

Valerie S. Mason  
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**The City of New York  
Community Board 8 Manhattan**

April 20, 2024

Edward F. Pincar  
Manhattan Borough Commissioner  
Department of Transportation  
59 Maiden Lane, 37th Floor  
New York, NY 10038

**RE: Revocable Consent Application to construct, maintain and use a fenced-in areaway with steps at 38 East 75th Street**

Dear Commissioner Pincar,

At the Full Board meeting of Community Board 8 Manhattan held on April 19, 2024, the board approved the following resolution by a vote of 39 in favor, 3 opposed, 0 abstentions and 0 not voting for cause.

**WHEREAS;** 38 East 75<sup>th</sup> Street is seeking a revocable consent to construct, maintain and use a fenced-in areaway;

**WHEREAS;** the proposed areaway would be in conjunction with a recentering of the front entranceway of the property; and

**WHEREAS;** the proposed fence would extend 4'7"; beyond the property line, bringing it in line with the adjacent properties; and

**WHEREAS;** the proposed effective sidewalk width will be 6'; and

**WHEREAS;** 6' of clearance was perceived as insufficient for pedestrians, especially those who are pushing strollers or using wheelchairs; and

**WHEREAS;** limiting public right of way on this block was not going to provide a benefit to the general public;

**THEREFORE, BE IT RESOLVED,** that Community Board 8 Manhattan disapproves the revocable consent application to construct, maintain and use a fenced-in areaway with steps at 38 East 75th Street.

Please advise our office of any action taken on this matter.

Sincerely,

*Valerie S. Mason*

Valerie S. Mason  
Chair

*Craig Lader and Charles Warren*

Craig Lader and Charles Warren  
Co-Chairs, Transportation Committee

cc: Honorable Kathy Hochul, Governor of New York  
Honorable Eric Adams, Mayor of the City of New York  
Honorable Mark Levine, Manhattan Borough President  
Honorable Jerrold Nadler, 12th Congressional District Representative  
Honorable Liz Krueger, NYS Senator, 28th Senatorial District  
Honorable José M. Serrano, NYS Senator, 29th Senatorial District  
Honorable Edward Gibbs, NYS Assembly Member 68th Assembly District  
Honorable Alex Bores, NYS Assembly Member, 73rd Assembly District  
Honorable Rebecca Seawright, NYS Assembly Member 76th Assembly District  
Honorable Keith Powers, NYC Council Member, 4th Council District  
Honorable Julie Menin, NYC Council Member, 5th Council District  
Honorable Diana Ayala, NYC Council Member, 8<sup>th</sup> Council District