

Nicholas D. Viest
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The City of New York
Manhattan Community Board 8

LAND USE-FULL BOARD MEETING
Wednesday, September 19, 2012
Memorial Sloan-Kettering
430 East 67th Street, Auditorium
6:30PM

Community Board Members Present: Elizabeth Ashby, Kenneth Austin, Albert Barrueco, John Bartos, Molly Blayney, Matthew Bondy, Lori Ann Bores, Roy Carlin, Barbara Chocky, James Clynes, Christina Davis, Jeffrey Escobar, Cory Evans, Susan Evans, A. Scott Falk, Edward Hartzog, Lorance Hockert, Jonathan Horn, Lorraine Johnson, Dave Kleckner, David Liston, Jacqueline Ludorf, Domenico Minerva, Laurence Parnes, Jane Parshall, Ellen Polivy, Margaret Price, Hattie Quarnstrom, David Rosenstein, Barbara Rudder, William Sanchez, Judith Schneider, M. Barry Schneider, Teri Slater, Cos Spagnoletti, Patrick Stewart, Marco Tamayo, Debra Teitelbaum, Nicholas Viest, Elaine Walsh, Charles Warren, Hedi White

Community Board Members (Excused): Michele Birnbaum, Deirdre Breslin, Sarah Chu, George Fuchs, David Helpert, Mary Boresz Pike, Rita Lee Popper, Helene Simon

Community Board Members (Unexcused):

Total Attendance: 42

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

1. Public Session:

- Member of the public, Christina Delfico, representing the Roosevelt Island Coalition, spoke on the new Community Coalition for Roosevelt Island application.
- Member of the public, Brenda Levin, representing HFZ Capital, spoke in favor of 11 East 68th Street.
- Member of the public, Paul Selver, representing HFZ Capital, spoke in favor of 11 East 68th Street.
- Member of the public, Ken Camillori, representing New York City Clean Heat spoke.
- Member of the public, Steve Wypude, representing Pitch & Fork SW Café, spoke in favor of S.W. Café.
- Member of the public, Jean Pamphile, representing Webster Library, spoke on the upcoming program.
- Member of the public, Paul Siegel, representing Tananto, spoke in favor of Tananto.
- Member of the public, Penelope Josephides, representing Manhattan Neighborhood Network, spoke on MK 74th "land grab".
- Member of the public, Terry Grace, representing East 79th Street Neighborhood Association, spoke in opposition to the 73-74 new development.
- Member of the public, Richard Metsky, representing HFZ, spoke in favor of 11 East 68th Street.
- Member of the public, Elizabeth Ashby, spoke on the Carnegie Hill Neighbors electronics recycling and paper shredding event which will be held on October 2nd, 11:00am-7:00pm at the Church of the Heavenly Rest, 90th Street and Fifth Avenue.

- **Public Hearing: BSA Calendar No. 96-00-BZ, 4 East 77th Street, Block 1391, Lot 69**-Application for a 10-year extension of the term of the previously granted variance, which expired on August 9, 2010, an extension of time to obtain a Certificate of Occupancy for the subject building that reflects the variance and a waiver of the Board's Rules of Practice and Procedure to allow this application to be filed after the permitted filing period.

Whereas, this application for a 10-year extension of the term of the previously granted variance, which expired on August 9, 2010, an extension of time to obtain a Certificate of Occupancy for the subject building that reflects the variance and a waiver of the Board's Rules of Practice and Procedure to allow this application to be filed after the permitted filing period.

Whereas, Community Board 8M held a public hearing regarding this matter; therefore

Be It Resolved that Community Board 8M approves the BSA application for a 10-year extension of the term of the previously granted variance, which expired on August 9, 2010, an extension of time to obtain a Certificate of Occupancy for 4 East 77th Street.

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

- **Public Hearing: 421-a Partial Tax Exemption, 1355 First Avenue** - 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.

Whereas, this is an 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; and

Whereas, Community Board 8M held a public hearing regarding this matter;

Whereas, the applicant and their representative did not attend this meeting,

Be it resolved that Community Board 8M recommends **denial** of this application.

Community Board 8M voted to Disapprove this application by a vote of 35 in favor, 0 opposed, 2 abstentions and 0 not voting for cause.

- **Public Hearing: BSA Calendar No. 160-11-BZ, 42 East 69th Street, Block 1383, Lot 43-** Application to enclose the fourth floor roof at the fifth floor, raise the roof of the cellar two feet six inches into the required rear yard; and install an energy efficient gas-fired chiller/heater HVAC system on the roof (the proposed renovation). The proposed renovation does not comply with the height, lot coverage, rear yard setback, and rear yard regulations of ZR 23-633, 24-11, 24-36, 24-552 and 24-591 and therefore, a variance pursuant to Section 72-21 of the Zoning Resolution is required.

Whereas, the application to enclose the fourth floor roof at the fifth floor, raise the roof of the cellar two feet six inches into the required rear yard; and install an energy efficient gas-fired chiller/heater HVAC system on the roof (the proposed renovation). The proposed renovation does not comply with the height, lot coverage, rear yard setback, and rear yard regulations of ZR 23-633, 24-11, 24-36, 24-552 and 24-591 and therefore, a variance pursuant to Section 72-21 of the Zoning Resolution is required.

Whereas, Community Board 8M held a public hearing regarding this matter; therefore

Be It Resolved that Community Board 8M approves the BSA application to enclose the fourth floor roof at the fifth floor, raise the roof of the cellar two feet six inches into the required rear yard and install an energy efficient gas-fired chiller/heater HVAC system on the roof of 42 East 69th Street.

Community Board 8M adopted the resolution by a vote of 38 in favor, 1 opposed, and 0 abstentions.

- **Informational Presentation-CUNY-Memorial Sloan Kettering Project:** Presentation of the City's proposal to dispose of the site at the eastern end of the block between East 73rd Street and East 74th Street. The City proposes to sell the property to the City University of New York (CUNY) and Memorial Sloan-Kettering Cancer Center (MSKCC). CUNY proposes to build a new Hunter College Science and Health Professions Building. MSKCC proposes to build a new ambulatory care center. Land use actions include a disposition of City-owned land, zoning text and map amendments and special permits. ULURP applications will not be submitted for several more months and certification into ULURP is not expected until 1Q 2013, but CEQR requires a public scoping hearing that will occur in November to permit public testimony on the proposed contents of a DEIS. The presentation is being made to assist CB 8 in preparing for the November scoping hearing.

2. Adoption of the Agenda – Agenda adopted.

3. Adoption of the Minutes – July Land Use-Full Board meeting minutes adopted.

4. Manhattan Borough President's Report:

Kristen Ellis, a representative from the Manhattan Borough President Office (MBPO) Scott Stringer, reported on his latest initiatives. The MBPO is inviting the community to attend a Hispanic Heritage Month Celebration honoring several Hispanics who serve their communities on Monday, September 24th, 6PM-8PM, at Raymi Peruvian Kitchen & Pisco Bar, 43 West 24th Street (between 5th and 6th Ave.). RSVP to 212-669-4374 or receptions@manhattanbp.org. The MBPO along with other elected officials and Community Board 8 is hosting a Land Use Education Forum in preparation for the CornellNYC Tech Project so the community can learn about the land use review process. The Forum is being held on Thursday, October 4th, 6PM-8PM, at Manhattan Park Theater Club, 8 River Road, Roosevelt Island.

5. Elected Official's Reports:

- Cullen Barrie, a representative from Council Member Jessica Lappin's office, reported on her latest initiatives. He announced that Council Member Lappin and the Visiting Nurse Services of New York is sponsoring free flu shots for people 50 years and older on Tuesday, October 16th, at St. Stephen of Hungary Parish, 414 East 82nd Street between 1st & York Ave. from 10:00am-1:00pm. Appointments required. Please call Taina Prado at 212-980-1808 to schedule the appointment. She is also sponsoring a self-defense training course with City Council Speaker Christine Quinn and Council Members Melissa Mark-Viverito and Gale Brewer in Central Park for New Yorkers age 13 and older. Please RSVP by emailing events@council.nyc.gov or calling 212-788-6871. The Council Member will be participating in a government hearing to call on the Board of Elections to change the font on voting ballots because she is particularly concerned that small print ballots needlessly disenfranchise older voters.
- Christina Parisi, a representative from Congresswoman Carolyn Maloney's office, reported on her latest initiatives. The Congresswoman is very happy to announce that the James Zadroga 9/11 Health & Compensation Act finalized the ruling to incorporate 50 cancers to be covered under the program. She also announced the Town Hall event focusing on the President's Executive Order on Deferred Action for Childhood Arrivals. Representative Luis Gutierrez will hold this workshop which will include immigration advocates and experts on October 7th, 11AM-12:30PM at LaGuardia Community College. For more information please call our office at 212-860-0606.
- Patrick Madigan, a representative from NYS Senator Liz Krueger's office, reported on her latest initiatives. Senator Krueger's office is sponsoring two events. Free flu shots which will be given out from 10AM-1PM on October 11th at Lenox Hill Neighborhood House Senior Center at St. Peter's Church, 619 Lexington Avenue at 54th Street. Flu shots will be done by appointment. Please call the office at 212-490-9535. The Senator's Sixth Annual Senior Resource Fair will be held on Thursday, October 4th, 1:30PM-4:30PM at Temple Emanu-El, 1 East 65th Street, at Fifth Avenue. No RSVP necessary. For further information contact alicefisher.nyc@gmail.com or call 212-490-9535.
- Justin Rush, a representative from NYS Senator Jose Serrano's office, reported on his latest initiatives. Justin Rush announced that there has been a staff change at Senator Serrano's office and he is the new representative. He told everyone that he had brought in copies of the Senator's newsletter with details of all the community initiatives that the Senator is involved in. If there are any questions please feel free to contact the District Office by calling 212-828-5829.
- Helen Ohw, a representative from Assembly Member Kellner's office, reported on his latest initiatives. Helen said she only had one announcement to make in regards to the lawsuit for the Marine Transfer

Station. The State Supreme Court has granted to hear the case on October 16th. Obviously, the judge feels we have a good enough case and we can move forward with it.

- Matthew Walsh, a representative from Assemblymember Dan Quart's office reported on his latest initiatives. Matt just wanted to give an update regarding the Assemblymember hosting his Senior Health Care Street Fair. The event is scheduled for Thursday, October 25th, at the Knickerbocker Plaza at East 92nd Street and Second Avenue. They will be giving out free flu shots and the shingles vaccinations plus major health organizations will be there for preventive screenings. For more information please contact the Assemblymember's office by calling 212-605-0937.
- Genevieve Michel, a representative from Council Member Daniel Garodnick's office reported on his latest initiatives.

6. Chair's Report – Nick Viest:

Nick Viest gave his report. Nick chose to move immediately to the next agenda item which is the selection of the Nominating Committee members.

7. Selection of Nominating Committee:

The Manhattan Community Board 8 members selected their Nominating Committee Members. The selected Nominating Committee members are Teri Slater, Molly Blaney, Barry Schneider, Susan Evans, David Liston, Barbara Rudder, and John Bartos.

8. Committee Reports and Action Items:

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

Re: A request for (4) parking spaces in front of Ronald McDonald House, 405 East 73rd Street

WHEREAS, the Ronald McDonald House has requested that the no-parking area in front of their building at 405 East 73rd Street be increased to four spaces, equal to the length of their building, and

WHEREAS, the Ronald McDonald House uses this space to provide round-the-clock van transportation between their facility and their 13 hospital partners for the families of hospitalized children,

THEREFORE BE IT RESOLVED, that Community Board 8M approves changing the parking regulations in front of 405 East 73rd Street to "No Parking Any Time" for the total length of four parking spaces.

Community Board 8M APPROVED the resolution by a vote of 41 in favor, 0 opposed, 0 abstentions and 0 not voting for cause.

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

Re: 12 East 67th Street (between Fifth and Madison Avenues) - Upper East Side Historic District

- An altered Regency Revival style townhouse built in 1879 and re-designed in 1920 by James Gamble Rogers, and altered in 1978. Application is to alter the façade and create an areaway.

WHEREAS the applicant proposes to make various alterations to the front façade including 1) installing limestone columns, an entablature, and a black wrought iron railing across a row of three windows in the center of the third floor; 2) installing black wrought iron railings in front of the three windows on the second floor; 3) replacing the current exterior limestone base of the ground floor with a new rusticated limestone base so as to distinguish the base of the building from the upper floors; 4) replacing the ground floor center main door with a new wood door; 5) replacing the other ground floor door with an iron and glass door; and 6) creating a third door on the ground floor by replacing an existing window with an iron and glass door to match the above-mentioned proposed iron and glass door with the result that the ground floor will have a wooden center main door with identical iron and glass doors on either side.

WHEREAS the proposed changes constitute a restoration to the façade that is sensitive to the character of the building both in terms of proposed materials and proposed design.

THEREFORE BE IT RESOLVED that the application is approved.

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

Re: 42 East 69th Street (between Madison and Park Avenues) [Jewish National Fund] - Upper East Side Historic District – Neil Weisbard, Counsel and Herb Mandel, Architect – A neo-French Renaissance (Francois I) style residence designed by C.P.H. Gilbert and built in 1919-21. Application to alter the existing façade, replace windows, and demolition and reconstruction of Annex.

WHEREAS the Board wishes to take this application in two parts: Part 1 (the Main Building) and Part 2 (the Annex).

Part 1 – the Main Building

WHEREAS the changes to the front façade are limited to removing the grills in front of the eastern window and the western egress door;

WHEREAS the eastern window will be replaced with a door that will enable access for the handicapped and will match the existing western door;

WHEREAS the enlargement of the cellar in the rear enables the construction of a terrace at the first floor;

WHEREAS the new doors to the terrace are within the existing window openings and are similar in character to the windows being replaced;

WHEREAS the enlargement of the fifth floor will align the face of the fifth floor with the rear façade of the first through fourth floors below;

WHEREAS the façade of the enlargement will be of brick to match the brick at the rear of the building and whose windows will be smaller but similar to the windows on the fourth floor;

THEREFORE BE IT RESOLVED that the application is approved.

Manhattan Community Board 8 adopted this recommendation by a vote of 39 in favor, 0 opposed, 0 abstentions, and 1 not voting for cause.

Part 2 – the Annex

WHEREAS the screen wall in front of the Annex will incorporate one of the grills removed from the east and west doors of the front façade;

WHEREAS the front façade of the Annex, which is set back 15 feet from the property line, will be of translucent glass in a contemporary character to reflect that this structure is not part of the original building;

WHEREAS the proposed front façade of the Annex will be different in design and character from the original building, the proposal is sufficiently harmonious with same;

THEREFORE BE IT RESOLVED that the application is approved.

Manhattan Community Board 8 adopted this recommendation by a vote of 28 in favor, 12 opposed, 0 abstentions, and 1 not voting for cause.

Re: 18 East 69th Street (between Fifth and Madison Avenues) - Upper East Side Historic District - Javier Robles, Principal – A neo-Grec style residence designed by Charles Buek & Co and built in 1881-82. Application for a rooftop addition and new street facade windows (2nd to 4th stories).

WHEREAS the applicant proposes to install three bay windows on the 2nd, 3rd, and 4th stories along a vertical line of the street façade;

WHEREAS the above-mentioned three windows would be installed into what are “blind bays” in that they are presently without windows;

WHEREAS the above-mentioned new windows would be double-hung with brownstone surround to match the existing windows on either side of the bay on the 2nd, 3rd, and 4th stories;

WHEREAS the applicant also proposes to install an additional bulkhead on the rooftop which will be set back 26’ from the street, thereby increasing the bulk in the rear of the rooftop in order to accommodate an internal staircase leading to the roof.

WHEREAS with regard to the rear façade, the applicant proposes to remove the existing second floor window and fill the opening with masonry to match the existing masonry and to add new steel fixed and casement windows in the existing masonry openings on the 3rd and 4th floors;

WHEREAS the Committee wishes to take this application in two parts: Part 1 (the Bay Windows) and Part 2 (the Bulkhead and Rear Façade).

Part 1 - the Bay Windows

WHEREAS the present absence of bay windows along a vertical line of the street façade contributes to the unique character of this building and adding said windows would be inconsistent with the existing design and character of the building;

THEREFORE BE IT RESOLVED that the Board approves Part 1 – the bay windows portion of the application.

Manhattan Community Board 8 adopted this recommendation by a vote of 35 in favor, 6 opposed, and 0 abstentions.

Part 2 - the Bulkhead and Rear Façade

WHEREAS the Committee finds that the proposed expansion to the bulkhead is not visible from the street and neither the proposed bulkhead nor the proposed windows for the rear façade are inconsistent with the design and character of the building;

THEREFORE BE IT RESOLVED that the Committee approves Part 2 – the Bulkhead and Rear Façade of the application.

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

Re: 123 East 71st Street (between Park and Lexington Avenues) – Upper East Side Historic District - Garrow Kedigian, Architect – A Italianate style residence built in 1865 and redesigned by Thomas Nash, with some Italianate elements remaining, in 1904. Application for a 5th floor addition.

WHEREAS the architectural character of the fifth floor addition is compatible with the style of the building;

WHEREAS the front façade of the addition will be made of lead coated copper to match the material of the fifth floor of the adjacent building;

WHEREAS the rear façade will be set back to align with the fourth floor below;

WHEREAS this is an appropriate design for the historic district

THEREFORE BE IT RESOLVED that the application is approved.

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

Re: 11 East 68th Street (at Madison Avenue) - Upper East Side Historic District - Richard Metsky, Architect - A neo-Renaissance style apartment building designed by Herbert Lucas and built in 1912-13. Application to alter windows, entry and entry courtyard, and sidewalk, and to construct rear yard and penthouse additions.

WHEREAS 11 East 68th Street is a contributing building within the Upper East Side Historic District;

WHEREAS 11 East 68th Street, also known as “The Marquand”, occupies the site of 3 brownstones designed by Richard Morris Hunt for Henry G. Marquand.

WHEREAS 11 East 68th Street is a particularly fine example of the neo-Renaissance style and presents the austerity and restraint of an Italian palazzo as translated into an apartment building;

WHEREAS the brick and bow-window upper floors rest atop a handsome pillow-rusticated limestone base;

WHEREAS the Board wishes to take this application into four parts: Part 1 (the Changes to the East 68th Street Elevation), Part 2 (the Changes to the Entrance and Entry Courtyard and Sidewalk on East 68th Street), Part 3 (the Enlargement of the Cellar Space and 1st floor), and Part 4 (the Changes to the Existing Copper-clad Penthouse, including Changes to the Height, Floor area and Fenestration).

Part 1 (the Changes to the East 68th Street Elevation)

WHEREAS the applicant proposes to enlarge the retail window at the corner, cutting the window down through the limestone base (water coursing element) while retaining the pillow keystone feature of the existing window.

WHEREAS the applicant proposes to create a new storefront entry door to the east of the existing entry courtyard, also cutting through the limestone base (water coursing element).

WHEREAS the proposed changes to the East 68th Street elevation will compromise the symmetry, restraint, and elegance of the original neo-renaissance design.

WHEREAS the proposed changes to the East 68th Street elevation will cut through and destroy original material that is integral to a contributing building in the historic district.

WHEREAS the proposed changes will alter forever, and bring disharmony to, the dominant elevation of one of the great neo-Renaissance style apartment buildings in the city

THEREFORE BE IT RESOLVED that this application is disapproved as relates to the above-described Part 1.

Manhattan Community Board 8 adopted this recommendation by a vote of 39 in favor, 1 opposed, 0 abstentions, and 1 not voting for cause.

Part 2 (The Changes to the Entry and Entrance Courtyard and Sidewalk on East 68th Street)

WHEREAS the applicant proposes to create a handicapped accessible ramp along the west side of the entry courtyard.

WHEREAS the applicant proposes a new entry marquee to cover the door only to take the place of the existing awning which now goes from the sidewalk through the entry courtyard to the front door.

WHEREAS the applicant proposes to add planters to both the east and west sides of the entry courtyard.

WHEREAS the applicant proposes adding steps at the front of the entry courtyard just in from the sidewalk to correct the change in grade from the sidewalk to the entry door – a change of 2 ½’.

WHEREAS the applicant proposes to replace the existing material of the entry court with granite pavers.

WHEREAS handicapped-accessible entrance ramps on both the east and west sides of the entry courtyard to create handicapped accessibility would enhance the symmetry that is the great hallmark of the East 68th Street elevation while installing said ramp on only one side the entry courtyard sharply diminishes said symmetry.

WHEREAS the proposed granite pavers and the proposed planters are inappropriate and out-of-context and too contemporary for a neo-Renaissance-style apartment building of this stature within the historic district.

WHEREAS the proposed granite pavers and the proposed planters diminish the austerity of the East 68th Street elevation.

THEREFORE BE IT RESOLVED that this application is approved as relates to the above-described Part 2. **Manhattan Community Board 8 adopted this recommendation by a vote of 27 in favor, 13 opposed, 0 abstentions, and 1 not voting for cause.**

Part 3 (the Enlargement of the Cellar Space and 1st floor)

WHEREAS with regard to the rearyard, the applicant proposes to extend the rear of cellar to create an additional space of 11’ by 66’ and the rear of the ground floor by 752 square feet.

WHEREAS the proposed extension of the rear of the cellar will not be visible and the proposed extension of the rear of the ground floor is not visible from the public way and is not an excess intrusion into the rearyard space.

THEREFORE BE IT RESOLVED that this application is approved as relates to the above-described Part 3.

Manhattan Community Board 8 adopted this recommendation by a vote of 41 in favor, 0 opposed, 0 abstentions and 1 not voting for cause.

Part 4 (the Changes to the Existing Copper-clad Penthouse, including Changes to the Height, Floor Area and Fenestration)

WHEREAS the applicant proposes to transform an existing structure on the rooftop, enlarging the first floor of same by 455 square feet an additional 640 square feet to be added the second floor of same, replacing existing copper with a green-colored corrugated metal.

WHEREAS said changes are inconsistent with the character and design of the building and would upset the balance and scale of same.

THEREFORE BE IT RESOLVED that this application is approved as relates to the above-described Part 4.

Manhattan Community Board 8 adopted this recommendation by a vote of 26 in favor, 12 opposed, 1 abstention, and 1 not voting for cause.

Re: 12 East 78th Street (between Fifth and Madison Avenues) – Metropolitan Museum Historic District – Metropolitan Museum Historic District – *Selldorf Architects* – A rowhouse designed by Charles Graham and built in 1886-7. Application to alter the front façade and stoop facing 78th Street.

WHEREAS this brownstone building had been painted a dark grey;

WHEREAS probes showed various shades of grey;

WHEREAS the building will be painted a light grey to emulate limestone;

WHEREAS the decorative accents painted dark grey will remain dark grey;

THEREFORE BE IT RESOLVED that the application is approved.

Manhattan Community Board 8 adopted this recommendation by a vote of 42 in favor, 0 opposed, and 0 abstentions.

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

1a. **UES Rest Corp. d/b/a Saloon, 1584-86 York Avenue (83rd/84th Streets)** – New application for a cabaret license

WHEREAS there have been no complaints,

WHEREAS no one from the public objected,

WHEREAS the local neighborhood association is in support of the application,

WHEREAS there has been a marked improvement in the surrounding area,

BE IT RESOLVED THAT the application is **Approved**.
Manhattan Community Board 8 adopted the resolution by a vote of 38 in favor, 3 opposed, and 0 abstentions.

2a. **Remedy Bar Group, LLC dba Uptown, 1576 Third Avenue (88th/89th Streets)** – Renewal application for a unenclosed sidewalk café with 9 tables and 20 seats, DCA #1161913

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 42 in favor, 0 opposed, and 0 abstentions.

2b. **By the Glass, Inc. dba Uva, 1486 Second Avenue (77th/78th Streets)** – Renewal application for an unenclosed sidewalk café with 8 tables and 16 seats, DCA #1190933. Due date: Oct. 4th

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 42 in favor, 0 opposed, and 0 abstentions.

2c. **Faith EFI Corp. dba Effy's Café, 1638 Third Avenue (91st/92nd Streets)** – Renewal application for an unenclosed sidewalk café with 10 tables and 20 seats, DCA #1217336. Due date: Oct. 4th

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 42 in favor, 0 opposed, and 0 abstentions.

2d. **Tiramisu Restaurant, LLC dba Tiramisu Restaurant, 1410 Third Avenue (@ 80th Street)** – Renewal application for an unenclosed sidewalk café with 13 tables and 26 seats, DCA #1282359. Due date: Oct. 5th

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 42 in favor, 0 opposed, and 0 abstentions.

2f. **Egg White, Inc. dba Blockheads, 1563 Second Avenue (81st/82nd Streets)** – Renewal application for an unenclosed sidewalk café with 9 tables and 16 seats, DCA #1023023

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 following by a vote of 42 in favor, 0 opposed, and 0 abstentions.

3a. **JBB Bar & Grill, Inc. dba the Pitch & Fork, 1600 First Avenue (83rd/84th Streets)** – New application for an unenclosed sidewalk café with 7 tables and 14 seats, DCA #1438163. Due date: Sept. 6th

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

Manhattan Community Board 8 adopted the resolution by a vote of 39 in favor, 0 opposed, and 1 abstention.

4a. **RLJ C NY Upper Eastside Lessee, LLC & Highgate Hotels, LP dba Courtyard by Marriott, 410 East 92nd Street (First/York Avenues)** – New application for a beer only license

WHEREAS this is only for the convenience of hotel guests,

WHEREAS No one from the public objected,

WHEREAS the establishment did have a license at this location in the past,

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.

4b. **FPP 1293 3rd Ave, LLC dba Francoise Payard Patisserie, 1293 Third Avenue (74th/75th Streets)**- New application for a wine and beer only license

WHEREAS this is only for beer and wine,

WHEREAS there was a member of the public in support,

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.

4c. Saffron Garden Manhattan NY, Inc. dba La Bouchon, 304 East 78th Street (Second/First Avenues) –

New application for a wine and beer license

WHEREAS this is only for beer and wine,

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 41 in favor, 0 opposed, and 0 abstentions.

4d. Anzuelo Corp. dba CT Wine Bar, 1728 Second Avenue (@ 90th Street) – New application for a wine and beer license

WHEREAS this is only for beer and wine,

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 41 in favor, 0 opposed, and 0 abstentions.

4e. NZM Corp., 435 East 86th Street (First/York Avenues) – New application for a wine, beer, and liquor (on-premises) license

WHEREAS this is for a full liquor license,

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 41 in favor, 0 opposed, and 0 abstentions.

4f. 92nd and 3rd Rest. Corp. dba Amsterdam Ale House, 1644 Third Avenue (92nd/93rd Streets) – New application for a wine, beer, and liquor (on-premises) license

WHEREAS this is for a full liquor license,

WHEREAS the new hours will be, Sunday-Wednesday until 2A, Thursday-Saturday until 4AM

WHEREAS there was a member of the public in support

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.

4g. Mrmadison, LLC dba Altamarea Group, 1165-67 Madison Avenue (@ 86th Street) - New application for a wine, beer, and liquor (on-premises) license

WHEREAS this is for a full liquor license

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 41 in favor, 0 opposed, and 0 abstentions.

4h. DTUT Café, Inc. dba DTUT Café, 1744 Second Avenue (90th/91st Street) - New application for a wine, beer, and liquor (on-premises) license

WHEREAS this is for a full liquor license

WHEREAS No one from the public objected,

WHEREAS there will be no liquor dispensed until after 4PM

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.

4i. Montgomery Jay, LLC, 1701 Second Avenue (@ 88th Street) - New application for a wine, beer, and liquor (on-premises) license

WHEREAS this is for a full liquor license,

WHEREAS No one from the public objected,

WHEREAS the new hours will be, Friday & Saturday 4AM, Monday – Thursday until 2A, Sunday midnight

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.

4j. 1690 York Rest. Inc. dba Brinkley's Gardens, 1690 York Avenue (@ 89th Street) - New application for a wine, beer, and liquor (on-premises) license

WHEREAS this is for a full liquor license,

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 41 in favor, 0 opposed, and 0 abstentions.

4k. **Bellini Café, Inc. 1668 Third Avenue (93rd/94th Streets)** – New application for a wine, beer, and liquor (on-premises) license

WHEREAS this is for a full liquor license,
WHEREAS no one from the public objected,
WHEREAS there was a member of the public in support,
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.

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

Public Hearing re: Applications for Single-block Street Fairs for Calendar Year 2012

1. Yorkville Community School to close East 88th Street between York and First Avenue on Saturday, October 20, 2013 from 10AM to 3PM for a Block Party

This is the NYC elementary school (also known as PS 151) formally located on East 91st Street. The event, open to the public is encourage community involvement with the school. Several hundred people are expected to attend. There will be no animals.

Manhattan Community Board 8 motion to approve by a vote of 40 in favor, 1 opposed, and 0 abstentions.

2. Hunter College to close East 69th Street between Lexington and Park Avenue on Wednesday, October 24, 2012 from 1PM to 5PM for a Block Party

This event will be open to the public; all other Hunter College street activity applications have been withdrawn. Food will be catered. Aim is to promote interaction among students, faculty and surrounding community including local businesses.

Manhattan Community Board 8 motion to approve by a vote of 40 in favor, 1 opposed, and 0 abstentions.

3. Residents of East 91st Street to close East 91st Street between Park and Lexington Avenue on Wednesday, October 31, 2012 from 4PM to 8PM for a Block Party

This will be the 3rd year for this event which is intended to provide a safe place for children of the block and neighborhood to trick or treat for Halloween. There will be no vendors and no music. Committee discussion included some concern that this event will set a precedent for other similar street closings.

Manhattan Community Board 8 motion to approve by a vote of 32 in favor, 9 opposed, and 0 abstentions.

4. Rudolf Steiner School to close East 79th Street between Madison and Fifth Avenue on Saturday, November 17, 2012 from 10AM to 4PM for a Block Party

The applicant did not appear.

There was consensus in the committee that block parties should not be located on major two-way thoroughfare.

Manhattan Community Board 8 motion to disapprove by a vote of 40 in favor, 0 opposed, and 0 abstentions.

5. All Souls School to close East 80th Street between Lexington and Third Avenue on Wednesday, May 29, 2013 from 4PM to 7PM for a Block Party

First-time application. This event has previously been held annually inside the school at year-end and is being moved to the street due to overcrowding. It will be open to the public. There will be crafts and entertainment; some amplified music appropriate for preschool children.

Committee discussion included some concern that city streets should not be closed to accommodate private entity events even if they are open to the public. Others felt that entities such as private schools are an important part of the community and should be supported when possible.

Manhattan Community Board 8 motion to approve by a vote of 30 in favor, 9 opposed, and 0 abstentions.

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

1. Discussion and Preparation of FY2014 Capital and Expense Budget Requests.

Those present reviewed CB8's FY2013 priorities for FY 2014 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) Fund the installation of Fire Alarm system for the Yorkville and Webster Branch libraries
- 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) Fund the expansion of the Roosevelt Island Branch Library
- 9) Fund the installation of pedestrian countdown timers and audible accessible crossings signals for intersections
- 10) Provide funding for an elevator at the Yorkville Branch Library.
- 11) Install historic lamppost in historic districts

Continuing Support/Capital:

CS Funding for the creation of an Older Adult recreation area in John Jay Park

CS Fund rooftop HVAC at 67th Street 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

CS Provide funding for Third Water Tunnel Mains

CS Provide funding to upgrade the computer center at Hunter College Campus School

CS Provide funding for the renovation of the Jacqueline Grennan Wexler Library

Manhattan Community Board 8 approved the Capital Budget by a vote of 37 in favor, 2 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 Parks and throughout the district.
- 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; and Senior Congregate Care Meal Programs.
- 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 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 funding to purchase Bobcat and accessories for NYC Department of Parks and Recreation for Community Board 8
- 13) Provide additional funding for Children's Services, especially programs to prevent abuse and neglect.
- 14) Provide funding for additional 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) Provide funding to all NYPL to maintain six-day service, increase hours, resources and programs.
- 18) Restore funding for all staffing of FDNY Fire Marshalls.
- 19) Provide funding for small business loans to all businesses affected by Second Avenue Subway construction.
- 20) Fund additional PEP officers for all Community District 8 Parks.
- 21) Maintain recycling program
- 22) Continue funding to insure all NYCHA community and senior centers remain open.
- 23) Fund additional DCA inspectors for sidewalk café and street vendor regulation enforcement.
- 24) Fund additional NYPD Police Officers

Manhattan Community Board 8 approved the Expense Budget Priorities by a vote of 38 in favor, 1 opposed, and 0 abstentions.

9. Old Business

No old business.

10. New Business

Manhattan Borough Board Resolution in Support of Tidal Surge Preparedness

WHEREAS, Climate change will create significant challenges to New York City in the years and decades to come; and

WHEREAS, New York City's infrastructure, including its building stock, must be prepared to handle the effects of climate change; and

WHEREAS, the potential increasingly exists for New York City to be hit by a major storm which could cause a tidal surge of up to 20 feet; and

WHEREAS, the flooding caused by such a surge, which happened in the 19th Century, would be calamitous, particularly to those living within several blocks of the Hudson River; and

WHEREAS, sea gates have been built in London, Rotterdam and Venice to protect those cities, which could also be protective in New York City; and

WHEREAS, a study of both the potential for such a surge and an appropriate response would be prudent;

THEREFORE BE IT RESOLVED, that the Manhattan Borough Board requests a study by the Army Corps of Engineers for potential flooding related to storm surge in Manhattan and to explore the feasibility of installing sea gates and barriers, and

THEREFORE BE IT FURTHER RESOLVED, that the Manhattan Borough Board calls on the Department of City Planning and the New York State Department of Environmental Conservation to require climate change preparedness to be a part of Environmental Impact Statements for all new projects in New York City.

Manhattan Community Board 8 adopted the resolution by a vote of 38 in favor, 0 opposed, and 1 abstention.

The meeting was adjourned at 10:00PM.

Nicholas D. Viest, Chair