...manned by cops on foot, horseback, and patrol cars [and a] harder perimeter, which will include bomb squad cops and police snipers...set up in the blocks adjacent to the 500 Pearl St. courthouse” as well as “2,000 barriers and checkpoints that will restrict pedestrians and traffic...[and] unannounced vehicle stops”, and

WHEREAS: There exist numerous possible alternatives for a federal criminal trial within the Southern District of New York, which should be studied to determine if they are feasible, including but not limited to Governors Island, Stewart Air National Guard Base in Newburgh, the U.S. Military Academy at West Point, and the Bureau of Prisons jail complex at FCI Otisville, and

WHEREAS: A feasibility study of the sites should be conducted to examine safety, security, cost, and impact on the community of these and any other sites proposed, now

THEREFORE BE IT RESOLVED THAT Community Board 8 urges the Office of Attorney General Eric Holder, the U.S. Attorney's Office for the Southern District of New York, the U.S. Federal Marshals, and NYPD to conduct an immediate assessment of appropriate alternatives within the Southern judicial district including but not limited to Governors Island, Stewart Air National Guard Base in Newburgh, the U.S. Military Academy at West Point, and the Federal jail complex at FCI Otisville.

Community Board 8 passed this resolution by a vote of 38 in favor, 1 opposed and 2 abstentions

With no further business the meeting was adjourned at 10:30 pm.