

# **The New York City Council**

*City Hall  
New York, NY 10007*



## **Meeting Minutes**

**Monday, July 21, 2003**

**9:30 AM**

**Council Chambers - City Hall**

### **Subcommittee on Zoning and Franchises**

*Tony Avella, Chair*

*Members: Christine C. Quinn, Eric N. Gioia,  
Michael E. McMahon, Albert Vann, Maria Baez and  
Melinda R. Katz*

Roll Call

**Present,** Avella, Quinn, Gioia, McMahon and Katz

**Absent,** Vann and Baez

*Other Council Members Attending: Comrie and Jackson*

**Int 0466-2003      A Local Law to amend the New York city charter in relation to authorizing the department of transportation to extend the expiration date of any franchise to operate and maintain bus shelters.**

**Affirmative,** 5 -

Avella, Quinn, Gioia, McMahon and Katz

**Absent,** 2 -

Vann and Baez

**Enactment No:** 2003/057

**LU 0479-2003      N 20045035 OSY, Citywide relating to proposed changes to various sections of the zoning resolution pertaining to Community Facilities.**

**Affirmative,** 5 -

Avella, Quinn, Gioia, McMahon and Katz

**Absent,** 2 -

Vann and Baez

**T2003-1318      Uniform land use review procedure application no. 030326 ZSX, pursuant to §197-c and §197-d of the Charter of the City of New York concerning a special permit under the Zoning Resolution in the Borough of Bronx, Council District no. 11 to allow an unattended parking garage with a maximum capacity of 172 spaces. This application is subject to review and action by the Land Use Committee only if appealed to the Council pursuant to §197-d(b)(2) of the Charter or called-up by vote of the Council pursuant to §197-d(b)(3) of the Charter.**

**Affirmative,** 5 -

Avella, Quinn, Gioia, McMahon and Katz

**Absent,** 2 -

Vann and Baez

**T2003-1319**      **Uniform land use review procedure application no. 030327 ZSX, pursuant to §197-c and §197-d of the Charter of the City of New York concerning a special permit under the Zoning Resolution in the Borough of Bronx, Council District no. 11 to allow a group parking facility accessory to uses in a large-scale community facility development with a maximum capacity of 1374 spaces and to allow 206 spaces to be located on the roof of a proposed parking facility. This application is subject to review and action by the Land Use Committee only if appealed to the Council pursuant to §197-d(b)(2) of the Charter or called-up by vote of the Council pursuant to §197-d(b)(3) of the Charter.**

**Affirmative,** 5 -  
Avella, Quinn, Gioia, McMahon and Katz

**Absent,** 2 -  
Vann and Baez

**LU 0226-2002**      **Resolution authorizing the Department of Transportation to grant nonexclusive franchises for the installation, operation, and maintenance of coordinated franchise structures. (20035026 GFY)**

**Attachments:** Hearing Transcript 10/29

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**Affirmative,** 5 -  
Avella, Quinn, Gioia, McMahon and Katz

**Absent,** 2 -  
Vann and Baez

**LU 0394-2003**      **Uniform Land Use Review Procedure application no. 020124 ZMQ, pursuant to §197-c and §197-d of the New York City Charter, concerning changes to the zoning map, Borough of Queens, Council District no. 31.**

**Affirmative,** 5 -  
Avella, Quinn, Gioia, McMahon and Katz

**Absent,** 2 -  
Vann and Baez

**LU 0423-2003**      **Authorizing Resolution for the granting of franchises for the installation of public pay telephones and associated equipment on, over, and under the inalienable property of the City (L.U. No. 423-A; 20035207 GFY).**

**LU 0427-2003**      **Uniform Land Use Review Procedure application no. 030325 ZMX, pursuant to §197-c and §197-d of the New York City Charter, concerning changes to the zoning map, Borough of Bronx, Council District no. 11.**

**Affirmative,** 5 -  
Avella, Quinn, Gioia, McMahon and Katz

**Absent,** 2 -  
Vann and Baez

**LU 0428-2003**      **Uniform land use review procedure application no. 030326 ZSX, pursuant to §197-c and §197-d of the Charter of the City of New York concerning a special permit under the Zoning Resolution in the Borough of Bronx, Council District no. 11 to allow an unattended parking garage with a maximum capacity of 172 spaces. This application is subject to review and action by the Land Use Committee only if appealed to the Council pursuant to §197-d(b)(2) of the Charter or called-up by vote of the Council pursuant to §197-d(b)(3) of the Charter.**

**Affirmative,** 5 -  
Avella, Quinn, Gioia, McMahon and Katz

**Absent,** 2 -  
Vann and Baez

**LU 0429-2003**      **Uniform land use review procedure application no. 030327 ZSX, pursuant to §197-c and §197-d of the Charter of the City of New York concerning a special permit under the Zoning Resolution in the Borough of Bronx, Council District no. 11 to allow a group parking facility accessory to uses in a large-scale community facility development with a maximum capacity of 1374 spaces and to allow 206 spaces to be located on the roof of a proposed parking facility. This application is subject to review and action by the Land Use Committee only if appealed to the Council pursuant to §197-d(b)(2) of the Charter or called-up by vote of the Council pursuant to §197-d(b)(3) of the Charter.**

**Affirmative,** 5 -  
Avella, Quinn, Gioia, McMahon and Katz

**Absent,** 2 -  
Vann and Baez

**LU 0448-2003**      **Uniform Land Use Review Procedure application no. 030237 ZMM, pursuant to §197-c and §197-d of the New York City Charter, concerning changes to the zoning map, Borough of Manhattan, Council District no. 1.**

**Affirmative,** 5 -  
Avella, Quinn, Gioia, McMahon and Katz

**Absent,** 2 -  
Vann and Baez

**LU 0449-2003**      **Zoning resolution amendment application no. 030236 ZRY, pursuant to §197-d and §200 of the New York City Charter, concerning changes in the text of the zoning resolution, Citywide, relating: to Special Mixed Use District #6.**

**Affirmative,** 5 -  
Avella, Quinn, Gioia, McMahon and Katz

**Absent,** 2 -  
Vann and Baez

**LU 0466-2003**      **Application no. 20035259 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Mr. G Restaurant Corp., d/b/a Positano Italian Restaurant, to establish, maintain and operate an unenclosed sidewalk café located at 122 Mulberry Street, Borough of Manhattan, Council District no. 1. 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.**

**Affirmative,** 5 -  
Avella, Quinn, Gioia, McMahon and Katz

**Absent,** 2 -  
Vann and Baez

**LU 0467-2003**      **Application no. 20035260 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Buona Notte, Inc., to establish, maintain and operate an unenclosed sidewalk café located at 120 Mulberry Street, Borough of Manhattan, Council District no. 1. 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.**

**Affirmative,** 5 -  
Avella, Quinn, Gioia, McMahon and Katz

**Absent,** 2 -  
Vann and Baez

**LU 0468-2003**      **Application no. 20035261 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of Fratelli Restaurant, Inc., to establish, maintain and operate an unenclosed sidewalk café located at 115 Mulberry Street, Borough of Manhattan, Council District no. 1. 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.**

**Affirmative,** 5 -  
Avella, Quinn, Gioia, McMahon and Katz

**Absent,** 2 -  
Vann and Baez

**LU 0470-2003**      **Application no. 20035271 TCM, pursuant to §20-226 of the Administrative Code of the City of New York, concerning the petition of ANH Corporation, to establish, maintain and operate an unenclosed sidewalk café located at 363 Third Avenue, Borough of Manhattan, Council District no. 2. 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.**

**Affirmative,** 5 -  
Avella, Quinn, Gioia, McMahon and Katz

**Absent,** 2 -  
Vann and Baez

AND SUCH OTHER BUSINESS AS MAY BE NECESSARY