

Alida Camp
Chair

Will Brightbill
District Manager



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The City of New York
Community Board 8 Manhattan
LAND USE & FULL BOARD MEETING
Ramaz School - Auditorium
125 East 85th Street
Wednesday, February 20, 2019 - 6:30PM

Minutes

Community Board Members Present: Elizabeth Ashby, P Gayle Baron, Michele Birnbaum, Lori Ann Bores, Loraine Brown, Alida Camp, Christopher Deluzio, Matthew Feather, Billy Freeland, Alexandra Harrington, Edward Hartzog, David Helpem, Cecelia King, Craig Lader, Rebecca Lamorte, David Liston, Valerie Mason, David Menegon, Jane Parshall, Peter Patch, Sharon Pope-Marshall, Rita Popper, Margaret Price, David Rosenstein, Barbara Rudder, William Sanchez, M. Barry Schneider, Tricia Shimamura, Cos Spagnoletti, Russell Squire, Marco Tamayo, Carolina Tejo, Meena Thever, Elaine Walsh, Charles Warren, Sharon Weiner.

Community Board Members Absent (Excused): Barbara Chocky, Sarah Chu, Greg Kirschenbaum, Michael Mellamphy, Dorothea Newman, Abraham Salcedo, Lynne Strong-Shinozaki, Debra Teitelbaum, Nicholas Viest, Adam Wald.

Community Board Members Absent (Unexcused): None

Total Attendance: 39

Chairwoman Alida Camp called the meeting to order at 6:33PM.

1. Public Session – Those who wish to speak during the Public Session must register to do so by 6:45 pm

- Suzette Brooks Masters spoke about litter in the UES.
- Peter Patch spoke about Amazon leaving LIC
- Jake Kerrigan spoke against the legislation related to broker fees
- Alex Mayios spoke about the closure of the 67th Street Library for roof repairs and renovations
- Elizabeth Rose Daly spoke about programing at the Frick
- Fredrica Hochman spoke against the proposed Armani building
- Matt Bauer from the Madison Avenue BID spoke in support of the proposed Armani building
- Michael Bral spoke against the proposed Armani building
- Howard Anders spoke against the proposed Armani building
- Karen Weiss spoke against the proposed Armani building
- Ivana Stanic spoke in favor of the proposed Armani building
- Shari Blumenthal spoke in support of the proposed Armani building
- Susan Sheng spoke in support of e-bikes and deliver worker biking legislation
- Ryan Smith spoke in support of e-bike and delivery worker biking legislation
- Devin Gould spoke in support of e-bike and delivery worker biking legislation
- Jill Rancheski spoke in support of the proposed Armani building
- Logan Niper spoke in support of the proposed Armani building

- A. Presentation by the Department of City Planning regarding a proposed zoning text amendment that would regulate excessive mechanical voids within residential buildings in high density residential districts citywide. Deadline: March 8, 2019

LU -1: Application by the Department of City Planning to modify residential tower floor area provisions in ZR 23-16 relating to Mechanical Voids in Residential Towers (N 190230 ZRY)

At the Land Use and Full Board meeting of Community Board 8 Manhattan held on February 20, 2019, the board approved the following resolution by a vote of 39 in favor, 0 opposed, 1 abstention, and 1 not voting for cause.

WHEREAS, in recent years, several buildings have been completed using tall, inflated mechanical or structural floors to elevate upper story units above the surrounding context and improve their views; and **WHEREAS**, the NYC Zoning Resolution presently allows floor space containing mechanical equipment to be excluded from the floor area calculation and does not specifically identify a limit to the height of such spaces; and

WHEREAS, at the urging of local elected officials, Community Boards, and advocacy organizations, the Department of City Planning (DCP) conducted a city-wide analysis of recent construction to better understand the mechanical needs of residential buildings and assess when excessive mechanical spaces were being used to inflate building height in R6 through R10 districts and their equivalent Commercial Districts; and

WHEREAS, the Department of City Planning has proposed a Zoning Text Amendment to ZR 23-16 to address the issue of excessively tall, contiguous, or clustered residential mechanical voids in towers; and

WHEREAS, the proposed amendment would limit the use of residential mechanical voids; and

WHEREAS, CB8 recognizes the need for proportionately and contextually sized and distributed mechanical spaces in residential buildings; and

WHEREAS, the proposed amendment would count mechanical voids that exceed the height of 25 feet as “zoning floor area”; and

WHEREAS, if any mechanical floors are located within 75’ of each other, they would all count as “zoning floor area”; and

WHEREAS, the mechanical penthouse above the highest residential floor would not be subject to this regulation; and

WHEREAS, for mixed-use buildings, non-residential mechanical spaces would also be subject to the same “25-foot/75-foot rule” if non-residential floor space occupies less than 25% of the building; and

WHEREAS, for mixed-use buildings with a substantial amount of non-residential floor space (i.e. more than 25%), the non-residential mechanical voids would not be subject to this proposal; and

WHEREAS, the proposed amendment, while effective for curtailing the use of mechanical voids to add to building height, will be ineffective for voids consisting of outdoor and unenclosed spaces, amenities, and other building areas not used for accessory building mechanicals that have inappropriate floor-to-floor heights

WHEREAS, CB8 has concerns that the ratio of 25’ to every 75’ for mechanical voids is excessive and should be reduced to be less than 25’ (closer to the average of 12-15 feet) and more than 75’ from each other (closer to the average of 100-150 feet); and

WHEREAS, the proposed amendment does not address other types of structural voids, such as open space, terraces, and patios located within the core of the tower, and

WHEREAS, the proposed amendment does not address the use of stilts or unenclosed voids to elevate residential floors; and

WHEREAS, the proposed amendment does not address the issue of gerrymandered zoning lot mergers that have allowed developers to side-step the Zoning Resolution’s provisions; and

WHEREAS, the proposed amendment does not address the issue of oversized floor-to-floor heights in residential floor area, which is another way developers have increased the height of their buildings dramatically; and

WHEREAS, Community Board 8 believes that contextual height limits would eliminate or minimize the use of loopholes in our neighborhood;

THEREFORE, BE IT RESOLVED THAT Community Board 8 approved DCP's proposed zoning text amendment N 190230 ZRY as phase one of the process of closing the zoning loopholes that have allowed developers to inflate the height of new buildings; and,

BE IT FURTHER RESOLVED THAT Community Board 8 supports additional amendments to the Zoning Resolution to close other known zoning loopholes used to the same effect as mechanical voids, including outdoor spaces under and within buildings (terraces), stilt buildings, gerrymandered zoning lot mergers, and accessory or other building uses with vast floor-to-floor heights; and

BE IT FURTHER RESOLVED THAT Community Board 8 supports further amendments to the Zoning Resolution to expand the geographic areas covered by the proposed amendment, and to also include mechanical voids in mixed-use buildings with a substantial amount of non-residential floor area, and any future amendments to close zoning loopholes, and that such amendments cover both residential and commercial districts.

2. Adoption of the Agenda – Agenda adopted

3. Adoption of the Minutes – Minutes adopted

4. Manhattan Borough President's Report

Manhattan Borough President Gale Brewer's office reported on her latest initiatives.

5. Elected Officials' Reports

Elected officials or their representatives reported on their latest initiatives.

1. Assembly Member Dan Quart
2. Council Member Ben Kallos
3. Council Member Keith Powers
4. Congresswoman Carolyn Maloney
5. State Senator Liz Krueger
6. Assembly Member Rebecca Seawright

6. Chair's Report – Alida Camp

Chair Camp gave her report.

7. District Manager's Report -- Will Brightbill

District Manager Will Brightbill gave his report.

8. Committee Reports and Action Items:

A. Housing Committee, joint with Zoning and Development Committee and Health, Seniors, and Social Services Committee - Barbara Chocky and Edward Hartzog, Co-Chairs (Housing); Elizabeth Ashby and Elaine Walsh, Co-Chairs (Zoning and Development); Alexandra Harrington, David Liston and Barbara Rudder, Co-Chairs (Health, Seniors and Social Services)

HZH-1: Item 1 Public hearing regarding the Fetner Properties infill construction project at NYCHA Holmes Towers.

WHEREAS the public and local elected officials continue to express opposition to the proposed infill project at Holmes Towers; and,

WHEREAS the Fetner Properties is currently expected to pay \$25 million for a 99 year ground lease at the proposed infill site at Holmes Towers; and,

WHEREAS representatives of NYCHA have admitted that there is an appraisal for as much as \$60 million for the same aforesaid lease; and,

WHEREAS Community Board 8 and the public have not had an opportunity to review the aforesaid appraisal; and,

WHEREAS the current capital needs for Holmes Towers exceeds the proposed \$25 million lease payment by Fetner; and,

WHEREAS the underlying purpose of infill projects at NYCHA properties is to raise money for the outstanding capital needs of the vast complex of NYCHA buildings – currently estimated at \$32 billion for the entire portfolio of buildings – and the aforesaid appraisal would seem to indicate the potential for an additional \$35 million for capital repairs; and,

WHEREAS the public and Community Board 8 have also not been provided the Environmental Impact Study for the proposed infill site; and,

WHEREAS the City and NYCHA have promised to provide Community Board 8 and the public the Environmental Impact Study after the January 30 joint meeting of the Housing Committee, Zoning & Development Committee and the Health, Seniors and Social Services Committees; and,

WHEREAS, the project has not yet broken ground and the public, Community Board 8 and the relevant elected officials have all expressed reservations and concerns about the project,

THEREFORE, BE IT RESOLVED THAT Community Board 8 again calls upon the Mayor to refrain from issuing a zoning override for this project; and,

BE IT FURTHER RESOLVED THAT Community Board 8 calls upon the City to refrain from moving forward with this project until it and the public have had an opportunity to review the Environmental Impact Statement and Appraisal for the proposed infill site at Holmes Towers.

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

**B. Transportation Committee – Charles Warren and Craig Lader, Co-Chairs
TR-1 Items 1a, 1b, and 1c**

Item 1a: DeKovats Playground Funding

WHEREAS, construction of the proposed 92nd Street Ramp will result in significant impacts to DeKovats Playground, including the removal of trees and the sandbox and all equipment used by children age 2-5, and

WHEREAS, NYC Parks Department has expressed their intention to rehabilitate the entirety of DeKovats Playground upon completion of the 92nd Street Ramp, including new equipment for children ages 2-5; and

WHEREAS, the rehabilitation of DeKovats Playground is estimated to require \$3.2 million in funding; and

WHEREAS, the DeKovats Playground rehabilitation requires dedicated funding separate from any MTS related project to ensure it is used only for that specific purpose;

THEREFORE BE IT RESOLVED that Community Board 8 Manhattan urges the New York City Mayor's office to fully fund in FY 2019 a project to redesign and rehabilitate DeKovats Playground, currently budgeted at \$3.2 million, in coordination with the project to design the 92nd Street Ramp for the East 91st Street Marine Transfer Station.

Item 1b: Air Quality Monitoring

WHEREAS, the air quality in Manhattan Community District 8 is among the unhealthiest in New York City according to the NYC Department of Health data; and

WHEREAS, the Spring 2019 opening of the Marine Transfer Station will worsen air quality with the introduction of biodiesel trucks that emit harmful NO₂, NO, PM_{2.5} and black carbon; and

WHEREAS, DSNY has only committed to two weeks of air quality monitoring twice a year, even though the instruments have the capability to perform monitoring on a continuous basis; and

WHEREAS, there are only four air quality monitors, which are not situated in the locations where community residents and children most commonly congregate or recreate; and

WHEREAS, there are sensitive populations and sites nearby the MTS that are outside of the monitoring zones, including schools and the Isaacs Houses & Holmes Towers housing complex;

WHEREAS, the Community Advisory Group of the East 91st Street MTS has submitted a counterproposal to DSNY's Proposed Air Monitoring Protocol for the East 91st Street Marine Transfer Station that addresses the deficiencies of DSNY's plan to monitor and report on air quality, thresholds for remediation, and mitigation measures;

THEREFORE BE IT RESOLVED that Community Board 8 Manhattan supports the Community Advisory Group's Counterproposal to DSNY's Proposed Air Monitoring Protocol and requests its recommendations be implemented immediately;

BE IT FURTHER RESOLVED, that Community Board 8 Manhattan requests the expansion of the areas in which the air quality monitoring takes place to ensure that monitors are installed at locations outside the immediate vicinity of the MTS where children are typically present, including schools and at the playground in the Isaacs Houses & Holmes Towers housing complex.

Item 1c: Traffic Safety Monitors

WHEREAS, trucks operating en-route to and within the East 91st Street Marine Transfer Station will pose a threat to the safety of children who attend nearby schools and use Asphalt Green; and

WHEREAS, the Community Advisory Group of the East 91st Street MTS has identified schools that located on or near access routes to the MTS that generate significant pedestrian volumes including children; and

WHEREAS, there is a critical need for traffic safety agents to monitor and assist at intersections other than at the MTS entrance at 91st Street and York Avenue;

THEREFORE BE IT RESOLVED that Community Board 8 Manhattan requests Traffic Safety Agents/Monitors be in place around all school areas and crossings in the immediate vicinity of the MTS areas during all hours Asphalt Green is open, as identified in the CAG Statement of Concerns

Community Board 8 Manhattan approved these resolutions by a vote of 37 in favor, 0 opposed, 1 abstention, and 0 not voting for cause.

TR-2 Item 2a: Separate votes for each specific intro bill

WHEREAS, the City Council of New York has held a public hearing on four proposed bills related to e-bikes and e-scooters (Intro 1250, 1264, 1265 and 1266) that each deal with very distinct issues independent of each other;

BE IT RESOLVED that Community Board 8 Manhattan recommends to the New York City Council that Intro 1250, 1264, 1265 and 1266 and any related legislation regarding e-bikes and e-scooters be decoupled so they can be debated and voted on separately and not as a package.

Community Board 8 Manhattan approved this resolution by a vote of 36 in favor, 1 opposed, 0 abstentions, and 0 not voting for cause.

TR-3 Item 2b: e-Scooters

WHEREAS, e-Scooters have recently been introduced in certain cities across the United States; and

WHEREAS, e-Scooters have had a high injury rate among users due to their high speeds; and

WHEREAS, dockless e-scooter share programs have resulted in haphazardly placed scooters that cause visual blight and interfere with pedestrians when left on sidewalks;

WHEREAS, e-Scooters are not appropriate on New York City sidewalks due to the threat they pose to pedestrians in dense urban environments,

WHEREAS, e-Scooters are not appropriate in bike lanes due to the size disparity compared to bikes and the potential conflicts with vehicles and pedestrians;

WHEREAS, the City Council of New York is considering legislation that would legalize e-scooters;

THEREFORE BE IT RESOLVED that Community Board 8 Manhattan opposes any City Council legislation that contains language that would legalize e-scooters in New York City.

Community Board 8 Manhattan approved this resolution by a vote of 31 in favor, 6 opposed, 1 abstention, and 0 not voting for cause.

TR-4.1 Item 2c Part 1: Reduction of fines for illegal e-bike use

WHEREAS, individuals who are in violation of laws prohibiting operation of e-bikes in New York City are personally liable for a civil penalty (fine) of \$500;

WHEREAS, e-bike penalties have been especially burdensome to immigrant and low-income populations that are most likely to use e-bikes to perform deliveries for local businesses;

WHEREAS, e-bike ownership has been used as a condition of employment delivery persons by business owners;

WHEREAS, the City Council of New York is considering legislation that would reduce fines for illegal use of e-bikes;

THEREFORE BE IT RESOLVED that Community Board 8 Manhattan supports City Council legislative action to reduce the fines for illegal use of e-bikes from \$500 to \$100.

Community Board 8 Manhattan approved this resolution by a vote of 22 in favor, 16 opposed, 0 abstentions, and 0 not voting for cause.

TR-4.2 Item 2c Part 2: Making businesses responsible for violations

WHEREAS, individuals who are in violation of laws prohibiting operation of e-bikes in New York City are personally liable for a civil penalty (fine) of \$500;

WHEREAS, e-bike penalties have been especially burdensome to immigrant and low-income populations that are most likely to use e-bikes to perform deliveries for local businesses;

WHEREAS, e-bike ownership has been used as a condition of employment delivery persons by business owners;

WHEREAS, the City Council of New York is considering legislation that would reduce fines for illegal use of e-bikes;

THEREFORE BE IT RESOLVED, that Community Board 8 Manhattan supports legislative action by the City Council to make business owners or third-party delivery companies liable for any illegal operation of e-bikes by their employees rather than the delivery person him/herself.

Community Board 8 Manhattan approved this resolution by a vote of 37 in favor, 1 opposed, 0 abstentions, and 0 not voting for cause.

TR-5 Item 2d: Class 1 e-Bikes

WHEREAS, Class 1 e-bikes are pedal-assist bikes that rely on human power to engage the electric motor and are limited to a top speed of 20 MPH; and

WHEREAS, Class 1 e-bikes can provide an alternative mobility option for cyclists for first mile/last mile connections;

WHEREAS, the City Council of New York is considering legislation that would legalize class 1 e-bikes;

THEREFORE BE IT RESOLVED that Community Board 8 Manhattan is supportive of legislative language that legalizes Class 1 pedal-assist e-bikes.

Community Board 8 Manhattan approved this resolution by a vote of 32 in favor, 6 opposed, 0 abstentions, and 0 not voting for cause.

TR-6 Item 2e: Class 2 e-bikes

WHEREAS, Class 2 e-bikes are throttle powered that can reach accelerate quickly without human intervention;
WHEREAS, Class2 e-bikes are perceived as a serious threat to the safety of pedestrians, cyclists using non-motorized bikes and drivers of motor vehicles;
THEREFORE BE IT RESOLVED that Community Board 8 Manhattan opposes any legislation that would legalize Class 2 e-bikes.

Community Board 8 Manhattan approved this resolution by a vote of 36 in favor, 2 opposed, 0 abstentions, and 0 not voting for cause.

TR-7 Item 2f: Funding for conversion of class 2 throttle e-bikes to class 1 pedal-assist e-bikes

WHEREAS, the City Council of New York is considering legislation that would create a program that would provide logistical or financial assistance to individuals with incomes not in excess of 200% the Federal poverty guidelines for the conversion of class 2 throttle operated e-bikes to class 1 pedal assist e-bikes;
WHEREAS, the conversion of class 2 e-bikes to class 1 e-bikes are viewed as a measure that would improve safety for pedestrians and other cyclists;
WHEREAS, financial assistance for low-income individuals would enable them to keep bikes they already have purchased that are often used for delivery purposes;
THEREFORE BE IT RESOLVED that Community Board 8 Manhattan supports proposed programs to provide assistance for low-income individuals to convert class 2 e-bikes to class 1 e-bikes.

Community Board 8 Manhattan approved this resolution by a vote of 32 in favor, 5 opposed, 0 abstentions, and 0 not voting for cause.

C. Landmarks Committee - David Helpern and Jane Parshall, Co-Chairs

LM-1: Item 1: 760 Madison Avenue (between East 65th and East 66th Streets) – Upper East Side Historic District *Rick Cook and Brandon Specketer, CookFox*. Application is to demolish a non-historic four-story building at 760 Madison Avenue and construct a new building on the site. The application also includes work on existing buildings at 19 and 21 East 65th Street: rooftop additions, alterations and new construction at light well and rear, and storefront infill.

WHEREAS there are currently four buildings in the assemblage, 760 Madison Avenue, 21 East 65th Street, 19 East 65th Street, and 762 Madison Avenue;

WHEREAS the four-story Armani retail building at 760 Madison and the rear of 21 East 65th Street will be demolished;

WHEREAS a new, fourteen story condominium building with a two-story retail base is proposed;

WHEREAS the new retail base will become the new Armani store;

WHEREAS the new building will be smaller than the maximum size building allowed under the Zoning Resolution;

WHEREAS the zoning floor area permitted on the 760 Madison lot is 105,370 square feet and the zoning floor area proposed is about 82,723 square feet;

WHEREAS the building will be 118 feet high to the top of the street wall with an overall height to the top of the bulkhead of 189 feet;

WHEREAS the first floor of the store will have retractable awnings;

WHEREAS the building will have a 6'-0" deep central recess window wall within the street wall facing Madison Avenue from the second through the ninth floor;

WHEREAS the building will have rounded limestone and glass corners on the front walls at its north and south ends;

WHEREAS the building will cascade back, with rounded corners, from the top of the ninth floor to the mechanical penthouse;

WHEREAS the cascading will create terraces for the apartments at the setbacks;

WHEREAS the exterior materials will be limestone with a scalloped finish that is also known as a fluted finish on the avenue and street facades; limestone with a bush hammered finish at the lot line and the rear façades; bronze color coated aluminum and glass storefront and windows; bronze color painted railings at terraces; bronze and glass entry doors; teak handles on the entry doors; bronze color coated aluminum and glass window wall; bronze color coated mechanical penthouse; dark gray granite base; black fabric awnings; and planting on the terrace over the entry to the store in the recess of the street wall;

WHEREAS the window wall in the street wall cascading back from the street wall will include a large amount of glazed area to contrast with the limestone;

WHEREAS the composition on Madison Avenue will be symmetrical from bottom to top;

WHEREAS 762 Madison, a five-story building with a penthouse, will remain unchanged;

WHEREAS 19 East 65th Street is a nine-story building with a penthouse;

WHEREAS 21 East 65th Street is a five-story building with a penthouse;

WHEREAS 19 East 65th Street and 21 East 65th Street will be combined with the new building;

WHEREAS the brick facades of 19 and 21 East 65th Street will be preserved and restored;

WHEREAS the floor levels of the new building will match the floor levels of 19 and 21 East 65th Street;

WHEREAS the first floors of 19 and 21 East 65th Street have three brick arches each with the central arch on each building wider than the arches either side;

WHEREAS the retail entry will be on Madison Avenue; the retail service entry will be through the eastern arch of 21 East 65th Street; the residential entry will be through the central arch of 21 East 65th Street; and service entry for the residential will be through the western arch of 19 East 65th Street;

WHEREAS there are precedents in the historic district for the use of scalloped limestone, rounded corners, and cascading tops;

WHEREAS the scale of the building and the proportioning of the materials is contextual within the Upper East Side Historic district;

THEREFORE, BE IT RESOLVED that this project is approved as presented.

Community Board 8 Manhattan approved this resolution by a vote of 33 in favor, 3 opposed, 0 abstentions, and 0 not voting for cause.

D. Parks and Waterfront Committee - M. Barry Schneider and Tricia Shimamura, Co-Chairs

PW-1: Items 1 and 2

Item 1: Greenway Project Art Installation

WHEREAS EDC presentation of the artwork for the Greenway Project by Artist Stacy Levy was wonderfully received,

THEREFORE, BE IT RESOLVED Community Board 8 approves this presentation and urges EDC to move forward on this project.

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

Item 2: Use of Hex Pavers

WHEREAS EDC is planning to use these pavers throughout the Greenway Project,

THEREFORE, BE IT RESOLVED Community Board 8 strongly requests some of these pavers be used in "The Landing Node" at the 61st street end.

BE IT FURTHER RESOLVED Community Board 8 requests the Parks Department work these pavers into the design further along the Esplanade in Community District 8.

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

PW-2: Item 3: Joseph La Piana Art Installation

WHEREAS the public art displays along Park Avenue continue to be enjoyed by residents and visitors alike; and

WHEREAS the upcoming exhibit will be suspended above the floral plantings along Park Avenue, allowing for both plants and art to coexist in the same space;

THEREFORE, BE IT RESOLVED Community Board 8 approves the proposed temporary art installation on the Park Avenue Malls by Joseph La Piana.

Community Board 8 Manhattan approved this resolution by a vote of 33 in favor, 0 opposed, 0 abstentions, and 0 not voting for cause.

**E. Street Life Committee – Abraham Salcedo, Chair
SL-1 All Unanimous (1a-4a)**

1) Renewal Applications to the Department of Consumer Affairs and/or Department of City Planning for a Sidewalk Cafe:

a) M.B.R.P. Rest. Inc., dba The Stumble Inn, 1454 Second Avenue (Between 75th and 76th Street) -
Renewal for a Sidewalk Café – unenclosed – 12 tables, 25 chairs **Deadline for Submission – January 19, 2019**

WHEREAS this is a renewal application for a sidewalk cafe; and

WHEREAS no one from the public objected; and

WHEREAS the applicant has agreed to Community Board 8's stipulations concerning delivery bikes and bar crawls; therefore

BE IT RESOLVED that the application is **APPROVED**, subject to the stipulations above.

b) C.S.L.L. Rest Corp., dba EJ's Luncheonette, 1271 Third Avenue (Between 73rd and 74th Street) -
Renewal for a Sidewalk Café – enclosed – **Deadline for Submission – May 30, 2019**

WHEREAS this is a renewal application for a sidewalk cafe; and

WHEREAS no one from the public objected; and

WHEREAS the applicant has agreed to Community Board 8's stipulations concerning delivery bikes and bar crawls; therefore

BE IT RESOLVED that the application is **APPROVED**, subject to the stipulations above.

c) Terminus Restaurant Associates, LLC, dba Orsay, 1057 Lexington Avenue (Between 75th and 76th Street) -
Renewal for a Sidewalk Café – enclosed – 14 tables, 28 chairs **Deadline for Submission – June 7, 2019**

WHEREAS this is a renewal application for a sidewalk cafe; and

WHEREAS no one from the public objected; and

WHEREAS the applicant has agreed to Community Board 8's stipulations concerning delivery bikes and bar crawls; therefore

BE IT RESOLVED that the application is **APPROVED**, subject to the stipulations above.

e) Nectar Restaurant Corp., dba Nectar of 82nd Street 1090 Madison Avenue - Renewal for a Sidewalk Café
– enclosed – 12 tables, 24 chairs– unenclosed – 12 tables, 24 chairs **Deadline for Submission** – February 30, 2019

WHEREAS this is a renewal application for a sidewalk cafe; and

WHEREAS no one from the public objected; and

WHEREAS the applicant has agreed to Community Board 8's stipulations concerning delivery bikes and bar crawls; therefore

BE IT RESOLVED that the application is **APPROVED**, subject to the stipulations above.

f) 76th Street Restaurant, LLC, dba Cafe Boulud, 20 East 76th Street – Renewal application for a small unenclosed - 12 Tables and 24 Chairs **Deadline for Submission** – March 1, 2019

WHEREAS this is a renewal application for a sidewalk cafe; and

WHEREAS no one from the public objected; and

WHEREAS the applicant has agreed to Community Board 8's stipulations concerning delivery bikes and bar crawls; therefore

BE IT RESOLVED that the application is **APPROVED**, subject to the stipulations above.

2) New Applications to the Department of Consumer Affairs and/or Department of City Planning for a Sidewalk Cafe:

a) 1279 First Avenue LLC, dba Patsy's Pizzeria, 1279 First Avenue (Between First and Second Avenue) - Renewal for a Sidewalk Café – enclosed – 11 tables, 26 chairs **Deadline for Submission** – February 28, 2019

WHEREAS this is a new application for a sidewalk cafe; and

WHEREAS no one from the public objected; and

WHEREAS the applicant has agreed to Community Board 8's stipulations concerning delivery bikes and bar crawls; therefore

BE IT RESOLVED that the application is **APPROVED**, subject to the stipulations above.

b) JOE & THE JUICE NEW YORK, LLC, dba Joe & The Juice, 1320 Third Avenue (Between 75th and 76th Street) – New application for a Sidewalk Café - small unenclosed - 2 Tables and 6 Chairs

i) Deadline for Submission – February 25, 2019

WHEREAS this is a new application for a sidewalk cafe; and

WHEREAS no one from the public objected; and

WHEREAS the applicant has agreed to Community Board 8's stipulations concerning delivery bikes and bar crawls; therefore

BE IT RESOLVED that the application is **APPROVED**, subject to the stipulations above.

3) New Applications to the New York State Liquor Authority for Liquor Licenses:

a) Prota Rest LLC, 305 East 92nd St (Between First and Second Avenue) – Liquor, Wine, Beer and Cider License

WHEREAS this is a new application for Liquor, Wine, beer and cider; and

WHEREAS no one from the public objected; and

WHEREAS the applicant has agreed to Community Board 8's stipulations concerning delivery bikes and bar crawls; therefore

BE IT RESOLVED that the application is **APPROVED**, subject to the stipulations above.

b) Oda House UES Inc., 406 East 73rd Street (Between First and York Avenue) – New Application for a Liquor, Wine, Beer and Cider License

WHEREAS this is a new application for Liquor, Wine, beer and cider; and

WHEREAS no one from the public objected; and

WHEREAS the applicant has agreed to Community Board 8's stipulations concerning delivery bikes and bar crawls; therefore

BE IT RESOLVED that the application is **APPROVED**, subject to the stipulations above.

c) Hometown Dumplings Inc., 1619 York Ave (Between 85th and 86th Street) – New Application for a Wine, Beer and Cider License

WHEREAS this is a new application for Liquor, Wine, beer and cider; and

WHEREAS no one from the public objected; and

WHEREAS the applicant has agreed to Community Board 8's stipulations concerning delivery bikes and bar crawls; therefore

BE IT RESOLVED that the application is **APPROVED**, subject to the stipulations above.

e) Wok 88 on Third, LLC, 1570 Third Avenue (Between 88th and 89th Street) - New Application for a Liquor, Wine, Beer and Cider License

WHEREAS this is a new application for Liquor, Wine, beer and cider; and

WHEREAS no one from the public objected; and

WHEREAS the applicant has agreed to Community Board 8's stipulations concerning delivery bikes and bar crawls; therefore

BE IT RESOLVED that the application is **APPROVED**, subject to the stipulations above.

f) Hi-Life New York, LLC, dba TBD, 339 East 75th Street (Between First and Second Avenue) - New Application for a Liquor, Wine, Beer and Cider License

WHEREAS this is a new application for Liquor, Wine, beer and cider; and

WHEREAS no one from the public objected; and

WHEREAS the applicant has agreed to Community Board 8's stipulations concerning delivery bikes and bar crawls; therefore

BE IT RESOLVED that the application is **APPROVED**, subject to the stipulations above.

g) An Entity to be formed by Curt Huegel, 1373 First Avenue (Between 73rd and 74th Street) - New Application for a Liquor, Wine, Beer and Cider License

WHEREAS this is a new application for Liquor, Wine, beer and cider; and

WHEREAS no one from the public objected; and

WHEREAS the applicant has agreed to Community Board 8's stipulations concerning delivery bikes and bar crawls; therefore

BE IT RESOLVED that the application is **APPROVED**, subject to the stipulations above.

h) M&G 60th Street LLC, dba Piccola Cucina, 106 East 60th Street Liquor (Between Park and Lexington Avenue) – New Application for a Liquor, Wine, Beer and Cider License

WHEREAS this is a new application for Liquor, Wine, beer and cider; and

WHEREAS no one from the public objected; and

WHEREAS the applicant has agreed to Community Board 8's stipulations concerning delivery bikes and bar crawls; therefore

BE IT RESOLVED that the application is **APPROVED**, subject to the stipulations above.

i) Sushi Jin Inc, 316 East 84th Street (Between First and Second Avenue) – New Application for a Wine, Beer and Cider License

WHEREAS this is a new application for Liquor, Wine, beer and cider; and

WHEREAS no one from the public objected; and

WHEREAS the applicant has agreed to Community Board 8's stipulations concerning delivery bikes and bar crawls; therefore

BE IT RESOLVED that the application is **APPROVED**, subject to the stipulations above.

4) New York State Liquor Authority - Requests for waiver of 30 Day notice:

a) **811 Lexington Pizza Corp.** – Renewal for Liquor, Wine, Beer, and Cider
WHEREAS this is a renewal application for Liquor, Wine, beer and cider; and
WHEREAS no one from the public objected; and
WHEREAS the applicant has agreed to Community Board 8's stipulations concerning delivery bikes and bar crawls; therefore
BE IT RESOLVED that the application is **APPROVED**, subject to the stipulations above.

Community Board 8 Manhattan approved these resolutions by a vote of 34 in favor, 0 opposed, 0 abstentions, and 0 not voting for cause.

9. Old Business – No old business was discussed.

10. New Business – No items of new business were brought up.

The meeting was adjourned at 8:12 PM.

Alida Camp, Chair

