

The New York City Council

*City Hall
New York, NY 10007*



Meeting Minutes

Tuesday, August 24, 2010

10:00 AM

250 Broadway - Hearing Room, 16th Fl.

Committee on Land Use

Leroy G. Comrie, Jr., Chair

*Members: Maria del Carmen Arroyo, Charles Barron, Inez E. Dickens,
Daniel R. Garodnick, Sara M. Gonzalez, Robert Jackson, Jessica S. Lappin,
Rosie Mendez, Annabel Palma, Diana Reyna, Joel Rivera, James Sanders, Jr.
Larry B. Seabrook, James Vacca, Albert Vann, Brad S. Lander, Stephen T. Levin,
Mark S. Weprin, Jumaane D. Williams, Daniel J. Halloran III, Vincent M. Ignizio and Peter
A. Koo*

Roll Call

Present:

Comrie Jr., Arroyo, Barron, Garodnick, Gonzalez, Jackson, Mendez, Palma, Reyna, Rivera, Sanders Jr., Seabrook, Vacca, Vann, Lander, Levin, Weprin, Williams, Halloran III, Ignizio and Koo

Absent:

Dickens and Lappin

LU 0164-2010

Application no. 20105715 HKK (N 100417 HKK), pursuant to §3020 of the Charter of the City of New York, concerning the designation (List No.429, LP-2280) by the Landmarks Preservation Commission of the William Ulmer Brewery, located at 31 Belvidere Street (Block 3135, Lot 34), 71-83 Beaver Street (Block 3135, Lot 27), 35-43 Belvidere Street (Block 3135, Lot 27), and 26-28 Locust Street (Block 3135, Lot 16) as a historic landmark, Council District no. 34.

Attachments: Land Use Calendar - Week of August 23 - August 27, 2010, Land Use Calendar - August 24, 2010

This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - Week of August 23 - August 27, 2010, Land Use Calendar - August 24, 2010

A motion was made that this Land Use Application be Approved by Committee with Companion Resolution approved by Roll Call.

Affirmative: 21 -

Comrie Jr., Arroyo, Barron, Garodnick, Gonzalez, Jackson, Mendez, Palma, Reyna, Rivera, Sanders Jr., Seabrook, Vacca, Vann, Lander, Levin, Weprin, Williams, Halloran III, Ignizio and Koo

Absent: 2 -

Dickens and Lappin

LU 0165-2010

Application no. 20105716 HKM (N 100418 HKM), pursuant to §3020 of the Charter of the City of New York, concerning the designation (List No.429, LP-2362) by the Landmarks Preservation Commission of the SoHo Cast-Iron Historic District Extension, Council District no.1.

Attachments: Land Use Calendar - Week of August 23 - August 27, 2010, Land Use Calendar - August 24, 2010

This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - Week of August 23 - August 27, 2010, Land Use Calendar - August 24, 2010

A motion was made that this Land Use Application be Approved by Committee with Companion Resolution approved by Roll Call.

Affirmative: 21 -

Comrie Jr., Arroyo, Barron, Garodnick, Gonzalez, Jackson, Mendez, Palma, Reyna, Rivera, Sanders Jr., Seabrook, Vacca, Vann, Lander, Levin, Weprin, Williams, Halloran III, Ignizio and Koo

Absent: 2 -

Dickens and Lappin

LU 0166-2010

Application no. 20105571 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Groove Enterprises, Inc. d/b/a Groove to continue to maintain and operate an unenclosed sidewalk café located at 125 Macdougall Street, Borough of Manhattan, Council District no. 3. This application is subject to review and action by the Land Use Committee only if called-up by vote of the Council pursuant to Rule 11.20b of the Council and §20-226(g) of the New York City Administrative Code.

Attachments: Land Use Calendar - Week of August 23 - August 27, 2010, Land Use Calendar - August 24, 2010

This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - Week of August 23 - August 27, 2010, Land Use Calendar - August 24, 2010

A motion was made that this Land Use Application be Approved by Committee with Companion Resolution approved by Roll Call.

Affirmative: 21 -

Comrie Jr., Arroyo, Barron, Garodnick, Gonzalez, Jackson, Mendez, Palma, Reyna, Rivera, Sanders Jr., Seabrook, Vacca, Vann, Lander, Levin, Weprin, Williams, Halloran III, Ignizio and Koo

Absent: 2 -

Dickens and Lappin

LU 0167-2010

Application no. 20105585 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Smorgas Chef West Village LLC d/b/a Smorgas Chef to continue to maintain and operate an unenclosed sidewalk café located at 283 West 12th Street, Borough of Manhattan, Council District no. 3. This application is subject to review and action by the Land Use Committee only if called-up by vote of the Council pursuant to Rule 11.20b of the Council and §20-226(g) of the New York City Administrative Code.

Attachments: Land Use Calendar - Week of August 23 - August 27, 2010, Land Use Calendar - August 24, 2010

This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - Week of August 23 - August 27, 2010, Land Use Calendar - August 24, 2010

A motion was made that this Land Use Application be Approved by Committee with Companion Resolution approved by Roll Call.

Affirmative: 21 -

Comrie Jr., Arroyo, Barron, Garodnick, Gonzalez, Jackson, Mendez, Palma, Reyna, Rivera, Sanders Jr., Seabrook, Vacca, Vann, Lander, Levin, Weprin, Williams, Halloran III, Ignizio and Koo

Absent: 2 -

Dickens and Lappin

LU 0168-2010

Application no. 20105611 TCQ, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Watawa Inc. d/b/a Watawa to modify, maintain and operate an unenclosed sidewalk café located at 33-10 Ditmars Boulevard, Borough of Queens, Council District no. 22. This application is subject to review and action by the Land Use Committee only if called-up by vote of the Council pursuant to Rule 11.20b of the Council and §20-226(g) of the New York City Administrative Code.

Attachments: Land Use Calendar - Week of August 23 - August 27, 2010, Land Use Calendar - August 24, 2010

This Land Use Application was Hearing Held by Committee

Attachments: Land Use Calendar - Week of August 23 - August 27, 2010, Land Use Calendar - August 24, 2010

A motion was made that this Land Use Application be Approved by Committee with Companion Resolution approved by Roll Call.

Affirmative: 21 -

Comrie Jr., Arroyo, Barron, Garodnick, Gonzalez, Jackson, Mendez, Palma, Reyna, Rivera, Sanders Jr., Seabrook, Vacca, Vann, Lander, Levin, Weprin, Williams, Halloran III, Ignizio and Koo

Absent: 2 -

Dickens and Lappin

Res 0191-2010 **Proposed authorizing resolution submitted by the Mayor pursuant to Section 363 of the Charter for the granting of franchises for installation of telecommunications equipment and facilities on, over and under the inalienable property of the City in connection with the provision of mobile telecommunications services.**

Attachments: Land Use Calendar - Week of May 17 - May 21, 2010, Hearing Testimony - Zoning 5/17/10, Hearing Transcript - Zoning 5/17/10, Land Use Calendar - Week of May 31 - June 4, 2010, Hearing Transcript - Zoning 5/25/10, Hearing Transcript - Zoning 6/1/10, Land Use Calendar - Week of June 14 - June 18, 2010, Hearing Transcript - Zoning 6/15/10, Recessed Subcommittees Meetings Scheduled for June 17, 2010, Hearing Transcript - Zoning 6/17/10, Land Use Calendar - Week of August 23 - August 27, 2010, Land Use Calendar - August 24, 2010

This Resolution was Hearing Held by Committee

Attachments: Land Use Calendar - Week of May 17 - May 21, 2010, Hearing Testimony - Zoning 5/17/10, Hearing Transcript - Zoning 5/17/10, Land Use Calendar - Week of May 31 - June 4, 2010, Hearing Transcript - Zoning 5/25/10, Hearing Transcript - Zoning 6/1/10, Land Use Calendar - Week of June 14 - June 18, 2010, Hearing Transcript - Zoning 6/15/10, Recessed Subcommittees Meetings Scheduled for June 17, 2010, Hearing Transcript - Zoning 6/17/10, Land Use Calendar - Week of August 23 - August 27, 2010, Land Use Calendar - August 24, 2010

A motion was made that this Resolution be Approved by Committee approved by Roll Call.

Affirmative: 20 -

Comrie Jr., Arroyo, Barron, Garodnick, Gonzalez, Jackson, Mendez, Palma, Reyna, Rivera, Sanders Jr., Seabrook, Vacca, Vann, Lander, Levin, Weprin, Williams, Halloran III and Koo

Negative: 1 -

Ignizio

Absent: 2 -

Dickens and Lappin

T2010-1482 **Application no. 20085696 SCQ, a proposed site for a new, approximately 665 seat Primary/Intermediate School Facility, to be located at the southwest corner of 46th Avenue and 5th Street (Block 21, lot 31 in portion) Council District No. 26, Borough of Queens. This matter is subject to Council review and action pursuant Section 1732 of the New York State Public Authorities Law.**

Attachments: Land Use Calendar - August 24, 2010

This Land Use Application was Hearing on P-C Item by Comm

Attachments: Land Use Calendar - August 24, 2010

A motion was made that this Land Use Application be P-C Item Approved by Committee with Companion Resolution approved by Roll Call.

Affirmative: 21 -

Comrie Jr., Arroyo, Barron, Garodnick, Gonzalez, Jackson, Mendez, Palma, Reyna, Rivera, Sanders Jr., Seabrook, Vacca, Vann, Lander, Levin, Weprin, Williams, Halloran III, Ignizio and Koo

Absent: 2 -

Dickens and Lappin

T2010-1442

Application no. 20115135 HAK, an amended Urban Development Action Area Project located at 371 Van Siclen Avenue, Council District no. 37, Borough of Brooklyn. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development.

Attachments: Land Use Calendar - Week of August 23 - August 27, 2010, Land Use Calendar - August 24, 2010

This Land Use Application was Hearing on P-C Item by Comm

Attachments: Land Use Calendar - Week of August 23 - August 27, 2010, Land Use Calendar - August 24, 2010

A motion was made that this Land Use Application be P-C Item Approved by Committee with Companion Resolution approved by Roll Call.

Affirmative: 21 -

Comrie Jr., Arroyo, Barron, Garodnick, Gonzalez, Jackson, Mendez, Palma, Reyna, Rivera, Sanders Jr., Seabrook, Vacca, Vann, Lander, Levin, Weprin, Williams, Halloran III, Ignizio and Koo

Absent: 2 -

Dickens and Lappin

T2010-1438

Application no. 20115131 HAX, an Urban Development Action Area Project located at 1341 Chisholm Street, Council District no. 16, Borough of the Bronx. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development, and pursuant to Section 696 of the General Municipal Law for a tax exemption.

Attachments: Land Use Calendar - Week of August 23 - August 27, 2010, Land Use Calendar - August 24, 2010

This Land Use Application was Hearing on P-C Item by Comm

Attachments: Land Use Calendar - Week of August 23 - August 27, 2010, Land Use Calendar - August 24, 2010

A motion was made that this Land Use Application be P-C Item Approved by Committee with Companion Resolution approved by Roll Call.

Affirmative: 21 -

Comrie Jr., Arroyo, Barron, Garodnick, Gonzalez, Jackson, Mendez, Palma, Reyna, Rivera, Sanders Jr., Seabrook, Vacca, Vann, Lander, Levin, Weprin, Williams, Halloran III, Ignizio and Koo

Absent: 2 -

Dickens and Lappin

T2010-1440

Application no. 20115133 HAK, an Urban Development Action Area Project located at 31 Saint Marks Place, Council District no. 33, Borough of Brooklyn. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development, and pursuant to Section 577 of the Private Housing Finance Law for a tax exemption.

Attachments: Land Use Calendar - Week of August 23 - August 27, 2010, Land Use Calendar - August 24, 2010

This Land Use Application was Hearing on P-C Item by Comm

Attachments: Land Use Calendar - Week of August 23 - August 27, 2010, Land Use Calendar - August 24, 2010

A motion was made that this Land Use Application be P-C Item Approved by Committee with Companion Resolution approved by Roll Call.

Affirmative: 21 -

Comrie Jr., Arroyo, Barron, Garodnick, Gonzalez, Jackson, Mendez, Palma, Reyna, Rivera, Sanders Jr., Seabrook, Vacca, Vann, Lander, Levin, Weprin, Williams, Halloran III, Ignizio and Koo

Absent: 2 -

Dickens and Lappin

T2010-1441

Application no. 20115134 HAK, an amended Urban Development Action Area Project located at 315 Jerome Street, 521, 525-27, 535 Linwood Street, Council District no. 37, Borough of Brooklyn. This matter is subject to Council review and action pursuant to Article 16 of the New York General Municipal Law, at the request of the New York City Department of Housing Preservation and Development.

Attachments: Land Use Calendar - Week of August 23 - August 27, 2010, Land Use Calendar - August 24, 2010

This Land Use Application was Hearing on P-C Item by Comm

Attachments: Land Use Calendar - Week of August 23 - August 27, 2010, Land Use Calendar - August 24, 2010

A motion was made that this Land Use Application be P-C Item Approved by Committee with Companion Resolution approved by Roll Call.

Affirmative: 21 -

Comrie Jr., Arroyo, Barron, Garodnick, Gonzalez, Jackson, Mendez, Palma, Reyna, Rivera, Sanders Jr., Seabrook, Vacca, Vann, Lander, Levin, Weprin, Williams, Halloran III, Ignizio and Koo

Absent: 2 -

Dickens and Lappin