

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: FEBRUARY 28, 2012

COMMITTEE OF ORIGIN: BATTERY PARK CITY

COMMITTEE VOTE:	6 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	0 In Favor	1 Opposed	0 Abstained	0 Recused
BOARD VOTE:	34 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Common Cents, application for a street activity permit on Sunday, April 29, 2012 at Hudson River Park Trust Pier 84 and Nelson A. Rockefeller Park in Battery Park City

WHEREAS: The applicant has applied for a street activity permit for Sunday, April 29, 2012 at Hudson River Park Trust Pier 84 and Nelson A. Rockefeller Park in Battery Park City; now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 does not oppose the proposed street activity permit submitted by Common Cents to host a walkathon at Hudson River Park Trust Pier 84 and Nelson A. Rockefeller Park in Battery Park City on Sunday, April 29, 2012 subject to the following conditions:

1. The Lower Manhattan Construction Command Center reviews the application and determines that it is compatible with nearby construction activity that is expected to be simultaneously underway, and
2. Traffic control agents are deployed as needed to ensure that there is no significant adverse impact from the event on traffic flow, and
3. Clean-up will be coordinated with the appropriate City Agencies, and
4. Bands and persons with megaphones are not situated along the route such that they disturb residents, and
5. Pedestrian and vehicular traffic in and out of all garages downtown remain open at all times.

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PUBLIC MEMBERS:	0 In Favor	1 Opposed	0 Abstained	0 Recused
BOARD VOTE:	34 In Favor	0 Opposed	0 Abstained	0 Recused

RE: William Syndrome Association, application for a street activity permit on Sunday, May 6, 2012 from Wagner to West Thames to the Esplanade to Chambers Street and back during the hours of 9:00 AM to 12:30 PM

WHEREAS: The applicant has applied for a street activity permit for Sunday, May 6, 2012 from Wagner to West Thames to the Esplanade to Chambers Street and back; now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 does not oppose the proposed street activity permit submitted by the William Syndrome Association to host a walkathon from Wagner to West Thames to the Esplanade to Chambers Street and back during the hours of 9:00 AM to 12:30 PM on Sunday, May 6, 2012 subject to the following conditions:

1. The Lower Manhattan Construction Command Center reviews the application and determines that it is compatible with nearby construction activity that is expected to be simultaneously underway, and
2. Traffic control agents are deployed as needed to ensure that there is no significant adverse impact from the event on traffic flow, and
3. Clean-up will be coordinated with the appropriate City Agencies, and
4. Bands and persons with megaphones are not situated along the route such that they disturb residents, and
5. Pedestrian and vehicular traffic in and out of all garages downtown remain open at all times.

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PUBLIC MEMBERS:	0 In Favor	1 Opposed	0 Abstained	0 Recused
BOARD VOTE:	34 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Dress for Success Worldwide, application for a street activity permit on Saturday, May 12, 2012 from Historic Battery Park to Battery Place to West Thames to the Esplanade to Chambers Street and back to Battery Park

WHEREAS: The applicant has applied for a street activity permit for Saturday, May 12, 2012 from Historic Battery Park to Battery Place to West Thames to the Esplanade to Chambers Street and back to Battery Park; now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 does not oppose the proposed street activity permit submitted by the Dress for Success Worldwide to host a walkathon from Historic Battery Park to Battery Place to West Thames to the Esplanade to Chambers Street and back to Battery Park on Saturday, May 12, 2012 subject to the following conditions:

1. The Lower Manhattan Construction Command Center reviews the application and determines that it is compatible with nearby construction activity that is expected to be simultaneously underway, and
2. Traffic control agents are deployed as needed to ensure that there is no significant adverse impact from the event on traffic flow, and
3. Clean-up will be coordinated with the appropriate City Agencies, and
4. Bands and persons with megaphones are not situated along the route such that they disturb residents, and
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DATE: FEBRUARY 28, 2012

COMMITTEE OF ORIGIN: BATTERY PARK CITY

COMMITTEE VOTE:	5 In Favor	0 Opposed	1 Abstained	0 Recused
PUBLIC MEMBERS:	0 In Favor	1 Opposed	0 Abstained	0 Recused
BOARD VOTE:	34 In Favor	0 Opposed	0 Abstained	0 Recused

RE: American Lung Association, application for a street activity permit on Saturday, May 19, 2012 from Historic Battery Park to Battery Place to West Thames to the Esplanade to Chambers Street and back to Battery Park

WHEREAS: The applicant has applied for a street activity permit for Saturday, May 19, 2012 from Historic Battery Park to Battery Place to West Thames to the Esplanade to Chambers Street and back to Battery Park; now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 does not oppose the proposed street activity permit submitted by the American Lung Association to host a walkathon from Historic Battery Park to Battery Place to West Thames to the Esplanade to Chambers Street and back to Battery Park on Saturday, May 19, 2012 subject to the following conditions:

1. The Lower Manhattan Construction Command Center reviews the application and determines that it is compatible with nearby construction activity that is expected to be simultaneously underway, and
2. Traffic control agents are deployed as needed to ensure that there is no significant adverse impact from the event on traffic flow, and
3. Clean-up will be coordinated with the appropriate City Agencies, and
4. Bands and persons with megaphones are not situated along the route such that they disturb residents, and
5. Pedestrian and vehicular traffic in and out of all garages downtown remain open at all times.

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PUBLIC MEMBERS:	0 In Favor	1 Opposed	0 Abstained	0 Recused
BOARD VOTE:	34 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Earth Celebration, application for a street activity permit on Saturday, May 12, 2012 at the Irish Hunger Memorial-Rockefeller Park Procession along Promenade North to connection with Hudson River Park Trust section North of Chambers Street

WHEREAS: The applicant has applied for a street activity permit for Saturday, May 12, 2012 at the Irish Hunger Memorial-Rockefeller Park Procession along Promenade North to connection with Hudson River Park Trust section North of Chambers Street; now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 does not oppose the proposed street activity permit submitted by Earth Celebration to host a walkathon from from West Street to North End Avenue and on North End Avenue from the Irish Hunger Memorial-Rockefeller Park Procession along Promenade North to connection with Hudson River Park Trust section North of Chambers Street on Sunday Saturday, May 12, 2012 subject to the following conditions:

1. The Lower Manhattan Construction Command Center reviews the application and determines that it is compatible with nearby construction activity that is expected to be simultaneously underway, and
2. Traffic control agents are deployed as needed to ensure that there is no significant adverse impact from the event on traffic flow, and
3. Clean-up will be coordinated with the appropriate City Agencies, and
4. Bands and persons with megaphones are not situated along the route such that they disturb residents, and
5. Pedestrian and vehicular traffic in and out of all garages downtown remain open at all times.

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PUBLIC MEMBERS:	0 In Favor	1 Opposed	0 Abstained	0 Recused
BOARD VOTE:	34 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Manuka Sports Event MGMT, application for a street activity permit on Friday and Saturday, May 18th and 19th, 2012 on the South West portion of the North Cove (space occupied by volleyball court) during the hours of 7:00 AM to 7:00 PM

WHEREAS: The applicant has applied for a street activity permit for Friday and Saturday, May 18th and 19th, 2012 on the South West portion of the North Cove (space occupied by volleyball court); now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 does not oppose the proposed street activity permit submitted by Manuka Sports Event MGMT to host a sailing race on the South West portion of the North Cove during the hours 7:00 AM to 7:00 PM on Friday and Saturday, May 18th and 19th, 2012 subject to the following conditions:

1. The Lower Manhattan Construction Command Center reviews the application and determines that it is compatible with nearby construction activity that is expected to be simultaneously underway, and
2. Traffic control agents are deployed as needed to ensure that there is no significant adverse impact from the event on traffic flow, and
3. Clean-up will be coordinated with the appropriate City Agencies, and
4. Bands and persons with megaphones are not situated along the route such that they disturb residents, and
5. Pedestrian and vehicular traffic in and out of all garages downtown remain open at all times.

COMMUNITY BOARD #1 - MANHATTAN
RESOLUTION

DATE: FEBRUARY 28, 2012

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

RE: **Proposed street fairs:**

	Date	Location	Sponsor	Permit Number	Committee Vote	Board Vote	Explanation
1	Sunday, April 29, 2012	Broadway bet. Fulton St. and Battery Pl.	ZIUA	42347	3-6-0	TABLED	Opposed because of Broadway location
2	Friday, May 18, 2012	Broad Street bet. Water Street and South St.	CB1	42865	8-1-0	33-1	
3	Friday, June 1, 2012	Maiden Lane bet. Water St. and South Street	CB1	42864	8-1-0	33-1	
4	Saturday, June 9, 2012	Old Slip bet. South Street and Water St.	NYC Police Museum	42291	9-0-0	33-1	
5	Friday, July 13, 2012	Liberty Street bet. Broadway and Trinity Pl.	Chabad of Wall Street	42885	3-6-0	TABLED	
6	Friday, August 10, 2012	Liberty Street bet. Broadway and Trinity Pl.	Sons of Italy Freedom	42880	3-6-0	TABLED	
7	Friday, September 21, 2012,	Broad Street bet. Water St. and South St.	CB1	42866	8-1-0	33-1	
8	Monday, November 12, 2012	Whitehall St. between Stone St. and Water St.	IPTA	42851	3-6-0	TABLED	

9	Saturday, March 17, 2012	Stone St. between Hanover Square and Broad St.	Stone Street Community Association	43281	9-0-0	33-1	
10	April 1 to November 30, 2012	Stone Street between Hanover Square and Broad Street	Stone Street Community Association	43273	9-0-0	33-1	
11	Saturday, May 12, 2012	Stone Street between Mill Lane and Broad Street	Stone Street Community Association	43283	9-0-0	33-1	
12	Saturday, September 22, 2012	Stone Street between Hanover Square and Broad Street	Stone Street Community Association	43280	9-0-0	33-1	

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 does not oppose the above proposed street activity permits submitted subject to the following conditions:

1. The Lower Manhattan Construction Command Center reviews the application and determines that it is compatible with nearby construction activity that is expected to be simultaneously underway, and
2. Traffic control agents are deployed as needed to ensure that there is no significant adverse impact from the event on traffic flow, and
3. Clean-up will be coordinated with the appropriate City Agencies.

COMMUNITY BOARD #1 - MANHATTAN
RESOLUTION

DATE: FEBRUARY 28, 2012

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT AND SEAPORT

RE: **Proposed street fairs:**

	Date	Location	Sponsor	Permit Number	Committee Votes	Board Vote
1	Wednesday, July 4, 2012,	Water Street between Fulton Street and Broad Street	Pearl Street Park Association Inc.	42367	9-0-0	33-1
2	Saturday, August 11, 2012	Water Street between Fulton Street and Broad Street	Seaport Community Coalition	42211	9-0-0	33-1
3	Friday, August 24, 2012	Broad Street between South Street and Water Street	NYC Police Museum Fair	42883	8-1-0	33-1
4	Friday, September 14, 2012	Broad Street between South Street and Water Street	Southbridge Senior Center	42204	8-1-0	33-1

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 does not oppose the above proposed street activity permits submitted subject to the following conditions:

1. The Lower Manhattan Construction Command Center reviews the application and determines that it is compatible with nearby construction activity that is expected to be simultaneously underway, and
2. Traffic control agents are deployed as needed to ensure that there is no significant adverse impact from the event on traffic flow, and
3. Clean-up will be coordinated with the appropriate City Agencies.

COMMUNITY BOARD #1 - MANHATTAN
RESOLUTION

DATE: FEBRUARY 28, 2012

COMMITTEE OF ORIGIN: FINANCIAL DISTRICT AND TRIBECA

RE: **Proposed street fairs:**

	Date	Location	Sponsor	Permit Number	Committee Votes	Board Vote	Explanation
1	Friday, May 11, 2012	Murray Street between Broadway and Church Street	1 st Pct	42853	7-2-0	33-1	
2	Friday, June 8, 2012	Greenwich Street between Barclay Street and Warren Street	NYC Business Expo	42867	7-1-1	33-1	CB1 does not object and requests that event be returned to original location on Fulton Street

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 does not oppose the above proposed street activity permits submitted subject to the following conditions:

1. The Lower Manhattan Construction Command Center reviews the application and determines that it is compatible with nearby construction activity that is expected to be simultaneously underway, and
2. Traffic control agents are deployed as needed to ensure that there is no significant adverse impact from the event on traffic flow, and
3. Clean-up will be coordinated with the appropriate City Agencies.

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COMMITTEE OF ORIGIN: FINANCIAL DISTRICT

COMMITTEE VOTE: 9 In Favor 0 Opposed 0 Abstained 0 Recused
BOARD VOTE: 33 In Favor 1 Opposed 0 Abstained 0 Recused

RE: Bowling Green Association, application for a street activity permit on
Monday, October 8, 2012

WHEREAS: The applicant has applied for a street activity permit for Monday, October
8, 2012 on Broadway between Ceder Street and Battery Place; and

WHEREAS: This event is scheduled for Columbus Day, when many private businesses
remain open although government offices are closed; and

WHEREAS: The location of this event on Broadway, a main north-west thoroughfare in
Lower Manhattan, will create disruptions for the many private businesses
that remain open; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 opposes the proposed street activity permit
submitted by Bowling Green Association.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: FEBRUARY 28, 2012

COMMITTEE OF ORIGIN: LANDMARKS

COMMITTEE VOTE: 9 In Favor 0 Opposed 0 Abstained 0 Recused
BOARD VOTE: 34 In Favor 0 Opposed 0 Abstained 0 Recused

RE: 90 Worth Street

WHEREAS: This application calls for the installation of a handicapped-accessible lift with rail,
and

WHEREAS: The existing signage shown with the application, of garish new Subway food shop
awnings and other signage splattered with advertising, must be in violation of
Landmarks Preservation Commission rules, now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1, Manhattan strongly urges the Landmarks Preservation
Commission to cite the applicant for the apparently illegal signage, and

BE IT
FURTHER
RESOLVED

THAT: Community Board #1, Manhattan recommends that the Landmarks Preservation
Commission approve the ADA lift.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: FEBRUARY 28, 2012

COMMITTEE OF ORIGIN: LANDMARKS

COMMITTEE VOTE: 9 In Favor 0 Opposed 0 Abstained 0 Recused
BOARD VOTE: 34 In Favor 0 Opposed 0 Abstained 0 Recused

RE: 388 Broadway

WHEREAS: This application calls for the addition of a 4,900 square-foot, 33-foot high rooftop extension, and

WHEREAS: The applicant states that the addition is only nominally visible, now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1, Manhattan recommends that the Landmarks Preservation Commission reject this application as from a site visit it was not clear that the addition would be only nominally visible, and

BE IT
FURTHER
RESOLVED

THAT: Community Board #1, Manhattan recommends that the Landmarks Preservation Commission require a building restoration program appropriate to the context of the neighborhood.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: FEBRUARY 28, 2012

COMMITTEE OF ORIGIN: LANDMARKS

COMMITTEE VOTE:	9 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	34 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 11 Vestry Street, application for handicapped lift

WHEREAS: The application is to replace a non-ADA compliant elevator entrance with one that is compliant, and

WHEREAS: The lift will be slightly larger than the existing elevator entrance, and

WHEREAS: The lift will be completely enclosed, and

WHEREAS: The design is simple from the Hand lift manufacturer, and

WHEREAS: The Committee felt some of the workings were cumbersome but accepted the need for the design as presented to be ADA compliant – which it is, now

THEREFORE

BE IT

RESOLVED

THAT: CB#1 recommends the Landmarks Preservation Commission approve the application.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: FEBRUARY 28, 2012

COMMITTEE OF ORIGIN: LANDMARKS

COMMITTEE VOTE: 10 In Favor 0 Opposed 0 Abstained 0 Recused
BOARD VOTE: 34 In Favor 0 Opposed 0 Abstained 0 Recused

RE: 25 Park Place, application for façade restoration and storefront

WHEREAS: The application is to create a master plan for this important through block building that was once the headquarters of the Daily News, and

WHEREAS: The OTB ground floor tenant has vacated since filing for bankruptcy providing an opportunity for the new owners to remove the inappropriate OTB signage and awnings that were installed around 1978, and

WHEREAS: The removal of the OTB signage/awnings has uncovered the original cast iron columns, elegant leaded glass transom, pleasant metal signage from the 1920's all of which will be carefully restored, painted historically appropriate colors, and

WHEREAS: There will be new wooden doors for the office lobby based on historically appropriate designs, and

WHEREAS: There will be no exterior new signage or lights, and

WHEREAS: The design will be applied as a master plan as other tenants move out – particularly the small street level newsstand in 2014, and

WHEREAS: The 37 Murray Street façade will be restored to match the Park Place façade but with a consolidation of the two air-vent louvers, and

WHEREAS: The Committee felt the design was a great improvement and commended the applicant for taking this opportunity to create a master plan and carefully restore the building to it's former grace,

WHEREAS: The Committee wondered if the louver on the Park Place could be removed – but was told this was the only air-vent access to the street level offices, now

THEREFORE
BE IT
RESOLVED

THAT: CB#1 recommends the Landmarks Preservation Commission approve the application.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: FEBRUARY 28, 2012

COMMITTEE OF ORIGIN: LANDMARKS

COMMITTEE VOTE: 9 In Favor 0 Opposed 0 Abstained 0 Recused
BOARD VOTE: 34 In Favor 0 Opposed 0 Abstained 0 Recused

RE: 10 Hubert Street, application for façade restoration and storefront

WHEREAS: The application calls for the façade restoration and amendment, and storefront alteration, of this once-handsome 1892 Romanesque Revival building at the corner of Collister Street in the TriBeCa North Historic District, and

WHEREAS: Impressively, part of the restoration would remove latter-day fire escapes, would re-create and re-install onto existing historic hinges the fire shutters that had been removed, would reincorporate pressed metal cornices in areas where they no longer exist, and would reveal original cast-iron columns and restore brick and brownstone piers, and

WHEREAS: A new entrance on Collister Street would match the existing entrance on Street, and

WHEREAS: A new 1,180 square-foot rooftop extension is proposed which, although stepped back 25- to 30 feet from the Hubert Street parapet and five feet from the parapet on narrow Collister Street, is nevertheless visible from three street sightlines, and

WHEREAS: The extension, sheathed in standing-seam zinc, will have steel windows and many, many operable doors, perhaps 20, which would lead to outdoor rooftop space, and

WHEREAS: The applicant represented that discussions have been made with neighbors, especially at adjacent 12 Hubert Street, now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1, Manhattan recommends that the Landmarks Preservation Commission reject this application as from a site visit it was not clear that the addition would be only minimally visible

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: FEBRUARY 28, 2012

COMMITTEE OF ORIGIN: LANDMARKS

COMMITTEE VOTE: 8 In Favor 0 Opposed 0 Abstained 0 Recused
BOARD VOTE: 33 In Favor 1 Opposed 0 Abstained 0 Recused

RE: 7 Harrison Street, application for storefront renovation, window replacement and rooftop addition

WHEREAS: The application is to fully restore the facades of this magnificent 1894 building, remove the non-original Staple Street fire escape as well as add a single story penthouse, and

WHEREAS: The facades will be carefully restored, repairing masonry with like, restoring damaged terracotta, repairing metal storefront transom, reinstalling the Staple Street cornice, replacing all windows with wooden painted one-over-ones, removing all cell towers when the contracts expire in 12/12, and

WHEREAS: The 1980's Staple Street fire escape will be removed, and

WHEREAS: There will be new wooden doors for the office lobby based on historically appropriate designs with clear glass and aluminum, and

WHEREAS: The storefronts on Harrison and Staple Streets are simple clear glass with a cornice strip with aluminum framing within the original cast iron columns, and

WHEREAS: The store signage will be modestly etched into the clear glass transom, there will be no exterior store lighting, and

WHEREAS: The two existing bulkheads will be removed, and

WHEREAS: The 2,400,' 11' high all most entirely glass penthouse meets all required setbacks and is well designed, but is clearly visible from a number of important site lines: including Harrison/Greenwich, Worth/West Broadway, Staple Street, and

WHEREAS: The Committee commended the architect for the quality of the presentation and materials, but felt that the visibility of the almost entirely glass penthouse was not appropriate for Historic District and the site lines particularly from Staple Street were not acceptable, they suggested the architect consider alternative materials to help reduce the visibility issues, and

WHEREAS: The applicant subsequently made helpful modifications by raising the parapet wall reducing the visibility of the addition from Staple Street – which the Board felt was appropriate but it also that if the metal awning was reduced in length and the penthouse were lowered further into the building the visibility would become minimal, now

THEREFORE

BE IT

RESOLVED

THAT:

CB #1 recommends the Landmarks Preservation Commission approve the application with further amendments to the penthouse design by reducing the length of the metal awning and lowering the penthouse further into the building to ensure the visibility from Staple Street becomes minimal

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: FEBRUARY 28, 2012

COMMITTEE OF ORIGIN: NEW BUSINESS

BOARD VOTE: 32 In Favor 0 Opposed 0 Abstained 0 Recused

RE: NYC DEC's Report on Infrastructure Risks of Natural Gas Production on NYC's Water

WHEREAS: On January 11, 2012, the NYC Department of Environmental Protection (DEP) submitted comments¹ and a *Technical Memorandum: Geophysical Evaluation of Infrastructure Risk of Natural Gas Production on New York City West of Hudson [WOH] Water Supply Infrastructure*² (December 22 2011) regarding NYS Department of Environmental Conservation's (DEC) Revised Draft Supplemental Generic Environmental Impact Statement (RDSGEIS) on the Oil, Gas and Solution Mining Regulatory Program; and

WHEREAS: On February 7, 2012, NYS DEC Commission Joe Marten "acknowledged the possibility that a small number of permits could be issued in 2012 with the agency's existing staff,"³ according to a Gannet publication; and

WHEREAS: On February 8, 2012 "Gov. Andrew Cuomo said today a decision about hydrofracking in New York could come 'in a couple of months,'" according to the Syracuse Post-Standard⁴; and

WHEREAS: On February 17, 2012, the NYC Committee on Environmental Protection held an oversight hearing on NYC DEP's latest technical findings. Highlights from that report and NYC DEP Commissioner Carter Strickland's testimony were alarming since:

- The City previously understood that the RDSGEIS applied "to all horizontal drilling and all hydrofracking, but based on recent conversations with DEC staff we now understand it to be limited to high volume hydraulic fracturing (both horizontal and vertical) and not to low volume hydraulic fracturing (LVHF)"⁵
- Both the "Delaware and Catskill Aqueducts that begin at the Rondout and Ashokan Reservoirs, respectively, currently carry 100% of the water to NYC and "even non-catastrophic leaks or liner collapse would have significant consequences for DEP's ability to meet in-city and upstate water demand, and would be expensive and time consuming to repair"

¹ http://www.nyc.gov/html/dep/pdf/natural_gas_drilling/nycdep_comments_on_rdsgeis_for_hvhf_20120111.pdf

² http://www.nyc.gov/html/dep/pdf/natural_gas_drilling/hager-richter_technicalmemorandum_20111221_hydrofrac.pdf

³ <http://www.pressconnects.com/article/20120207/NEWS01/202070376/DEC-Some-hydrofracking-permits-conceivable-2012>

⁴ http://www.syracuse.com/news/index.ssf/2012/02/cuomo_hydrofracking_decision_c.html

⁵ http://www.nyc.gov/html/dep/html/testimony/hydrofracking_rdsgeis_01172012.shtml

- NYS DEC does not protect “the water supply infrastructure [dams and tunnels] located at the edge of or outside of the watershed boundary”
- Subsurface geology underneath and in the vicinity of the infrastructure is much more complex (faulted and fractured) than indicated in the RDSGEIS
- “Induced earthquakes (1-3 on the Richter scale) generated from subsurface migration of fluids could pose a risk to the tunnels, unreinforced concrete liners, potentially causing liner collapse, leaks, and less efficient transport”
- NYS DEC ignores NYC DEP’s recommendation of a seven-mile Infrastructure Exclusion Zone complete ban of drilling around the water supply infrastructure for 9 million people and proposes a 1,000-foot infrastructure buffer zone
- “DEC’s position is that low volume hydraulic fracturing, using less than 300,000 gallons per well, is already covered under the 1992 GEIS. While DEC has stated that it does not believe LVHF will occur in New York State to any significant degree, DEP remains concerned that LVHF wells could prove economically viable along the edges of the watershed—particularly if they can be re-fracked – because of their close proximity to productive areas outside of the watershed that may be developed”
- Protection Zone “should be measured from the tunnel to the tip of the lateral well bore, rather than from the well pad”

WHEREAS: NYC DEP’s Proposed Infrastructure Buffers⁶ (attached) would prohibit only “an additional 1.5% of the total area of Marcellus Shale deposits in New York State,” and

WHEREAS: The price of natural gas has plummeted to \$3.35 per thousand cubic feet (November 2011) from a monthly high in June 2008 of \$10.79 per thousand cubic feet; and

THEREFORE
BE IT
RESOLVED

THAT: CB1 supports the NYC DEP’s technical report that states that protecting infrastructure is just as critical as protecting the watershed itself and both are critical elements of the City’s water supply -- and that we strongly reiterate our request that Governor Cuomo withdraw the flawed RDSGEIS now.

⁶ http://www.nyc.gov/html/dep/pdf/natural_gas_drilling/woh_buffer_duct_20120111_letter_jon.pdf

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: FEBRUARY 28, 2012

COMMITTEE OF ORIGIN: NEW BUSINESS

BOARD VOTE: 34 In Favor 0 Opposed 0 Abstained 0 Recused

RE: Maintain the Full Scope of Services at LMCCC Including the Environmental Compliance and Coordination Unit

WHEREAS: One of the key components of the Lower Manhattan Construction Command Center (LMCCC) is the Environmental Compliance and Coordination Unit; and

WHEREAS: A recent news article headlined, “LMCCC staff is slashed by more than half,” described a planned reduction by four of the seven full-time members of the LMCCC staff, already significantly reduced from the original number when it provided independent oversight (Downtown Express, by Aline Reynolds, February 8, 2012); and

WHEREAS: There are more than 50 large, unfinished public infrastructure and private construction projects in CB1, of which the World Trade Center Site includes only 12; and

WHEREAS: Reports suggest that the LMCCC will be transitioned from the Lower Manhattan Development Corporation (LMDC) and the Empire State Development Corporation to the Port Authority of New York and New Jersey (PANYNJ); and

WHEREAS: The people that live and work in Lower Manhattan were exposed to a unique combination of toxic materials in the WTC dust and smoke on September 11, 2001 and during the following months of recovery, clean-up and rebuilding; and

WHEREAS: A recent CNN report stated that air pollution may increase stroke and heart attack risk -- stroke is more likely to occur during periods when air quality drops, and a second study provides evidence that air pollution may increase cardiovascular risk (Feb. 15 2012); and

WHEREAS: LMCCC is currently coordinating over 10,000 construction vehicles per month -- mostly using diesel fuel -- that come into the one square mile of CB1 to ensure adequate circulation of emergency fire and police vehicles, buses (MTA, tour, school, double-decker and commuter), taxis, black cars, etc; and

WHEREAS: The International Agency for Research on Cancer (IARC)¹ classifies diesel engine exhaust as "probably carcinogenic to humans;" and

WHEREAS: The "NYC Health: New York City Community Air Survey: Results from Year One Monitoring 2008-2009"² reported high levels of four air pollutants [fine particles (PM2.5), elemental carbon (EC), nitric oxide (NO) and nitrogen dioxide (NO2)] in downtown Manhattan and found that traffic was a major emission source; and

WHEREAS: The American Lung Association's State of the Air 2011³ gave New York County an "F" Ozone Grade and a Particle Pollution-24 Hour "D" Grade; and

WHEREAS: CB1 does not understand who is making the decision to significantly gut LMCCC and why, and there was no clarification by Chair Avi Schick or President Dave Emil, Chairman and President of the Board of Directors of LMDC, which has been the LMCCC financial conduit, at their last Board Meeting on January 26, 2012; now

THEREFORE
BE IT
RESOLVED

THAT: CB1 strongly urges that Governor Cuomo and Mayor Bloomberg work with LMCCC and the PANYNJ to make sure that those who stayed downtown to recover and rebuild Lower Manhattan after a terrorist attack against our country that occurred in the heart of our community are protected from further exposure to toxic pollutants during the upcoming years of peak construction; and

BE IT
FURTHER
RESOLVED

THAT: CB1 strongly calls upon the LMCCC funding partners --PANYNJ, Federal Transportation Authority, Metropolitan Transportation Authority and the New York State Department of Transportation -- to adequately fund the LMCCC to minimize adverse environmental impacts from the continued large volume of construction projects that are still in progress.

¹ is part of the World Health Organization (WHO)

² <http://home2.nyc.gov/html/doh/downloads/pdf/eode/comm-air-survey-report.pdf>

³ <http://www.stateoftheair.org/2011/states/new-york/new-york-36061.html>

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: FEBRUARY 28, 2012

COMMITTEE OF ORIGIN: NEW BUSINESS

BOARD VOTE: 34 In Favor 0 Opposed 0 Abstained 0 Recused

RE: State Funding for CUNY/BMCC Program to Assist Disabled Students in Achieving Employment

WHEREAS: CUNY LEADS, which stands for the Linking Employment, Academics, & Disability Services, is a partnership between the City University of New York (CUNY) and the State Education Department’s Adult Career & Continuing Education Services – Vocational Rehabilitation (ACCES-VR, formerly “VESID”); and

WHEREAS: This collaboration - which has a LEADS counselor on CUNY campuses, including the Borough of Manhattan Community College, providing students with disabilities with academic support, career development, and job placement services – has resulted in an 86 percent college retention rate and 70 percent employment rate after graduation among participants, compared to the 56 percent national employment rate for people with disabilities. Moreover, LEADS placements’ starting wages are 35 percent higher than for non-LEADS VESID consumers; and

WHEREAS: CUNY LEADS offers the State a significant return on investment, in that a modest investment of roughly \$10,000 to develop and place a CUNY LEADS student in competitive employment saves New York State \$14,312 per year in disability benefits alone, a total savings of \$418,222 in NYS disability benefits for each LEADS job placement over a projected 30 years work history; and

WHEREAS: CUNY LEADS State Education funding ran out in July 2010, leaving 70 percent of students in the CUNY LEADS pipeline without crucial supports, including all-important job placement services, and 26 CUNY LEADS staff members vulnerable to losing their jobs. For the past two years, CUNY has pieced together funding to sustain this important program. However, without a more stable source of funding, this crucial bridge to opportunity for New Yorkers with disabilities, this remarkable economic stimulus, may be lost; and

WHEREAS: Community Board 1 (CB1) has supported funding for the CUNY/BMCC Program in two prior resolutions (July 27, 2010 and June 22, 2010); now

THEREFORE
BE IT
RESOLVED

THAT: CB1 asks that the New York State Assembly and Senate include the \$2 million that City University has requested for CUNY LEADS in their 2012-2013 Budget Resolutions.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: FEBRUARY 28, 2012

COMMITTEE OF ORIGIN: PLANNING AND COMMUNITY INFRASTRUCTURE
LANDMARKS COMMITTEE

PLANNING VOTE:	7 In Favor	0 Opposed	0 Abstained	0 Recused
LANDMARKS VOTE:	7 In Favor	1 Opposed	0 Abstained	0 Recused
BOARD VOTE:	24 In Favor	6 Opposed	1 Abstained	0 Recused

RE: Zone Green Text Amendment - N 120132 ZRY

WHEREAS: The Green Codes Task Force which consisted of a group of leading practitioners convened by the Urban Green Council at the request of Mayor Bloomberg and Council Speaker Quinn, released a set of recommendations to amend City regulations to promote green buildings, and

WHEREAS: The Department of City Planning proposes a Citywide zoning text amendment to remove zoning impediments to implementation of green features in construction of new buildings and retrofitting all buildings in New York City, and

WHEREAS: This proposal is intended to give owners more choices for the investments they can make to save energy, save money, and improve environmental performance, and

WHEREAS: This proposal is one of a series of green initiatives the Department of City Planning has been undertaking to promote sustainable communities throughout New York City and will help bring our buildings into the 21st century, and

WHEREAS: This proposal would allow existing buildings to add external insulation within the property line, while exempting it from floor area calculations and yard and open space regulations and for new buildings up to eight inches of additional wall thickness could be exempted from floor area, encouraging high-performance buildings without changing the amount of usable space in the building, and

WHEREAS: This proposal would allow sun control devices and awnings to project 2'-6" over required open areas above the ground floor which can help reduce air-conditioning needs and lighting bills by providing glare-free natural light, and

WHEREAS: The proposal would allow solar panels on flat roofs anywhere below the parapet, regardless of building height because solar power can provide pollution-free energy for electricity or hot water, reducing utility bills and carbon emissions, and

WHEREAS: This proposal would allow green roofs, recreational decks, other storm water detention systems and skylights anywhere below the parapet, regardless of building height and will, by certification of the Chair of the City Planning Commission, allow s greenhouse to be exempt from floor area and height limits, provided that it is located on top of a building that does not contain residences or sleeping accommodations and does not exceed 25 feet in height and is set back six feet from the roof edge because greenhouses can enable year-round local food production and provide valuable educational opportunities within a dense urban environment, and

WHEREAS: This proposal would allow a rooftop wind turbine assembly to rise up to 55' above the rooftop on buildings taller than 100 feet and on waterfront blocks up to half the height of the building or 55 feet, whichever is less, provided all wind installations comply with requirements set forth by the Department of Buildings because wind energy generation in New York City makes the most sense where winds are consistent – on taller buildings and near the waterfront, and

WHEREAS: This proposal would allow greater flexibility for the location of air conditioning condenser units for more efficient systems for one- and two-family residences, and

WHEREAS: This proposal clarifies rules for electric vehicle charging or battery swapping facilities and solar energy generation, which are cleaner than traditional fueling or energy generation facilities, and

WHEREAS: This Proposal would allow permeable pavements as an alternative where required to accommodate the high levels of foot traffic generated by schools in Lower density districts, and

WHEREAS: Community Board One endorses Green Building and generally favors zoning changes to foster Green Building, but is concerned that certain aspects of the proposed changes could be misused in a manner not intended by the proponents of such changes, such as construction of rooftop additions nominally characterized as greenhouses, but in reality constituting party spaces, and

WHEREAS: Community Board One is concerned the provisions regarding retrofitting of existing buildings with external insulation creates the potential for massive alterations of building exteriors in a manner that could negatively alter the essential nature of such buildings in their neighborhood context, and

WHEREAS: Community Board One is concerned that wind turbines can present safety, livability and aesthetic issues to neighboring buildings because of noise, vibration, shadows and unsightliness, and

WHEREAS: Community Board One anticipates that the alteration and construction latitude granted by the proposed Text Amendment would bring with it increased need for enforcement vigilance, and

WHEREAS: CPC materials call for “protecting the character and quality of life of our neighborhoods” as a goal, there are no provisions that would ensure this in the proposed text amendment, now

THEREFORE

BE IT

RESOLVED

THAT: Manhattan Community Board 1 recommends adoption by the City Planning Commission of N 120132 ZRY Zone Green Text Amendment, subject to the following changes and caveats:

1. That the wind turbine provisions not be enacted;
2. That the enacting legislation specify that nothing in this Text Amendment is intended to alter the criteria that Landmarks Preservation Commission applies in consideration of applications for alterations or construction on designated individual landmarks, buildings in historic districts, and buildings calendared for designation hearings, and that such applications continue to be considered according to criteria that would be applied irrespective of any “green” merits of such alterations or construction;
3. That applications under the provisions of the Zone Green Text Amendment that require a certification of the Chair of the City Planning Commission (such as for rooftop greenhouses) also be made to require Community Board Review;
4. That any substantial modification of a building’s exterior require a certification of the Chair of the City Planning Commission and Community Board Review to assure that such modification not negatively impact the essential character of the building in its neighborhood context; and
5. To the extent that the wind turbine provisions are enacted, notwithstanding our contrary recommendations, that any such wind turbine construction require a certification of the Chair of the City Planning Commission and Community Board Review, and

BE IT

FURTHER

RESOLVED

THAT: Manhattan Community Board 1 recommends that the City Planning Commission consider the development and implementation of general design standards governing any substantial modification of an existing building’s exterior, and

BE IT
FURTHER
RESOLVED

THAT: Manhattan Community Board 1 recommends that adequate budgeting be provided to the Department of Buildings for the increased enforcement costs that can be expected from assuring that projects taking advantage of the Zone Green Text Amendment provisions comply with the limitations specified in those provisions.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: FEBRUARY 28, 2012

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

BOARD VOTE: 36 In Favor 0 Opposed 0 Abstained 0 Recused

RE: The New York City Half Marathon on March 18th

WHEREAS: The New York City Half-Marathon had been moved from Battery Park City to the Seaport area to minimize disruption to the residential community; and

WHEREAS: The Seaport area continues to face a multitude of disruptions due to the heavy volume of construction and the pub crawls during Saint Patrick's Day on March 17th; and

WHEREAS: The organizers of the Half-Marathon would like to completely eliminate the use of city streets in Lower Manhattan by making next year's route follow the FDR Drive around the bend and onto the Brooklyn Bridge; now

BE IT

THEREFORE

RESOLVED

THAT: Manhattan Community Board One applauds the organizer's goal to make the New York City Marathon a dual borough event and to avoid using city streets.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: FEBRUARY 28, 2012

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

COMMITTEE VOTE:	10 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	36 In Favor	0 Opposed	0 Abstained	0 Recused

RE: School Busses on Fulton Street

WHEREAS: The AHRC New York City school is located near Southbridge Towers in the Manhattan Community Board One area; and

WHEREAS: Fulton Street between Gold and Pearl Streets on the north side has recently been occupied all day, Monday to Friday, by inactive school busses; and

WHEREAS: These busses occupy valuable space in a 'No Standing' zone needed by the community for quick pick-ups and deliveries, access to taxis and emergency vehicles and access-a-ride vehicles; and

WHEREAS: People have reported at meetings of CB#1 that they have observed these buses idling for more than three minutes in violation of New York City law; now

THEREFORE
BE IT

RESOLVED: Manhattan Community Board One respectfully requests that the Department of Education's Office of Pupil Transportation provide accurate information on how many children ride these buses and from each school and if these busses have been given approval to stand in this zone; and

THEREFORE
BE IT
FURTHER

RESOLVED: Manhattan Community Board One respectfully requests the Department of Traffic to enforce the 'No Standing' regulations on the north side of Fulton Street between Gold and Pearl Streets

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: FEBRUARY 28, 2012

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

COMMITTEE VOTE:	10 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	36 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Mardi Gras Festival Productions, application for a street activity permit on Friday, June 29, 2012 on Fulton Street between Water and Gold Streets during the hours of 10:00 AM to 7:00 PM

WHEREAS: The applicant has applied for a street activity permit for Friday, June 29, 2012 on Fulton Street between Water and Gold Streets; now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 does not oppose the proposed street activity permit submitted by Mardi Gras Festival Productions to close Fulton Street between Water and Gold Streets during the hours of 10:00 AM to 7:00 PM on Friday, June 29, 2012 subject to the following conditions:

1. The Lower Manhattan Construction Command Center reviews the application and determines that it is compatible with nearby construction activity that is expected to be simultaneously underway, and
2. Traffic control agents are deployed as needed to ensure that there is no significant adverse impact from the event on traffic flow, and
3. Clean-up will be coordinated with the appropriate City Agencies, and
4. Bands and persons with megaphones are not situated along the route such that they disturb residents, and
5. Pedestrian and vehicular traffic in and out of all garages downtown remain open at all times.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: FEBRUARY 28, 2012

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

COMMITTEE VOTE:	10 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	36 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Lead Dog Marketing Group, application for a street activity permit on Saturday August 4, Saturday August 11 and Saturday August 18, 2012 on Centre Street between Chambers Street and Worth Street and Lafayette Street between Reade Street and East 9th Street during the hours of 4:00 AM to 2:00 PM

WHEREAS: The applicant has applied for a street activity permit for Saturday August 4, Saturday August 11 and Saturday August 18, 2012 on Centre Street between Chambers Street and Worth Street and Lafayette Street between Reade Street and East 9th Street; now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 does not oppose the proposed street activity permit submitted by the Lead Dog Marketing Group to close Centre Street between Chambers Street and Worth Street and Lafayette Street between Reade Street and East 9th Street during the hours of 4:00 AM to 2:00 PM on Saturday August 4, Saturday August 11 and Saturday August 18, 2012 subject to the following conditions:

1. The Lower Manhattan Construction Command Center reviews the application and determines that it is compatible with nearby construction activity that is expected to be simultaneously underway, and
2. Traffic control agents are deployed as needed to ensure that there is no significant adverse impact from the event on traffic flow, and
3. Clean-up will be coordinated with the appropriate City Agencies, and
4. Bands and persons with megaphones are not situated along the route such that they disturb residents, and
5. Pedestrian and vehicular traffic in and out of all garages downtown remain open at all times.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: FEBRUARY 28, 2012

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

COMMITTEE VOTE:	10 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	36 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Deepavali Festival (Association of Indians in America, promoter), application for a street activity permit on Sunday, October 7, 2012 on John Street, Front Street, and Water Street during the hours of 10:00 AM to 7:00 PM

WHEREAS: The applicant has applied for a street activity permit for Sunday, October 7, 2012 on John Street, Front Street, and Water Street; now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 does not oppose the proposed street activity permit submitted by the Deepavali Festival (Association of Indians in America, promoter) to close John Street, Front Street, and Water Street during the hours of 10:00 AM to 7:00 PM on Sunday, October 7, 2012 subject to the following conditions:

1. The Lower Manhattan Construction Command Center reviews the application and determines that it is compatible with nearby construction activity that is expected to be simultaneously underway, and
2. Traffic control agents are deployed as needed to ensure that there is no significant adverse impact from the event on traffic flow, and
3. Clean-up will be coordinated with the appropriate City Agencies, and
4. Bands and persons with megaphones are not situated along the route such that they disturb residents, and
5. Pedestrian and vehicular traffic in and out of all garages downtown remain open at all times.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: FEBRUARY 28, 2012

COMMITTEE OF ORIGIN: SEAPORT/CIVIC CENTER

COMMITTEE VOTE:	10 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	36 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 125 Fulton Street, application for restaurant wine and beer license for Europan at Fulton Inc. d/b/a Europan

WHEREAS: Europan at Fulton Inc. d/b/a Europan is applying for an on-premise wine and beer license; and

WHEREAS: The applicant agreed to limit the hours of service to 7:00 AM to 11:00 PM Sunday through Thursday, and 9:00 AM to 8:00 PM Friday and Saturday; and

WHEREAS: The total area of the establishment is 2100 square feet with 30 tables and 78 seats; and

WHEREAS: There will be only recorded background music; and

WHEREAS: The applicant will not engage outside promoters, security personnel, or independent DJs; and

WHEREAS: The applicant does not intend to apply for a sidewalk café or cabaret license; and

WHEREAS: The applicant has stated that there are not buildings used primarily as schools, churches, synagogues or other places of worship within 200 feet of the establishment; and

WHEREAS: The applicant has stated that there are not three or more establishments with on-premises liquor licenses within 500 feet of the establishment; now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 *opposes* the granting of an on-premise wine and beer license to Europan at Fulton Inc. d/b/a Europan located at 125 Fulton Street *unless* the applicant complies with the limitations and conditions set forth above.



THE CITY OF NEW YORK
OFFICE OF THE PRESIDENT
BOROUGH OF MANHATTAN

SCOTT M. STRINGER
BOROUGH PRESIDENT

**RESOLUTION IN SUPPORT OF REFORMS TO IMPROVE
PUBLIC AND POLICE ACCESS TO DETAILS OF SLA LICENSES**

WHEREAS, the New York State Liquor Authority (SLA) has the jurisdiction to issue on-premise licenses according to the Alcoholic Beverage Control (ABC) Laws, and is responsible for enforcing those laws; and

WHEREAS, Community Boards in Manhattan review and offer guidance to the SLA about the potential impact of a license on public safety and quality of life in our neighborhoods; and

WHEREAS, all licenses include a Method of Operation which defines the specific terms for how an establishment will be run and are legally enforceable; and

WHEREAS, Community Boards, as part of their review process, often negotiate stipulations with applicants in order to clearly define what is and isn't allowed including hours, the music system (e.g. whether it is recorded, DJ or live), soundproofing requirements, security procedures, use of outdoor space, how the entrances will be managed, and other considerations; and

WHEREAS, the existence and enforcement of such stipulations are generally viewed by the local community as key factors in determining whether bar and restaurant establishments are acting as good neighbors; and

WHEREAS, these stipulations form the basis for the Method of Operation and therefore dictate the terms of the overall operating license; and

WHEREAS, representatives from the SLA have stated repeatedly that they depend on Community Boards and members of the public to alert them to problem locations, so they can address the issues and deploy their limited enforcement resources effectively; and

WHEREAS, currently, there is no easy way to find out the specific rules for any establishment because this information is only available to the public if they file a request under the Freedom of Information Act, which makes it onerous and time-consuming for members of the general public to know whether a bar or restaurant is in compliance with the terms of their operating license; and

WHEREAS, as a courtesy, the SLA honors Community Board requests for information but it is a burdensome and slow process; and

WHEREAS, even the local police precincts do not have real-time access to this information

which makes it difficult, if not impossible, for an officer to enforce the terms of an operating license when responding to a complaint; and

WHEREAS, every SLA license is legally available to any citizen who makes a request and should be readily accessible online.

THEREFORE, BE IT RESOLVED, that the Manhattan Borough Board urges the SLA to reform its public information system to make the Method of Operation for every license available online; and

BE IT FURTHER RESOLVED, that the Manhattan Borough Board urges the SLA to require operators of nightlife establishments to post the Method of Operations in a publicly accessible location on premises or make it readily available upon request; and

BE IT FURTHER RESOLVED that the Manhattan Borough Board urges New York State elected officials to take the necessary steps to support this important reform.

DRAFT

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: FEBRUARY 28, 2012

COMMITTEE OF ORIGIN: SLA PROCESS REVIEW TASK FORCE

COMMITTEE VOTE:	2 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	34 In Favor	0 Opposed	0 Abstained	0 Recused

RE: CB1 approves a Manhattan Borough Board resolution in support of reforms to improve public and police access to details of SLA licenses

WHEREAS: The Committee reviewed the attached Borough Board resolution on Wednesday, February 8, 2012; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board 1 approves of the attached Borough Board resolution; and

BE IT

FURTHER

RESOLVED

THAT: Community Board 1 respectfully requests that the Borough Board resolution include an additional clause stating that, "Whereas, We would recommend that the police, if not allowed to enforce stipulations of a license, should be encouraged to document conditions related to the complaints they investigate."

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: FEBRUARY 28, 2012

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	7 In Favor	0 Opposed	0 Abstained	1 Recused
PUBLIC MEMBERS:	3 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	32 In Favor	0 Opposed	0 Abstained	1 Recused

RE: N 120166 ZRM
Amendment to the Zoning Resolution relating to the Special Tribeca Mixed Use District Special Bulk Provisions

WHEREAS: The applicant, Laight Street Project Owner, LLC has applied for a zoning text amendment to extend for an additional four years the period of time in which a development may obtain a building permit pursuant to a variance granted by the Board of Standards and Appeals thus extending the date from January 12, 2012 to January 12, 2016, and

WHEREAS: In September 22, 2009 Community Board One recommended approval of a Board of Standards and Appeals variance to allow construction of a 6 story plus penthouse building with residential, ground floor retail and accessory parking uses at 412-414 Greenwich Street and a City Planning Commission authorization to permit loft dwellings in a six story plus penthouse building at 401 Washington Street in the Special Tribeca Mixed Use District, and

WHEREAS: The new building at 412-414 Greenwich Street was approved by Community Board One and the Landmarks Preservation Commission, and will replicate the design and massing of the historic building located at 401 Washington Street but would be constructed out of marine grade aluminum, and

WHEREAS: A Continuing Maintenance Program has been established to assure the restoration and preservation of the existing 1905 brick warehouse, and

WHEREAS: The proposed new building and the conversion to loft dwellings in the existing building will not have an adverse impact upon the surrounding area which consists of mixed commercial and manufacturing uses and an increasing number of residential loft dwellings, and

WHEREAS: Whereas, due to the difficult economic climate, the current owner was unable to obtain building permits for the new building pursuant to BSA variance # 231-09 BZ by January 12, 2012; and

WHEREAS: if the applicant is not allowed to proceed with the plans pursuant to BSA variance # 231-09 BZ a complete redesign would be required, increasing costs and delaying construction; now

THEREFORE

BE IT

RESOLVED

THAT: CB #1 recommends approval of a zoning text amendment to extend for an additional four years the period of time in which a development may obtain a building permit pursuant to a variance granted by the Board of Standards and Appeals, thus extending the date from January 12, 2012 to January 12, 2016.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: FEBRUARY 28, 2012

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	7 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	3 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	33 In Favor	0 Opposed	0 Abstained	0 Recused

RE: Bastille Day Tribeca, application for a street activity permit on Saturday, July 14, 2012 on West Broadway between Walker and White Streets during the hours of 9:00 AM to 9:00 PM

WHEREAS: The applicant has applied for a street activity permit for Saturday, July 14, 2012 on West Broadway between Walker and White Street; now

THEREFORE

BE IT

RESOLVED

THAT: Community Board #1 does not oppose the proposed street activity permit submitted by Bastille Day Tribeca to close Vesey West Broadway between Walker and White Streets during the hours of 9:00 AM to 9:00 PM on Saturday, July 14, 2012 subject to the following conditions:

1. The Lower Manhattan Construction Command Center reviews the application and determines that it is compatible with nearby construction activity that is expected to be simultaneously underway, and
2. Traffic control agents are deployed as needed to ensure that there is no significant adverse impact from the event on traffic flow, and
3. Clean-up will be coordinated with the appropriate City Agencies, and
4. Bands and persons with megaphones are not situated along the route such that they disturb residents, and
5. Pedestrian and vehicular traffic in and out of all garages downtown remain open at all times.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: FEBRUARY 28, 2012

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	8 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	3 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	32 In Favor	0 Opposed	0 Abstained	1 Recused

RE: Tribeca Family Festival, application for a street activity permit on Saturday, April 28, 2012 on Greenwich, Beach, North Moore, Franklin, Harrison, Jay, Duane and Reade Streets during the hours of 10:00 AM to 6:00 PM

WHEREAS: The applicant has applied for a street activity permit on Saturday April 28 and Sunday April 29, 2012 on Greenwich, Beach, North Moore, Franklin, Harrison, Jay, Duane and Reade Streets; now

THEREFORE
BE IT
RESOLVED

THAT: CB #1 does not oppose the proposed street activity permit application submitted by Tribeca Family Festival for a street activity permit on Saturday April 28 and Sunday April 29, 2012 on Greenwich, Beach, North Moore, Franklin, Harrison, Jay, Duane and Reade Streets between the hours of 10:00 am to 6:00 pm subject to the following conditions:

1. The Lower Manhattan Construction Command Center reviews the application and determines that it is compatible with nearby construction activity that is expected to be simultaneously underway, and
2. Traffic control agents are deployed as needed to ensure that there is no significant adverse impact from the event on traffic flow, and
3. Clean-up will be coordinated with the appropriate City Agencies, and
4. Bands and persons with megaphones are not situated along the route such that they disturb residents, and
5. Pedestrian and vehicular traffic in and out of all garages downtown remain open at all times.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: FEBRUARY 28, 2012

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	8 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	3 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	33 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 458 Greenwich Street, sidewalk café renewal application for Sublime Porte LLC,
d/b/a Turks & Frogs Tribeca

WHEREAS: The applicant has applied for a renewal of the unenclosed sidewalk café license
for 4 tables and 8 seats; now

THEREFORE
BE IT
RESOLVED

THAT: CB #1 approves the renewal of the sidewalk café license for Sublime Porte LLC,
d/b/a Turks & Frogs Tribeca located at 458 Greenwich Street.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: FEBRUARY 28, 2012

COMMITTEE OF ORIGIN: TRIBECA

COMMITTEE VOTE:	8 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	3 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	33 In Favor	0 Opposed	0 Abstained	0 Recused

RE: 211 West Broadway, application for a restaurant wine and beer license for Keri Jackson OBO entity to be determined d/b/a Maslow 6 Wine Bar

WHEREAS: Keri Jackson OBO entity to be determined d/b/a Maslow 6 Wine Bar is applying for a restaurant wine and beer license; and

WHEREAS: The applicant agreed to limit the hours of service to 3:00 PM to 12:00 AM Sunday through Thursday, and 3:00 PM to 1:00 AM Friday and Saturday; and

WHEREAS: The total area of the establishment is 1000 square feet with 15 tables and 50 seats in the dining area and 4 tables and 12 seats in the bar area; and

WHEREAS: There will be mostly ambient recorded music with live chamber or jazz music on occasion; and

WHEREAS: The applicant will not engage outside promoters, security personnel, or independent DJs; and

WHEREAS: The applicant does not intend to apply for a sidewalk café or cabaret license; and

WHEREAS: The applicant has stated that there are not buildings used primarily as schools, churches, synagogues or other places of worship within 200 feet of the establishment; and

WHEREAS: The applicant has stated that there are three or more establishments with on-premises liquor licenses within 500 feet of the establishment; now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 opposes the granting of an on-premise wine and beer license to Keri Jackson OBO entity to be determined d/b/a Maslow 6 Wine Bar located at 211 West Broadway unless the applicant complies with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: FEBRUARY 28, 2012

COMMITTEE OF ORIGIN: WATERFRONT

COMMITTEE VOTE: 3 In Favor 2 Opposed 2 Abstained 0 Recused
BOARD VOTE: 34 In Favor 0 Opposed 0 Abstained 0 Recused

RE: 70 South Street, application for new on-premise liquor license for Maiden Rest LLC d/b/a TBD

WHEREAS: Maiden Rest LLC d/b/a TBD is applying for an on-premise liquor license; and

WHEREAS: The applicant agreed to limit the hours of bar service to 8:00 AM to 2:00 AM seven days a week; and

WHEREAS: The total area of the establishment is 3700 square feet with a 1500 square foot dining area with 18 tables and 60 seats and a 900 square foot bar areas with 13 tables and 52 seats; and

WHEREAS: There will be recorded ambient music; and

WHEREAS: The applicant will not engage outside promoters, security personnel, or independent DJs; and

WHEREAS: The applicant does not intend to apply for a cabaret license; and

WHEREAS: The applicant has stated that there are not buildings used primarily as schools, churches, synagogues or other places of worship within 200 feet of the establishment; and

WHEREAS: The applicant has stated that there are not three or more establishments with on-premises liquor licenses within 500 feet of the establishment; now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 opposes the granting of an on-premise liquor license to Maiden Rest LLC d/b/a TBD located at 70 South Street unless the applicant complies with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: FEBRUARY 28, 2012

COMMITTEE OF ORIGIN: WATERFRONT

COMMITTEE VOTE: 3 In Favor 2 Opposed 2 Abstained 0 Recused
BOARD VOTE: 34 In Favor 0 Opposed 0 Abstained 0 Recused

RE: Pier 15, South Street, application for new on-premise liquor license for P15 LLC
d/b/a TBD

WHEREAS: P15 LLC d/b/a TBD is applying for an on-premise liquor license; and

WHEREAS: The applicant agreed to limit the hours of bar service to 9:00 AM to 2:00 AM
seven days a week; and

WHEREAS: The total area of the establishment is 1328 square feet with a 900 square foot
dining area with 10 tables and 40 seats and a 300 square foot bar areas with 10
tables and 20 seats; and

WHEREAS: There will be recorded ambient music; and

WHEREAS: The applicant will not engage outside promoters, security personnel, or
independent DJs; and

WHEREAS: The applicant does not intend to apply for a cabaret license; and

WHEREAS: The applicant has stated that there are not buildings used primarily as schools,
churches, synagogues or other places of worship within 200 feet of the
establishment; and

WHEREAS: The applicant has stated that there are not three or more establishments with on-
premises liquor licenses within 500 feet of the establishment; now

THEREFORE
BE IT
RESOLVED

THAT: Community Board #1 opposes the granting of an on-premise liquor license to P15
LLC d/b/a TBD located at Pier 15, South Street unless the applicant complies
with the limitations and conditions set forth above.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: FEBRUARY 28, 2012

COMMITTEE OF ORIGIN: WTC REDEVELOPMENT

COMMITTEE VOTE: 7 In Favor 0 Opposed 0 Abstained 0 Recused
BOARD VOTE: 0 In Favor 0 Opposed 0 Abstained 0 Recused

RE: Honoring the life of Dr. Stephen Levin

WHEREAS: Dr. Steven Levin, Director of Mount Sinai Medical Center's Irving J. Selikoff Center for Occupational and Environmental Medicine, lost a battle with cancer on February 7, 2012; and

WHEREAS: As Director of the Irving J. Selikoff Center for Occupational and Environmental Medicine, Dr. Levin recognized immediately after 9/11 the cumulative dangers from the toxins released by the attack on the World Trade Center and mobilized to provide the needed medical services; and

WHEREAS: Dr. Levin remained committed to the healthcare needs of individuals affected by 9/11 and its aftermath, treating affected individuals, researching the linkages between 9/11 and medical conditions and fighting for adequate funding from the federal government; and

WHEREAS: With the passing of Dr. Steven Levin, the City of New York and Community Board 1 has lost a leading expert and early advocate for healthcare for people with medical conditions related to 9/11, many of whom continue to receive health care at the Mount Sinai Center for Excellence; and

WHEREAS: Dr. Levin's dedicated work on behalf of people suffering from illnesses related to 9/11 and other occupational and environmental conditions was tremendously inspiring; now

THEREFORE
BE IT
RESOLVED

THAT: Community Board 1 mourns the loss of Dr. Stephen Levin, honors his life and accomplishments, and offers deepest condolences of the board to his family.

COMMUNITY BOARD #1 – MANHATTAN
RESOLUTION

DATE: FEBRUARY 28, 2012

COMMITTEE OF ORIGIN: YOUTH AND EDUCATION

COMMITTEE VOTE:	6 In Favor	0 Opposed	0 Abstained	0 Recused
PUBLIC MEMBERS:	1 In Favor	0 Opposed	0 Abstained	0 Recused
BOARD VOTE:	25 In Favor	5 Opposed	1 Abstained	0 Recused

RE: Support for New York City’s ban on worship services in our public schools.

WHEREAS: The New York City Department of Education has recently enforced a policy barring religious services in our public schools, citing First Amendment separation of church and state, and claiming that “public school buildings funded by taxpayers’ dollars, should not be used as houses of worship...especially because school space is not equally available to all faiths;”¹

WHEREAS: Allowing churches to use school buildings may also result in the displacement of other community based non-profits that have traditionally run programs when the schools are closed. They work closely with the principals, school populations and nearby residents. Allowing churches to use these buildings for prayer may result in an overcrowding situation in Lower Manhattan; and

WHEREAS: On February 6, 2012, the state Senate passed a bill that would trump the City’s ban on worship in public schools, but to take effect the Assembly and Governor must also approve; now

THEREFORE
BE IT
RESOLVED

THAT: Community Board 1 supports the City’s decision to keep church and state separate by refusing to allow houses of worship to use our public school buildings; and

BE IT
FURTHER
RESOLVED

THAT: If these churches are having difficulty finding a new home, we ask that the City work with the churches in finding immediate alternatives.

¹ Hallowell, Billy. "‘STATE RELIGION’: BLOOMBERG DEFENDS NYC POLICY EVICTING DOZENS OF CHURCHES FROM PUBLIC SCHOOL BUILDINGS." *The Blaze*. TheBlaze LLC, 13 Feb. 2012. Web. 27 Feb. 2012. <<http://www.theblaze.com/stories/state-religion-bloomberg-defends-nyc-policy-evicting-dozens-of-churches-from-public-school-buildings/>>.